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UNCORRECTED PROOF OF THE JOURNAL OF THE SENATE.



JOURNAL OF THE SENATE.

Tuesday, May 19, 2015.

Met at one minute past ten o'clock A.M. (Mr. Petrucci in the Chair).

Distinguished Guests.

There being no objection, the President handed the gavel to Mr. Joyce for the purpose of an introduction. Mr. Joyce then introduced the 1964 Thayer Academy Varsity Football Team. The team known as the "Tigers" set a remarkable record that has stood for 50 years in that the team was undefeated, untied and unscored upon. Members of the team in attendance included Co-Captain William Cavanagh, Co-Captain Robert Walters, Michael Georges, Gregory Bone, Joseph Hayes, Robert Wagner, Warren Pierce, Bruce Thayer, William Wagner, Head Coach Arthur Valicenti and Coach Marshall Litchfield. The team, the guest of Senators Joyce and Keenan, was applauded by the Senate for their accomplishments and withdrew from the Chamber.

There being no objection, during consideration of the Orders of the Day, the President handed the gavel to Mr. DiDomenico for the purpose of an introduction. Mr. DiDomenico, along with Mr. Brownsberger, then introduced, in the rear of the Chamber, San Donato Italy Mayor Enrico Pittiglio. The Senate welcomed Mayor Pittiglio with applause and he withdrew from the Chamber.

There being no objection, at two minutes past ten o'clock A.M., the Chair (Mr. Petrucci) declared a recess subject to the call of the Chair; and, at three minutes past twelve o'clock noon, the Senate reassembled, the President in the Chair.

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.

Orders of the Day.

The Orders of the Day were considered as follows:

The House Bill making appropriations for the fiscal year two thousand sixteen for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 3401),-- **was read a second time.**

After remarks, pending the question on adoption of the Ways and Means new text, and the main question on ordering the bill to a third reading, Messrs. Tarr, Joyce, Hedlund, Eldridge, Ross, deMacedo, Fattman and Moore and Mrs. L'Italien moved that the proposed new text be amended by inserting, after section ____, the following section: -:

"SECTION XXXX. Section 15 of chapter 85 of the General Laws, as amended by chapter 481 of the acts of 2014, is hereby further amended by adding the following sentence at the end thereof:

Notwithstanding any general or special law or regulation to the contrary, a violation of this section shall not be considered as a conviction of a moving violation of the motor vehicle laws or a surchargeable incident or offense under section 113B of chapter 175 or under any merit rating plan or safe driver insurance plan.

SECTION XXXX. The effective date of section XXXX shall be as of April 7, 2015".

Pending the question on adoption of the amendment, Messrs. Hedlund and Fattman moved that the amendment (Tarr et al) be amended by inserting after section ____, the following section: -:

“SECTION XXXX. (a) Section 15 of chapter 85, as amended by chapter 481 of the acts of 2014, is hereby further amended by adding the following sentence at the end thereof:-

Notwithstanding any general or special law or regulation to the contrary, a violation of this section shall not be considered as a conviction of a moving violation of the motor vehicle laws or a surchargeable incident or offense under section 113B of chapter 175 or under any merit rating plan or safe driver insurance plan.

(b) Section 7V of chapter 90 is hereby further amended by adding the following section:-

Notwithstanding any general or special law or regulation to the contrary, a first violation of this section shall not be considered as a conviction of a moving violation of the motor vehicle laws or a surchargeable incident or offense under section 113B of chapter 175 or under any merit rating plan or safe driver insurance plan.

(c) The effective date of section (a) shall be as of April 7, 2015.”

After debate, the question on adoption of the further amendment (Hedlund et al) was determined by a call of the yeas and nays, at two minutes past one o'clock P.M., on motion of Mr. Hedlund, as follows, to wit (*yeas 12 — nays 27*) [**Yeas and Nays No. 17**]:

YEAS.

Brownsberger, William N.	Lovely, Joan B.
deMacedo, Viriato M.	Moore, Michael O.
Fattman, Ryan C.	Ross, Richard J.
Hedlund, Robert L.	Rush, Michael F.
Humason, Donald F., Jr.	Tarr, Bruce E.
Kennedy, Thomas P.	Timilty, James E. — 12.

NAYS.

Barrett, Michael J.	Keenan, John F.
Chandler, Harriette L.	Lesser, Eric P.
Chang-Diaz, Sonia	Lewis, Jason M.
Creem, Cynthia Stone	L'Italien, Barbara
DiDomenico, Sal N.	McGee, Thomas M.
Donnelly, Kenneth J.	Montigny, Mark C.
Donoghue, Eileen M.	O'Connor Ives, Kathleen
Downing, Benjamin B.	Pacheco, Marc R.
Eldridge, James B.	Petrucelli, Anthony

Flanagan, Jennifer L.

Rodrigues, Michael J.

Forry, Linda Dorcena

Spilka, Karen E.

Gobi, Anne M.

Welch, James T.

Jehlen, Patricia D.

Wolf, Daniel A. – 27.

Joyce, Brian A.

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

After remarks, the question on adoption of the pending amendment (Tarr et al) was determined by a call of the yeas and nays, at nine minutes past one o'clock P.M., on motion of Mr. Hedlund, as follows, to wit (*yeas 39 — nays 0*) **[Yeas and Nays No. 18]:**

YEAS.

Barrett, Michael J.

Kennedy, Thomas P.

Brownsberger, William N.

Lesser, Eric P.

Chandler, Harriette L.

Lewis, Jason M.

Chang-Diaz, Sonia

L'Italien, Barbara

Creem, Cynthia Stone

Lovely, Joan B.

deMacedo, Viriato M.

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.

Petruccelli, Anthony

Fattman, Ryan C.

Rodrigues, Michael J.

Flanagan, Jennifer L.

Ross, Richard J.

Forry, Linda Dorcena

Rush, Michael F.

Gobi, Anne M.

Spilka, Karen E.

Hedlund, Robert L.

Tarr, Bruce E.

Humason, Donald F., Jr.

Timilty, James E.

Jehlen, Patricia D.

Welch, James T.

Joyce, Brian A.

Wolf, Daniel A. – **39**.

Keenan, John F.

NAYS – 0.

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

Recess.

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

At sixteen minutes past two 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.

Subsequently, at seventeen minutes past two o'clock, P.M., a quorum was declared present.

Orders of the Day.

The Orders of the Day were further considered as follows:

The House Bill making appropriations for the fiscal year two thousand sixteen for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 3401),-- **was considered, the main question being on ordering the bill to a third reading.**

Messrs. Tarr, Brownsberger and Ