

**The Commonwealth of Massachusetts**

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**JOURNAL OF THE SENATE.**



**SATURDAY, JULY 23, 2016.**

[72]

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JOURNAL OF THE SENATE.

Saturday, July 23, 2016.

Met at ten minutes past eleven o'clock A.M. (Ms. O'Connor Ives in the Chair).

Engrossed Bill — Laid Before the Governor.

An engrossed Bill establishing a sick leave bank for Ellen Atkinson, an employee of the Massachusetts Rehabilitation Commission (see House, No. 4100) (which originated in the House), having been passed to be enacted and signed by the Acting President (Mr. Brownsberger) on Thursday, July 21, 2016,— was laid before the Governor for his approbation on Saturday, July 23, 2016.

Bill laid before the Governor.

Distinguished Guests.

There being no objection, during consideration of the Orders of the Day, the President handed the gavel to Ms. Chang-Diaz for the purpose of an introduction. Ms. Chang-Diaz then introduced, in the rear of the Chamber, family and friends of Cedric Phillips, who was murdered twelve years ago at the age of 19. The group was on their annual walk to bring awareness to gun safety measures and the prevention of the loss of future lives, which ended at the State House. The Senate welcomed them with applause and they withdrew from the Chamber.

Family and friends of Cedric Phillips.

There being no objection, the President handed the gavel to Mr. Joyce for the purpose of an introduction. Mr. Joyce then introduced, in the rear of the Chamber, Heather Wakelin, the mother of his aid, Johanna. She was visiting from Abu Dhabi and came to the State House to view the Senate session while on her trip. The Senate welcomed her with applause and she withdrew from the Chamber.

Heather Wakelin.

Communication

Communication from the Office of the Comptroller (pursuant to Section 2E of Chapter 133 of the Acts of 2016) submitting the FY17 transfer schedule for the Executive Office of Health and Human Services, 1595-1068 Medical Assistance Trust Fund (received July 22, 2016).—was placed on file.

Office of the Comptroller,— FY17 transfer schedule. SD2635

PAPERS FROM THE HOUSE.

A Bill relative to student driver safety (House, No. 3114,— on petition),— was read and, under Senate Rule 27, referred to the committee on Ways and Means.

Student driver safety.

Bills

Relative to an unauthorized radio telecommunication (House, No. 4109, amended,— on House, No. 1536); and

Radio telecommunications.

Relative to prescription eye drops (House, No. 4195, amended,— on House, Nos. 825 and 841);

Eye drops.

Were severally read and, under Senate Rule 26, referred to the committee on Rules.

A Bill providing for limited property tax relief for certain elder citizens in the town of Andover (House, No. 4214,-- on petition) [Local approval received],-- **was read and, under Senate Rule 26, placed in the Orders of the Day for the next session.**

Andover,-- property tax.

Reports

Of the committee on Health Care Financing, asking to be discharged from further consideration

Of the petition (accompanied by bill, House, No. 177) of Paul J. Donato and others for legislation to further regulate the registration of podiatrists; and

Podiatrists,-- regulate.

Of the House Bill relative to the modernization of optometric patient care (House, No. 1973);

Optometric care.

And recommending that the same severally be referred to the House committee on Ways and Means.

**Were severally considered forthwith, under Senate Rule 36, and accepted, in concurrence.**

There being no objection, at eleven minutes past eleven o'clock A.M., the Chair (Ms. O'Connor Ives) declared a recess subject to the call of the Chair; and, at twenty-three minutes before one o'clock P.M., the Senate reassembled, the President in the Chair.

Recess.

The Senator from Essex and Middlesex, Mr. Tarr, led the President, members, guests and staff in the recitation of the pledge of allegiance to the flag.

Pledge of allegiance.

At twenty-two minutes before one o'clock P.M., Ms. Chandler doubted the presence of a quorum. The President having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Quorum.

Subsequently, at fourteen minutes before one o'clock P.M., a quorum was declared present.

PAPERS FROM THE HOUSE

*Resolve Passed.*

An engrossed Resolve to establish a special commission to consider an appropriate tribute to Nelson Mandela in the City of Boston (see Senate, No. 2426) (which originated in the Senate), having been certified by the Senate Clerk to be rightly and truly prepared for final passage,-- was put upon its final passage, and, after remarks, the question on passing the resolve was determined by a call of the yeas and nays, at thirteen minutes before one o'clock P.M., on motion of Mr. Lewis, as follows, to wit (yeas 40-- nays 0) [**Yeas and Nays No. 425**]:

Resolve laid before the Governor.

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
deMacedo, Viriato M.  
DiDomenico, Sal N.

Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen

**UNCORRECTED PROOF.**

Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Fattman, Ryan C.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Humason, Donald F., Jr.  
Jehlen, Patricia D.  
Joyce, Brian A.

OConnor, Patrick M.  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Rosenberg, Stanley C.  
Ross, Richard J.  
Rush, Michael F.  
Spilka, Karen E.  
Tarr, Bruce E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 40.

**NAYS – 0.**

**The yeas and nays having been completed at ten minutes before one o'clock P.M., the resolve was passed, and it was signed by the President and laid before the Governor for his approbation.**

*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:

Regarding group health insurance for eligible employees and retirees in the town of Carver (see Senate, No. 1921);

Authorizing the town of Walpole to grant 5 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 3872); and

Authorizing the town of Westborough to grant 1 additional license for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 3896).

Bills laid before the Governor.

An engrossed Bill relative to the federal REAL ID Law (see House, No. 4488, amended) (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 re-enacted and signed by the President and again laid before the Governor for his approbation.**

Bill again laid before the Governor.

An engrossed Bill to establish pay equity (see Senate, No. 2119, amended) (which originated in the Senate), having been certified by the Senate Clerk to be rightly and truly prepared for final passage,-- was put upon its final passage.

Pay equity.

After remarks, the question on passing it to be enacted was determined by a call of the yeas and nays, at eighteen minutes before two o'clock P.M., on motion of Ms. Spilka, as follows, to wit (yeas 40 - nays 0) **[Yeas and Nays No. 426]:**

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
deMacedo, Viriato M.  
DiDomenico, Sal N.

Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen

**UNCORRECTED PROOF.**

Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Fattman, Ryan C.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Humason, Donald F., Jr.  
Jehlen, Patricia D.  
Joyce, Brian A.

OConnor, Patrick M.  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Rosenberg, Stanley C.  
Ross, Richard J.  
Rush, Michael F.  
Spilka, Karen E.  
Tarr, Bruce E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 40.

**NAYS – 0.**

**The yeas and nays having been completed at sixteen minutes before two o'clock P.M., the bill was passed to be enacted, and it was signed by the President and laid before the Governor for his approbation.**

A Bill providing for transfers of land in Westfield (House, No. 4308, amended,-- on House, No. 2840),-- was read.

Westfield,--  
land transfers.

**There being no objection, the rules were suspended, on motion of Mr. Humason, and the bill was read a second time and ordered to a third reading.**

A Bill relative to a certain parcel of land in the City of Boston (House, No. 4468,-- on House, No. 4295),-- was read.

Boston land parcel.

**There being no objection, the rules were suspended, on motion of Mr. Boncore, and the bill was read a second time and ordered to a third reading.**

A petition (accompanied by bill, House, No. 4545) of Gailanne M. Cariddi relative to the retirement benefits of James Boyle, an employee of the Department of Transitional Assistance,-- **was referred in concurrence, under suspension of Joint Rule 12, to the committee Public Service.**

James Boyle,--  
retirement benefits.

*Orders of the Day.*

The Orders of the Day were considered as follows:

Bills

Providing for recall elections in the town of Hawley (Senate, No. 2322);

Second reading bills.

Relative to the membership of the conservation commission of the town of Sturbridge (Senate, No. 2355); and

Relative to the leadership and governance of the city known as the town of Agawam (Senate, No. 2397).

**Were severally read a second time and ordered to a third reading.**

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*Moment of Silence.*

At the request of the President, members, staff and guests stood in a moment of silence to remember in our thoughts and prayers those who lost their lives to gun violence.

Moment of silence.

*Orders of the Day.*

The Orders of the Day were further considered as follows:

There being no objection, the following matters were taken out of order and considered, as follow:

The Senate Bill relative to principle-based reserving life insurance (Senate, No. 2450),-- **was read a third time and, after remarks, was passed to be engrossed.**

Life insurance.--  
principle based.

**Sent to the House for concurrence.**

The Senate Bill to involve youth in civic engagement (Senate, No. 2454),-- was read a third time.

Civic engagement.--  
youth.

Pending the question on passing the bill to be engrossed, Mr. Tarr moved that the bill be amended by inserting at the end thereof the following sections:-

“SECTION\_. Notwithstanding any general or special law to the contrary the department of elementary and secondary education shall report on the teaching of civics in secondary or intermediate public school districts. The report shall include but not be limited to number of school districts requiring the completion of a civics section before graduation.

Said report shall be submitted to the clerks of the house and senate and the joint committee on education by December 31, 2016.

SECTION\_. Notwithstanding any general or special law to the contrary the department of elementary and secondary education shall report on the teaching of United States history in secondary or intermediate school. The report shall include but not be limited to number of schools requiring the completion of a United States history section before graduation.

Said report shall be submitted to the clerks of the house and senate and the joint committee on education by December 31, 2016.”

After remarks, the amendment was adopted.

The question on passing the bill (Senate, No. 2454, amended) to be engrossed, was determined by a call of the yeas and nays at eight minutes past two o'clock P.M., on motion of Ms. Chandler, as follows, to wit (yeas 40 – nays 0) [**Yeas and Nays No. 427**]:

**YEAS.**

- |                          |                         |
|--------------------------|-------------------------|
| Barrett, Michael J.      | Keenan, John F.         |
| Boncore, Joseph A.       | Lesser, Eric P.         |
| Brady, Michael D.        | Lewis, Jason M.         |
| Brownsberger, William N. | L'Italien, Barbara A.   |
| Chandler, Harriette L.   | Lovely, Joan B.         |
| Chang-Diaz, Sonia        | McGee, Thomas M.        |
| Creem, Cynthia Stone     | Montigny, Mark C.       |
| deMacedo, Viriato M.     | Moore, Michael O.       |
| DiDomenico, Sal N.       | O'Connor Ives, Kathleen |
| Donnelly, Kenneth J.     | OConnor, Patrick M.     |
| Donoghue, Eileen M.      | Pacheco, Marc R.        |
| Downing, Benjamin B.     | Rodrigues, Michael J.   |
| Eldridge, James B.       | Rosenberg, Stanley C.   |
| Fattman, Ryan C.         | Ross, Richard J.        |
| Flanagan, Jennifer L.    | Rush, Michael F.        |
| Forry, Linda Dorcena     | Spilka, Karen E.        |

**UNCORRECTED PROOF.**

Gobi, Anne M.  
Humason, Donald F., Jr.  
Jehlen, Patricia D.  
Joyce, Brian A.

Tarr, Bruce E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 40.

**NAYS – 0.**

**The yeas and nays having been completed at eleven minutes past two o'clock P.M., the bill was passed to be engrossed.**

**Sent to the House for concurrence.**

The Senate Bill establishing a family and medical leave and temporary disability leave insurance program (printed as House, No. 4351),-- was read a third time.

Family and medical leave.

**Pending the question on adoption of the amendment previously recommended by the committee on Ways and Means, substituting a new draft with the same title (Senate, No. 2446), and pending the main question on ordering the bill to a third reading, Mr. Tarr moved that the amendments be printed in the calendar pursuant to the provisions of Senate Rule 31; and the motion was seconded by Mr. Humason.**

**Accordingly, the matter was laid over under the provisions of Senate Rule 31 until the next session.**

*Recess.*

There being no objection, at sixteen minutes past two o'clock P.M., at the request of Mr. Tarr, for the purpose of a minority caucus, the President declared a recess; and, at twenty-three minutes past three o'clock P.M., the Senate reassembled, Ms. Chandler in the Chair.

Recess.

At twenty-four minutes past three o'clock P.M., Mr. Tarr doubted the presence of a quorum. The Chair (Ms. Chandler) having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Quorum.

Subsequently, at twenty-five minutes past three o'clock P.M., a quorum was declared present.

*Orders of the Day.*

The Orders of the Day were further considered as follows:

There being no objection, the following matters were taken out of order and considered, as follow:

The House Bill financing improvements to municipal roads and bridges (House, No. 4424, amended),-- was read a second time.

Municipal roads and bridges.

After remarks, and pending the question on adoption of the amendment previously recommended by the committee on Ways and Means, that the pending Bonding, Capital Expenditures and State Assets recommended new text (Senate, No, 2447) be amended by striking out the text and inserting in place thereof the text of Senate document numbered 2455, and pending the main question on ordering the bill to a third reading, Messrs. Moore and Fattman moved that the proposed new text be amended in section 2A, in item 6121-1718, in line 29, by inserting after the word "program" the following:- "provided further, that \$1,000,000 shall be expended for the engineering and reconstruction of the Fisk Mill Bridge in the towns of Upton and Milford".

1

The amendment was *rejected*.

Mr. Donnelly moved that the proposed new text be amended by inserting in section 2A, in line-item 6121-1718, at the end thereof the following:- “provided further that the Massachusetts Department of Transportation shall expend up to \$1,100,000 for the replacement of the bridge on Hartwell Avenue spanning the Kiln Brook in Lexington;” 2

The amendment was *rejected*.

Ms. Gobi moved that the proposed new text be amended in section 2A, by inserting after the word “criteria” in line 35, the following words:- “rural status of municipalities”. 3

The amendment was *rejected*.

Mr. Tarr moved that the proposed new text be amended by inserting in line item 6121-1718 after the word “transportation” in line 36 the following:- “and the clerks of the house and senate”. 4

After remarks, the amendment was adopted.

Mr. Joyce moved that the proposed new text be amended by striking section 4 in its entirety. 5

After remarks, the amendment was adopted.

Mr. Rush moved that the proposed new text be amended by adding the following at the end thereof:- 6

“SECTION XX. Notwithstanding any general or special law to the contrary, the department of highways shall immediately take by eminent domain under chapter 79 of the General Laws that portion of Brook street as laid out in Norfolk county in the town of Norwood which comprises the public way which traverses Willett Pond, including the fee interest in and to the earthen dam, spillway and attendant structures known as the Willet Pond Dam, and the permanent easement interest in and to the abutments to the extent necessary to properly complete construction, for all purposes consistent with the emergency rehabilitation and repair of same for the safety of the public.

SECTION XX. The department of highways shall undertake and fund all necessary and immediate repairs required to rehabilitate Brook street and dam on behalf of the county.

SECTION XX. Notwithstanding any general or special law to the contrary, no permit shall be required from any state or local agency or body in order to effectuate the necessary and immediate repairs contemplated by this act.

SECTION XX. Notwithstanding said chapter 79, no appraisal of damages shall be required before any taking by eminent domain for the purposes of this act. Any appraisals required for the purposes of this act shall be undertaken and funded by the department of highways.

SECTION XX. The bridge referred to and described within section 1 shall be named the Honorable Gregory W. Sullivan Dam in honor of his distinguished service to the commonwealth as a representative and inspector general.”

The amendment was *rejected*.

Mr. Rush moved that the proposed new text be amended in section 2A, in item 6121-1718, by adding at the end thereof the following:- “provided further, that not less than \$1 million shall be expended for the repair of the bridge located on Route 1 at the intersection of Dean St. and the Boston Providence Highway in the town of Norwood”. 7

The amendment was *rejected*.

Mr. Rush moved that the proposed new text be amended in section 2, in item 8



6121-1714, by adding at the end thereof the following:- “provided further, that not less than \$300,000 shall be expended for the design of the Rustcraft Road and Elm Street roadway improvement project in the town of Dedham”.

The amendment was *rejected*.

Mr. Rush moved that the proposed new text be amended in section 2, in item 6121-1714, by adding at the end thereof the following:- “provided further, that not less than \$3.7 million shall be expended for the construction of sound barriers along Interstate 95 South to Blue Hill Drive in the town of Westwood”.

The amendment was *rejected*.

Ms. Spilka moved that the proposed new text be amended by striking out section 6 and inserting in place thereof the following section:-

“SECTION 6. Item 1100-2511 of section 2A of chapter 286 of the acts of 2014 is hereby amended by inserting after the word ‘provided’, in line 4, the following words:- , that \$330,000 shall be expended for port security projects eligible for financing through grants from the Federal Management Agency when such projects are undertaken in collaboration with the Massachusetts emergency management agency and when such projects are based upon prior or anticipated future commitments of federal funds; provided further.”

After remarks, the amendment was adopted.

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

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.

After remarks, the question on passing the bill to be engrossed was determined by a call of the yeas and nays at seven minutes before four o’clock P.M., on motion of Mr. McGee, as follows, to wit (yeas 39 – nays 0) [**Yeas and Nays No. 428**]:

**YEAS.**

Barrett, Michael J.	Keenan, John F.
Boncore, Joseph A.	Lesser, Eric P.
Brady, Michael D.	Lewis, Jason M.
Brownsberger, William N.	L’Italien, Barbara A.
Chandler, Harriette L.	Lovely, Joan B.
Chang-Diaz, Sonia	McGee, Thomas M.
Creem, Cynthia Stone	Montigny, Mark C.
deMacedo, Viriato M.	Moore, Michael O.
DiDomenico, Sal N.	O’Connor Ives, Kathleen
Donnelly, Kenneth J.	O’Connor, Patrick M.
Donoghue, Eileen M.	Pacheco, Marc R.
Downing, Benjamin B.	Rodrigues, Michael J.
Eldridge, James B.	Ross, Richard J.
Fattman, Ryan C.	Rush, Michael F.
Flanagan, Jennifer L.	Spilka, Karen E.
Forry, Linda Dorcena	Tarr, Bruce E.
Gobi, Anne M.	Timilty, James E.
Humason, Donald F., Jr.	Welch, James T.
Jehlen, Patricia D.	Wolf, Daniel A. – 39.
Joyce, Brian A.	

**NAYS - 0.**

**The yeas and nays having been completed at five minutes before four o'clock P.M., the bill was passed to be engrossed, in concurrence, with the amendment, its title having been changed by the committee on Bills in the third Reading to read as follows: "An Act providing for the financing of certain improvements to municipal roads and bridges".**

**Sent to the House for concurrence in the amendment.**

The Senate Bill further strengthening public safety by reducing unlicensed, uninsured driving by OUI offenders (Senate, No. 1895),-- was read a second time.

OUI offenders.

After remarks, and pending the question on adoption of the amendment previously recommended by the committee on Ways and Means, substituting a new draft with the same title (Senate, No. 2445), and pending the main question on ordering the bill to a third reading, Ms. Gobi moved that the proposed new draft be amended by adding the following section:-

2

"SECTION 35. The department of public safety, in consultation with the department of state police and the Massachusetts Chiefs of Police Association Incorporated, shall conduct a formal review of the drug and alcohol testing procedures administered by police officers at the scene of motor vehicle crashes. This review shall include any recommended statutory, regulatory or policy revisions by the department necessary to improve the procedures currently in place. The department shall report its findings and recommendations to the clerks of the senate and the house of representatives and the chairs of the joint committee on public safety and homeland security not later than July 31, 2017."

After remarks, the amendment was adopted.

Ms. O'Connor Ives moved that the proposed new draft be amended by inserting after section 33 the following section:-

3

"SECTION 33A. Notwithstanding any general or special law to the contrary, the commissioner of probation, in consultation with the commissioner of criminal justice information services, shall study law enforcement's and criminal justice agencies' access to sealed prior convictions for violations of section 24 of chapter 90 of the General Laws. The commissioner may, in conducting the study, seek input from interested stakeholders. The commissioner shall file a report, including any legislative recommendations, with the clerks of the senate and the house of representatives who shall forward the same to the chairs of the joint committee on public safety and homeland security and the chairs of the joint committee on the judiciary not later than March 1, 2017."

After remarks, the amendment was adopted.

Mr. Tarr moved that the proposed new draft be amended by inserting at the end thereof the following:-

4

"SECTION \_ . There shall be a pilot program for the purpose of implementing alternatives to incarceration and strengthening pretrial and post-trial options available to prosecutors and judges for responding to certain operating under the influence of alcohol or drug offenses.

The executive office of public safety and security, in consultation with the attorney general, the district attorneys association, and the Massachusetts sheriffs association, shall develop a 3-year pilot program for a county sheriff department to establish a 24/7 sobriety program. The pilot program shall be a competitive grant process. The executive office of public safety and security, in consultation with the attorney general, the district attorneys association, and the Massachusetts sheriffs association, shall develop criteria for grant eligibility, which shall include the

implementation of a 24/7 sobriety program which shall be designed to (1) allow for those selected by a prosecutor and court charged or convicted of a second or subsequent offense of operating a motor vehicle under the influence to participate; (2) allow a court to condition any bond, pre-trial release, the suspended imposition of a sentence, suspended execution of a sentence, or probation upon participation in the 24/7 sobriety program; (3) test to determine the presence and level of alcohol or a controlled substance in an individual's blood, breath or urine as shown by chemical test or analysis; and (4) provide testing to occur not less than 2 times a day approximately 12 hours apart at multiple testing locations throughout the county.

The executive office of public safety and security, in consultation with the attorney general, the district attorneys association, and the Massachusetts sheriffs association, may promulgate rules and regulations for the pilot program, which may include, though not necessarily limited to:

- (i) regulate the nature and manner of testing;
- (ii) regulate the procedures and apparatus for testing;
- (iii) set user fees; provided, however, that the fees collected shall be deposited into the county sheriff department administering the 24/7 sobriety program; provided, further, however, that fees collected shall be applied and used only toward the costs of twice a day testing, including maintaining equipment, funding support services and ensuring compliance;
- (iv) require and provide for a sobriety data management plan to be used by the executive office of public safety and security and the sheriff department to manage testing, data access, fees and fee payments, and any required reports; and
- (v) allow for those participating in the 24/7 sobriety program, in addition to any and all necessary education, treatment, or rehabilitation programs, to operate a motor vehicle with any conditions imposed by the court, sheriff department, and registrar, notwithstanding section 24 of chapter 90.

The executive office of public safety and security, in consultation with the attorney general, the district attorneys association, and the Massachusetts sheriffs association shall develop guidelines for review of the sheriff department pilot program. The sheriff department shall participate in any evaluation or accountability process implemented by or authorized by the executive office of public safety and security.”

The amendment was *rejected*.

Mr. Tarr moved that the proposed new draft be amended by inserting at the end thereof the following sections:-

8

“SECTION   . Section 23 of chapter 90 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting after the word ‘finding.’, in line 126, the following paragraph:-

If the defendant has been previously convicted or assigned to an alcohol or controlled substance education, treatment, or rehabilitation program by a court of the commonwealth or any other jurisdiction because of one or more like violations of the preceding paragraph preceding the date of the commission of the offense, the defendant shall be punished by a fine of not less than \$5,000 and imprisonment in the house of correction for not less than 2 years nor more than 2½ years by imprisonment in the state prison for not less than 2½ years nor more than 5 years, with said sentence to be served consecutively to and not concurrent with any other sentence or penalty. Such sentence shall not be suspended, nor shall any such person be eligible for probation, parole, or furlough or receive any deduction from the sentence for good conduct until the defendant shall have served said 2½ years

of such sentence; provided, however, that the commissioner of correction may, on the recommendation of the warden, superintendent or other person in charge of a correctional institution, or of the administrator of a county correctional institution, grant to an offender committed under this paragraph a temporary release in the custody of an officer of such institution only to obtain emergency medical or psychiatric services unavailable at said institution or to engage in employment pursuant to a work release program. Section 87 of chapter 276 shall not apply to any person charged with a violation of this paragraph. Prosecutions commenced under this paragraph shall not be placed on file or continued without a finding.

SECTION \_\_. Said section 23 of said chapter 90 of the General Laws, as so appearing, is hereby further amended by adding the following paragraph at the end thereof:-

Notwithstanding this section or any other general or special law to the contrary, any person convicted of operating a motor vehicle after such person's license or right to operate has been revoked for life, or after notice of such lifetime revocation of the right to operate a motor vehicle has been issued and received by such person or by such person's agent or employer, such person shall be punished by a fine of not less than \$5,000 and by imprisonment in a house of correction for not less than 1 year nor more than 2½ years or in state prison for not less than 2½ years nor more than 5 years; provided, however, that any person who operates a motor vehicle in violation of paragraph (a) of subdivision (1) of section 24, sections 24G or 24L, subsection (a) of section 8 of chapter 90B, sections 8A or 8B of chapter 90B or section 13½ of chapter 265, while said person's license or right to operate has been revoked for life, or after notice of such lifetime revocation of the right to operate a motor vehicle has been issued and received by such person or by such person's agent or employer, such person shall be punished by a fine of not less than \$10,000 and by imprisonment in state prison for not less than 3 years nor more than 10 years. Sentences imposed pursuant to this paragraph shall not be suspended, nor shall any such person be eligible for probation, parole, or furlough or receive any deduction from the sentence for good conduct until the defendant shall have served 5 years of such sentence; provided, however, that the commissioner of correction may, on the recommendation of the warden, superintendent or other person in charge of a correctional institution, or of the administrator of a county correctional institution, grant to an offender committed under this paragraph a temporary release in the custody of an officer of such institution only to obtain emergency medical or psychiatric services unavailable at said institution or to engage in employment pursuant to a work release program. Section 87 of chapter 276 shall not apply to any person charged with a violation of this paragraph. Prosecutions commenced under this paragraph shall not be placed on file or continued without a finding.

SECTION \_\_. Section 24 of said chapter 90 of the General Laws, as so appearing, is hereby amended by striking, in line 145, the word 'five', and inserting in place thereof the following word:- 'ten'."

The amendment was *rejected*.

There being no objection, further consideration of this item was temporarily laid aside.

The Senate Bill to strengthen the anti-human trafficking law (Senate, No. 872),-- was read a second time.

After remarks, and pending the question on adoption of the amendment previously recommended by the committee on Rules, substituting a new draft with

Anti-human  
trafficking.

1

the same title (Senate, No. 2444), and pending the main question on ordering the bill to a third reading, Mr. Lewis moved that the proposed new draft be amended in section 2, line 58, by inserting after the word “acupuncture”, the word: - “massage therapy”; and in said section 2, by striking out, in line 73, the words “and (iii) a person, duly licensed, registered, or certified in another state, territory, the District of Columbia, or a foreign country, who is incidentally in the commonwealth to provide service as part of an emergency response team working in conjunction with disaster relief officials.” and inserting in place thereof the following words:- “(iii) a person who is otherwise licensed, certified or registered under the General Laws, performing services within his authorized scope of practice and who does not hold himself out to be a bodywork therapist; and (iv) a person, duly licensed, registered, or certified in another state, territory, the District of Columbia, or a foreign country, who is incidentally in the commonwealth to provide service as part of an emergency response team working in conjunction with disaster relief officials”.

After remarks, the amendment was adopted.

Mr. Tarr moved that the proposed new draft be amended by striking in line 239 the word “not”. 2

The amendment was *rejected*.

Mr. Tarr moved that the proposed new draft be amended in line 309, by inserting after the word “prevention” the following:- “And to fund the mandatory training established in section 14 of this act”. 3

After remarks, the question on adoption of the amendment was determined by a call of the yeas and nays at seven minutes before five o’clock P.M., on motion of Mr. Tarr, as follows, to wit (yeas 39 – nays 0) [**Yeas and Nays No. 429**]:

**YEAS.**

Barrett, Michael J.	Keenan, John F.
Boncore, Joseph A.	Lesser, Eric P.
Brady, Michael D.	Lewis, Jason M.
Brownsberger, William N.	L’Italien, Barbara A.
Chandler, Harriette L.	Lovely, Joan B.
Chang-Diaz, Sonia	McGee, Thomas M.
Creem, Cynthia Stone	Montigny, Mark C.
deMacedo, Viriato M.	Moore, Michael O.
DiDomenico, Sal N.	O’Connor Ives, Kathleen
Donnelly, Kenneth J.	O’Connor, Patrick M.
Donoghue, Eileen M.	Pacheco, Marc R.
Downing, Benjamin B.	Rodrigues, Michael J.
Eldridge, James B.	Ross, Richard J.
Fattman, Ryan C.	Rush, Michael F.
Flanagan, Jennifer L.	Spilka, Karen E.
Forry, Linda Dorcena	Tarr, Bruce E.
Gobi, Anne M.	Timilty, James E.
Humason, Donald F., Jr.	Welch, James T.
Jehlen, Patricia D.	Wolf, Daniel A. – <b>39</b> .
Joyce, Brian A.	

**NAYS.**

The yeas and nays having been completed at four minutes before five o’clock P.M., the amendment was adopted.

Mr. Keenan moved that the proposed new draft be amended in section 2 by inserting after the word “inclusive.” in line 191, the words:- “Section 274. Any local ordinances pertaining to bodywork therapy in effect prior to the effective date of sections 265 to 272, inclusive, and consistent with and that may exceed the requirements established under said sections, may remain in effect notwithstanding implementation of said sections.” 4

After remarks, the amendment was adopted.

Mr. Tarr moved that the proposed new draft be amended by adding the following section:- 5

“SECTION 7A. Section 50 of chapter 265 is hereby amended by adding the following subsection:-

(e) Upon the release of a person convicted of trafficking of persons for sexual servitude in violation of subsection (a) of section 50 of said chapter 265; or trafficking of persons for sexual servitude upon a person under 18 years of age in violation of subsection (b) of said section 50 of said chapter 265, the department of corrections or the county sheriff shall notify the chief of police of the city or town of which the person will reside and the chief of police of the city or town where the offense occurred.”

After remarks, the amendment was adopted.

Ms. Lovely moved that the proposed new draft be amended in section 2, line 53, by adding after the word "Reiki;" the following word:- “Bowenwork”. 6

After remarks, the amendment was adopted.

Ms. Lovely moved that the proposed new draft be amended in section 2, line 180, by inserting after the words "the business" the following words:- ", and acting as a bodywork therapist,". 7

After remarks, the amendment was adopted.

Mr. Ross moved that the proposed new draft be amended by inserting after section 17, the following section:- 8

“SECTION 18 \_ . Chapter 6 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended adding the following section:-

Section 219. (a) For purposes of this section, ‘partnership’ shall mean the Human Trafficking Prevention Business Partnership.

(b) There shall be a human trafficking prevention business partnership. The partnership shall engage participating corporations and other private entities in voluntary efforts to prevent and combat human trafficking. The governor, or his designee, shall serve as chair of the partnership.

(c) Participating corporations in the partnership shall:

(i) adopt a zero tolerance policy toward human trafficking;

(ii) ensure that the corporation's or entity's employees comply with the policy adopted under paragraph (1);

(iii) participate in public awareness and education campaigns;

(iv) enhance awareness of and encourage participation in the partnership;

and

(v) exchange information about effective practices for combatting human trafficking, including, but not limited to, identifying private and nonprofit resources that may be available to support the work of the partnership and promote efforts to abolish human trafficking. .

(d) The governor, or his designee, shall work collaboratively to promote the partnership with other state agencies, including but not limited to the executive office of labor and workforce development, the executive office of health and

human services, and the executive office of public safety and security.

(e) The chair of the partnership shall present a certificate of recognition to participating corporations and private entities to recognize the corporation's or entity's contributions and commitment to abolish human trafficking.

(g) Nothing in this section shall be construed as limiting any laws currently in effect related to human trafficking.”

After remarks, the amendment was adopted.

Ms. Lovely moved that the proposed new draft be amended in line 265, section 10, by adding after the word "defendant" the following words:- "and with the approval of the district attorney"; in line 297 of said section 10, by adding after the word "court" the following words:- "and the district attorney"; and, in line 314 of said section 10, by adding after the word "court" the following words:- "and the district attorney".

9

After remarks, the amendment was adopted.

Mr. Montigny moved that the proposed new draft be amended in section 10, by inserting after the word “established”, in line 265, the following words:- “and certified”;

10

In said section 10, by inserting after the word “may”, in line 265, the following words:- “after arraignment and”;

In said section 10, by inserting after the words “the defendant has”, in line 276, the following word:- “previously”;

In said section 10, by inserting after the word "may", in line 303, the following words:- “, under section 100C of chapter 276 and its prevailing procedure and authority,”; and

In said section 10, by striking out the word "probation", in line 304, and inserting in place thereof the following words:- “the court”.

After remarks, the amendment was adopted.

The Rules amendment, as amended, was then adopted.

The bill (Senate, No. 2444, amended), was then ordered to a third reading and read a third time.

After remarks, the question on passing the bill to be engrossed was determined by a call of the yeas and nays at fourteen minutes past five o'clock P.M., on motion of Mr. Montigny, as follows, to wit (yeas 40 – nays 0) **[Yeas and Nays No. 430]:**

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
deMacedo, Viriato M.  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Fattman, Ryan C.  
Flanagan, Jennifer L.

Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
O'Connor, Patrick M.  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Rosenberg, Stanley C.  
Ross, Richard J.  
Rush, Michael F.

**UNCORRECTED PROOF.**

Forry, Linda Dorcena  
Gobi, Anne M.  
Humason, Donald F., Jr.  
Jehlen, Patricia D.  
Joyce, Brian A.

Spilka, Karen E.  
Tarr, Bruce E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 40.

**NAYS.**

**The yeas and nays having been completed at sixteen minutes past five o'clock P.M., the bill was passed to be engrossed, in concurrence, with the amendment [For text of Senate Bill, printed as amended, see Senate, No. 2461].**

**Sent to the House for concurrence.**

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

*Order Adopted.*

The President in the Chair, Ms. Chandler offered the following order, to wit:

*Ordered*, That notwithstanding the provisions of Senate Rule 57 or any other rule to the contrary, when a question is taken by yeas and nays the Clerk shall not need to call the names of all members but allow the use of an electronic voting system in which each member uses a clicker device to register their individual votes on each individual item. When the President or presiding officer calls the question, the question shall be called separately for those voting yes, no and present. When the President or presiding officer requests affirmative votes those members voting in the affirmative shall stand and use their clicking devices. When the President or presiding officer requests negative votes those members voting in the negative shall stand and use their clicking devices. When the President or presiding officer requests those voting present those members voting present shall stand and use their clicking devices. The voting device shall only be used in the Senate Chamber. The provisions of Senate Rule 57 will be in effect should a member be in their office and unable to come to the Chamber to vote. The use of the electronic voting system shall expire at the end of the formal session of July 31, 2016.

Voting in the  
Chamber.

The adoption of this order would be by a majority vote of the members present and voting and once the members adopt this order this procedure may be authorized at any time during the course of a Senate session to expedite the taking of multiple roll calls in a limited amount of time. This procedure shall only be in use for Governor's vetoes to the General Appropriation Bill or any supplemental appropriations bills and individual land takings.

Should the system fail at any point during a roll call vote or between roll call votes the Senate would immediately revert to the provisions of Senate Rule 57 and call each member, except the President, by name, in alphabetical order, and every member present shall answer to each member's name.

If during the session a member makes a motion to discontinue the use of the electronic voting system for any reason other than mechanical failure of the vote, a majority vote of the members present and voting would be required to discontinue said use.

The Clerk shall as soon as practicable make available links to the roll calls, which include the bill number and subject matter of the roll call vote.

There is hereby established a special committee of the Senate to consist of 5



members, 2 of whom shall be appointed by the Senate minority leader, that after the July 31 session shall canvass the votes taken electronically to ensure conformity with the votes to be publicized on the Public Page of the General Court web site and printed in the Journal of the Senate.

**There being no objection, the rules were suspended, on motion of Ms. Chandler, and the order was considered forthwith and adopted.**

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 2017 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking funds and serial bond requirements and for certain permanent improvements (see House, No. 4450), which on Friday, July 1, 2016, 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.

General  
Appropriation Bill,—  
vetoes.

The message (House, No. 4505) was read; and the Senate proceeded to reconsider several items, which had been disapproved and reduced in accordance with the provisions of the Constitution.

Item 0320-0003 (Supreme Judicial Court) was considered as follows:

Supreme Judicial  
Court.

0320-0003 For the operation of the supreme judicial court, including the salaries of the chief justice and the 6 associate justices.....\$8,762,149.

The Governor reduced this item by \$87,621.

The question on passing item 0320-0003, 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-nine minutes past five o'clock P.M., as follows, to wit (yeas 33 — nays 6) [**Yeas and Nays No. 431**]:

**YEAS.**

- |                          |                         |
|--------------------------|-------------------------|
| Barrett, Michael J.      | Keenan, John F.         |
| Boncore, Joseph A.       | Lesser, Eric P.         |
| Brady, Michael D.        | Lewis, Jason M.         |
| Brownsberger, William N. | L'Italien, Barbara A.   |
| Chandler, Harriette L.   | Lovely, Joan B.         |
| Chang-Diaz, Sonia        | McGee, Thomas M.        |
| Creem, Cynthia Stone     | Montigny, Mark C.       |
| DiDomenico, Sal N.       | Moore, Michael O.       |
| Donnelly, Kenneth J.     | O'Connor Ives, Kathleen |
| Donoghue, Eileen M.      | Pacheco, Marc R.        |
| Downing, Benjamin B.     | Rodrigues, Michael J.   |
| Eldridge, James B.       | Rush, Michael F.        |

**UNCORRECTED PROOF.**

Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Jehlen, Patricia D.  
Joyce, Brian A.

Spilka, Karen E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 33.

**NAYS.**

deMacedo, Viriato M.  
Fattman, Ryan C.  
Humason, Donald F., Jr.

OConnor, Patrick M.  
Ross, Richard J.  
Tarr, Bruce E. – 6.

**The yeas and nays having been completed at twenty-nine minutes past five o'clock P.M., item 0320-0003, 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 0320-0010 (Suffolk County Clerk) was considered as follows:

Suffolk County  
Clerk.

0320-0010 For the operation of the clerk's office of the supreme judicial court for Suffolk county.....\$1,567,735.

The Governor reduced this item by \$15,677.

The question on passing item 0320-0010, 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 a half past five o'clock P.M., as follows, to wit (yeas 33 — nays 6) **[Yeas and Nays No. 432]**:

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Jehlen, Patricia D.  
Joyce, Brian A.

Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 33.

**NAYS.**

deMacedo, Viriato M.  
Fattman, Ryan C.

OConnor, Patrick M.  
Ross, Richard J.

Humason, Donald F., Jr.

Tarr, Bruce E. – 6.

The yeas and nays having been completed at a half past five o'clock P.M., item 0320-0010, 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 0321-1504 (CPCS Attorney Salaries) was considered as follows:

CPCS Attorney Salaries

0321-1504. For the payroll costs of the committee's public defenders, attorneys in charge and appeals attorneys, including fringe benefits costs; provided, that funds appropriated in this item shall be expended only in the AA and DD object classes; and provided further, that funds appropriated in this item shall not be expended for administrative support staff or services of any kind.....\$30,305,462.

The Governor reduced this item by \$588,966.

The question on passing item 0321-1504, 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-nine minutes before six o'clock P.M., as follows, to wit (yeas 36 - nays 3) [Yeas and Nays No. 433]:

YEAS.

- Barrett, Michael J.
- Boncore, Joseph A.
- Brady, Michael D.
- Brownsberger, William N.
- Chandler, Harriette L.
- Chang-Diaz, Sonia
- Creem, Cynthia Stone
- DiDomenico, Sal N.
- Donnelly, Kenneth J.
- Donoghue, Eileen M.
- Downing, Benjamin B.
- Eldridge, James B.
- Flanagan, Jennifer L.
- Forry, Linda Dorcena
- Gobi, Anne M.
- Humason, Donald F., Jr.
- Jehlen, Patricia D.
- Joyce, Brian A.

- Keenan, John F.
- Lesser, Eric P.
- Lewis, Jason M.
- L'Italien, Barbara A.
- Lovely, Joan B.
- McGee, Thomas M.
- Montigny, Mark C.
- Moore, Michael O.
- O'Connor Ives, Kathleen
- OConnor, Patrick M.
- Pacheco, Marc R.
- Rodrigues, Michael J.
- Rush, Michael F.
- Spilka, Karen E.
- Tarr, Bruce E.
- Timilty, James E.
- Welch, James T.
- Wolf, Daniel A. – 36.

NAYS.

- deMacedo, Viriato M.
- Fattman, Ryan C.

Ross, Richard J. – 3.

The yeas and nays having been completed at twenty-six minutes before six o'clock P.M., item 0321-1504, 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 0321-2000 (Mental Health Legal Advisors Committee) was considered as follows:

Mental health legal advisors committee

0321-2000 For the operation of the mental health legal advisors committee and for certain programs for the indigent mentally ill established under section 34E of chapter 221 of the General Laws...\$1,106,887.

The Governor reduced this item by \$11,069.

The question on passing item 0321-2000, 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-six minutes before six o'clock P.M., as follows, to wit (yeas 33 - nays 6) **[Yeas and Nays No. 434]:**

**YEAS.**

- |                          |                              |
|--------------------------|------------------------------|
| Barrett, Michael J.      | Keenan, John F.              |
| Boncore, Joseph A.       | Lesser, Eric P.              |
| Brady, Michael D.        | Lewis, Jason M.              |
| Brownsberger, William N. | L'Italien, Barbara A.        |
| Chandler, Harriette L.   | Lovely, Joan B.              |
| Chang-Diaz, Sonia        | McGee, Thomas M.             |
| Creem, Cynthia Stone     | Montigny, Mark C.            |
| DiDomenico, Sal N.       | Moore, Michael O.            |
| Donnelly, Kenneth J.     | O'Connor Ives, Kathleen      |
| Donoghue, Eileen M.      | Pacheco, Marc R.             |
| Downing, Benjamin B.     | Rodrigues, Michael J.        |
| Eldridge, James B.       | Rush, Michael F.             |
| Flanagan, Jennifer L.    | Spilka, Karen E.             |
| Forry, Linda Dorcena     | Timilty, James E.            |
| Gobi, Anne M.            | Welch, James T.              |
| Jehlen, Patricia D.      | Wolf, Daniel A. – <b>33.</b> |
| Joyce, Brian A.          |                              |

**NAYS.**

- |                         |                            |
|-------------------------|----------------------------|
| deMacedo, Viriato M.    | OConnor, Patrick M.        |
| Fattman, Ryan C.        | Ross, Richard J.           |
| Humason, Donald F., Jr. | Tarr, Bruce E. – <b>6.</b> |

**The yeas and nays having been completed at twenty-five minutes before six o'clock P.M., item 0321-2000, 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 0321-2100 (Prisoners' Legal Services) was considered as follows:

Prisoners' legal services.

0321-2100 For the expenses of Prisoners' Legal Services.....\$1,472,466.

The Governor reduced this item by \$14,725.

The question on passing item 0321-2100, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary

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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 six o'clock P.M., as follows, to wit (yeas 32 - nays 7) **[Yeas and Nays No. 435]:**

**YEAS.**

- |                          |                         |
|--------------------------|-------------------------|
| Barrett, Michael J.      | Joyce, Brian A.         |
| Boncore, Joseph A.       | Keenan, John F.         |
| Brady, Michael D.        | Lesser, Eric P.         |
| Brownsberger, William N. | Lewis, Jason M.         |
| Chandler, Harriette L.   | L'Italien, Barbara A.   |
| Chang-Diaz, Sonia        | Lovely, Joan B.         |
| Creem, Cynthia Stone     | McGee, Thomas M.        |
| DiDomenico, Sal N.       | Montigny, Mark C.       |
| Donnelly, Kenneth J.     | Moore, Michael O.       |
| Donoghue, Eileen M.      | O'Connor Ives, Kathleen |
| Downing, Benjamin B.     | Pacheco, Marc R.        |
| Eldridge, James B.       | Rodrigues, Michael J.   |
| Flanagan, Jennifer L.    | Rush, Michael F.        |
| Forry, Linda Dorcena     | Spilka, Karen E.        |
| Gobi, Anne M.            | Welch, James T.         |
| Jehlen, Patricia D.      | Wolf, Daniel A. – 32.   |

**NAYS.**

- |                         |                        |
|-------------------------|------------------------|
| deMacedo, Viriato M.    | Ross, Richard J.       |
| Fattman, Ryan C.        | Tarr, Bruce E.         |
| Humason, Donald F., Jr. | Timilty, James E. – 7. |
| OConnor, Patrick M.     |                        |

**The yeas and nays having been completed at twenty-four minutes before six o'clock P.M., item 0321-2100, 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 0321-2205 (Social Law Library) was considered as follows:  
0321-2205 For the expenses of the social law library located in Suffolk county.....\$1,831,200.

Social Law Library.

The Governor reduced this item by \$18,312.

The question on passing item 0321-2205, 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-four minutes before six o'clock P.M., as follows, to wit (yeas 32 - nays 7) **[Yeas and Nays No. 436]:**

**YEAS.**

- |                          |                       |
|--------------------------|-----------------------|
| Barrett, Michael J.      | Joyce, Brian A.       |
| Boncore, Joseph A.       | Keenan, John F.       |
| Brady, Michael D.        | Lesser, Eric P.       |
| Brownsberger, William N. | Lewis, Jason M.       |
| Chandler, Harriette L.   | L'Italien, Barbara A. |

**UNCORRECTED PROOF.**

Chang-Diaz, Sonia  
Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Jehlen, Patricia D.

Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
O'Connor Ives, Kathleen  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 32.

**NAYS.**

deMacedo, Viriato M.  
Fattman, Ryan C.  
Humason, Donald F., Jr.  
Moore, Michael O.

OConnor, Patrick M.  
Ross, Richard J.  
Tarr, Bruce E. – 7.

**The yeas and nays having been completed at twenty-four minutes before six o'clock P.M., item 0321-2205, 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 0322-0100 (Appeals Court) was considered as follows:

Appeals Court.

0322-0100 For the appeals court, including the salaries, traveling allowances and expenses of the chief justice, recall justices and associate justices.....\$13,107,764.

The Governor reduced this item by \$131,078.

The question on passing item 0322-0100, 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 33 - nays 6) **[Yeas and Nays No. 437]:**

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.

Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.

**UNCORRECTED PROOF.**

Forry, Linda Dorcena  
Gobi, Anne M.  
Jehlen, Patricia D.  
Joyce, Brian A.

Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – **33.**

**NAYS.**

deMacedo, Viriato M.  
Fattman, Ryan C.  
Humason, Donald F., Jr.

OConnor, Patrick M.  
Ross, Richard J.  
Tarr, Bruce E. – **6.**

**The yeas and nays having been completed at twenty-three minutes before six o'clock P.M., item 0322-0100, 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 0330-0101 (Trial Court Justices' Salaries) was considered as follows:

Trial court justices' salaries.

0330-0101 For the salaries of the justices of the 7 departments of the trial court.....\$62,618,568.

The Governor reduced this item by \$626,186.

After debate, the question on passing item 0330-0101, 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 nineteen minutes before six o'clock P.M., as follows, to wit (yeas 31 - nays 7) **[Yeas and Nays No. 438]:**

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Jehlen, Patricia D.

Joyce, Brian A.  
Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
O'Connor Ives, Kathleen  
Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – **31.**

**NAYS.**

deMacedo, Viriato M.  
Fattman, Ryan C.  
Humason, Donald F., Jr.  
Moore, Michael O.

OConnor, Patrick M.  
Ross, Richard J.  
Tarr, Bruce E. – **7.**

ANSWERED “PRESENT”.

Pacheco, Marc R. (*present*) – 1.

**The yeas and nays having been completed at nineteen minutes before six o'clock P.M., item 0330-0101, 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 0330-0300 (Administrative Staff) was considered as follows:

Administrative staff.

0330-0300 For the central administration of the trial court, including costs associated with trial court nonemployee 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 50 per cent of all fees payable under rules 15(d) and 30(c)(8) of the Massachusetts Rules of Criminal Procedure shall be paid from this item; provided further, that funds may be expended for training on domestic violence issues, the establishment of a domestic violence registry, evaluations on batterers' intervention programs and the creation of a risk assessment tool for domestic violence offenders under chapter 260 of the acts of 2014; provided further, that funds may be expended to provide information and assistance to self-represented litigants; 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 each report shall provide for the previous quarter for each court division and courthouse: (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 the court administrator shall submit a report to the house and senate committees on ways and means no later than January 30, 2017, detailing the number of court officers, per diem court officers, and security personnel located in each trial court of the Commonwealth; provided further, that the trial court shall record all fees that are collected under 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 under 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 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, under 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



**UNCORRECTED PROOF.**

term, or an office or position under section 7 of said chapter 30 and who: (i) has held the office or position for not less than 1 year; and (ii) 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 under 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 no later than January 6, 2017; and provided further, that the court administrator shall submit a report to the house and senate committees on ways and means no later than January 30, 2017, that shall include, but not be limited to, the following: (1) the amount of money transferred from any item of appropriation; (2) the line item number of the appropriation making the transfer; (3) the line item number of the appropriation receiving the transfer; and (4) the reason for the necessity of the transfer.....\$239,872,058.

The Governor reduced this item by \$2,398,721.

The question on passing item 0330-0300, 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 nineteen minutes before six o'clock P.M., as follows, to wit (yeas 32 - nays 6) [**Yeas and Nays No. 439**]:

**YEAS.**

- |                          |                              |
|--------------------------|------------------------------|
| Barrett, Michael J.      | Keenan, John F.              |
| Boncore, Joseph A.       | Lesser, Eric P.              |
| Brady, Michael D.        | Lewis, Jason M.              |
| Brownsberger, William N. | L'Italien, Barbara A.        |
| Chandler, Harriette L.   | Lovely, Joan B.              |
| Chang-Diaz, Sonia        | McGee, Thomas M.             |
| Creem, Cynthia Stone     | Montigny, Mark C.            |
| DiDomenico, Sal N.       | Moore, Michael O.            |
| Donnelly, Kenneth J.     | O'Connor Ives, Kathleen      |
| Donoghue, Eileen M.      | Pacheco, Marc R.             |
| Downing, Benjamin B.     | Rodrigues, Michael J.        |
| Eldridge, James B.       | Rush, Michael F.             |
| Forry, Linda Dorcena     | Spilka, Karen E.             |
| Gobi, Anne M.            | Timilty, James E.            |
| Jehlen, Patricia D.      | Welch, James T.              |
| Joyce, Brian A.          | Wolf, Daniel A. – <b>32.</b> |

**NAYS.**

- |                         |                            |
|-------------------------|----------------------------|
| eMacedo, Viriato M.     | OConnor, Patrick M.        |
| Fattman, Ryan C.        | Ross, Richard J.           |
| Humason, Donald F., Jr. | Tarr, Bruce E. – <b>6.</b> |

ANSWERED “PRESENT”.

Flanagan, Jennifer L. (*present*) – 1.

The yeas and nays having been completed at seventeen minutes before six o'clock P.M., item 0330-0300, 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 0330-0601 (Specialty Drug Courts) was considered as follows:

Specialty drug courts.

0330-0601 For the operation of the specialty courts; provided, that no funds shall be transferred from this item to any other item in the trial court; and provided further, that the trial court shall, in coordination with partner departments and agencies, submit reports on interdepartmental service agreements made with the partner departments and agencies to the court administrator and the house and senate committees on ways and means no later than April 3, 2017 that shall include, but not be limited to: (a) the amount of funding transferred to each specific agency or department for use in specialty courts; (b) the specific intent of that transfer in relation to specialty court operations; (c) any additional services implemented by way of the transfer; and (d) the amount of unspent funds from the transfer at the time of reporting.....\$3,229,651.

The Governor reduced this item by \$32,297.

After remarks, the question on passing item 0330-0601, 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 sixteen minutes before six o'clock P.M., as follows, to wit (yeas 38 - nays 1) [**Yeas and Nays No. 440**]:

**YEAS.**

- |                         |                         |
|-------------------------|-------------------------|
| Barrett, Michael J.     | Keenan, John F.         |
| Boncore, Joseph A.      | Lesser, Eric P.         |
| Brady, Michael D.       | Lewis, Jason M.         |
| Chandler, Harriette L.  | L'Italien, Barbara A.   |
| Chang-Diaz, Sonia       | Lovely, Joan B.         |
| Creem, Cynthia Stone    | McGee, Thomas M.        |
| deMacedo, Viriato M.    | Montigny, Mark C.       |
| DiDomenico, Sal N.      | Moore, Michael O.       |
| Donnelly, Kenneth J.    | O'Connor Ives, Kathleen |
| Donoghue, Eileen M.     | OConnor, Patrick M.     |
| Downing, Benjamin B.    | Pacheco, Marc R.        |
| Eldridge, James B.      | Rodrigues, Michael J.   |
| Fattman, Ryan C.        | Ross, Richard J.        |
| Flanagan, Jennifer L.   | Rush, Michael F.        |
| Forry, Linda Dorcena    | Spilka, Karen E.        |
| Gobi, Anne M.           | Tarr, Bruce E.          |
| Humason, Donald F., Jr. | Timilty, James E.       |
| Jehlen, Patricia D.     | Welch, James T.         |
| Joyce, Brian A.         | Wolf, Daniel A. – 38.   |

**NAYS.**

Brownsberger, William N. – 1.

The yeas and nays having been completed at fourteen minutes before six o'clock P.M., item 0330-0601, 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 0333-0002 (Probate and Family Court Department) was considered as follows:

Probate and Family Court Department.

0333-0002 For the operation of the probate and family court department.....\$29,248,259.

The Governor reduced this item by \$292,483.

The question on passing item 0333-0002, 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 thirteen minutes before six o'clock P.M., as follows, to wit (yeas 32 - nays 6) [**Yeas and Nays No. 441**]:

**YEAS.**

- |                          |                       |
|--------------------------|-----------------------|
| Barrett, Michael J.      | Joyce, Brian A.       |
| Boncore, Joseph A.       | Keenan, John F.       |
| Brady, Michael D.        | Lesser, Eric P.       |
| Brownsberger, William N. | Lewis, Jason M.       |
| Chandler, Harriette L.   | L'Italien, Barbara A. |
| Chang-Diaz, Sonia        | Lovely, Joan B.       |
| Creem, Cynthia Stone     | McGee, Thomas M.      |
| DiDomenico, Sal N.       | Montigny, Mark C.     |
| Donnelly, Kenneth J.     | Moore, Michael O.     |
| Donoghue, Eileen M.      | OConnor, Patrick M.   |
| Downing, Benjamin B.     | Rodrigues, Michael J. |
| Eldridge, James B.       | Rush, Michael F.      |
| Flanagan, Jennifer L.    | Spilka, Karen E.      |
| Forry, Linda Dorcena     | Timilty, James E.     |
| Gobi, Anne M.            | Welch, James T.       |
| Jehlen, Patricia D.      | Wolf, Daniel A. – 32. |

**NAYS.**

- |                         |                         |
|-------------------------|-------------------------|
| deMacedo, Viriato M.    | O'Connor Ives, Kathleen |
| Fattman, Ryan C.        | Ross, Richard J.        |
| Humason, Donald F., Jr. | Tarr, Bruce E. – 6.     |

**ANSWERED "PRESENT".**

Pacheco, Marc R. (*present*) – 1.

The yeas and nays having been completed at thirteen minutes before six o'clock P.M., item 0333-0002, 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 0339-1001 (Commissioner of Probation) was considered as follows:

0339-1001 For the office of the commissioner of probation; provided, that the office shall enter into an interagency service agreement with the department of revenue to verify income data and to use the department’s wage reporting and bank match system for weekly tape-matching to determine an individual’s eligibility for appointment of indigent counsel, as provided in chapter 211D of the General Laws; provided further, that funds may be expended for increased lab-based testing, oral toxicology tests and new urine tests to detect additional substances; provided further, that funds shall be used for the ongoing development and implementation of the validated risk assessment tool to inform pre-adjudication decision-making with regard to detention, release on personal recognizance or release under conditions of criminal defendants before the adult trial court; provided further, that funds from this item shall be expended for the costs associated with the full implementation of chapter 303 of the acts of 2006 and chapter 418 of the acts of 2006 to ensure effective supervision of probationers who are monitored through global positioning system bracelets; and provided further, that no funds shall be expended from this item to cover the costs of building leases.....\$136,155,625.

The Governor reduced this item by \$1,361,556.

The question on passing item 0339-1001, 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 twelve minutes before six o’clock P.M., as follows, to wit (yeas 31 - nays 8) [**Yeas and Nays No. 442**]:

**YEAS.**

- |                          |                              |
|--------------------------|------------------------------|
| Barrett, Michael J.      | Keenan, John F.              |
| Boncore, Joseph A.       | Lesser, Eric P.              |
| Brady, Michael D.        | Lewis, Jason M.              |
| Brownsberger, William N. | L’Italien, Barbara A.        |
| Chandler, Harriette L.   | Lovely, Joan B.              |
| Chang-Diaz, Sonia        | McGee, Thomas M.             |
| Creem, Cynthia Stone     | Montigny, Mark C.            |
| DiDomenico, Sal N.       | Moore, Michael O.            |
| Donnelly, Kenneth J.     | O’Connor Ives, Kathleen      |
| Donoghue, Eileen M.      | Pacheco, Marc R.             |
| Eldridge, James B.       | Rodrigues, Michael J.        |
| Flanagan, Jennifer L.    | Rush, Michael F.             |
| Forry, Linda Dorcena     | Spilka, Karen E.             |
| Gobi, Anne M.            | Timilty, James E.            |
| Jehlen, Patricia D.      | Wolf, Daniel A. – <b>31.</b> |
| Joyce, Brian A.          |                              |

**NAYS.**

- |                      |                     |
|----------------------|---------------------|
| deMacedo, Viriato M. | OConnor, Patrick M. |
| Downing, Benjamin B. | Ross, Richard J.    |

Fattman, Ryan C.  
Humason, Donald F., Jr.

Tarr, Bruce E.  
Welch, James T. – 8.

The yeas and nays having been completed at twelve minutes before six o'clock P.M., item 0339-1001, 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 0339-1003 (Community Corrections Administration) was considered as follows:

Community  
Corrections  
Administration.

0339-1003 For the office of community corrections and performance-based contracts for the operation of community corrections centers; provided, that the office shall submit a report to the house and senate committees on ways and means no later than March 1, 2017; provided further, that the report shall include, but not be limited to: (a) the performance standards used to assess the success of community corrections centers; (b) a description of how each community corrections center compares based on performance and utilization data; (c) the amount of each contract awarded to community corrections centers on a per client-day basis; (d) standards for terminating contracts with underperforming community corrections centers; and (e) a plan for increasing the use of community corrections centers by the courts, the department of correction and the sheriffs' offices; and provided further, that the executive director may make funds from this item available for rehabilitative pilot programs that incorporate evidence-based corrections practices.....\$21,132,834.

The Governor reduced this item by \$211,328.

The question on passing item 0339-1003, 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 twelve minutes before six o'clock P.M., as follows, to wit (yeas 32 - nays 7) [Yeas and Nays No. 443]:

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.

Joyce, Brian A.  
Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
O'Connor Ives, Kathleen  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, James E.  
Welch, James T.

Jehlen, Patricia D.

Wolf, Daniel A. – 32.

NAYS.

deMacedo, Viriato M.

OConnor, Patrick M.

Fattman, Ryan C.

Ross, Richard J.

Humason, Donald F., Jr.

Tarr, Bruce E. – 7.

Moore, Michael O.

The yeas and nays having been completed at ten minutes before six o'clock P.M., item 0339-1003, 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 0339-1005 (Juvenile Justice Pilot) was considered as follows:

Juvenile Justice Pilot.

0339-1005 For a competitive grant program to be administered by the office of the commissioner of probation to cities and towns, acting either individually or in concert, to pilot or expand multidisciplinary approaches to divert juveniles and young adults from the juvenile and criminal justice systems prior to arrest or arraignment through coordinated programs for prevention and intervention serving youths and their families, including: (a) connecting youths to mental health services; (b) providing youth development activities and mentoring; (c) promoting school safety, family home visits, juvenile diversion programs and restorative justice and mediation programs; and (d) providing assistance for families and schools to navigate the legal system; provided, that eligible applicants may partner with nonprofit organizations to provide programs and services; provided further, that the office of the commissioner of probation shall give preference to applications that: (i) clearly outline a comprehensive plan for municipalities to collaborate with law enforcement, schools, community-based organizations and government agencies to address juvenile delinquency and young adult crime; (ii) include written commitments of municipalities, law enforcement agencies, schools, community-based organizations and government agencies to collaborate; (iii) make a written commitment to match grant funds with a 25 per cent matching grant provided by either municipal or private contributions; and (iv) identify a local governmental unit to serve as the fiscal agent for the proposed programs and services; and provided further, that administrative costs for successful grant applications shall not exceed 5 per cent of the value of the grant.....\$200,000.

The Governor disapproved this item.

After remarks, the question on passing item 0339-1005, 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 six minutes before six o'clock P.M., as follows, to wit (yeas 37 - nays 2) [Yeas and Nays No. 444]:

YEAS.

Barrett, Michael J.

Keenan, John F.

Boncore, Joseph A.

Lesser, Eric P.

Brady, Michael D.

Lewis, Jason M.

Brownsberger, William N.

L'Italien, Barbara A.

**UNCORRECTED PROOF.**

Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
deMacedo, Viriato M.  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Humason, Donald F., Jr.  
Jehlen, Patricia D.  
Joyce, Brian A.

Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Ross, Richard J.  
Rush, Michael F.  
Spilka, Karen E.  
Tarr, Bruce E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 37.

**NAYS.**

Fattman, Ryan C.

OConnor, Patrick M. – 2.

**The yeas and nays having been completed at five minutes before six o'clock P.M., item 0339-1005, 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 0511-0000 (Office of the Secretary of the Commonwealth) was considered as follows:

Office of the  
Secretary of the  
Commonwealth.

0511-0000 For the operation of the office of the secretary; provided, that the secretary may transfer funds between items 0540-0900, 0540-1000, 0540-1100, 0540-1200, 0540-1300, 0540-1400, 0540-1500, 0540-1600, 0540-1700, 0540-1800, 0540-1900, 0540-2000 and 0540-2100 under an allocation schedule which shall be filed with the house and senate committees on ways and means not less than 30 days before the transfer; and provided further, that each register of deeds using electronic record books shall ensure that all methods of electronically recording instruments conform to the regulations or standards established by the secretary of the commonwealth and the records conservation board.....\$6,319,269.

The Governor reduced this item by \$63,193.

After debate, the question on passing item 0511-0000, 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 two minutes before six o'clock P.M., as follows, to wit (yeas 33 - nays 6) [**Yeas and Nays No. 445**]:

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.

Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.

Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Jehlen, Patricia D.  
Joyce, Brian A.

Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 33.

**NAYS.**

deMacedo, Viriato M.  
Fattman, Ryan C.  
Humason, Donald F., Jr.

OConnor, Patrick M.  
Ross, Richard J.  
Tarr, Bruce E. – 6.

**The yeas and nays having been completed at two minutes before six o'clock P.M., item 0511-0000, 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 0521-0000 (Elections-Primary and Other) was considered as follows:

Elections—  
primary and other.

0521-000 For the operation of the elections division, including preparation, printing and distribution of ballots and for other miscellaneous expenses for primary and other elections; provided, that the secretary of the commonwealth may award grants for voter registration and education; and provided further, that the registration and education activities may be conducted by community-based voter registration and education organizations, prior appropriation continued.....\$11,700,000.

The Governor reduced this item by \$117,000 and struck the following wording “; prior appropriation continued”.

The question on passing item 0521-0000, contained in section 2, in concurrence, the reduction and objection 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 before six o'clock P.M., as follows, to wit (yeas 33 - nays 6) **[Yeas and Nays No. 446]**:

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia

Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.



**UNCORRECTED PROOF.**

Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Jehlen, Patricia D.  
Joyce, Brian A.

Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – **33.**

**NAYS.**

deMacedo, Viriato M.  
Fattman, Ryan C.  
Humason, Donald F., Jr.

OConnor, Patrick M.  
Ross, Richard J.  
Tarr, Bruce E. – **6.**

**The yeas and nays having been completed at one minute before six o'clock P.M., item 0521-0000, contained in section 2, stands, in concurrence, notwithstanding the reduction and objection of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 0521-0001 (Central Voter Registration) was considered as follows:

Central voter registration.

0521-0001. For the operation of the central voter registration computer system; provided, that an annual report detailing voter registration activity shall be submitted to the house and senate committees on ways and means not later than February 1, 2017, prior appropriation continued.....\$5,854,898.

The Governor reduced this item by \$58,549 and struck the following wording “; prior appropriation continued”.

After remarks, the question on passing item 0521-0001, contained in section 2, in concurrence, the reduction and objection 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 33 – nays 6) [**Yeas and Nays No. 447**]:

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.

Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
Pacheco, Marc R.  
Rodrigues, Michael J.

**UNCORRECTED PROOF.**

Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Jehlen, Patricia D.  
Joyce, Brian A.

Rush, Michael F.  
Spilka, Karen E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – **33.**

**NAYS.**

deMacedo, Viriato M.  
Fattman, Ryan C.  
Humason, Donald F., Jr.

OConnor, Patrick M.  
Ross, Richard J.  
Tarr, Bruce E. – **6.**

**The yeas and nays having been completed at one minute past six o'clock P.M., item 0521-0001, contained in section 2, stands, in concurrence, notwithstanding the reductions and objection of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 0521-0002 (Early Voting) was considered as follows:

Early Voting.

0521-0002 For implementation of early voting for the November 8, 2016 State Election as required by section 25B of chapter 54 of the General Laws.....\$400,000.

The Governor reduced this item by \$4,000.

After debate, the question on passing item 0521-0002, 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 eight minutes past six o'clock P.M., as follows, to wit (yeas 33 – nays 6) [**Yeas and Nays No. 448**]:

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Jehlen, Patricia D.  
Joyce, Brian A.

Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – **33.**

**NAYS.**

deMacedo, Viriato M.

OConnor, Patrick M.

**UNCORRECTED PROOF.**

Fattman, Ryan C.  
Humason, Donald F., Jr.

Ross, Richard J.  
Tarr, Bruce E. – 6.

**The yeas and nays having been completed at eight minutes past six o'clock P.M., item 0521-0002, 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 0610-0000 (Office of the State Treasurer) was considered as follows:

Office of the State  
Treasurer.

0610-0000 For the office of the treasurer and receiver general; provided, that the treasurer shall provide computer services required by the teachers' retirement board; provided further, that funds may be expended for the payment of bank fees; and provided further, that financial assistance shall be made available to injured firefighters.....\$9,388,911.

The Governor reduced this item by \$116,604.

The question on passing item 0610-0000, 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 ten minutes past six o'clock P.M., as follows, to wit (yeas 33 – nays 6) [**Yeas and Nays No. 449**]:

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Jehlen, Patricia D.  
Joyce, Brian A.

Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – **33.**

**NAYS.**

deMacedo, Viriato M.  
Fattman, Ryan C.  
Humason, Donald F., Jr.

OConnor, Patrick M.  
Ross, Richard J.  
Tarr, Bruce E. – 6.

**The yeas and nays having been completed at eleven minutes past six o'clock P.M., item 0610-0000, 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 0710-0000 (Office of the State Auditor) was considered as follows:

Office of the State Auditor.

0710-0000 For the office of the state auditor, including the review and monitoring of privatization contracts in accordance with sections 52 to 55, inclusive, of chapter 7 of the General Laws .....\$14,358,611.

The Governor reduced this item by \$144,302.

The question on passing item 0710-0000, 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 eleven minutes past six o'clock P.M., as follows, to wit (yeas 33 – nays 6) **[Yeas and Nays No. 450]:**

**YEAS.**

- |                          |                              |
|--------------------------|------------------------------|
| Barrett, Michael J.      | Keenan, John F.              |
| Boncore, Joseph A.       | Lesser, Eric P.              |
| Brady, Michael D.        | Lewis, Jason M.              |
| Brownsberger, William N. | L'Italien, Barbara A.        |
| Chandler, Harriette L.   | Lovely, Joan B.              |
| Chang-Diaz, Sonia        | McGee, Thomas M.             |
| Creem, Cynthia Stone     | Montigny, Mark C.            |
| DiDomenico, Sal N.       | Moore, Michael O.            |
| Donnelly, Kenneth J.     | O'Connor Ives, Kathleen      |
| Donoghue, Eileen M.      | Pacheco, Marc R.             |
| Downing, Benjamin B.     | Rodrigues, Michael J.        |
| Eldridge, James B.       | Rush, Michael F.             |
| Flanagan, Jennifer L.    | Spilka, Karen E.             |
| Forry, Linda Dorcena     | Timilty, James E.            |
| Gobi, Anne M.            | Welch, James T.              |
| Jehlen, Patricia D.      | Wolf, Daniel A. – <b>33.</b> |
| Joyce, Brian A.          |                              |

**NAYS.**

- |                         |                            |
|-------------------------|----------------------------|
| deMacedo, Viriato M.    | OConnor, Patrick M.        |
| Fattman, Ryan C.        | Ross, Richard J.           |
| Humason, Donald F., Jr. | Tarr, Bruce E. – <b>6.</b> |

**The yeas and nays having been completed at eleven minutes past six o'clock P.M., item 0710-0000, 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 0810-0000 (Office of the Attorney General) was considered as follows:

Office of the Attorney General.

0810-0000 For the office of the attorney general, including the administration of the local consumer aid fund, the operation of the anti-trust division, all regional offices, a high-tech crime unit, and the victim and witness assistance program; provided, that the victim and witness assistance program shall be administered in accordance

**UNCORRECTED PROOF.**

with chapters 258B and 258C of the General Laws; and provided further, that the attorney general shall submit to the general court and the secretary of administration and finance a report detailing the claims submitted to the state treasurer for payment under item 0810-0004, indicating both the number and costs for each category of claim .....\$23,011,578.

The Governor reduced this item by \$230,116.

The question on passing item 0810-0000, 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 twelve minutes past six o'clock P.M., as follows, to wit (yeas 32 – nays 7) **[Yeas and Nays No. 451]**:

**YEAS.**

- |                          |                              |
|--------------------------|------------------------------|
| Barrett, Michael J.      | Keenan, John F.              |
| Boncore, Joseph A.       | Lesser, Eric P.              |
| Brady, Michael D.        | Lewis, Jason M.              |
| Brownsberger, William N. | L'Italien, Barbara A.        |
| Chandler, Harriette L.   | Lovely, Joan B.              |
| Chang-Diaz, Sonia        | McGee, Thomas M.             |
| Creem, Cynthia Stone     | Montigny, Mark C.            |
| DiDomenico, Sal N.       | Moore, Michael O.            |
| Donnelly, Kenneth J.     | O'Connor Ives, Kathleen      |
| Donoghue, Eileen M.      | Pacheco, Marc R.             |
| Downing, Benjamin B.     | Rodrigues, Michael J.        |
| Eldridge, James B.       | Rush, Michael F.             |
| Flanagan, Jennifer L.    | Spilka, Karen E.             |
| Forry, Linda Dorcena     | Timilty, James E.            |
| Jehlen, Patricia D.      | Welch, James T.              |
| Joyce, Brian A.          | Wolf, Daniel A. – <b>32.</b> |

**NAYS.**

- |                         |                            |
|-------------------------|----------------------------|
| deMacedo, Viriato M.    | OConnor, Patrick M.        |
| Fattman, Ryan C.        | Ross, Richard J.           |
| Gobi, Anne M.           | Tarr, Bruce E. – <b>7.</b> |
| Humason, Donald F., Jr. |                            |

**The yeas and nays having been completed at twelve minutes past six o'clock P.M., item 0810-0000, 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 0810-0045 (Wage Enforcement Program) was considered as follows:

0810-0045 For the wage enforcement program; provided, that notwithstanding any general or special law to the contrary, a non-management position funded by this item shall be considered a job title in a collective bargaining unit as prescribed by the labor relations commission and shall be subject to chapter 150E of the General Laws.....\$3,757,371.

Wage enforcement program.

**UNCORRECTED PROOF.**

The Governor reduced this item by \$37,574.

The question on passing item 0810-0045, 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 thirteen minutes past six o'clock P.M., as follows, to wit (yeas 34 – nays 5) [**Yeas and Nays No. 452**]:

**YEAS.**

- |                          |                         |
|--------------------------|-------------------------|
| Barrett, Michael J.      | Keenan, John F.         |
| Boncore, Joseph A.       | Lesser, Eric P.         |
| Brady, Michael D.        | Lewis, Jason M.         |
| Brownsberger, William N. | L'Italien, Barbara A.   |
| Chandler, Harriette L.   | Lovely, Joan B.         |
| Chang-Diaz, Sonia        | McGee, Thomas M.        |
| Creem, Cynthia Stone     | Montigny, Mark C.       |
| DiDomenico, Sal N.       | Moore, Michael O.       |
| Donnelly, Kenneth J.     | O'Connor Ives, Kathleen |
| Donoghue, Eileen M.      | OConnor, Patrick M.     |
| Downing, Benjamin B.     | Pacheco, Marc R.        |
| Eldridge, James B.       | Rodrigues, Michael J.   |
| Flanagan, Jennifer L.    | Rush, Michael F.        |
| Forry, Linda Dorcena     | Spilka, Karen E.        |
| Gobi, Anne M.            | Timilty, James E.       |
| Jehlen, Patricia D.      | Welch, James T.         |
| Joyce, Brian A.          | Wolf, Daniel A. – 34.   |

**NAYS.**

- |                         |                     |
|-------------------------|---------------------|
| deMacedo, Viriato M.    | Ross, Richard J.    |
| Fattman, Ryan C.        | Tarr, Bruce E. – 5. |
| Humason, Donald F., Jr. |                     |

**The yeas and nays having been completed at thirteen minutes past six o'clock P.M., item 0810-0045, 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 0900-0100 (State Ethics Commission) was considered as follows:

State Ethics  
Commission.

0900-0100 For the operation of the state ethics commission.....\$2,093,969.

The Governor reduced this item by \$20,940.

The question on passing item 0900-0100, 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 thirteen minutes past six o'clock P.M., as follows, to wit (yeas 33 – nays 6) [**Yeas and Nays No. 453**]:

**YEAS.**

- |                     |                 |
|---------------------|-----------------|
| Barrett, Michael J. | Keenan, John F. |
| Boncore, Joseph A.  | Lesser, Eric P. |

**UNCORRECTED PROOF.**

Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Jehlen, Patricia D.  
Joyce, Brian A.

Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 33.

**NAYS.**

deMacedo, Viriato M.  
Fattman, Ryan C.  
Humason, Donald F., Jr.

OConnor, Patrick M.  
Ross, Richard J.  
Tarr, Bruce E. – 6.

**The yeas and nays having been completed at fourteen minutes past six o'clock P.M., item 0900-0100, 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 0910-0200 (Office of the Inspector General) was considered as follows:

Office of the  
Inspector General.

0910-0200 For the operation of the office of the inspector  
general.....\$2,552,995.

The Governor reduced this item by \$25,530.

The question on passing item 0910-0200, 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 fourteen minutes past six o'clock P.M., as follows, to wit (yeas 33 – nays 6) **[Yeas and Nays No. 454]:**

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.

Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
Pacheco, Marc R.

**UNCORRECTED PROOF.**

Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Jehlen, Patricia D.  
Joyce, Brian A.

Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – **33.**

**NAYS.**

deMacedo, Viriato M.  
Fattman, Ryan C.  
Humason, Donald F., Jr.

OConnor, Patrick M.  
Ross, Richard J.  
Tarr, Bruce E. – **6.**

**The yeas and nays having been completed at fourteen minutes past six o'clock P.M., item 0910-0200, 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 0920-0300 (Office of Campaign and Political Finance) was considered as follows:

Office of Campaign  
and Political Finance

0920-0300 For the operation of the internal special audit unit established in section 9 of chapter 6C of the General Laws.....\$425,000.

The Governor reduced this item by \$15,862.

After debate, the question on passing item 0920-0300, 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 eighteen minutes past six o'clock P.M., as follows, to wit (yeas 32 -- nays 6) [**Yeas and Nays No. 455**]:

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Jehlen, Patricia D.

Joyce, Brian A.  
Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – **32.**

**NAYS.**

deMacedo, Viriato M.

OConnor, Patrick M.



Fattman, Ryan C.  
Humason, Donald F., Jr.

Ross, Richard J.  
Tarr, Bruce E. – 6.

ANSWERED “PRESENT”.

McGee, Thomas M. (*present*) – 1.

The yeas and nays having been completed at eighteen minutes past six o'clock P.M., item 0920-0300, 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 0940-0100 (MCAD Administration) was considered as follows:

MCAD  
Administration.

0940-0100 For the office of the Massachusetts commission against discrimination, including the processing and resolution of cases pending before the commission that were filed on or before July 1, 2005; provided, that no later than March 1, 2017, the commission shall submit to the house and senate committees on ways and means a report on: (a) the number of currently pending cases and the number of cases under investigation and in post-probable cause, with the number of post-probable cause cases delineated by the number of cases in the conciliation, pre-public hearing and post-public hearing stages; (b) the number of cases pending before the commission in which a state agency or state authority is named as a respondent, delineating those cases by agency or authority; (c) the number of new cases filed in fiscal year 2016; and (d) the number of cases closed by the commission in fiscal year 2016; provided further, that funds made available in this item shall be in addition to funds available in item 0940-0101; and provided further, that all non-clerical positions shall be exempt from chapter 31 of the General Laws.....\$3,048,657.

The Governor reduced this item by \$30,487.

The question on passing item 0940-0100, 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 eighteen minutes past six o'clock P.M., as follows, to wit (yeas 33 — nays 6) [Yeas and Nays No. 456]:

YEAS.

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.

Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.

**UNCORRECTED PROOF.**

Forry, Linda Dorcena  
Gobi, Anne M.  
Jehlen, Patricia D.  
Joyce, Brian A.

Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – **33.**

**NAYS.**

deMacedo, Viriato M.  
Fattman, Ryan C.  
Humason, Donald F., Jr.

OConnor, Patrick M.  
Ross, Richard J.  
Tarr, Bruce E. – **6.**

**The yeas and nays having been completed at nineteen minutes past six o'clock P.M., item 0940-0100, 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 1599-0042 (Early Ed and Care Provider Rate Reservation) was considered as follows:

Early Ed and Care  
Provider Rate  
Reservation.

1599-0042 For a reserve to the department of early education and care to be distributed to increase reimbursement rates for center-based subsidized early education and care and for salaries, benefits and stipends for professional development of early educators or programmatic quality improvements; provided, that funds appropriated in this item shall be used to increase such reimbursement rate by an equal percentage for all such providers.....\$12,500,000.

The Governor reduced this item by \$7,500,000.

The question on passing item 1599-0042, 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 nineteen minutes past six o'clock P.M., as follows, to wit (yeas 37 — nays 2) [**Yeas and Nays No. 457**]:

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Humason, Donald F., Jr.

Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
OConnor, Patrick M.  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Ross, Richard J.  
Rush, Michael F.  
Spilka, Karen E.  
Tarr, Bruce E.  
Timilty, James E.

**UNCORRECTED PROOF.**

Jehlen, Patricia D.  
Joyce, Brian A.  
Keenan, John F.

Welch, James T.  
Wolf, Daniel A. – 37.

**NAYS.**

deMacedo, Viriato M.

Fattman, Ryan C. – 2.

**The yeas and nays having been completed at twenty minutes past six o'clock P.M., item 1599-0042, 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 4120-4010 (MRC Turning 22 Program) was considered as follows:

4120-4010 For the turning 22 program of the commission .....\$672,538.

The Governor reduced this item by \$300,000.

After remarks, the question on passing item 4120-4010, 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 minutes past six o'clock P.M., as follows, to wit (yeas 39 — nays 0) [**Yeas and Nays No. 458**]:

MRC Turning 22  
Program.

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
deMacedo, Viriato M.  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Fattman, Ryan C.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Humason, Donald F., Jr.  
Jehlen, Patricia D.  
Joyce, Brian A.

Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
OConnor, Patrick M.  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Ross, Richard J.  
Rush, Michael F.  
Spilka, Karen E.  
Tarr, Bruce E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 39.

**NAYS – 0.**

**The yeas and nays having been completed at twenty minutes past six o'clock P.M., item 4120-4010, 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 4125-0100 (MCDHH Admin) was considered as follows:

4125-0100 For the operation of and services provided by the Massachusetts commission for the deaf and hard of hearing..... \$5,611,403.

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

The question on passing item 4125-0100, 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-one minutes past six o'clock P.M., as follows, to wit (yeas 39 — nays 0) [**Yeas and Nays No. 459**]:

**YEAS.**

- |                          |                         |
|--------------------------|-------------------------|
| Barrett, Michael J.      | Keenan, John F.         |
| Boncore, Joseph A.       | Lesser, Eric P.         |
| Brady, Michael D.        | Lewis, Jason M.         |
| Brownsberger, William N. | L'Italien, Barbara A.   |
| Chandler, Harriette L.   | Lovely, Joan B.         |
| Chang-Diaz, Sonia        | McGee, Thomas M.        |
| Creem, Cynthia Stone     | Montigny, Mark C.       |
| deMacedo, Viriato M.     | Moore, Michael O.       |
| DiDomenico, Sal N.       | O'Connor Ives, Kathleen |
| Donnelly, Kenneth J.     | OConnor, Patrick M.     |
| Donoghue, Eileen M.      | Pacheco, Marc R.        |
| Downing, Benjamin B.     | Rodrigues, Michael J.   |
| Eldridge, James B.       | Ross, Richard J.        |
| Fattman, Ryan C.         | Rush, Michael F.        |
| Flanagan, Jennifer L.    | Spilka, Karen E.        |
| Forry, Linda Dorcena     | Tarr, Bruce E.          |
| Gobi, Anne M.            | Timilty, James E.       |
| Humason, Donald F., Jr.  | Welch, James T.         |
| Jehlen, Patricia D.      | Wolf, Daniel A. – 39.   |
| Joyce, Brian A.          |                         |

**NAYS – 0.**

**The yeas and nays having been completed at a twenty-one minutes past six o'clock P.M., item 4125-0100, 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 4403-2000 (TAFDC Grant Payments) was considered as follows:

4403-2000 For a program of transitional aid to families with dependent children; provided, that benefits under the program shall be paid only to citizens of the United States and to non-citizens for whom federal funds may be used to provide benefits; provided further, that no benefit under this item shall be made available to illegal or undocumented aliens; provided further, that the need standard shall be equal to the standard in effect in fiscal year 2016 unless the department determines that a reduction in the monthly payment

standard shall be implemented before the end of the fiscal year to keep program expenditures within the amounts appropriated in this item; provided further, that the payment standard shall be equal to the need standard; provided further, that the payment standard for families who do not qualify for an exempt category of assistance under subsection (e) of section 110 of chapter 5 of the acts of 1995 shall be 2.75 per cent below the otherwise applicable payment standard in fiscal year 2017, under the state plan required under the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996, Public Law 104-193, as amended, and under said act and notwithstanding section 218 of chapter 149 of the acts of 2004 or any other general or special law to the contrary, the recipients defined in said section 218 of said chapter 149 whose youngest child of record is of the age at which full-time schooling is mandatory or older shall meet the federal standard of 30 hours per week of work-related activity; provided further, that the department shall notify parents under 20 years of age receiving benefits from the program of the requirements of clause (2) of subsection (i) of said section 110 of said chapter 5 or any successor law; provided further, that a \$40 per month rental allowance shall be paid to all households incurring a rent or mortgage expense and not residing in public or subsidized housing; provided further, that a nonrecurring children's clothing allowance of \$250 shall be provided to each child eligible under this program in September 2016; provided further, that the children's clothing allowance shall be included in the standard of need for the month of September 2016; provided further, that benefits under this program shall not be available to those families in which a child has been removed from the household under a court order after a care and protection hearing under chapter 119 of the General Laws or to adult recipients otherwise eligible for transitional aid to families with dependent children but for the temporary removal of the dependent child or children from the home by the department of children and families under department procedures; provided further, that notwithstanding section 2 of chapter 118 of the General Laws or any other general or special law to the contrary, the department shall render aid to pregnant women with no other eligible dependent children only if it has been medically verified that the child is expected to be born within the month the payments are to be made or within the 3-month period after the month of payment and who, if the child had been born and was living with such woman in the month of payment, would be categorically and financially eligible for transitional aid to families with dependent children benefits; provided further, that certain families that suffer a reduction in benefits due to a loss of earned income and participation in retrospective budgeting may receive a supplemental benefit to compensate them for the loss; provided further, that the department shall, to the extent feasible within the existing appropriation and funding from other sources, review its disability standards to determine the extent to which such standards reflect the current medical and vocational criteria; provided further, that the department shall report to the house and senate committees on ways and means and the joint committee on children, families and persons with disabilities 75 days before any changes to the disability standards are proposed; provided further, that no funds from this item shall be expended by the department for childcare or

transportation services for the employment and training program, family reunification benefits or informal childcare; provided further, that the department shall provide oral and written notification to all recipients of their childcare benefits at the time of application and on a semi-annual basis; provided further, that the notification shall include the full range of childcare options available, including center-based childcare, family-based childcare and in-home relative childcare; provided further, that the notification shall detail available childcare benefits for current and former recipients, including employment and training benefits and transitional benefits; provided further, that the notice shall further advise recipients of the availability of supplemental nutrition assistance program benefits; provided further, that in promulgating, amending or rescinding its regulations relative to eligibility for, or levels of, benefits under the program, the department shall take into account the amounts available to it for expenditure from this item so as not to exceed this appropriation; provided further, that not less than \$500,000 shall be expended for cash and transportation benefits for newly employed transitional aid to families with dependent children clients for a period not to exceed 12 months to assist them with short-term self-sufficiency; provided further, that notwithstanding any general or special law to the contrary, the department of transitional assistance shall calculate benefits provided under item 4403-2000, in the same manner as the previous fiscal year; provided further, that the department's calculation of benefits shall not preclude the department from making eligibility or benefit changes that lead to an increase in eligibility or benefits; provided further, that the department shall report to the house and senate committees on ways and means, the joint committee on children, families and persons with disabilities and the clerks of the house of representatives and senate 75 days before adopting eligibility or benefit changes; and provided further, that the report shall include the text of, basis and reasons for the proposed changes.....\$191,215,716.

The Governor reduced this item by \$23,590,222 and struck the following wording "; provided further, that a nonrecurring children's clothing allowance of \$250 shall be provided to each child eligible under this program in September 2016" and "; provided further, that notwithstanding any general or special law to the contrary, the department of transitional assistance shall calculate benefits provided under item 4403-2000, in the same manner as the previous fiscal year; provided further, that the department's calculation of benefits shall not preclude the department from making eligibility or benefit changes that lead to an increase in eligibility or benefits" and inserted the words "; provided further, that a nonrecurring children's clothing allowance of \$200 shall be provided to each child eligible under this program in September 2016".

After remarks, the question on passing item 4403-2000, 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 six o'clock P.M., as follows, to wit (yeas 37 - nays 2) [**Yeas and Nays No. 460**]:

**YEAS.**

Barrett, Michael J.

Lesser, Eric P.

**UNCORRECTED PROOF.**

Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Humason, Donald F., Jr.  
Jehlen, Patricia D.  
Joyce, Brian A.  
Keenan, John F.

Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
O'Connor, Patrick M.  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Ross, Richard J.  
Rush, Michael F.  
Spilka, Karen E.  
Tarr, Bruce E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 37.

**NAYS.**

deMacedo, Viriato M.

Fattman, Ryan C. – 2.

**The yeas and nays having been completed at twenty-three minutes past six o'clock P.M., item 4403-2000, 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 4512-0103 (HIV/AIDS Treatment Prevention) was considered as follows:

HIV/AIDS Treatment Prevention.

4512-0103 For human immunodeficiency virus and acquired immune deficiency syndrome services, programs and related services for persons affected by the associated conditions of viral hepatitis, sexually transmitted infections and tuberculosis; provided, that funding shall be provided proportionately to each of the demographic groups afflicted by HIV/AIDS and associated conditions; provided further, that in compliance with the Patient Protection and Affordable Care Act, the department of public health shall ensure that vendors delivering HIV/AIDS community testing and screening shall seek third-party reimbursement for these services; and provided further, that no funds from this item shall be expended for disease research in fiscal year 2017.....\$33,134,598.

The Governor reduced this item by \$917,485.

The question on passing item 4512-0103, 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-four minutes past six o'clock P.M., as follows, to wit (yeas 35 — nays 4) [**Yeas and Nays No. 461**]:

YEAS.

- |                          |                         |
|--------------------------|-------------------------|
| Barrett, Michael J.      | Lesser, Eric P.         |
| Boncore, Joseph A.       | Lewis, Jason M.         |
| Brady, Michael D.        | L'Italien, Barbara A.   |
| Brownsberger, William N. | Lovely, Joan B.         |
| Chandler, Harriette L.   | McGee, Thomas M.        |
| Chang-Diaz, Sonia        | Montigny, Mark C.       |
| Creem, Cynthia Stone     | Moore, Michael O.       |
| DiDomenico, Sal N.       | O'Connor Ives, Kathleen |
| Donnelly, Kenneth J.     | OConnor, Patrick M.     |
| Donoghue, Eileen M.      | Pacheco, Marc R.        |
| Downing, Benjamin B.     | Rodrigues, Michael J.   |
| Eldridge, James B.       | Ross, Richard J.        |
| Flanagan, Jennifer L.    | Rush, Michael F.        |
| Forry, Linda Dorcena     | Spilka, Karen E.        |
| Gobi, Anne M.            | Timilty, James E.       |
| Jehlen, Patricia D.      | Welch, James T.         |
| Joyce, Brian A.          | Wolf, Daniel A. – 35.   |
| Keenan, John F.          |                         |

NAYS.

- |                      |                         |
|----------------------|-------------------------|
| deMacedo, Viriato M. | Humason, Donald F., Jr. |
| Fattman, Ryan C.     | Tarr, Bruce E. – 4.     |

**The yeas and nays having been completed at twenty-four minutes past six o'clock P.M., item 4512-0103, 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 4512-0225 (Gamblers' Treatment) was considered as follows:

Gamblers' Treatment.

4512-0225 For the department of public health, which may expend not more than \$1,500,000 for a compulsive gamblers' treatment program from unclaimed prize money held in the State Lottery Fund for more than 1 year from the date of the drawing when the unclaimed prize money was won and from the proceeds of a multi-jurisdictional lottery game under subsection (e) of section 24A of chapter 10 of the General Laws; provided, that the comptroller shall transfer the amount to the General Fund; 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.....\$1,500,000.

The Governor reduced this item by \$500,000 and struck the following wording:- "For the department of public health, which may expend not more than \$1,500,000 for a compulsive gamblers' treatment program from unclaimed prize money held in the State Lottery Fund for more than 1 year from the date of the drawing when the unclaimed prize money was won and from the proceeds of a



multi-jurisdictional lottery game under subsection (e) of section 24A of chapter 10 of the General Laws" and inserted the following wording "For the department of public health, which may expend not more than \$1,000,000 for a compulsive gamblers' treatment program from unclaimed prize money held in the State Lottery Fund for more than 1 year from the date of the drawing when the unclaimed prize money was won and from the proceeds of a multi-jurisdictional lottery game under subsection (e) of section 24A of chapter 10 of the General Laws".

After remarks, the question on passing item 4512-0225, 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-six minutes past six o'clock P.M., as follows, to wit (yeas 35 — nays 4) [**Yeas and Nays No. 462**]:

**YEAS.**

- |                          |                         |
|--------------------------|-------------------------|
| Barrett, Michael J.      | Keenan, John F.         |
| Boncore, Joseph A.       | Lesser, Eric P.         |
| Brady, Michael D.        | Lewis, Jason M.         |
| Brownsberger, William N. | L'Italien, Barbara A.   |
| Chandler, Harriette L.   | Lovely, Joan B.         |
| Chang-Diaz, Sonia        | McGee, Thomas M.        |
| Creem, Cynthia Stone     | Montigny, Mark C.       |
| deMacedo, Viriato M.     | Moore, Michael O.       |
| DiDomenico, Sal N.       | O'Connor Ives, Kathleen |
| Donnelly, Kenneth J.     | Pacheco, Marc R.        |
| Donoghue, Eileen M.      | Rodrigues, Michael J.   |
| Downing, Benjamin B.     | Ross, Richard J.        |
| Eldridge, James B.       | Rush, Michael F.        |
| Flanagan, Jennifer L.    | Spilka, Karen E.        |
| Forry, Linda Dorcena     | Timilty, James E.       |
| Gobi, Anne M.            | Welch, James T.         |
| Jehlen, Patricia D.      | Wolf, Daniel A. — 35.   |
| Joyce, Brian A.          |                         |

**NAYS.**

- |                         |                     |
|-------------------------|---------------------|
| Fattman, Ryan C.        | OConnor, Patrick M. |
| Humason, Donald F., Jr. | Tarr, Bruce E. — 4. |

**The yeas and nays having been completed at twenty-seven minutes past six o'clock P.M., item 4512-0225, 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 4513-1020 (Early Intervention Services) was considered as follows:

4513-1020 For the early intervention program; provided, that the department shall report quarterly to the house and senate committees on ways and means the total number of units of service purchased and the total expenditures for the units of service paid by the department,

Early Intervention Services.

the executive office of health and human services and third party payers for early intervention services for the following service categories: home visit, center-based individual, child-focused group, parent-focused group and screening and assessment; provided further, that the department shall make all reasonable efforts to secure third party and Medicaid reimbursements for the services funded in this item; provided further, that funds from this item shall be expended to provide respite services to families of children enrolled in early intervention programs who have complex care requirements, multiple disabilities and extensive medical and health needs; provided further, that priority shall be given to low- and moderate-income families; provided further, that the department shall submit to the house and senate committees on ways and means a report on the number of families served by the program and the amount of funds appropriated in this item granted to qualified families not later than January 7, 2017; provided further, that no claim for reimbursement made on behalf of an uninsured person shall be paid from this item until the program receives notice of a denial of eligibility for the MassHealth program from the executive office of health and human services; provided further, that MassHealth shall cover the costs incurred for the transportation of MassHealth members who participate in the early intervention program; provided further, that nothing in this item shall give rise to or shall be construed as giving rise to enforceable legal rights to any such services or an enforceable entitlement to the early intervention services funded in this item; provided further, that the department shall provide written notification to the house and senate committees on ways and means 90 days before any change to its current eligibility criteria; provided further, that no eligibility changes shall be made before January 1, 2017; provided further, that these funds may be used to pay for current and prior year claims; provided further, that the department shall provide services to eligible children through 1 service delivery model and shall not determine eligibility for services based on family insurance status; provided further, that not later than March 1, 2017, the department shall submit to the executive office for administration and finance and the house and senate committees on ways and means a status update on the early intervention state assigned student identifier pilot program; and provided further, that the update shall include a cost estimate for expanding the pilot to additional sites in fiscal year 2018.....\$28,550,167.

The Governor reduced this item by \$150,000.

The question on passing item 4513-1020, 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-seven minutes past six o'clock P.M., as follows, to wit (yeas 39 — nays 0) [Yeas and Nays No. 463]:

**YEAS.**

- |                          |                       |
|--------------------------|-----------------------|
| Barrett, Michael J.      | Keenan, John F.       |
| Boncore, Joseph A.       | Lesser, Eric P.       |
| Brady, Michael D.        | Lewis, Jason M.       |
| Brownsberger, William N. | L'Italien, Barbara A. |
| Chandler, Harriette L.   | Lovely, Joan B.       |

Chang-Diaz, Sonia  
Creem, Cynthia Stone  
deMacedo, Viriato M.  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Fattman, Ryan C.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Humason, Donald F., Jr.  
Jehlen, Patricia D.  
Joyce, Brian A.

McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
O'Connor, Patrick M.  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Ross, Richard J.  
Rush, Michael F.  
Spilka, Karen E.  
Tarr, Bruce E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 39.

**NAYS – 0.**

**The yeas and nays having been completed at twenty-seven minutes past six o'clock P.M., item 4513-1020, 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 5920-3025 (Aging with Developmental Disabilities) was considered as follows:

Aging with  
Developmental  
Disabilities.

5920-3025 For funding to support initiatives to address the needs of individuals with developmental disabilities who are aging including, but not limited to, individuals with Down syndrome and Alzheimer's disease, through the identification of best practices for services for such individuals, including: (a) medical care coordination models that address conditions common to individuals with developmental disabilities who are aging; (b) the provision of training for direct care and other staff in the identification of dementia or other age-related conditions; and (c) the collection of data regarding the effectiveness of the initiatives included in this item; provided, that no later than September 15, 2016 the department shall report to the executive office for administration and finance and the house and senate committees on ways and means on the status of these initiatives including, but not limited to: (i) the number of participants served by each initiative; (ii) the participant outcomes, including impacts on the physical and cognitive health of participants; (iii) the cost of each initiative and cost per participant; (iv) the implementation plans for these initiatives in fiscal year 2017 and fiscal year 2018; and (v) recommendations for enhancing the care of individuals with developmental disabilities who are aging.....\$150,000.

The Governor disapproved this item.

After remarks, the question on passing item 5920-3025, 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-nine minutes past six

**UNCORRECTED PROOF.**

o'clock P.M., as follows, to wit (yeas 39 — nays 0) [**Yeas and Nays No. 464**]:

**YEAS.**

- |                          |                              |
|--------------------------|------------------------------|
| Barrett, Michael J.      | Keenan, John F.              |
| Boncore, Joseph A.       | Lesser, Eric P.              |
| Brady, Michael D.        | Lewis, Jason M.              |
| Brownsberger, William N. | L'Italien, Barbara A.        |
| Chandler, Harriette L.   | Lovely, Joan B.              |
| Chang-Diaz, Sonia        | McGee, Thomas M.             |
| Creem, Cynthia Stone     | Montigny, Mark C.            |
| deMacedo, Viriato M.     | Moore, Michael O.            |
| DiDomenico, Sal N.       | O'Connor Ives, Kathleen      |
| Donnelly, Kenneth J.     | OConnor, Patrick M.          |
| Donoghue, Eileen M.      | Pacheco, Marc R.             |
| Downing, Benjamin B.     | Rodrigues, Michael J.        |
| Eldridge, James B.       | Ross, Richard J.             |
| Fattman, Ryan C.         | Rush, Michael F.             |
| Flanagan, Jennifer L.    | Spilka, Karen E.             |
| Forry, Linda Dorcena     | Tarr, Bruce E.               |
| Gobi, Anne M.            | Timilty, James E.            |
| Humason, Donald F., Jr.  | Welch, James T.              |
| Jehlen, Patricia D.      | Wolf, Daniel A. — <b>39.</b> |
| Joyce, Brian A.          |                              |

**NAYS — 0.**

**The yeas and nays having been completed at twenty-nine minutes past six o'clock P.M., item 5920-3025, 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 5920-5000 (DDS Turning 22 Program) was considered as follows:

DDS Turning 22 Program.

5920-5000 For services to clients of the department who turn 22 years of age during fiscal year 2017; provided, that the department shall report to the house and senate committees on ways and means no later than January 11, 2017 on the use of any funds encumbered or expended from this item including, but not limited to, the number of clients served in each region and the types of services purchased in each region.....\$7,500,000.

The Governor reduced this item by \$500,000.

The question on passing item 5920-5000, 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 a half past six o'clock P.M., as follows, to wit (yeas 39 — nays 0) [**Yeas and Nays No. 465**]:

**YEAS.**

- |                     |                 |
|---------------------|-----------------|
| Barrett, Michael J. | Keenan, John F. |
| Boncore, Joseph A.  | Lesser, Eric P. |

**UNCORRECTED PROOF.**

Brady, Michael D.	Lewis, Jason M.
Brownsberger, William N.	L'Italien, Barbara A.
Chandler, Harriette L.	Lovely, Joan B.
Chang-Diaz, Sonia	McGee, Thomas M.
Creem, Cynthia Stone	Montigny, Mark C.
deMacedo, Viriato M.	Moore, Michael O.
DiDomenico, Sal N.	O'Connor Ives, Kathleen
Donnelly, Kenneth J.	OConnor, Patrick M.
Donoghue, Eileen M.	Pacheco, Marc R.
Downing, Benjamin B.	Rodrigues, Michael J.
Eldridge, James B.	Ross, Richard J.
Fattman, Ryan C.	Rush, Michael F.
Flanagan, Jennifer L.	Spilka, Karen E.
Forry, Linda Dorcena	Tarr, Bruce E.
Gobi, Anne M.	Timilty, James E.
Humason, Donald F., Jr.	Welch, James T.
Jehlen, Patricia D.	Wolf, Daniel A. – 39.
Joyce, Brian A.	

**NAYS – 0.**

**The yeas and nays having been completed at a half past six o'clock P.M., item 5920-5000, 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 5930-1000 (DDS State Facilities) was considered as follows:

DDS State Facilities.

5930-1000 For the operation of facilities for individuals with intellectual disabilities; provided, that in order to comply with the decision in *Olmstead v. L.C. ex rel. Zimring*, 527 U.S. 581 (1999) and to enhance care for clients served by the department, the department shall discharge clients residing in intermittent care facilities for individuals with intellectual disabilities, or an ICF/IID, to residential services in the community if the following criteria are met: (a) the client is deemed clinically suited for a more integrated setting; (b) community residential service capacity and resources available are sufficient to provide each client with an equal or improved level of service; and (c) the cost to the commonwealth of serving the client in the community is less than or equal to the cost of serving the client in an ICF/IID; provided further, that any client transferred to another ICF/IID as the result of a facility closure shall receive a level of care that is equal to or greater than the care that had been received at the closed ICF/IID; provided further, that the department may allocate funds from this item to items 5920-2000, 5920-2010 and 5920-2025, as necessary, under allocation plans submitted to the house and senate committees on ways and means 30 days before any transfer for residential and day services for clients formerly receiving inpatient care at an ICF/IID; and provided further, that the department shall report on all efforts to comply with the decision in *Olmstead v. L.C. ex rel. Zimring*, 527 U.S. 581 (1999), the enhancement of care within available resources to clients served by

**UNCORRECTED PROOF.**

the department and the steps taken to consolidate or close an ICF/IID.....\$109,353,183.

The Governor reduced this item by \$2,900,000.

The question on passing item 5930-1000, 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-nine minutes before seven o'clock P.M., as follows, to wit (yeas 36 — nays 3) [**Yeas and Nays No. 466**]:

**YEAS.**

- |                          |                              |
|--------------------------|------------------------------|
| Barrett, Michael J.      | Keenan, John F.              |
| Boncore, Joseph A.       | Lesser, Eric P.              |
| Brady, Michael D.        | Lewis, Jason M.              |
| Brownsberger, William N. | L'Italien, Barbara A.        |
| Chandler, Harriette L.   | Lovely, Joan B.              |
| Chang-Diaz, Sonia        | McGee, Thomas M.             |
| Creem, Cynthia Stone     | Montigny, Mark C.            |
| DiDomenico, Sal N.       | Moore, Michael O.            |
| Donnelly, Kenneth J.     | O'Connor Ives, Kathleen      |
| Donoghue, Eileen M.      | OConnor, Patrick M.          |
| Downing, Benjamin B.     | Pacheco, Marc R.             |
| Eldridge, James B.       | Rodrigues, Michael J.        |
| Flanagan, Jennifer L.    | Ross, Richard J.             |
| Forry, Linda Dorcena     | Rush, Michael F.             |
| Gobi, Anne M.            | Spilka, Karen E.             |
| Humason, Donald F., Jr.  | Timilty, James E.            |
| Jehlen, Patricia D.      | Welch, James T.              |
| Joyce, Brian A.          | Wolf, Daniel A. — <b>36.</b> |

**NAYS.**

- |                      |                            |
|----------------------|----------------------------|
| deMacedo, Viriato M. | Tarr, Bruce E. — <b>3.</b> |
| Fattman, Ryan C.     |                            |

**The yeas and nays having been completed at twenty-nine minutes before seven o'clock P.M., item 5930-1000, 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 7000-9401 (Regional Library Local Aid) was considered as follows:

7000-9401 For state aid to regional public libraries; provided, that the board of library commissioners may provide quarterly advances of funds for the purposes authorized in clauses (1) and (3) of section 19C of chapter 78 of the General Laws, as it considers proper, to regional public library systems throughout each fiscal year, in compliance with the office of the comptroller's regulations on state grants, 815 C.M.R. 2.00; provided further, that notwithstanding any general or special law to the contrary, in calculating the fiscal year 2017 distribution of funds appropriated in this item, the board of library

Regional Library  
Local Aid.

commissioners shall employ population figures used to calculate the fiscal year 2016 distribution; provided further, that the board shall provide funds for the continued operation of a single regional library system to serve the different geographic regions of the Commonwealth in both eastern and western Massachusetts to serve the residents of those regions; and provided further, that notwithstanding any general or special law to the contrary, the library of the Commonwealth shall receive not less than 40.7 cents for each resident of the Commonwealth.....\$9,883,482.

The Governor reduced this item by \$113,103.

The question on passing item 7000-9401, 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-nine minutes before seven o'clock P.M., as follows, to wit (yeas 39 — nays 0) **[Yeas and Nays No. 467]**:

**YEAS.**

- |                          |                              |
|--------------------------|------------------------------|
| Barrett, Michael J.      | Keenan, John F.              |
| Boncore, Joseph A.       | Lesser, Eric P.              |
| Brady, Michael D.        | Lewis, Jason M.              |
| Brownsberger, William N. | L'Italien, Barbara A.        |
| Chandler, Harriette L.   | Lovely, Joan B.              |
| Chang-Diaz, Sonia        | McGee, Thomas M.             |
| Creem, Cynthia Stone     | Montigny, Mark C.            |
| deMacedo, Viriato M.     | Moore, Michael O.            |
| DiDomenico, Sal N.       | O'Connor Ives, Kathleen      |
| Donnelly, Kenneth J.     | OConnor, Patrick M.          |
| Donoghue, Eileen M.      | Pacheco, Marc R.             |
| Downing, Benjamin B.     | Rodrigues, Michael J.        |
| Eldridge, James B.       | Ross, Richard J.             |
| Fattman, Ryan C.         | Rush, Michael F.             |
| Flanagan, Jennifer L.    | Spilka, Karen E.             |
| Forry, Linda Dorcena     | Tarr, Bruce E.               |
| Gobi, Anne M.            | Timilty, James E.            |
| Humason, Donald F., Jr.  | Welch, James T.              |
| Jehlen, Patricia D.      | Wolf, Daniel A. — <b>39.</b> |
| Joyce, Brian A.          |                              |

**NAYS — 0.**

**The yeas and nays having been completed at twenty-eight minutes before seven o'clock P.M., item 7000-9401, 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 7061-0012 (Special Education Circuit Breaker) was considered as follows:

7061-0012 For the reimbursement of extraordinary special education costs under section 5A of chapter 71B of the General Laws; provided,

Special Education  
Circuit Breaker.

that reimbursements shall be prorated so that the expenses of this item do not exceed the amount appropriated in this item; provided further, that upon receipt by the department of elementary and secondary education of required special education cost reports from school districts, the department shall reimburse districts based on fiscal year 2016 claims; provided further, that the department may expend funds to continue and expand voluntary residential placement prevention programs between the department of elementary and secondary education and other departments within the executive office of health and human services that develop community-based support services for children and their families; provided further, that the department shall provide not less than \$6,500,000 to the department of developmental services for the voluntary residential placement prevention program; provided further, that the department of elementary and secondary education shall fully cooperate in providing information and assistance necessary for the department of developmental services to maximize federal reimbursement and to effectively serve students in less restrictive settings; provided further, that the department shall expend funds: (i) to provide books in accessible synthetic audio format which are made available through the federal National Instructional Materials Accessibility Standard-National Instructional Materials Access Center, or NIMAS-NIMAC, book repository; and (ii) for outreach to and training of teachers and students on the use of NIMAS-NIMAC and the use of human speech audio digital textbooks; provided further, that the department shall expend funds for the costs of borrowing audio textbooks by special education students; provided further, that funds may be expended for the monitoring and follow-up activities of the department's complaint management system, review and approval of local educational authority applications and local school districts' compliance with the requirements of part B of the Individuals with Disabilities Education Act, as amended in 2004, by the Individuals with Disabilities Education Improvement Act of 2004, Public Law 108-446, 20 U.S.C. 1400 et seq. in the provision of special education and related services to children with disabilities; provided further, that funds may be expended to administer the reimbursements funded herein; provided further, that funds may be expended to reimburse districts for extraordinary increases in costs incurred during fiscal year 2017 which would be reimbursable under said section 5A of said chapter 71B; provided further, that reimbursements for current year costs shall be limited to school districts which experience increases of greater than 25 per cent from costs reimbursable under said section 5A of said chapter 71B and incurred during fiscal year 2016 to costs reimbursable under said section 5A of said chapter 71B and incurred during fiscal year 2017 or other cases of extraordinary hardship where special education costs increase in relationship to total district costs as the department may define through regulations or guidelines; provided further, that reimbursements for current year costs shall be allocated as one-time grants and shall not decrease reimbursements in the following fiscal year; provided further, that the department shall conduct audits of fiscal year 2016 claims; provided further, that if the claims are found to be inaccurate, the department shall recalculate the fiscal year 2017 reimbursement amount and adjust the third and fourth quarter payments to the districts to reflect the new reimbursement



amount; provided further, that the department shall file a report with the house and senate committees on ways and means not later than January 26, 2017 on the results of the audit; provided further, that the department shall file with the house and senate committees on ways and means not later than February 15, 2017 a preliminary estimate of the costs eligible for reimbursement through this item in fiscal year 2018; provided further, that not less than \$500,000 shall be expended for school districts in which special education costs exceed 25 per cent of the total district costs and in which tuition and other circuit-breaker eligible costs for placements at an approved private school located within the district exceed both \$1,000,000 and 25 per cent of all tuition and other circuit-breaker eligible costs for placements at approved private schools; and provided further, that not less than \$150,000 shall be expended for peer-to-peer inclusion programs for students with intellectual disabilities through Best Buddies Massachusetts.....\$277,281,180.

The Governor reduced this item by \$3,723,180.

The question on passing item 7061-0012, 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-eight minutes before seven o'clock P.M., as follows, to wit (yeas 39 — nays 0) [Yeas and Nays No. 468]:

**YEAS.**

- |                          |                         |
|--------------------------|-------------------------|
| Barrett, Michael J.      | Keenan, John F.         |
| Boncore, Joseph A.       | Lesser, Eric P.         |
| Brady, Michael D.        | Lewis, Jason M.         |
| Brownsberger, William N. | L'Italien, Barbara A.   |
| Chandler, Harriette L.   | Lovely, Joan B.         |
| Chang-Diaz, Sonia        | McGee, Thomas M.        |
| Creem, Cynthia Stone     | Montigny, Mark C.       |
| deMacedo, Viriato M.     | Moore, Michael O.       |
| DiDomenico, Sal N.       | O'Connor Ives, Kathleen |
| Donnelly, Kenneth J.     | OConnor, Patrick M.     |
| Donoghue, Eileen M.      | Pacheco, Marc R.        |
| Downing, Benjamin B.     | Rodrigues, Michael J.   |
| Eldridge, James B.       | Ross, Richard J.        |
| Fattman, Ryan C.         | Rush, Michael F.        |
| Flanagan, Jennifer L.    | Spilka, Karen E.        |
| Forry, Linda Dorcena     | Tarr, Bruce E.          |
| Gobi, Anne M.            | Timilty, James E.       |
| Humason, Donald F., Jr.  | Welch, James T.         |
| Jehlen, Patricia D.      | Wolf, Daniel A. — 39.   |
| Joyce, Brian A.          |                         |

**NAYS — 0.**

**The yeas and nays having been completed at twenty-seven minutes before seven o'clock P.M., item 7061-0012, 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.

*Suspension of Senate Rule 38A.*

Ms. Chandler moved that Senate Rule 38A be suspended to allow the Senate to meet beyond the hour of 8:00 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.

Senate Rule 38A.

PAPER FROM THE HOUSE

*Engrossed Bill.*

An engrossed Bill authorizing Nantucket County to convey certain parcels of land to the town of Nantucket (see Senate, No. 1936) (which originated in the Senate), having been certified by the Senate Clerk to be rightly and truly prepared for final passage,-- was put upon its final passage. The question on passing it to be enacted was determined by a call of the yeas and nays, at twenty-five minutes before seven o'clock P.M., as follows, to wit (yeas 39 - nays 0) [**Yeas and Nays No. 469**]:

Nantucket,-- land conveyance.

**YEAS.**

- |                          |                         |
|--------------------------|-------------------------|
| Barrett, Michael J.      | Keenan, John F.         |
| Boncore, Joseph A.       | Lesser, Eric P.         |
| Brady, Michael D.        | Lewis, Jason M.         |
| Brownsberger, William N. | L'Italien, Barbara A.   |
| Chandler, Harriette L.   | Lovely, Joan B.         |
| Chang-Diaz, Sonia        | McGee, Thomas M.        |
| Creem, Cynthia Stone     | Montigny, Mark C.       |
| deMacedo, Viriato M.     | Moore, Michael O.       |
| DiDomenico, Sal N.       | O'Connor Ives, Kathleen |
| Donnelly, Kenneth J.     | OConnor, Patrick M.     |
| Donoghue, Eileen M.      | Pacheco, Marc R.        |
| Downing, Benjamin B.     | Rodrigues, Michael J.   |
| Eldridge, James B.       | Ross, Richard J.        |
| Fattman, Ryan C.         | Rush, Michael F.        |
| Flanagan, Jennifer L.    | Spilka, Karen E.        |
| Forry, Linda Dorcena     | Tarr, Bruce E.          |
| Gobi, Anne M.            | Timilty, James E.       |
| Humason, Donald F., Jr.  | Welch, James T.         |
| Jehlen, Patricia D.      | Wolf, Daniel A. – 39.   |
| Joyce, Brian A.          |                         |

**NAYS – 0.**

The yeas and nays having been completed at twenty-two minutes before seven 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.

*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 considered as follows:

The House Bill relative to simulcasting and racing days (House, No. 4459),-- **was read a third time and, after remarks, was passed to be engrossed, in concurrence.**

Simulcasting.

*Recess.*

At seventeen minutes before seven o'clock P.M., at the request of Mr. Tarr, for the purpose of a minority caucus, the President declared a recess; and, at six minutes before eight o'clock P.M., the Senate reassembled, the President in the Chair.

Recess.

At six minutes before eight o'clock P.M., Mr. Tarr doubted the presence of a quorum. The President having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Quorum.

Subsequently, a quorum was deemed present at three minutes before eight o'clock P.M.

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

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 2017 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking funds and serial bond requirements and for certain permanent improvements (see House, No. 4450), which on Friday, July 1, 2016, 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.

General Appropriation Bill,--vetoes.

The message (House, No. 4505) was read; and the Senate proceeded to reconsider several items, which had been disapproved and reduced in accordance with the provisions of the Constitution.

Item 0340-0100 (Suffolk District Attorney's Office) was considered as follows:

Suffolk District Attorney's Office.

0340-0100 For the Suffolk district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program, the domestic violence unit and the children's advocacy center; provided, that 50 per cent of fees payable under rules 15(d) and 30(c)(8) of the Massachusetts Rules of Criminal Procedure for appeals taken by the office shall be paid from this item; and provided further, that no assistant district attorney shall be paid an annual salary of less than \$45,000.....\$18,916,992.

The Governor reduced this item by \$189,170.

**UNCORRECTED PROOF.**

The question on passing item 0340-0100, 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 eight minutes past eight o'clock P.M., as follows, to wit (yeas 33 — nays 6) [**Yeas and Nays No. 470**]:

**YEAS.**

- |                          |                              |
|--------------------------|------------------------------|
| Barrett, Michael J.      | Keenan, John F.              |
| Boncore, Joseph A.       | Lesser, Eric P.              |
| Brady, Michael D.        | Lewis, Jason M.              |
| Brownsberger, William N. | L'Italien, Barbara A.        |
| Chandler, Harriette L.   | Lovely, Joan B.              |
| Chang-Diaz, Sonia        | McGee, Thomas M.             |
| Creem, Cynthia Stone     | Montigny, Mark C.            |
| DiDomenico, Sal N.       | Moore, Michael O.            |
| Donnelly, Kenneth J.     | O'Connor Ives, Kathleen      |
| Donoghue, Eileen M.      | Pacheco, Marc R.             |
| Downing, Benjamin B.     | Rodrigues, Michael J.        |
| Eldridge, James B.       | Rush, Michael F.             |
| Flanagan, Jennifer L.    | Spilka, Karen E.             |
| Forry, Linda Dorcena     | Timilty, James E.            |
| Gobi, Anne M.            | Welch, James T.              |
| Jehlen, Patricia D.      | Wolf, Daniel A. — <b>33.</b> |
| Joyce, Brian A.          |                              |

**NAYS.**

- |                      |                            |
|----------------------|----------------------------|
| deMacedo, Viriato M. | OConnor, Patrick M.        |
| Fattman, Ryan C.     | Ross, Richard J.           |
| Humason              | Tarr, Bruce E. — <b>6.</b> |
| Donald F., Jr.       |                            |

**The yeas and nays having been completed at nine minutes past eight o'clock P.M., item 0340-0100, 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 0340-0200 (Middlesex District Attorney's Office) was considered as follows:

Middlesex District  
Attorney's Office.

0340-0200 For the Middlesex district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that 50 per cent of fees payable under rules 15(d) and 30(c)(8) of the Massachusetts Rules of Criminal Procedure for appeals taken by the office shall be paid from this item; and provided further, that no assistant district attorney shall be paid an annual salary of less than \$45,000..... \$16,248,754.

The Governor reduced this item by \$162,488.

The question on passing item 0340-0200, 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

**UNCORRECTED PROOF.**

Chapter I, Section I, Article II, of the Constitution, at ten minutes past eight o'clock P.M., as follows, to wit (yeas 34 — nays 5) [**Yeas and Nays No. 471**]:

**YEAS.**

- |                          |                              |
|--------------------------|------------------------------|
| Barrett, Michael J.      | Keenan, John F.              |
| Boncore, Joseph A.       | Lesser, Eric P.              |
| Brady, Michael D.        | Lewis, Jason M.              |
| Brownsberger, William N. | L'Italien, Barbara A.        |
| Chandler, Harriette L.   | Lovely, Joan B.              |
| Chang-Diaz, Sonia        | McGee, Thomas M.             |
| Creem, Cynthia Stone     | Montigny, Mark C.            |
| DiDomenico, Sal N.       | Moore, Michael O.            |
| Donnelly, Kenneth J.     | O'Connor Ives, Kathleen      |
| Donoghue, Eileen M.      | Pacheco, Marc R.             |
| Downing, Benjamin B.     | Rodrigues, Michael J.        |
| Eldridge, James B.       | Ross, Richard J.             |
| Flanagan, Jennifer L.    | Rush, Michael F.             |
| Forry, Linda Dorcena     | Spilka, Karen E.             |
| Gobi, Anne M.            | Timilty, James E.            |
| Jehlen, Patricia D.      | Welch, James T.              |
| Joyce, Brian A.          | Wolf, Daniel A. — <b>34.</b> |

**NAYS.**

- |                         |                            |
|-------------------------|----------------------------|
| deMacedo, Viriato M.    | OConnor, Patrick M.        |
| Fattman, Ryan C.        | Tarr, Bruce E. — <b>5.</b> |
| Humason, Donald F., Jr. |                            |

**The yeas and nays having been completed at ten minutes past eight o'clock P.M., item 0340-0200, 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 0340-0300 (Eastern District Attorney's Office) was considered as follows:

Eastern District Attorney's Office.

0340-0300 For the Eastern district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that 50 per cent of fees payable under rules 15(d) and 30(c)(8) of the Massachusetts Rules of Criminal Procedure for appeals taken by the office shall be paid from this item; and provided further, that no assistant district attorney shall be paid an annual salary of less than \$45,000.....\$9,931,887.

The Governor reduced this item by \$99,319.

The question on passing item 0340-0300, 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 eleven minutes past eight o'clock P.M., as follows, to wit (yeas 33 — nays 6) [**Yeas and Nays No. 472**]:

**YEAS.**

**UNCORRECTED PROOF.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Jehlen, Patricia D.  
Joyce, Brian A.

Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 33.

**NAYS.**

deMacedo, Viriato M.  
Fattman, Ryan C.  
Humason, Donald F., Jr.

OConnor, Patrick M.  
Ross, Richard J.  
Tarr, Bruce E. – 6.

**The yeas and nays having been completed at eleven minutes past eight o'clock P.M., item 0340-0300, 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 0340-0400 (Worcester District Attorney's Office) was considered as follows:

Worcester District  
Attorney's Office.

0340-0400 For the Worcester district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that 50 per cent of fees payable under rules 15(d) and 30(c)(8) of the Massachusetts Rules of Criminal Procedure for appeals taken by the office shall be paid from this item; and provided further, that no assistant district attorney shall be paid an annual salary of less than \$45,000.....\$10,885,878.

The Governor reduced this item by \$108,859.

The question on passing item 0340-0400, 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 twelve minutes past eight o'clock P.M., as follows, to wit (yeas 32 — nays 6) [**Yeas and Nays No. 473**]:

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.

Joyce, Brian A.  
Keenan, John F.  
Lesser, Eric P.

**UNCORRECTED PROOF.**

Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Jehlen, Patricia D.

Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
O'Connor Ives, Kathleen  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 32.

**NAYS.**

deMacedo, Viriato M.  
Fattman, Ryan C.  
Humason, Donald F., Jr.

OConnor, Patrick M.  
Ross, Richard J.  
Tarr, Bruce E. – 6.

**ANSWERED “PRESENT”.**

Moore, Michael O. (*present*) – 1.

**The yeas and nays having been completed at twelve minutes past eight o'clock P.M., item 0340-0400, 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 0340-0500 (Hampden District Attorney’s Office) was considered as follows:

Hampden District  
Attorney’s Office.

0340-0500 For the Hampden district attorney’s office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that 50 per cent of fees payable under rules 15(d) and 30(c)(8) of the Massachusetts Rules of Criminal Procedure for appeals taken by the office shall be paid from this item; and provided further, that no assistant district attorney shall be paid an annual salary of less than \$45,000..... \$9,501,819.

The Governor reduced this item by \$95,018.

The question on passing item 0340-0500, 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 thirteen minutes past eight o'clock P.M., as follows, to wit (yeas 34 — nays 5) [**Yeas and Nays No. 474**]:

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.

Joyce, Brian A.  
Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.

**UNCORRECTED PROOF.**

Chang-Diaz, Sonia  
Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Humason, Donald F., Jr.  
Jehlen, Patricia D.

Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 34.

**NAYS.**

deMacedo, Viriato M.  
Fattman, Ryan C.  
OConnor, Patrick M.

Ross, Richard J.  
Tarr, Bruce E. – 5.

**The yeas and nays having been completed at thirteen minutes past eight o'clock P.M., item 0340-0500, 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 0340-0700 (Norfolk District Attorney's Office) was considered as follows:

Norfolk District  
Attorney's Office.

0340-0700 For the Norfolk district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that 50 per cent of fees payable under rules 15(d) and 30(c)(8) of the Massachusetts Rules of Criminal Procedure for appeals taken by the office shall be paid from this item; and provided further, that no assistant district attorney shall be paid an annual salary of less than \$45,000..... \$9,591,791.

The Governor reduced this item by \$95,918.

The question on passing item 0340-0700, 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 fourteen minutes past eight o'clock P.M., as follows, to wit (yeas 35 — nays 4) [**Yeas and Nays No. 475**]:

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
DiDomenico, Sal N.

Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen



**UNCORRECTED PROOF.**

Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Jehlen, Patricia D.  
Joyce, Brian A.  
Keenan, John F.

OConnor, Patrick M.  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Ross, Richard J.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 35.

**NAYS.**

deMacedo, Viriato M.  
Fattman, Ryan C.

Humason, Donald F., Jr.  
Tarr, Bruce E. – 4.

**The yeas and nays having been completed at fourteen minutes past eight o'clock P.M., item 0340-0700, 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 0340-0800 (Plymouth District Attorney's Office) was considered as follows:

Plymouth District  
Attorney's Office.

0340-0800 For the Plymouth district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that 50 per cent of fees payable under rules 15(d) and 30(c)(8) of the Massachusetts Rules of Criminal Procedure for appeals taken by the office shall be paid from this item; and provided further, that no assistant district attorney shall be paid an annual salary of less than \$45,000..... \$8,841,265.

The Governor reduced this item by \$88,413.

The question on passing item 0340-0800, 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 a quarter past eight o'clock P.M., as follows, to wit (yeas 34 — nays 5) **[Yeas and Nays No. 476]:**

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.

Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
OConnor, Patrick M.  
Pacheco, Marc R.

**UNCORRECTED PROOF.**

Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Jehlen, Patricia D.  
Joyce, Brian A.

Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – **34.**

**NAYS.**

deMacedo, Viriato M.  
Fattman, Ryan C.  
Humason, Donald F., Jr.

Ross, Richard J.  
Tarr, Bruce E. – **5.**

**The yeas and nays having been completed at a quarter past eight o'clock P.M., item 0340-0800, 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 0340-0900 (Bristol District Attorney's Office) was considered as follows:

Bristol District  
Attorney's Office.

0340-0900 For the Bristol district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that 50 per cent of fees payable under rules 15(d) and 30(c)(8) of the Massachusetts Rules of Criminal Procedure for appeals taken by the office shall be paid from this item; and provided further, that no assistant district attorney shall be paid an annual salary of less than \$45,000..... \$8,777,329.

The Governor reduced this item by \$87,773.

The question on passing item 0340-0900, 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 a quarter past eight o'clock P.M., as follows, to wit (yeas 32 — nays 6) [**Yeas and Nays No. 477**]:

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena

Joyce, Brian A.  
Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
Pacheco, Marc R.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, James E.

**UNCORRECTED PROOF.**

Gobi, Anne M.  
Jehlen, Patricia D.

Welch, James T.  
Wolf, Daniel A. – **32.**

**NAYS.**

deMacedo, Viriato M.  
Fattman, Ryan C.  
Humason, Donald F., Jr.

OConnor, Patrick M.  
Ross, Richard J.  
Tarr, Bruce E. – **6.**

**ANSWERED “PRESENT”.**

Rodrigues, Michael J. (*present*) – **1.**

**The yeas and nays having been completed at sixteen minutes past eight o'clock P.M., item 0340-0900, 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 0340-1000 (Cape & Islands District Attorney’s Office) was considered as follows:

Cape & Islands  
District Attorney’s  
Office.

0340-1000 For the Cape and Islands district attorney’s office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that 50 per cent of fees payable under rules 15(d) and 30(c)(8) of the Massachusetts Rules of Criminal Procedure for appeals taken by the office shall be paid from this item; and provided further, that no assistant district attorney shall be paid an annual salary of less than \$45,000.....\$4,218,362.

The Governor reduced this item by \$42,184.

The question on passing item 0340-1000, 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 sixteen minutes past eight o'clock P.M., as follows, to wit (yeas 33 — nays 6) [**Yeas and Nays No. 478**]:

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Jehlen, Patricia D.

Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – **33.**

**UNCORRECTED PROOF.**

Joyce, Brian A.

**NAYS.**

deMacedo, Viriato M.  
Fattman, Ryan C.  
Humason, Donald F., Jr.

OConnor, Patrick M.  
Ross, Richard J.  
Tarr, Bruce E. – 6.

**The yeas and nays having been completed at seventeen minutes past eight o'clock P.M., item 0340-1000, 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 0340-1100 (Berkshire District Attorney's Office) was considered as follows:

Berkshire District  
Attorney's Office.

0340-1100 For the Berkshire district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program, the drug task force and the domestic violence unit; provided, that 50 per cent of fees payable under rules 15(d) and 30(c)(8) of the Massachusetts Rules of Criminal Procedure for appeals taken by the office shall be paid from this item; provided further, that no assistant district attorney shall be paid an annual salary of less than \$45,000; and provided further, that funds shall be expended for the operation and management of the Berkshire county drug task force..... \$4,184,794.

The Governor reduced this item by \$41,848.

The question on passing item 0340-1100, 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 seventeen minutes past eight o'clock P.M., as follows, to wit (yeas 33 — nays 6) [**Yeas and Nays No. 479**]:

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Jehlen, Patricia D.  
Joyce, Brian A.

Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 33.

**NAYS.**

deMacedo, Viriato M.  
Fattman, Ryan C.  
Humason, Donald F., Jr.

OConnor, Patrick M.  
Ross, Richard J.  
Tarr, Bruce E. – 6.

**The yeas and nays having been completed at seventeen minutes past eight o'clock P.M., item 0340-1100, 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 0340-2100 (Prosecution Management Information) was considered as follows:

Prosecution  
Management  
Information.

0340-2100 For the operation of the Massachusetts District Attorneys Association, including the implementation and related expenses of the district attorneys' offices automation and case management and tracking system; provided, that expenses associated with the system may be charged directly to this item; provided further, that no expenditures shall be made on or after the effective date of this item which would cause the Commonwealth's obligation for the purposes of this item to exceed the amount appropriated in this item; provided further, that the association shall work in conjunction with the disabled persons protection commission and the 11 district attorneys' offices to prepare a report that shall include, but not be limited to: (a) the number of abuse cases that are referred to each district attorney's office for further investigation; (b) the number of those referrals resulting in the filing of criminal charges, delineated by type of charge; (c) the number of cases referred to each district attorney's office that remain open as of the date for submission of the report; and (d) the number of cases that resulted in a criminal prosecution and the disposition of each such prosecution; provided further, that the report shall be submitted to the house and senate committees on ways and means and the clerks of the house of representatives and the senate no later than March 10, 2017; provided further, that the Massachusetts District Attorneys Association shall work in conjunction with the 11 district attorneys' offices to prepare and submit a report to the house and senate committees on ways and means and the clerks of the house of representatives and senate no later than March 1, 2017, detailing by district for calendar year 2016 the following: (i) the number of criminal cases initiated by arraignment; (ii) the number of criminal cases disposed; and (iii) the number of criminal cases actively managed during the year; provided further, that the report shall separately identify the number of criminal cases initiated by arraignment, the number of cases disposed, and the number of cases under active management where the case includes charges for drug offenses under chapter 94C of the General Laws, motor vehicle charges under chapter 90 of the General Laws or firearm offenses under chapter 140 of the General Laws; provided further, that the association shall provide the 11 district attorneys' offices with an agreed upon template for the report to be filled out; provided further, that the association shall work together with the 11 district attorneys' offices to submit a report to the house and senate committees on ways and means and the clerks of the house of representatives and the senate no later than January 27, 2017, detailing the total number and use of private attorneys participating

**UNCORRECTED PROOF.**

in any volunteer prosecutor program; provided further, that the report shall include, but not be limited to: (1) the total number of personnel from private law firms participating in the program at each of the 11 district attorneys' offices; (2) the name and address of the law firms; (3) the duties performed by the personnel; and (4) the benefits and cost savings associated with the program; and provided further, that each district attorney shall notify the house and senate committees on ways and means at least 30 days before transferring any funds from the AA object class of each district attorney's administrative line item and means of its intention to make that transfer.....\$1,941,693.

The Governor reduced this item by \$19,417.

The question on passing item 0340-2100, 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 eighteen minutes past eight o'clock P.M., as follows, to wit (yeas 33 — nays 6) [**Yeas and Nays No. 480**]:

**YEAS.**

- |                          |                         |
|--------------------------|-------------------------|
| Barrett, Michael J.      | Keenan, John F.         |
| Boncore, Joseph A.       | Lesser, Eric P.         |
| Brady, Michael D.        | Lewis, Jason M.         |
| Brownsberger, William N. | L'Italien, Barbara A.   |
| Chandler, Harriette L.   | Lovely, Joan B.         |
| Chang-Diaz, Sonia        | McGee, Thomas M.        |
| Creem, Cynthia Stone     | Montigny, Mark C.       |
| DiDomenico, Sal N.       | Moore, Michael O.       |
| Donnelly, Kenneth J.     | O'Connor Ives, Kathleen |
| Donoghue, Eileen M.      | Pacheco, Marc R.        |
| Downing, Benjamin B.     | Rodrigues, Michael J.   |
| Eldridge, James B.       | Rush, Michael F.        |
| Flanagan, Jennifer L.    | Spilka, Karen E.        |
| Forry, Linda Dorcena     | Timilty, James E.       |
| Gobi, Anne M.            | Welch, James T.         |
| Jehlen, Patricia D.      | Wolf, Daniel A. — 33.   |
| Joyce, Brian A.          |                         |

**NAYS.**

- |                         |                     |
|-------------------------|---------------------|
| deMacedo, Viriato M.    | OConnor, Patrick M. |
| Fattman, Ryan C.        | Ross, Richard J.    |
| Humason, Donald F., Jr. | Tarr, Bruce E. — 6. |

**The yeas and nays having been completed at eighteen minutes past eight o'clock P.M., item 0340-2100, 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 0411-1000 (Offices of Governor) was considered as follows:

0411-1000 For the offices of the governor, the lieutenant governor and the governor's council; provided, that the amount appropriated in this

Offices of Governor.

**UNCORRECTED PROOF.**

item may be used at the discretion of the governor for the payment of extraordinary expenses not otherwise provided for and for transfer to appropriation accounts where the amounts otherwise available may be insufficient; provided further, that funds may be expended for the governor’s commission on intellectual disability; provided further, that funds may be expended for the governor’s development coordinating council; and provided further, that the advisory council on Alzheimer’s disease and related disorders, established in section 379 of chapter 194 of the acts of 1998 shall continue during fiscal year 2017.....\$5,304,390.

The Governor reduced this item by \$53,044.

The question on passing item 0411-1000, 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 nineteen minutes past eight o’clock P.M., as follows, to wit (yeas 25 — nays 13) [**Yeas and Nays No. 481**]:

**YEAS.**

- |                          |                              |
|--------------------------|------------------------------|
| Barrett, Michael J.      | Lesser, Eric P.              |
| Boncore, Joseph A.       | Lewis, Jason M.              |
| Brady, Michael D.        | Lovely, Joan B.              |
| Brownsberger, William N. | McGee, Thomas M.             |
| Chandler, Harriette L.   | Moore, Michael O.            |
| Creem, Cynthia Stone     | O'Connor Ives, Kathleen      |
| DiDomenico, Sal N.       | Rodrigues, Michael J.        |
| Donnelly, Kenneth J.     | Rush, Michael F.             |
| Donoghue, Eileen M.      | Spilka, Karen E.             |
| Eldridge, James B.       | Timilty, James E.            |
| Flanagan, Jennifer L.    | Welch, James T.              |
| Jehlen, Patricia D.      | Wolf, Daniel A. – <b>25.</b> |
| Keenan, John F.          |                              |

**NAYS.**

- |                         |                             |
|-------------------------|-----------------------------|
| Chang-Diaz, Sonia       | Joyce, Brian A.             |
| deMacedo, Viriato M.    | Montigny, Mark C.           |
| Downing, Benjamin B.    | OConnor, Patrick M.         |
| Fattman, Ryan C.        | Pacheco, Marc R.            |
| Forry, Linda Dorcena    | Ross, Richard J.            |
| Gobi, Anne M.           | Tarr, Bruce E. – <b>13.</b> |
| Humason, Donald F., Jr. |                             |

**ANSWERED “PRESENT”.**

- L'Italien, Barbara A. (*present*) – **1.**

**The yeas and nays having been completed at nineteen minutes past eight o’clock P.M., item 0411-1000, contained in section 2, was sustained, less than two-thirds of the members present and voting having voted in the affirmative.**

Item 1050-0140 (MCG Racing Local Share Payments to Cities & Towns) was considered as follows:

MCG Racing Local  
Share Payments to  
Cities & Towns.

**UNCORRECTED PROOF.**

1050-0140 For payments to cities and towns in accordance with chapter 23K of the General Laws..... \$1,150,000.

The Governor reduced this item by \$489,550.

The question on passing item 1050-0140, 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 minutes past eight o'clock P.M., as follows, to wit (yeas 35 — nays 3) [**Yeas and Nays No. 482**]:

**YEAS.**

- |                          |                              |
|--------------------------|------------------------------|
| Barrett, Michael J.      | Lesser, Eric P.              |
| Boncore, Joseph A.       | Lewis, Jason M.              |
| Brady, Michael D.        | L'Italien, Barbara A.        |
| Brownsberger, William N. | Lovely, Joan B.              |
| Chandler, Harriette L.   | McGee, Thomas M.             |
| Chang-Diaz, Sonia        | Montigny, Mark C.            |
| Creem, Cynthia Stone     | Moore, Michael O.            |
| DiDomenico, Sal N.       | OConnor, Patrick M.          |
| Donnelly, Kenneth J.     | Pacheco, Marc R.             |
| Donoghue, Eileen M.      | Rodrigues, Michael J.        |
| Downing, Benjamin B.     | Ross, Richard J.             |
| Eldridge, James B.       | Rush, Michael F.             |
| Flanagan, Jennifer L.    | Spilka, Karen E.             |
| Forry, Linda Dorcena     | Tarr, Bruce E.               |
| Gobi, Anne M.            | Timilty, James E.            |
| Jehlen, Patricia D.      | Welch, James T.              |
| Joyce, Brian A.          | Wolf, Daniel A. — <b>35.</b> |
| Keenan, John F.          |                              |

**NAYS.**

- |                      |                                     |
|----------------------|-------------------------------------|
| deMacedo, Viriato M. | Humason, Donald F., Jr. — <b>3.</b> |
| Fattman, Ryan C.     |                                     |

**ANSWERED "PRESENT".**

- O'Connor Ives, Kathleen (*present*) — **1.**

**The yeas and nays having been completed at twenty minutes past eight o'clock P.M., item 1050-0140, 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 1102-3309 (Office of the State House Superintendent) was considered as follows:

Office of the State House Superintendent.

1102-3309 For the operation of the bureau of the state house; provided, that the superintendent, director of operations and other employees of the bureau shall work in conjunction with the business manager of the house of representatives and the chief financial officer of the senate relative to the maintenance, repair, purchases and payments for materials and services.....\$2,467,120.

The Governor reduced this item by \$178,059.



**UNCORRECTED PROOF.**

The question on passing item 1102-3309, 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-one minutes past eight o'clock P.M., as follows, to wit (yeas 33 — nays 6) [**Yeas and Nays No. 483**]:

**YEAS.**

Barrett, Michael J.	Keenan, John F.
Boncore, Joseph A.	Lesser, Eric P.
Brady, Michael D.	Lewis, Jason M.
Brownsberger, William N.	L'Italien, Barbara A.
Chandler, Harriette L.	Lovely, Joan B.
Chang-Diaz, Sonia	McGee, Thomas M.
Creem, Cynthia Stone	Montigny, Mark C.
DiDomenico, Sal N.	Moore, Michael O.
Donnelly, Kenneth J.	O'Connor Ives, Kathleen
Donoghue, Eileen M.	Pacheco, Marc R.
Downing, Benjamin B.	Rodrigues, Michael J.
Eldridge, James B.	Rush, Michael F.
Flanagan, Jennifer L.	Spilka, Karen E.
Forry, Linda Dorcena	Timilty, James E.
Gobi, Anne M.	Welch, James T.
Jehlen, Patricia D.	Wolf, Daniel A. — <b>33.</b>
Joyce, Brian A.	

**NAYS.**

deMacedo, Viriato M.	OConnor, Patrick M.
Fattman, Ryan C.	Ross, Richard J.
Humason, Donald F., Jr.	Tarr, Bruce E. — <b>6.</b>

**The yeas and nays having been completed at twenty-one minutes past eight o'clock P.M., item 1102-3309, 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 1107-2501 (DPPC Administration) was considered as follows:

DPPC  
Administration.

1107-2501 For the disabled persons protection commission; provided, that the commission shall facilitate compliance by the department of mental health and the department of developmental services with uniform investigative standards; provided further, that the commission shall report to the house and senate committees on ways and means, not later than the last day of each quarter, on the number of claims of abuse by caretakers made by employees or contracted service employees of the department of developmental services, the department of mental health and the Massachusetts rehabilitation commission; provided further, that the report shall include: (a) the number of substantiated claims; (b) the number of unsubstantiated claims; and (c) the number of false claims reported as a result of intentional and malicious action; and provided further,

**UNCORRECTED PROOF.**

that all persons who call the commission’s 24-hour hotline shall be provided with the opportunity to elect that the call not be recorded..... \$3,043,391.

The Governor reduced this item by \$30,434.

The question on passing item 1107-2501, 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-two minutes past eight o’clock P.M., as follows, to wit (yeas 39 — nays 0) [**Yeas and Nays No. 484**]:

**YEAS.**

- |                          |                         |
|--------------------------|-------------------------|
| Barrett, Michael J.      | Keenan, John F.         |
| Boncore, Joseph A.       | Lesser, Eric P.         |
| Brady, Michael D.        | Lewis, Jason M.         |
| Brownsberger, William N. | L’Italien, Barbara A.   |
| Chandler, Harriette L.   | Lovely, Joan B.         |
| Chang-Diaz, Sonia        | McGee, Thomas M.        |
| Creem, Cynthia Stone     | Montigny, Mark C.       |
| deMacedo, Viriato M.     | Moore, Michael O.       |
| DiDomenico, Sal N.       | O’Connor Ives, Kathleen |
| Donnelly, Kenneth J.     | OConnor, Patrick M.     |
| Donoghue, Eileen M.      | Pacheco, Marc R.        |
| Downing, Benjamin B.     | Rodrigues, Michael J.   |
| Eldridge, James B.       | Ross, Richard J.        |
| Fattman, Ryan C.         | Rush, Michael F.        |
| Flanagan, Jennifer L.    | Spilka, Karen E.        |
| Forry, Linda Dorcena     | Tarr, Bruce E.          |
| Gobi, Anne M.            | Timilty, James E.       |
| Humason, Donald F., Jr.  | Welch, James T.         |
| Jehlen, Patricia D.      | Wolf, Daniel A. – 39.   |
| Joyce, Brian A.          |                         |

**NAYS – 0.**

**The yeas and nays having been completed at twenty-two minutes past eight o’clock P.M., item 1107-2501, 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 1201-0122 (Low Income Tax Clinics) was considered as follows:

Low Income Tax Clinics.

1201-0122 For grants to qualified low-income taxpayer clinics established in section 13 of chapter 14 of the General Laws; provided, that the department shall report to the house and senate committees on ways and means not later than March 6, 2017 on: (a) the number of grant applications; (b) the number of rejected applications; (c) the reasons for those rejections; (d) the estimated number of taxpayers served by each approved grant; (e) the geographic location of the approved grant recipient clinic; and (f) the average size of approved

grants.....\$100,000.

The Governor disapproved this item.

After remarks, the question on passing item 1201-0122, 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-four minutes past eight o'clock P.M., as follows, to wit (yeas 33 — nays 6) [Yeas and Nays No. 485]:

YEAS.

- |                          |                         |
|--------------------------|-------------------------|
| Barrett, Michael J.      | Keenan, John F.         |
| Boncore, Joseph A.       | Lesser, Eric P.         |
| Brady, Michael D.        | Lewis, Jason M.         |
| Brownsberger, William N. | L'Italien, Barbara A.   |
| Chandler, Harriette L.   | Lovely, Joan B.         |
| Chang-Diaz, Sonia        | McGee, Thomas M.        |
| Creem, Cynthia Stone     | Montigny, Mark C.       |
| DiDomenico, Sal N.       | Moore, Michael O.       |
| Donnelly, Kenneth J.     | O'Connor Ives, Kathleen |
| Donoghue, Eileen M.      | Pacheco, Marc R.        |
| Downing, Benjamin B.     | Rodrigues, Michael J.   |
| Eldridge, James B.       | Rush, Michael F.        |
| Flanagan, Jennifer L.    | Spilka, Karen E.        |
| Forry, Linda Dorcena     | Timilty, James E.       |
| Gobi, Anne M.            | Welch, James T.         |
| Jehlen, Patricia D.      | Wolf, Daniel A. — 33.   |
| Joyce, Brian A.          |                         |

NAYS.

- |                         |                     |
|-------------------------|---------------------|
| deMacedo, Viriato M.    | OConnor, Patrick M. |
| Fattman, Ryan C.        | Ross, Richard J.    |
| Humason, Donald F., Jr. | Tarr, Bruce E. — 6. |

The yeas and nays having been completed at twenty-five minutes past eight o'clock P.M., item 1201-0122, 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 1232-0100 (Underground Storage Tank Reimbursement) was considered as follows:

Underground Storage Tank Reimbursement.

1232-0100 For underground storage tank reimbursements to parties that have remediated spills of petroleum products under chapter 21J of the General Laws.....\$10,000,000.

The Governor reduced this item by \$3,000,000.

The question on passing item 1232-0100, 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-five minutes past eight o'clock P.M., as follows, to wit (yeas 34 — nays 3) [Yeas and Nays No.

486]:

**YEAS.**

- |                          |                         |
|--------------------------|-------------------------|
| Barrett, Michael J.      | Lesser, Eric P.         |
| Boncore, Joseph A.       | Lewis, Jason M.         |
| Brady, Michael D.        | L'Italien, Barbara A.   |
| Brownsberger, William N. | Lovely, Joan B.         |
| Chandler, Harriette L.   | McGee, Thomas M.        |
| Chang-Diaz, Sonia        | Montigny, Mark C.       |
| DiDomenico, Sal N.       | Moore, Michael O.       |
| Donnelly, Kenneth J.     | O'Connor Ives, Kathleen |
| Donoghue, Eileen M.      | Pacheco, Marc R.        |
| Downing, Benjamin B.     | Rodrigues, Michael J.   |
| Eldridge, James B.       | Ross, Richard J.        |
| Flanagan, Jennifer L.    | Rush, Michael F.        |
| Forry, Linda Dorcena     | Spilka, Karen E.        |
| Gobi, Anne M.            | Tarr, Bruce E.          |
| Jehlen, Patricia D.      | Timilty, James E.       |
| Joyce, Brian A.          | Welch, James T.         |
| Keenan, John F.          | Wolf, Daniel A. – 34.   |

**NAYS.**

- |                         |                         |
|-------------------------|-------------------------|
| Fattman, Ryan C.        | OConnor, Patrick M.– 3. |
| Humason, Donald F., Jr. |                         |

**ANSWERED “PRESENT”.**

- |                      |                          |
|----------------------|--------------------------|
| Creem, Cynthia Stone | deMacedo, Viriato M.– 2. |
|----------------------|--------------------------|

**The yeas and nays having been completed at twenty-six minutes past eight o'clock P.M., item 1232-0100, 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 3000-6025 (Commonwealth Preschool Partnership Initiative) was considered as follows:

Commonwealth  
Preschool Partnership  
Initiative.

3000-6025 For grants in fiscal year 2017 to support planning activities in cities, towns, regional school districts or educational collaboratives currently providing pre-kindergarten or preschool opportunities, to expand pre-kindergarten or preschool opportunities on a voluntary basis to children ages 2 years and 9 months to 3 years and 11 months old; provided, that planning grants shall be awarded through a competitive process established by the department of early education and care utilizing the Massachusetts Preschool Expansion Grant public-private partnership model; provided further, that preference shall be given in awarding these funds to districts serving high percentages of high-needs students; provided further, that preference for awarding implementation grants shall be given to communities awarded planning grants in the previous fiscal year or to communities participating in the federal preschool expansion grant program in the previous fiscal year; provided further, that further preference for awarding implementation grants shall be

given to communities that provide at least a 1 to 1 match to funding provided through this item; provided further, that grant applicants shall submit a plan to the department detailing the capacity of the local early education and care system to implement such a program, proposed program design, resources needed to ensure high quality standards, input from stakeholders including parents and any other requirements prescribed by the department; provided further, that notwithstanding any general or special law to the contrary, funds distributed from this item shall be deposited with the treasurer of the city, town, regional school district or educational collaborative and held in a separate account and shall be expended by the school committee of the city, town, regional school district or educational collaborative without further appropriation; provided further that the department of early education and care shall report to the joint committee on education not later than October 15, 2016 the status of the Massachusetts Preschool Expansion Grant program, including but not limited to: summer assessment data of Preschool Expansion Grant students, classroom observation data and qualitative data from program leadership, staff and parents; and provided further, that said report shall also include information on the status of the Commonwealth Preschool Partnership Initiative planning grants, including but not limited to a needs assessment, program design and anticipated costs..... \$200,000.

The Governor disapproved this item.

The question on passing item 3000-6025, 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-six minutes past eight o'clock P.M., as follows, to wit (yeas 37 — nays 2) [**Yeas and Nays No. 487**]:

**YEAS.**

- |                          |                         |
|--------------------------|-------------------------|
| Barrett, Michael J.      | Lesser, Eric P.         |
| Boncore, Joseph A.       | Lewis, Jason M.         |
| Brady, Michael D.        | L'Italien, Barbara A.   |
| Brownsberger, William N. | Lovely, Joan B.         |
| Chandler, Harriette L.   | McGee, Thomas M.        |
| Chang-Diaz, Sonia        | Montigny, Mark C.       |
| Creem, Cynthia Stone     | Moore, Michael O.       |
| DiDomenico, Sal N.       | O'Connor Ives, Kathleen |
| Donnelly, Kenneth J.     | OConnor, Patrick M.     |
| Donoghue, Eileen M.      | Pacheco, Marc R.        |
| Downing, Benjamin B.     | Rodrigues, Michael J.   |
| Eldridge, James B.       | Ross, Richard J.        |
| Fattman, Ryan C.         | Rush, Michael F.        |
| Flanagan, Jennifer L.    | Spilka, Karen E.        |
| Forry, Linda Dorcena     | Tarr, Bruce E.          |
| Gobi, Anne M.            | Timilty, James E.       |
| Jehlen, Patricia D.      | Welch, James T.         |
| Joyce, Brian A.          | Wolf, Daniel A. — 37.   |
| Keenan, John F.          |                         |

**UNCORRECTED PROOF.**

**NAYS.**

deMacedo, Viriato M.

Humason, Donald F., Jr. – 2.

**The yeas and nays having been completed at twenty-seven minutes past eight o'clock P.M., item 3000-6025, 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.**

Mr. Downing moved reconsideration and, after remarks, this motion prevailed.

Reconsideration.

Subsequently, the recurring question on again passing item 3000-6025, 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 eighteen minutes before ten o'clock P.M., as follows, to wit (yeas 39 — nays 0) **[Yeas and Nays No. 511]:**

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
deMacedo, Viriato M.  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Fattman, Ryan C.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Humason, Donald F., Jr.  
Jehlen, Patricia D.  
Joyce, Brian A.

Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
OConnor, Patrick M.  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Ross, Richard J.  
Rush, Michael F.  
Spilka, Karen E.  
Tarr, Bruce E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 39.

**NAYS – 0.**

**The yeas and nays having been completed at eighteen minutes before ten o'clock P.M., item 3000-6025, 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 3000-7020 (Multi-Generational Anti-Poverty Pilot) was considered as follows:

Multi-Generational  
Anti-Poverty Pilot.

3000-7020 For a three-year family mentoring pilot program administered through a contractor to promote intergenerational economic self-

sufficiency; provided, that the pilot program shall operate within existing service delivery systems including, but not limited to, after-school and out-of-school programs, head start, early head start, early intervention programs, maternal child health home visiting programs and community health programs, to provide additional support and mentoring; provided further, that the pilot program shall work with parents and children and other adults living in the home; provided further, that through integrated services, overarching pilot program goals for adults shall include: (i) an increase in financial resources including earned income; (ii) an increase in housing and family stability; and (iii) a reduction of debt and increased savings; provided further, that overarching pilot program goals for children shall include: (a) improved school performance or school readiness; and (b) improved executive functioning; provided further, that the selected contractor shall have demonstrated, with scientific research and metric-based evidence, successful outcomes in providing intergenerational programs; provided further, that preference shall be given to contractors with experience running programs with a home-visitation component; provided further, that caseload per mentor shall not exceed 20 families; provided further, that not less than \$75,000 shall be expended for an evaluation of the effectiveness of the pilot program; and provided further, that any unexpended funds appropriated for this item shall not revert but shall be made available for the purposes of this item until June 30, 2019.....\$100,000.

The Governor disapproved this item.

After remarks, the question on passing item 3000-7020, 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-five minutes before nine o'clock P.M., as follows, to wit (yeas 33 — nays 6) [**Yeas and Nays No. 488**]:

**YEAS.**

- |                          |                              |
|--------------------------|------------------------------|
| Barrett, Michael J.      | Keenan, John F.              |
| Boncore, Joseph A.       | Lesser, Eric P.              |
| Brady, Michael D.        | Lewis, Jason M.              |
| Brownsberger, William N. | L'Italien, Barbara A.        |
| Chandler, Harriette L.   | Lovely, Joan B.              |
| Chang-Diaz, Sonia        | McGee, Thomas M.             |
| Creem, Cynthia Stone     | Montigny, Mark C.            |
| DiDomenico, Sal N.       | Moore, Michael O.            |
| Donnelly, Kenneth J.     | O'Connor Ives, Kathleen      |
| Donoghue, Eileen M.      | Pacheco, Marc R.             |
| Downing, Benjamin B.     | Rodrigues, Michael J.        |
| Eldridge, James B.       | Rush, Michael F.             |
| Flanagan, Jennifer L.    | Spilka, Karen E.             |
| Forry, Linda Dorcena     | Timilty, James E.            |
| Gobi, Anne M.            | Welch, James T.              |
| Jehlen, Patricia D.      | Wolf, Daniel A. — <b>33.</b> |
| Joyce, Brian A.          |                              |

**UNCORRECTED PROOF.**

**NAYS.**

deMacedo, Viriato M.	OConnor, Patrick M.
Fattman, Ryan C.	Ross, Richard J.
Humason, Donald F., Jr.	Tarr, Bruce E. – 6.

**The yeas and nays having been completed at twenty-five minutes before nine o'clock P.M., item 3000-7020, 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 3000-7070 (Reach Out and Read) was considered as follows:  
3000-7070 For Reach Out and Read, Inc.; provided, that the funds distributed through Reach Out and Read, Inc. shall be contingent upon a match of not less than \$1 in private or corporate contributions for every \$1 in state grant funding.....\$1,000,000.

Reach Out and Read.

The Governor disapproved this item.

After remarks, the question on passing item 3000-7070, 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-two minutes before nine o'clock P.M., as follows, to wit (yeas 38 — nays 1) [**Yeas and Nays No. 489**]:

**YEAS.**

Barrett, Michael J.	Keenan, John F.
Boncore, Joseph A.	Lesser, Eric P.
Brady, Michael D.	Lewis, Jason M.
Brownsberger, William N.	L'Italien, Barbara A.
Chandler, Harriette L.	Lovely, Joan B.
Creem, Cynthia Stone	McGee, Thomas M.
deMacedo, Viriato M.	Montigny, Mark C.
DiDomenico, Sal N.	Moore, Michael O.
Donnelly, Kenneth J.	O'Connor Ives, Kathleen
Donoghue, Eileen M.	OConnor, Patrick M.
Downing, Benjamin B.	Pacheco, Marc R.
Eldridge, James B.	Rodrigues, Michael J.
Fattman, Ryan C.	Ross, Richard J.
Flanagan, Jennifer L.	Rush, Michael F.
Forry, Linda Dorcena	Spilka, Karen E.
Gobi, Anne M.	Tarr, Bruce E.
Humason, Donald F., Jr.	Timilty, James E.
Jehlen, Patricia D.	Welch, James T.
Joyce, Brian A.	Wolf, Daniel A. – 38.

**NAYS.**

Chang-Diaz, Sonia – 1.

**The yeas and nays having been completed at twenty minutes before nine o'clock P.M., item 3000-7070, 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 4000-0051 (Family Resource Centers) was considered as follows:

Family Resource Centers.

4000-0051 For the operation and support of the network of child and family service programs throughout the commonwealth, including family resource centers supported through this item and item 4800-0200; provided, that centers within this item shall: (a) be consistent with the requirements of section 16U of chapter 6A of the General Laws; (b) demonstrate adherence to an evidence-based model of service; and (c) use measurable outcomes to assess quality; provided further, that the secretary of the executive office of health and human services shall maintain the fiscal year 2016 contract with a third party administration service organization to oversee the execution of, and agency's compliance with, subsection (b) of section 16U of chapter 6A of the General Laws; provided further, that the executive office shall provide biannual progress updates to the secretary of administration and finance, the joint committee on children, families and persons with disabilities and the house and senate committees on ways and means; provided further, that not later than March 15, 2017, the executive office shall file a biannual report with the house and senate committees on ways and means; provided further, that the report shall detail the number of children and families served at each center, the types of programs, program outcomes, client feedback and progress on data sharing between centers; and provided further, that the network of child and family service programs shall coordinate with the executive office of health and human services, the department of early education and care and municipal police departments to provide emergency assistance to runaway children at times when the juvenile court is not open, consistent with the requirements of section 39H of chapter 119 of the General Laws.....\$500,000.

The Governor disapproved this item.

After remarks, the question on passing item 4000-0051, 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 eighteen minutes before nine o'clock P.M., as follows, to wit (yeas 36 — nays 3) [Yeas and Nays No. 490]:

YEAS.

- |                          |                         |
|--------------------------|-------------------------|
| Barrett, Michael J.      | Keenan, John F.         |
| Boncore, Joseph A.       | Lesser, Eric P.         |
| Brady, Michael D.        | Lewis, Jason M.         |
| Brownsberger, William N. | L'Italien, Barbara A.   |
| Chandler, Harriette L.   | Lovely, Joan B.         |
| Chang-Diaz, Sonia        | McGee, Thomas M.        |
| Creem, Cynthia Stone     | Montigny, Mark C.       |
| DiDomenico, Sal N.       | Moore, Michael O.       |
| Donnelly, Kenneth J.     | O'Connor Ives, Kathleen |
| Donoghue, Eileen M.      | OConnor, Patrick M.     |

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Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Humason, Donald F., Jr.  
Jehlen, Patricia D.  
Joyce, Brian A.

Pacheco, Marc R.  
Rodrigues, Michael J.  
Ross, Richard J.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 36.

**NAYS.**

deMacedo, Viriato M.  
Fattman, Ryan C.

Tarr, Bruce E. – 3.

**The yeas and nays having been completed at eighteen minutes before nine o'clock P.M., item 4000-0051, 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 4000-0328 (State Plan Amendment Support) was considered as follows:

State Plan  
Amendment Support.

4000-0328 For the executive office of health and human services, which shall use the funding in this item to pursue, enhance and submit applications for existing or new state plan amendments, state plan options, state waiver or demonstration requests, and federal grants for federal approval under the Patient Protection and Affordable Care Act, 42 U.S.C. 18001 et seq., including, but not limited to the following purposes: (a) the development and implementation of a modern, digital integrated eligibility system as required by the last paragraph of section 16 of chapter 6A of the General Laws in order to achieve maximum federal reimbursement; (b) the receipt of federal reimbursement for services provided to an eligible Medicaid beneficiary that are available without charge to the beneficiary, including services that are available without charge to the community at large, known as “free care”; (c) the 1915(i) home and community-based services state plan authorized under 42 U.S.C. 1396n(i); (d) the authorization of coverage for postpartum placement of long acting reversible contraception; (e) the pursuit of expanded federal reimbursement for lead poisoning testing and follow-up services; (f) the pursuit of Medicaid coverage for justice-involved individuals including, but not limited to, individuals on parole, probation, home confinement or pre-trial supervision or residing in a halfway house and deemed eligible under federal definition; (g) the Medicaid electronic health record incentive program; (h) the 1915(k) community first choice state plan option authorized under 42 U.S.C. 1396n(k); and (i) the pursuit of expanded federal reimbursement for comprehensive family planning services; provided further, that the executive office shall seek to maximize opportunities that expand community-based services and increase federal reimbursement, including enhanced federal medical assistance percentage rates; provided further, that not later than November 1, 2016, the executive office of health and human services shall report to the house and senate committees on ways and means on the status of submitted and pending applications and the projected fiscal impact of federal approval for these

**UNCORRECTED PROOF.**

applications; and provided further, that not later than March 15, 2017, the executive office of health and human services, in consultation with the executive office for administration and finance and the Massachusetts office of information technology, shall publish a plan to implement modern, digital and integrated eligibility determination processes as required by the last paragraph of section 16 of chapter 6A of the General Laws, which shall include the estimated capital and operating resources to implement the modern, digital and integrated eligibility determination processes.....\$50,000.

The Governor disapproved this item.

After remarks, the question on passing item 4000-0328, 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 a quarter before nine o'clock P.M., as follows, to wit (yeas 36 — nays 3) [**Yeas and Nays No. 491**]:

**YEAS.**

- |                          |                              |
|--------------------------|------------------------------|
| Barrett, Michael J.      | Keenan, John F.              |
| Boncore, Joseph A.       | Lesser, Eric P.              |
| Brady, Michael D.        | Lewis, Jason M.              |
| Brownsberger, William N. | L'Italien, Barbara A.        |
| Chandler, Harriette L.   | Lovely, Joan B.              |
| Chang-Diaz, Sonia        | McGee, Thomas M.             |
| Creem, Cynthia Stone     | Montigny, Mark C.            |
| DiDomenico, Sal N.       | Moore, Michael O.            |
| Donnelly, Kenneth J.     | O'Connor Ives, Kathleen      |
| Donoghue, Eileen M.      | Pacheco, Marc R.             |
| Downing, Benjamin B.     | Rodrigues, Michael J.        |
| Eldridge, James B.       | Ross, Richard J.             |
| Flanagan, Jennifer L.    | Rush, Michael F.             |
| Forry, Linda Dorcena     | Spilka, Karen E.             |
| Gobi, Anne M.            | Tarr, Bruce E.               |
| Humason, Donald F., Jr.  | Timilty, James E.            |
| Jehlen, Patricia D.      | Welch, James T.              |
| Joyce, Brian A.          | Wolf, Daniel A. — <b>36.</b> |

**NAYS.**

- |                      |                                |
|----------------------|--------------------------------|
| deMacedo, Viriato M. | OConnor, Patrick M.— <b>3.</b> |
| Fattman, Ryan C.     |                                |

**The yeas and nays having been completed at fourteen minutes before nine o'clock P.M., item 4000-0328, 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 4120-4002 (Living Independently) was considered as follows:

4120-4002 For Living Independently for Equality, Inc. in the city of Brockton.....\$30,000.

Living  
Independently.

**UNCORRECTED PROOF.**

The Governor disapproved this item.

The question on passing item 4120-4002, 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 fourteen minutes before nine o'clock P.M., as follows, to wit (yeas 37 — nays 2) [**Yeas and Nays No. 492**]:

**YEAS.**

- |                          |                         |
|--------------------------|-------------------------|
| Barrett, Michael J.      | Lesser, Eric P.         |
| Boncore, Joseph A.       | Lewis, Jason M.         |
| Brady, Michael D.        | L'Italien, Barbara A.   |
| Brownsberger, William N. | Lovely, Joan B.         |
| Chandler, Harriette L.   | McGee, Thomas M.        |
| Creem, Cynthia Stone     | Montigny, Mark C.       |
| DiDomenico, Sal N.       | Moore, Michael O.       |
| Donnelly, Kenneth J.     | O'Connor Ives, Kathleen |
| Donoghue, Eileen M.      | OConnor, Patrick M.     |
| Downing, Benjamin B.     | Pacheco, Marc R.        |
| Eldridge, James B.       | Rodrigues, Michael J.   |
| Fattman, Ryan C.         | Ross, Richard J.        |
| Flanagan, Jennifer L.    | Rush, Michael F.        |
| Forry, Linda Dorcena     | Spilka, Karen E.        |
| Gobi, Anne M.            | Tarr, Bruce E.          |
| Humason, Donald F., Jr.  | Timilty, James E.       |
| Jehlen, Patricia D.      | Welch, James T.         |
| Joyce, Brian A.          | Wolf, Daniel A. — 37.   |
| Keenan, John F.          |                         |

**NAYS.**

- |                   |                           |
|-------------------|---------------------------|
| Chang-Diaz, Sonia | deMacedo, Viriato M. — 2. |
|-------------------|---------------------------|

**The yeas and nays having been completed at thirteen minutes before nine o'clock P.M., item 4120-4002, 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 4510-0112 (Postpartum Depression Pilot Program) was considered as follows:

Postpartum  
Depression Pilot  
Program.

- 4510-0112 For the department of public health to conduct a postpartum depression pilot program at community health centers in the cities of Holyoke, Lynn and Worcester and the section of the city of Boston, Jamaica Plain.....\$200,000.

The Governor disapproved this item.

The question on passing item 4510-0112, 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 thirteen minutes before nine o'clock P.M., as follows, to wit (yeas 39 — nays 0) [**Yeas and Nays No. 493**]:

YEAS.

- |                          |                         |
|--------------------------|-------------------------|
| Barrett, Michael J.      | Keenan, John F.         |
| Boncore, Joseph A.       | Lesser, Eric P.         |
| Brady, Michael D.        | Lewis, Jason M.         |
| Brownsberger, William N. | L'Italien, Barbara A.   |
| Chandler, Harriette L.   | Lovely, Joan B.         |
| Chang-Diaz, Sonia        | McGee, Thomas M.        |
| Creem, Cynthia Stone     | Montigny, Mark C.       |
| deMacedo, Viriato M.     | Moore, Michael O.       |
| DiDomenico, Sal N.       | O'Connor Ives, Kathleen |
| Donnelly, Kenneth J.     | OConnor, Patrick M.     |
| Donoghue, Eileen M.      | Pacheco, Marc R.        |
| Downing, Benjamin B.     | Rodrigues, Michael J.   |
| Eldridge, James B.       | Ross, Richard J.        |
| Fattman, Ryan C.         | Rush, Michael F.        |
| Flanagan, Jennifer L.    | Spilka, Karen E.        |
| Forry, Linda Dorcena     | Tarr, Bruce E.          |
| Gobi, Anne M.            | Timilty, James E.       |
| Humason, Donald F., Jr.  | Welch, James T.         |
| Jehlen, Patricia D.      | Wolf, Daniel A. – 39.   |
| Joyce, Brian A.          |                         |

NAYS – 0.

**The yeas and nays having been completed at thirteen minutes before nine o'clock P.M., item 4510-0112, 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 4510-0716 (Academic Detailing Program) was considered as follows:

Academic Detailing Program.

4510-0716 For the operation of an evidence-based outreach and education program designed to provide information and education on the therapeutic and cost-effective utilization of prescription drugs to physicians, pharmacists and other health care professionals authorized to prescribe and dispense prescription drugs; provided, that the department of public health shall continue to work with MassHealth to access prescription data aggregated by provider on an ongoing basis for the use of the evidence-based outreach and education program; provided further, that not later than October 3, 2016, the department of public health, in conjunction with the executive office of health and human services, shall report to the house and senate committees on ways and means on its data sharing capacity and needs; and provided further, that funds shall be set aside from this appropriation to evaluate programs and assess the effectiveness of and cost-savings associated with this program.....\$150,000.

The Governor disapproved this item.

After remarks, the question on passing item 4510-0716, contained in section 2, in concurrence, the disapproval of His Excellency the Governor to the contrary

**UNCORRECTED PROOF.**

notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at eleven minutes before nine o'clock P.M., as follows, to wit (yeas 36 — nays 3) **[Yeas and Nays No. 494]**:

**YEAS.**

- |                         |                         |
|-------------------------|-------------------------|
| Barrett, Michael J.     | Keenan, John F.         |
| Boncore, Joseph A.      | Lesser, Eric P.         |
| Brady, Michael D.       | Lewis, Jason M.         |
| Chandler, Harriette L.  | L'Italien, Barbara A.   |
| Chang-Diaz, Sonia       | Lovely, Joan B.         |
| Creem, Cynthia Stone    | McGee, Thomas M.        |
| deMacedo, Viriato M.    | Montigny, Mark C.       |
| DiDomenico, Sal N.      | Moore, Michael O.       |
| Donnelly, Kenneth J.    | O'Connor Ives, Kathleen |
| Donoghue, Eileen M.     | OConnor, Patrick M.     |
| Downing, Benjamin B.    | Pacheco, Marc R.        |
| Eldridge, James B.      | Rodrigues, Michael J.   |
| Flanagan, Jennifer L.   | Ross, Richard J.        |
| Forry, Linda Dorcena    | Rush, Michael F.        |
| Gobi, Anne M.           | Spilka, Karen E.        |
| Humason, Donald F., Jr. | Timilty, James E.       |
| Jehlen, Patricia D.     | Welch, James T.         |
| Joyce, Brian A.         | Wolf, Daniel A. — 36.   |

**NAYS.**

- |                          |                     |
|--------------------------|---------------------|
| Brownsberger, William N. | Tarr, Bruce E. — 3. |
| Fattman, Ryan C.         |                     |

**The yeas and nays having been completed at ten minutes before nine o'clock P.M., item 4510-0716, 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 4510-0721 (Board of Registration in Nursing) was considered as follows:

Board of Registration  
in Nursing.

4510-0721 For the operation and administration of the board of registration in nursing.....\$918,628.

The Governor reduced this item by \$63,699.

The question on passing item 4510-0721, 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 ten minutes before nine o'clock P.M., as follows, to wit (yeas 34 — nays 5) **[Yeas and Nays No. 495]**:

**YEAS.**

- |                          |                       |
|--------------------------|-----------------------|
| Barrett, Michael J.      | Keenan, John F.       |
| Boncore, Joseph A.       | Lesser, Eric P.       |
| Brady, Michael D.        | Lewis, Jason M.       |
| Brownsberger, William N. | L'Italien, Barbara A. |

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Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Jehlen, Patricia D.  
Joyce, Brian A.

Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
OConnor, Patrick M.  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 34.

**NAYS.**

deMacedo, Viriato M.  
Fattman, Ryan C.  
Humason, Donald F., Jr.

Ross, Richard J.  
Tarr, Bruce E. – 5.

**The yeas and nays having been completed at nine minutes before nine o'clock P.M., item 4510-0721, 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 4513-1027 (Samaritans Inc. Suicide Prevention) was considered as follows:

Samaritans Inc.  
Suicide Prevention.

4513-1027 For Samaritans Inc.; provided, that funds may be used for suicide prevention services.....\$400,000.

The Governor disapproved this item.

The question on passing item 4513-1027, 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 nine minutes before nine o'clock P.M., as follows, to wit (yeas 38 — nays 1) [**Yeas and Nays No. 496**]:

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Creem, Cynthia Stone  
deMacedo, Viriato M.  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.

Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
OConnor, Patrick M.  
Pacheco, Marc R.  
Rodrigues, Michael J.

Fattman, Ryan C.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Humason, Donald F., Jr.  
Jehlen, Patricia D.  
Joyce, Brian A.

Ross, Richard J.  
Rush, Michael F.  
Spilka, Karen E.  
Tarr, Bruce E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 38.

NAYS.

Chang-Diaz, Sonia – 1.

**The yeas and nays having been completed at nine minutes before nine o'clock P.M., item 4513-1027, 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 4513-1121 (STOP Stroke Program) was considered as follows:

STOP Stroke Program.

4513-1121 For a statewide STOP stroke program; provided, that funds shall be expended for stroke treatment and ongoing prevention services; provided further, that the department of public health shall provide educational programming as part of the F.A.S.T. campaign on the signs and symptoms of stroke and stroke warning signs with a focus on communities that have the highest incidence of stroke, which shall not be used for personnel costs; provided further, that the department of public health shall provide quality improvement measures that align with the stroke consensus metrics by utilizing a nationally-recognized data set platform, and expand the statewide registry that compiles information and statistics on stroke care using confidentiality standards not less secure than a nationally-recognized data set platform, known as the stroke registry data platform; provided further, that the department shall expend funds to require all primary stroke service hospitals and emergency medical services' agencies to report data consistent with nationally-recognized guidelines on the treatment of individuals with confirmed stroke in the commonwealth; provided further, that funds shall be expended to oversee the operation and administration of designated primary stroke service hospital programs, established by 105 CMR 130.1400; provided further, that such funds shall be used to collect and analyze data from designated primary stroke service hospitals in the commonwealth and for the salary of a full-time staff who may be responsible for ensuring compliance with primary stroke service designation criteria and/or for data analysis; and provided further, that unexpended funds up to \$280,000 appropriated for this item in fiscal year 2016 shall not revert but shall be made available for the purposes of this item for fiscal year 2017.....\$630,000.

The Governor disapproved this item.

The question on passing item 4513-1121, 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 seven minutes before nine o'clock P.M., as follows, to wit (yeas 38 — nays 1) [**Yeas and Nays No. 497**]:



YEAS.

- |                          |                         |
|--------------------------|-------------------------|
| Barrett, Michael J.      | Keenan, John F.         |
| Boncore, Joseph A.       | Lesser, Eric P.         |
| Brady, Michael D.        | Lewis, Jason M.         |
| Brownsberger, William N. | L'Italien, Barbara A.   |
| Chandler, Harriette L.   | Lovely, Joan B.         |
| Chang-Diaz, Sonia        | McGee, Thomas M.        |
| Creem, Cynthia Stone     | Montigny, Mark C.       |
| deMacedo, Viriato M.     | Moore, Michael O.       |
| DiDomenico, Sal N.       | O'Connor Ives, Kathleen |
| Donnelly, Kenneth J.     | OConnor, Patrick M.     |
| Donoghue, Eileen M.      | Pacheco, Marc R.        |
| Downing, Benjamin B.     | Rodrigues, Michael J.   |
| Eldridge, James B.       | Ross, Richard J.        |
| Flanagan, Jennifer L.    | Rush, Michael F.        |
| Forry, Linda Dorcena     | Spilka, Karen E.        |
| Gobi, Anne M.            | Tarr, Bruce E.          |
| Humason, Donald F., Jr.  | Timilty, James E.       |
| Jehlen, Patricia D.      | Welch, James T.         |
| Joyce, Brian A.          | Wolf, Daniel A. – 38.   |

NAYS.

- Fattman, Ryan C. – 1.

**The yeas and nays having been completed at seven minutes before nine o'clock P.M., item 4513-1121, 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 4513-1131 (Healthy Relationships Grant) was considered as follows:

Healthy Relationships Grant.

4513-1131 For a competitive grant program in public schools from grades 5 to 12, inclusive, that shall promote healthy relationships and address teen dating violence; provided, that the department of elementary and secondary education shall continue to develop a grant program for 10 schools on anti teen-dating violence programming to be implemented for the 2017 school year; provided further, that the grant program shall be for schools in which the majority of students are eligible for free or reduced lunches; and provided further, that at least 1 grantee shall be a school located in a municipality with a population less than or equal to 25,000..... \$150,000.

The Governor disapproved this item.

The question on passing item 4513-1131, 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 six minutes before nine o'clock P.M., as follows, to wit (yeas 37 — nays 2) [**Yeas and Nays No. 498**]:

YEAS.

- |                     |                 |
|---------------------|-----------------|
| Barrett, Michael J. | Lesser, Eric P. |
|---------------------|-----------------|

Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Humason, Donald F., Jr.  
Jehlen, Patricia D.  
Joyce, Brian A.  
Keenan, John F.

Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
O'Connor, Patrick M.  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Ross, Richard J.  
Rush, Michael F.  
Spilka, Karen E.  
Tarr, Bruce E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 37.

**NAYS.**

deMacedo, Viriato M.

Fattman, Ryan C. – 2.

**The yeas and nays having been completed at six minutes before nine o'clock P.M., item 4513-1131, 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 7066-0025 (Performance Management Set Aside) was considered as follows:

Performance  
Management Set  
Aside.

7066-0025 For the Performance Management Set Aside incentive program for the University of Massachusetts, the state universities and the community colleges; provided, that these funds shall be distributed by the commissioner of higher education to public institutions of higher education through a competitive grant process based on priorities determined by the department of higher education in pursuit of operational efficiency and goals articulated in the commonwealth's vision project; provided further, that priorities may include support of workforce programs that train students for high-quality employment and for outreach programs that engage surrounding communities with high-quality educational programs; provided further, that the department of higher education shall file a report with the house and senate committees on ways and means no later than January 26, 2017, detailing campuses receiving funds through this item and the criteria used to award funds; and provided further, that for the purposes of this item, appropriated funds may be expended for programs or activities during the summer months.....\$2,750,000.

The Governor reduced this item by \$250,000.

The question on passing item 7066-0025, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary

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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 before nine o'clock P.M., as follows, to wit (yeas 31 — nays 8) [**Yeas and Nays No. 499**]:

**YEAS.**

- |                          |                              |
|--------------------------|------------------------------|
| Barrett, Michael J.      | Keenan, John F.              |
| Boncore, Joseph A.       | Lesser, Eric P.              |
| Brady, Michael D.        | Lewis, Jason M.              |
| Brownsberger, William N. | L'Italien, Barbara A.        |
| Chandler, Harriette L.   | Lovely, Joan B.              |
| Chang-Diaz, Sonia        | McGee, Thomas M.             |
| Creem, Cynthia Stone     | Moore, Michael O.            |
| DiDomenico, Sal N.       | O'Connor Ives, Kathleen      |
| Donnelly, Kenneth J.     | Pacheco, Marc R.             |
| Donoghue, Eileen M.      | Rodrigues, Michael J.        |
| Eldridge, James B.       | Rush, Michael F.             |
| Flanagan, Jennifer L.    | Spilka, Karen E.             |
| Forry, Linda Dorcena     | Timilty, James E.            |
| Gobi, Anne M.            | Welch, James T.              |
| Jehlen, Patricia D.      | Wolf, Daniel A. — <b>31.</b> |
| Joyce, Brian A.          |                              |

**NAYS.**

- |                         |                            |
|-------------------------|----------------------------|
| deMacedo, Viriato M.    | Montigny, Mark C.          |
| Downing, Benjamin B.    | OConnor, Patrick M.        |
| Fattman, Ryan C.        | Ross, Richard J.           |
| Humason, Donald F., Jr. | Tarr, Bruce E. — <b>8.</b> |

**The yeas and nays having been completed at five minutes before nine o'clock P.M., item 7066-0025, 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 7066-1221 (Community College Workforce Grants) was considered as follows:

Community College  
Workforce Grants.

7066-1221 For the administration of the community college workforce grant advisory committee; provided, that funding shall be expended on the community college workforce training incentive grant program established in section 15F of chapter 15A of the General Laws.....\$750,000.

The Governor disapproved this item.

After remarks, the question on passing item 7066-1221, 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 two minutes before nine o'clock P.M., as follows, to wit (yeas 38 — nays 1) [**Yeas and Nays No. 500**]:

**YEAS.**

- |                     |                 |
|---------------------|-----------------|
| Barrett, Michael J. | Keenan, John F. |
| Boncore, Joseph A.  | Lesser, Eric P. |

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Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
deMacedo, Viriato M.  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Humason, Donald F., Jr.  
Jehlen, Patricia D.  
Joyce, Brian A.

Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
O'Connor, Patrick M.  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Ross, Richard J.  
Rush, Michael F.  
Spilka, Karen E.  
Tarr, Bruce E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 38.

**NAYS.**

Fattman, Ryan C. – 1.

**The yeas and nays having been completed at two minutes before nine o'clock P.M., item 7066-1221, 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.**

*Recess.*

There being no objection, at one minute before nine o'clock P.M., the President declared a recess; and at twenty minutes past nine o'clock P.M., the Senate reassembled, the President in the Chair.

At twenty minutes past nine o'clock P.M., Mr. Humason doubted the presence of a quorum. The President having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Subsequently, at twenty-one minutes past nine o'clock P.M a quorum was declared present.

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

*Report of a Committee.*

By Ms. Spilka, for the committee on Ways and Means, that the Senate Bill relative to the creative economy (Senate, No. 992),-- ought to pass, with an amendment substituting a new draft with the same title (Senate, No. 2451).

Ms. Spilka moved that the rules be suspended so that the matter may be considered forthwith; **but objection was made thereto by Mr. Rodrigues.**

**Referred, under Senate Rule 26, to the committee on Rules.**

*Order Adopted.*

Recess.

Quorum.

Creative economy.

Mr. Tarr offered the following order, to wit:

*Ordered,* That notwithstanding Senate Rule 7 or any other rule to the contrary, the Senate Bill relative to the creative economy (Senate, No. 992) (the committee on Ways and Means having recommended that the bill be amended by substituting a new draft, Senate, No. 2451) shall be placed in the Orders of the Day for a second reading on Saturday, July, 30, 2016.

Procedural order.

All amendments shall be filed electronically in the office of the Clerk of the Senate by five o'clock, on Tuesday, July 26, 2016. All such amendments shall be second-reading amendments to Senate, No. 2451, but further amendments in the third degree to such amendments shall be in order. The Clerk shall further specify the procedure and format for filing all amendments, consistent with this order. The Clerk shall also print all amendments submitted into the calendar for Saturday, July 30, 2016.

After the bill as amended is ordered to a third reading, it shall immediately be read a third time and the question shall then immediately be on passing it to be engrossed, and no amendments shall be in order at the third reading of the bill unless recommended by the committee on Bills in the Third Reading.

**Under the rules, referred to the committee on Rules.**

**Subsequently, Mr. Montigny, for the said committee, reported, recommending that the order ought to be adopted.**

**The rules were suspended, on motion of Mr. Tarr, and the order was considered forthwith and adopted.**

**The bill will be placed in the Orders of the Day for Saturday, June 30, for a second reading with the amendment pending.**

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 2017 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking funds and serial bond requirements and for certain permanent improvements (see House, No. 4450), which on Friday, July 1, 2016, 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.

General  
Appropriation Bill,—  
vetoes.

The message (House, No. 4505) was read; and the Senate proceeded to reconsider several items, which had been disapproved or reduced in accordance with the provisions of the Constitution.

Item 7066-1400 (State University Incentive Grants) was considered as follows:

State University  
Incentive Grants.

7066-1400 For additional operational funding for state universities for efforts which advance the goals of the commonwealth vision project; provided, that funds from this account shall be distributed in accordance with the funding formula in line item 7066-1400 of section 2 of chapter 165 of the acts of 2014; provided further, that funding from this item shall be contingent upon approval of the

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funding formula by the board of higher education; provided further, that not later than March 1, 2017 the state universities shall report on the total balance in all budgeted and off-budget funds; and provided further, that the allocation of funds shall be approved by the board of higher education..... \$2,477,908.

The Governor disapproved this item.

After remarks, the question on passing item 7066-1400, 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 a half past nine o'clock P.M., as follows, to wit (yeas 38 — nays 0) [**Yeas and Nays No. 501**]:

**YEAS.**

- |                          |                              |
|--------------------------|------------------------------|
| Barrett, Michael J.      | Joyce, Brian A.              |
| Boncore, Joseph A.       | Keenan, John F.              |
| Brady, Michael D.        | Lesser, Eric P.              |
| Brownsberger, William N. | Lewis, Jason M.              |
| Chandler, Harriette L.   | L'Italien, Barbara A.        |
| Chang-Diaz, Sonia        | Lovely, Joan B.              |
| Creem, Cynthia Stone     | McGee, Thomas M.             |
| deMacedo, Viriato M.     | Montigny, Mark C.            |
| DiDomenico, Sal N.       | Moore, Michael O.            |
| Donnelly, Kenneth J.     | O'Connor Ives, Kathleen      |
| Donoghue, Eileen M.      | OConnor, Patrick M.          |
| Downing, Benjamin B.     | Rodrigues, Michael J.        |
| Eldridge, James B.       | Ross, Richard J.             |
| Fattman, Ryan C.         | Rush, Michael F.             |
| Flanagan, Jennifer L.    | Spilka, Karen E.             |
| Forry, Linda Dorcena     | Tarr, Bruce E.               |
| Gobi, Anne M.            | Timilty, James E.            |
| Humason, Donald F., Jr.  | Welch, James T.              |
| Jehlen, Patricia D.      | Wolf, Daniel A. — <b>38.</b> |

**NAYS — 0.**

**ABSENT OR NOT VOTING.**

Pacheco, Marc R. — **1.**

**The yeas and nays having been completed at twenty-nine minutes before ten o'clock P.M., item 7066-1400, 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 7077-0023 (Tufts Veterinary) was considered as follows:

Tufts Veterinary.

7077-0023 For a contract with the Cummings School of Veterinary Medicine at Tufts University; provided, that funds shall be expended under a resident veterinary tuition remission plan as approved by the commissioner of higher education for supportive veterinary services provided to the commonwealth; provided further, that prior year costs may be paid from this item; provided further, that funds appropriated in this item shall support bioterrorism prevention

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research related to diseases that can be transmitted from animals to humans, in consultation with Massachusetts emergency authorities; and provided further, that the school may work in consultation with the Norfolk County Agricultural High School on veterinary programs.....\$5,000,000.

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

The question on passing item 7077-0023, 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-nine minutes before ten o'clock P.M., as follows, to wit (yeas 33 — nays 6) **[Yeas and Nays No. 502]:**

**YEAS.**

- |                          |                              |
|--------------------------|------------------------------|
| Barrett, Michael J.      | Lesser, Eric P.              |
| Boncore, Joseph A.       | Lewis, Jason M.              |
| Brady, Michael D.        | L'Italien, Barbara A.        |
| Brownsberger, William N. | Lovely, Joan B.              |
| Chandler, Harriette L.   | McGee, Thomas M.             |
| Creem, Cynthia Stone     | Moore, Michael O.            |
| DiDomenico, Sal N.       | O'Connor Ives, Kathleen      |
| Donnelly, Kenneth J.     | Pacheco, Marc R.             |
| Donoghue, Eileen M.      | Rodrigues, Michael J.        |
| Downing, Benjamin B.     | Ross, Richard J.             |
| Eldridge, James B.       | Rush, Michael F.             |
| Flanagan, Jennifer L.    | Spilka, Karen E.             |
| Forry, Linda Dorcena     | Tarr, Bruce E.               |
| Gobi, Anne M.            | Timilty, James E.            |
| Jehlen, Patricia D.      | Welch, James T.              |
| Joyce, Brian A.          | Wolf, Daniel A. — <b>33.</b> |
| Keenan, John F.          |                              |

**NAYS.**

- |                      |                                |
|----------------------|--------------------------------|
| Chang-Diaz, Sonia    | Humason, Donald F., Jr.        |
| deMacedo, Viriato M. | Montigny, Mark C.              |
| Fattman, Ryan C.     | OConnor, Patrick M.— <b>6.</b> |

**The yeas and nays having been completed at twenty-eight minutes before ten o'clock P.M., item 7077-0023, 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 7100-4000 (Massachusetts Community Colleges) was considered as follows:

7100-4000 For funding to community college campuses in the commonwealth; provided, that funds shall be expended for the continued implementation of community college reform, for continued initiatives to strengthen the connections between the colleges, local businesses and regional workforce investment boards and to improve workforce training at the colleges; provided further, that funding shall be allocated among the campuses using the

Massachusetts  
Community Colleges.

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formula developed by the commissioner of higher education in consultation with the secretaries of education, labor and workforce development and housing and economic development; and provided further, that the allocation of funds shall be approved by the board of higher education.....\$2,695,864.

The Governor disapproved this item.

The question on passing item 7100-4000, 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-eight minutes before ten o'clock P.M., as follows, to wit (yeas 38 — nays 1) **[Yeas and Nays No. 503]**:

**YEAS.**

- |                          |                              |
|--------------------------|------------------------------|
| Barrett, Michael J.      | Keenan, John F.              |
| Boncore, Joseph A.       | Lesser, Eric P.              |
| Brady, Michael D.        | Lewis, Jason M.              |
| Brownsberger, William N. | L'Italien, Barbara A.        |
| Chandler, Harriette L.   | Lovely, Joan B.              |
| Chang-Diaz, Sonia        | McGee, Thomas M.             |
| Creem, Cynthia Stone     | Montigny, Mark C.            |
| deMacedo, Viriato M.     | Moore, Michael O.            |
| DiDomenico, Sal N.       | O'Connor Ives, Kathleen      |
| Donnelly, Kenneth J.     | OConnor, Patrick M.          |
| Donoghue, Eileen M.      | Pacheco, Marc R.             |
| Downing, Benjamin B.     | Rodrigues, Michael J.        |
| Eldridge, James B.       | Ross, Richard J.             |
| Flanagan, Jennifer L.    | Rush, Michael F.             |
| Forry, Linda Dorcena     | Spilka, Karen E.             |
| Gobi, Anne M.            | Tarr, Bruce E.               |
| Humason, Donald F., Jr.  | Timilty, James E.            |
| Jehlen, Patricia D.      | Welch, James T.              |
| Joyce, Brian A.          | Wolf, Daniel A. — <b>38.</b> |

**NAYS.**

- Fattman, Ryan C. — **1.**

**The yeas and nays having been completed at twenty-eight minutes before ten o'clock P.M., item 7100-4000, 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 7100-0801 (MA Technology Transfer Center) was considered as follows:

7100-0801 For the Innovation Commercialization Seed Fund established in section 45B of chapter 75 of the General Laws.....\$200,000.

The Governor disapproved this item.

After remarks, the question on passing item 7100-0801, 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-five minutes before

MA Technology  
Transfer Center.



**UNCORRECTED PROOF.**

ten o'clock P.M., as follows, to wit (yeas 37 — nays 2) [**Yeas and Nays No. 504**]:

**YEAS.**

- |                          |                         |
|--------------------------|-------------------------|
| Barrett, Michael J.      | Lesser, Eric P.         |
| Boncore, Joseph A.       | Lewis, Jason M.         |
| Brady, Michael D.        | L'Italien, Barbara A.   |
| Brownsberger, William N. | Lovely, Joan B.         |
| Chandler, Harriette L.   | McGee, Thomas M.        |
| Chang-Diaz, Sonia        | Montigny, Mark C.       |
| Creem, Cynthia Stone     | Moore, Michael O.       |
| DiDomenico, Sal N.       | O'Connor Ives, Kathleen |
| Donnelly, Kenneth J.     | OConnor, Patrick M.     |
| Donoghue, Eileen M.      | Pacheco, Marc R.        |
| Downing, Benjamin B.     | Rodrigues, Michael J.   |
| Eldridge, James B.       | Ross, Richard J.        |
| Flanagan, Jennifer L.    | Rush, Michael F.        |
| Forry, Linda Dorcena     | Spilka, Karen E.        |
| Gobi, Anne M.            | Tarr, Bruce E.          |
| Humason, Donald F., Jr.  | Timilty, James E.       |
| Jehlen, Patricia D.      | Welch, James T.         |
| Joyce, Brian A.          | Wolf, Daniel A. — 37.   |
| Keenan, John F.          |                         |

**NAYS.**

- |                      |                       |
|----------------------|-----------------------|
| deMacedo, Viriato M. | Fattman, Ryan C. — 2. |
|----------------------|-----------------------|

**The yeas and nays having been completed at twenty-five minutes before ten o'clock P.M., item 7100-0801, 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 7100-0900 (UMass Medical School) was considered as follows:

UMass Medical School.

7100-0900 For the University of Massachusetts Medical School to enhance economic development by supporting innovative programs of excellence in medical research, facilitating commercialization of research and attracting and retaining world-class research scientists; provided, that funding from this line item shall supplement and shall not supplant funding to the medical school from line item 7100-0200.....\$250,000.

The Governor disapproved this item.

The question on passing item 7100-0900, 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-four minutes before ten o'clock P.M., as follows, to wit (yeas 33 — nays 6) [**Yeas and Nays No. 505**]:

**YEAS.**

- |                     |                 |
|---------------------|-----------------|
| Barrett, Michael J. | Keenan, John F. |
| Boncore, Joseph A.  | Lesser, Eric P. |

**UNCORRECTED PROOF.**

Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Jehlen, Patricia D.  
Joyce, Brian A.

Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 33.

**NAYS.**

deMacedo, Viriato M.  
Fattman, Ryan C.  
Humason, Donald F., Jr.

OConnor, Patrick M.  
Ross, Richard J.  
Tarr, Bruce E. – 6.

**The yeas and nays having been completed at twenty-four minutes before ten o'clock P.M., item 7100-0900, 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 9500-0000 (Senate Operations) was considered as follows:  
9500-0000 For the operation of the senate.....\$19,694,608.

Senate Operations.

The Governor reduced this item by \$196,946.

The question on passing item 9500-0000, 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 ten o'clock P.M., as follows, to wit (yeas 39 — nays 0) **[Yeas and Nays No. 506]:**

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
deMacedo, Viriato M.  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.

Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
OConnor, Patrick M.  
Pacheco, Marc R.

**UNCORRECTED PROOF.**

Downing, Benjamin B.  
Eldridge, James B.  
Fattman, Ryan C.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Humason, Donald F., Jr.  
Jehlen, Patricia D.  
Joyce, Brian A.

Rodrigues, Michael J.  
Ross, Richard J.  
Rush, Michael F.  
Spilka, Karen E.  
Tarr, Bruce E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 39.

**NAYS – 0.**

**The yeas and nays having been completed at twenty-three minutes before ten o'clock P.M., item 9500-0000, 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 9600-0000 (House Operations) was considered as follows:

9600-0000 For the operation of the house of representatives.....\$40,277,604.

The Governor reduced this item by \$402,776.

The question on passing item 9600-0000, 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 ten o'clock P.M., as follows, to wit (yeas 37 — nays 2) [**Yeas and Nays No. 507**]:

House Operations.

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Creem, Cynthia Stone  
deMacedo, Viriato M.  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Humason, Donald F., Jr.  
Jehlen, Patricia D.  
Joyce, Brian A.  
Keenan, John F.

Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
O'Connor, Patrick M.  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Ross, Richard J.  
Rush, Michael F.  
Spilka, Karen E.  
Tarr, Bruce E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 37.

**NAYS.**

Chang-Diaz, Sonia

Fattman, Ryan C. – 2.

**The yeas and nays having been completed at twenty-two minutes before ten o'clock P.M., item 9600-0000, 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 9700-0000 (Joint Legislative Operations) was considered as follows:

Joint Legislative Operations.

9700-0000 For the joint operation of the legislature.....\$9,209,877.

The Governor reduced this item by \$92,099.

The question on passing item 9700-0000, 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-one minutes before ten o'clock P.M., as follows, to wit (yeas 38 — nays 1) [**Yeas and Nays No. 508**]:

**YEAS.**

- |                          |                         |
|--------------------------|-------------------------|
| Barrett, Michael J.      | Keenan, John F.         |
| Boncore, Joseph A.       | Lesser, Eric P.         |
| Brady, Michael D.        | Lewis, Jason M.         |
| Brownsberger, William N. | L'Italien, Barbara A.   |
| Chandler, Harriette L.   | Lovely, Joan B.         |
| Chang-Diaz, Sonia        | McGee, Thomas M.        |
| Creem, Cynthia Stone     | Montigny, Mark C.       |
| deMacedo, Viriato M.     | Moore, Michael O.       |
| DiDomenico, Sal N.       | O'Connor Ives, Kathleen |
| Donnelly, Kenneth J.     | OConnor, Patrick M.     |
| Donoghue, Eileen M.      | Pacheco, Marc R.        |
| Downing, Benjamin B.     | Rodrigues, Michael J.   |
| Eldridge, James B.       | Ross, Richard J.        |
| Flanagan, Jennifer L.    | Rush, Michael F.        |
| Forry, Linda Dorcena     | Spilka, Karen E.        |
| Gobi, Anne M.            | Tarr, Bruce E.          |
| Humason, Donald F., Jr.  | Timilty, James E.       |
| Jehlen, Patricia D.      | Welch, James T.         |
| Joyce, Brian A.          | Wolf, Daniel A. – 38.   |

**NAYS.**

Fattman, Ryan C. – 1.

**The yeas and nays having been completed at twenty-one minutes before ten o'clock P.M., item 9700-0000, 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 4590-0925 (Prostate Cancer Research) was considered as follows:

Prostate Cancer Research.

4590-0925 For the costs of a prostate cancer research program focusing on men with African-American, Hispanic or Latino heritage, family

**UNCORRECTED PROOF.**

history of the disease and other men at high risk; provided, that the department of public health shall oversee and manage said program and shall grant not less than eighty-five per cent of the funds from this item to a non-profit foundation that shall leverage existing partnerships with other state-funded non-profit research organizations and current and past federally, state and privately funded prostate cancer programs aimed at saving lives, improving quality of life and reducing health care costs; and provided further, that not less than \$100,000 shall be provided to the Prostate Health Education Network, Inc. to provide education and awareness to the African-American community on prostate cancer and its prevention and treatment.....\$600,000.

The Governor reduced this item by \$300,000.

The question on passing item 4590-0925, 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 minutes before ten o'clock P.M., as follows, to wit (yeas 39 — nays 0) [**Yeas and Nays No. 509**]:

**YEAS.**

- |                          |                              |
|--------------------------|------------------------------|
| Barrett, Michael J.      | Keenan, John F.              |
| Boncore, Joseph A.       | Lesser, Eric P.              |
| Brady, Michael D.        | Lewis, Jason M.              |
| Brownsberger, William N. | L'Italien, Barbara A.        |
| Chandler, Harriette L.   | Lovely, Joan B.              |
| Chang-Diaz, Sonia        | McGee, Thomas M.             |
| Creem, Cynthia Stone     | Montigny, Mark C.            |
| deMacedo, Viriato M.     | Moore, Michael O.            |
| DiDomenico, Sal N.       | O'Connor Ives, Kathleen      |
| Donnelly, Kenneth J.     | OConnor, Patrick M.          |
| Donoghue, Eileen M.      | Pacheco, Marc R.             |
| Downing, Benjamin B.     | Rodrigues, Michael J.        |
| Eldridge, James B.       | Ross, Richard J.             |
| Fattman, Ryan C.         | Rush, Michael F.             |
| Flanagan, Jennifer L.    | Spilka, Karen E.             |
| Forry, Linda Dorcena     | Tarr, Bruce E.               |
| Gobi, Anne M.            | Timilty, James E.            |
| Humason, Donald F., Jr.  | Welch, James T.              |
| Jehlen, Patricia D.      | Wolf, Daniel A. — <b>39.</b> |
| Joyce, Brian A.          |                              |

**NAYS — 0.**

**The yeas and nays having been completed at twenty minutes before ten o'clock P.M., item 4590-0925, 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 1595-6370 (CTF Transfer to RTA's) was considered as follows:

CTF Transfer to  
RTA's.

**UNCORRECTED PROOF.**

1595-6370 For an operating transfer to the regional transit authorities organized under chapter 161B of the General Laws or predecessor statutes under clause (2) of subsection (d) of section 2ZZZ of chapter 29 of the General Laws.....\$82,000,000.

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

The question on passing item 1595-6370, contained in section 2E, 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 nineteen minutes before ten o'clock P.M., as follows, to wit (yeas 37 — nays 2) [**Yeas and Nays No. 510**]:

**YEAS.**

- |                          |                         |
|--------------------------|-------------------------|
| Barrett, Michael J.      | Keenan, John F.         |
| Boncore, Joseph A.       | Lesser, Eric P.         |
| Brady, Michael D.        | Lewis, Jason M.         |
| Brownsberger, William N. | L'Italien, Barbara A.   |
| Chandler, Harriette L.   | Lovely, Joan B.         |
| Chang-Diaz, Sonia        | McGee, Thomas M.        |
| Creem, Cynthia Stone     | Montigny, Mark C.       |
| deMacedo, Viriato M.     | Moore, Michael O.       |
| DiDomenico, Sal N.       | O'Connor Ives, Kathleen |
| Donnelly, Kenneth J.     | OConnor, Patrick M.     |
| Donoghue, Eileen M.      | Pacheco, Marc R.        |
| Downing, Benjamin B.     | Rodrigues, Michael J.   |
| Eldridge, James B.       | Ross, Richard J.        |
| Flanagan, Jennifer L.    | Rush, Michael F.        |
| Forry, Linda Dorcena     | Spilka, Karen E.        |
| Gobi, Anne M.            | Timilty, James E.       |
| Humason, Donald F., Jr.  | Welch, James T.         |
| Jehlen, Patricia D.      | Wolf, Daniel A. — 37.   |

Joyc  
, Brian A.

**NAYS.**

- |                  |                     |
|------------------|---------------------|
| Fattman, Ryan C. | Tarr, Bruce E. — 2. |
|------------------|---------------------|

**The yeas and nays having been completed at eighteen minutes before ten o'clock P.M., item 1595-6370, contained in section 2E, stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 7003-0606 (Massachusetts Manufacturing Extension Partnership) was considered as follows:

Massachusetts  
Manufacturing  
Extension  
Partnership.

7003-0606 For the operation and maintenance of the Massachusetts manufacturing extension partnership to maintain and promote manufacturing as an integral part of the economy, and for programs designed to assist small and mid-sized manufacturing companies.....\$2,000,000.

**UNCORRECTED PROOF.**

The Governor disapproved this item.

After remarks, the question on passing item 7003-0606, 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 sixteen minutes before ten o'clock P.M., as follows, to wit (yeas 33 — nays 5) [**Yeas and Nays No. 512**]:

**YEAS.**

- |                          |                              |
|--------------------------|------------------------------|
| Barrett, Michael J.      | Keenan, John F.              |
| Boncore, Joseph A.       | Lesser, Eric P.              |
| Brady, Michael D.        | Lewis, Jason M.              |
| Brownsberger, William N. | L'Italien, Barbara A.        |
| Chandler, Harriette L.   | Lovely, Joan B.              |
| Chang-Diaz, Sonia        | McGee, Thomas M.             |
| Creem, Cynthia Stone     | Montigny, Mark C.            |
| DiDomenico, Sal N.       | Moore, Michael O.            |
| Donnelly, Kenneth J.     | O'Connor Ives, Kathleen      |
| Donoghue, Eileen M.      | Pacheco, Marc R.             |
| Eldridge, James B.       | Rodrigues, Michael J.        |
| Flanagan, Jennifer L.    | Rush, Michael F.             |
| Forry, Linda Dorcena     | Spilka, Karen E.             |
| Gobi, Anne M.            | Timilty, James E.            |
| Humason, Donald F., Jr.  | Welch, James T.              |
| Jehlen, Patricia D.      | Wolf, Daniel A. — <b>33.</b> |
| Joyce, Brian A.          |                              |

**NAYS.**

- |                      |                            |
|----------------------|----------------------------|
| deMacedo, Viriato M. | Ross, Richard J.           |
| Fattman, Ryan C.     | Tarr, Bruce E. — <b>5.</b> |
| OConnor, Patrick M.  |                            |

**ANSWERED "PRESENT".**

- Downing, Benjamin B. (*present*) — **1.**

**The yeas and nays having been completed at a quarter before ten o'clock P.M., item 7003-0606, 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 7003-0803 (One-Stop Career Centers) was considered as follows:

One-Stop Career Centers.

7003-0803 For the one-stop career centers; provided, that \$25,000 shall be expended for the Mature Workers Program of the Cape and Islands Workforce Investment Board Workforce Training Fund.....\$4,025,000.

The Governor reduced this item by \$262,400 and struck the following wording “; provided, that \$25,000 shall be expended for the Mature Workers Program of the Cape and Islands Workforce Investment Board Workforce Training Fund”.

After remarks, the question on passing item 7003-0803, contained in section

**UNCORRECTED PROOF.**

2, in concurrence, the reduction and objection 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 ten o'clock P.M., as follows, to wit (yeas 38 — nays 1) [**Yeas and Nays No. 513**]:

**YEAS.**

- |                          |                              |
|--------------------------|------------------------------|
| Barrett, Michael J.      | Keenan, John F.              |
| Boncore, Joseph A.       | Lesser, Eric P.              |
| Brady, Michael D.        | Lewis, Jason M.              |
| Brownsberger, William N. | L'Italien, Barbara A.        |
| Chandler, Harriette L.   | Lovely, Joan B.              |
| Chang-Diaz, Sonia        | McGee, Thomas M.             |
| Creem, Cynthia Stone     | Montigny, Mark C.            |
| deMacedo, Viriato M.     | Moore, Michael O.            |
| DiDomenico, Sal N.       | O'Connor Ives, Kathleen      |
| Donnelly, Kenneth J.     | OConnor, Patrick M.          |
| Donoghue, Eileen M.      | Pacheco, Marc R.             |
| Downing, Benjamin B.     | Rodrigues, Michael J.        |
| Eldridge, James B.       | Ross, Richard J.             |
| Flanagan, Jennifer L.    | Rush, Michael F.             |
| Forry, Linda Dorcena     | Spilka, Karen E.             |
| Gobi, Anne M.            | Tarr, Bruce E.               |
| Humason, Donald F., Jr.  | Timilty, James E.            |
| Jehlen, Patricia D.      | Welch, James T.              |
| Joyce, Brian A.          | Wolf, Daniel A. — <b>38.</b> |

**NAYS.**

- Fattman, Ryan C. — **1.**

**The yeas and nays having been completed at thirteen minutes before ten o'clock P.M., item 7003-0803, contained in section 2, stands, in concurrence, notwithstanding the reduction and objection of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 7006-0040 (Division of Professional Licensure) was considered as follows:

Division of  
Professional  
Licensure.

7006-0040 For the operation and administration of the division of professional licensure.....\$3,542,824.

The Governor reduced this item by \$103,000.

The question on passing Item 7006-0040, 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 thirteen minutes before ten o'clock P.M., as follows, to wit (yeas 33 — nays 6) [**Yeas and Nays No. 514**]:

**YEAS.**

- |                     |                 |
|---------------------|-----------------|
| Barrett, Michael J. | Keenan, John F. |
|---------------------|-----------------|



**UNCORRECTED PROOF.**

Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Jehlen, Patricia D.  
Joyce, Brian A.

Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 33.

**NAYS.**

deMacedo, Viriato M.  
Fattman, Ryan C.  
Humason, Donald F., Jr.

OConnor, Patrick M.  
Ross, Richard J.  
Tarr, Bruce E. – 6.

**The yeas and nays having been completed at twelve minutes before ten o'clock P.M., item 7006-0040, 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 7009-9600 (Concurrent Enrollment for Disabled Students) was considered as follows:

Concurrent  
Enrollment for  
Disabled Students.

7009-9600 For a discretionary grant program to provide funds to school districts and public institutions of higher education partnering together to offer inclusive concurrent enrollment programs for students with disabilities as defined in section 1 of chapter 71B of the General Laws between 18 and 22 years of age, inclusive; provided, that the grant program shall be limited to students who are considered to have severe disabilities and, in the case of students age 18 or 19, shall be limited to students with severe disabilities who have been unable to achieve the competency determination necessary to pass the Massachusetts Comprehensive Assessment System exam; provided further, that those students with disabilities shall be offered enrollment in credit and noncredit courses that include nondisabled students, including enrollment in noncredit and credit-bearing courses in audit status for students who may not meet course prerequisites and requirements, and that the partnering school districts shall provide supports, services and accommodations necessary to facilitate a student's enrollment; provided further, that the executive office of education shall develop guidelines to ensure that the grant program promotes civic engagement and mentoring of faculty in public institutions of higher education and supports college success, work success, participation in student life of the college community and the provision of a free

appropriate public education in the least restrictive environment; provided further, that the executive office of education shall develop strategies and procedures to help sustain and replicate the existing inclusive concurrent enrollment programs initiated through this grant program including, but not limited to: (a) provision of funds to retain employment specialists; (b) assist students in meeting integrated competitive employment and other transition-related goals; (c) adoption of procedures and funding mechanisms to ensure that new partnerships of public institutions of higher education and school districts providing inclusive concurrent enrollment programs fully utilize the models and expertise developed in existing partnerships; and (d) conducting evaluation and research to further identify student outcomes and best practices; provided further, that the executive office of education shall develop a mechanism to encourage existing and new partnerships to expand the capacity to respond to individual parents and school districts in underserved areas that request an opportunity for their children to participate in the inclusive concurrent enrollment initiative; provided further, that tuition for courses shall be waived by the state institutions of higher education for students enrolled through this grant program; provided further, that the executive office of education shall maintain the position of inclusive concurrent enrollment coordinator who will be responsible for administering the grant program, coordinating the advisory committee, developing new partnerships, assisting existing partnerships in creating self-sustaining models and overseeing the development of videos and informational materials as well as evaluation and research through the institute for community inclusion to assist new colleges and school districts; provided further, that the executive office of education, in conjunction with the department of higher education, shall select grant recipients not later than July 18, 2016; provided further, that the executive office of education, in consultation with the department of elementary and secondary education and the department of higher education, shall report on student outcomes to the house and senate committees on ways and means, the joint committee on education and the joint committee on higher education on the discretionary grant program not later than January 31, 2017; and provided further, that for the purpose of this item, appropriated funds may be expended for programs or activities during the summer months.....\$1,416,235.

The Governor reduced this item by \$250,000.

The question on passing item 7009-9600, 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 twelve minutes before ten o'clock P.M., as follows, to wit (yeas 38 — nays 0) [**Yeas and Nays No. 515**]:

**YEAS.**

Barrett, Michael J.

Boncore, Joseph A.

Brady, Michael D.

Brownsberger, William N.

Chandler, Harriette L.

Chang-Diaz, Sonia

Joyce, Brian A.

Keenan, John F.

Lesser, Eric P.

Lewis, Jason M.

L'Italien, Barbara A.

Lovely, Joan B.

**UNCORRECTED PROOF.**

Creem, Cynthia Stone  
deMacedo, Viriato M.  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Fattman, Ryan C.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Humason, Donald F., Jr.  
Jehlen, Patricia D.

McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
OConnor, Patrick M.  
Rodrigues, Michael J.  
Ross, Richard J.  
Rush, Michael F.  
Spilka, Karen E.  
Tarr, Bruce E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 38.

**NAYS – 0.**

**ABSENT OR NOT VOTING.**

Pacheco, Marc R. – 1.

**The yeas and nays having been completed at eleven minutes before ten o'clock P.M., item 7009-9600, 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 7010-0020 (Bay State Reading Institute) was considered as follows:

Bay State Reading  
Institute.

7010-0020 For the Bay State Reading Institute, Inc.; provided, that the program shall be administered under contract with Middlesex Community College in collaboration with Framingham State University and Fitchburg State University; and provided further, that the institute shall provide literacy-based intervention in schools and districts, including those at risk of or determined to be underperforming under section 1J and 1K of chapter 69 of the General Laws .....\$400,000.

The Governor disapproved this item.

After remarks, the question on passing item 7010-0020, 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 nine minutes before ten o'clock P.M., as follows, to wit (yeas 35 - nays 4) **[Yeas and Nays No. 516]:**

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Creem, Cynthia Stone  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.

Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
Pacheco, Marc R.

**UNCORRECTED PROOF.**

Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Humason, Donald F., Jr.  
Jehlen, Patricia D.  
Joyce, Brian A.  
Keenan, John F.

Rodrigues, Michael J.  
Ross, Richard J.  
Rush, Michael F.  
Spilka, Karen E.  
Tarr, Bruce E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 35.

**NAYS.**

Chang-Diaz, Sonia  
deMacedo, Viriato M.

Fattman, Ryan C.  
OConnor, Patrick M. – 4.

**The yeas and nays having been completed at nine minutes before ten o'clock P.M., item 7010-0020, 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 7061-9401 (Assessment Consortium) was considered as follows:

Assessment Consortium.

7061-9401 For the center for collaborative education; provided, that the center shall manage an alternative assessment pilot program that shall be administered under contract with Massachusetts Consortium for Innovative Education Assessment; and provided further, that the consortium shall develop and pilot a comprehensive system for assessing student and school performance over a period of 3 years and issue an annual report and a final report that includes recommendations to the commissioner of elementary and secondary education and to members of the joint committee on education.....\$350,000.

The Governor disapproved this item,

After remarks, the question on passing item 7061-9401, 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 four minutes before ten o'clock P.M., as follows, to wit (yeas 36 — nays 3) [**Yeas and Nays No. 517**]:

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
deMacedo, Viriato M.  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.

Joyce, Brian A.  
Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
Pacheco, Marc R.

**UNCORRECTED PROOF.**

Downing, Benjamin B.  
Eldridge, James B.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Humason, Donald F., Jr.  
Jehlen, Patricia D.

Rodrigues, Michael J.  
Ross, Richard J.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – **36.**

**NAYS.**

Fattman, Ryan C.  
OConnor, Patrick M.

Tarr, Bruce E. – **3.**

**The yeas and nays having been completed at four minutes before ten o'clock P.M., item 7061-9401, 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 4510-3010 (UMass Memorial Children’s Medical Canter – Down Syndrome Clinic) was considered as follows:

UMass Memorial  
Children’s Medical  
Canter – Down  
Syndrome Clinic.

4510-3010 For a grant to the Down Syndrome Program at the Children’s Medical Center at the University of Massachusetts Memorial Medical Center based on the patient-centered medical home concept.....\$150,000.

The Governor disapproved this item,

After remarks, the question on passing item 4510-3010, 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 one minute before ten o'clock P.M., as follows, to wit (yeas 39 — nays 0) [**Yeas and Nays No. 518**]:

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
deMacedo, Viriato M.  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Fattman, Ryan C.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena

Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
OConnor, Patrick M.  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Ross, Richard J.  
Rush, Michael F.  
Spilka, Karen E.  
Tarr, Bruce E.

**UNCORRECTED PROOF.**

Gobi, Anne M.  
Humason, Donald F., Jr.  
Jehlen, Patricia D.  
Joyce, Brian A.

Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 39.

**NAYS – 0.**

**The yeas and nays having been completed at ten o'clock P.M., item 4510-3010, 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 4590-1503 (Pediatric Palliative Care) was considered as follows:

Pediatric Palliative Care.

4590-1503 For the pediatric palliative care program established in section 24K of chapter 111 of the General Laws.....\$2,204,578.  
The Governor reduced this item by \$400,000.

After remarks, the question on passing item 4590-1503, 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 two minutes past ten o'clock P.M., as follows, to wit (yeas 39 — nays 0) [**Yeas and Nays No. 519**]:

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Creem, Cynthia Stone  
deMacedo, Viriato M.  
DiDomenico, Sal N.  
Donnelly, Kenneth J.  
Donoghue, Eileen M.  
Downing, Benjamin B.  
Eldridge, James B.  
Fattman, Ryan C.  
Flanagan, Jennifer L.  
Forry, Linda Dorcena  
Gobi, Anne M.  
Humason, Donald F., Jr.  
Jehlen, Patricia D.  
Joyce, Brian A.

Keenan, John F.  
Lesser, Eric P.  
Lewis, Jason M.  
L'Italien, Barbara A.  
Lovely, Joan B.  
McGee, Thomas M.  
Montigny, Mark C.  
Moore, Michael O.  
O'Connor Ives, Kathleen  
O'Connor, Patrick M.  
Pacheco, Marc R.  
Rodrigues, Michael J.  
Ross, Richard J.  
Rush, Michael F.  
Spilka, Karen E.  
Tarr, Bruce E.  
Timilty, James E.  
Welch, James T.  
Wolf, Daniel A. – 39.

**NAYS – 0.**

**The yeas and nays having been completed at two minutes past ten o'clock P.M., item 4590-1503, 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.**

*Orders of the Day.*

The Orders of the Day were further considered as follows:

Returning to an item previously laid aside, the Senate Bill further strengthening public safety by reducing unlicensed, uninsured driving by OUI offenders (Senate, No. 1895),-- was further considered, the main question being on ordering the bill to a third reading.

OUI offenders.

Mr. Tarr moved to amend the proposed new draft by inserting after section 33 the following section:-

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“SECTION 33A. The registrar of motor vehicles shall issue a report on driver license suspensions and revocations. The report shall include, but not be limited to, an accounting of the total number of license suspensions and revocations issued in the preceding 36 months, the cause of each suspension or revocation, the average financial cost to an operator to receive a valid license after a suspension or revocation and the average time it takes to restore a license after the period of suspension or revocation has expired. The report shall include: (i) an analysis of the correlation between the cost of the fine and its impact, if any, on preventing or deterring future violations; and (ii) the number of drivers with a suspended or revoked license who are cited for driving in violation of the terms of the suspension or revocation, the penalties imposed for that violation and the average cost and time for such a person to obtain a valid license. The registrar shall submit the report with the clerks of the senate and house or representatives and the chairs of the joint committee on transportation and the chairs of the joint committee on the judiciary not later than January 1, 2017.”

After remarks, the amendment was adopted.

Ms. Spilka moved to amend the proposed new draft in section 19, by inserting after the word "may", in line 221, the following words:- “, after a hearing”; and

In section 28, by striking out, in line 326, the word “may” and inserting in place thereof the following word:- “shall”.

**The amendment was adopted.**

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

**The bill (Senate, No. 2445, amended) was then ordered to a third reading, read a third time and passed to be engrossed [For bill, printed as amended, see Senate, No. 2462].**

**Sent to the House for concurrence.**

*Order Adopted.*

On motion of Mr. Tarr,--

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

Time of meeting.

On motion of the same Senator, at eight minutes past ten o’clock P.M., the Senate adjourned to meet again on Tuesday next at eleven o’clock A.M.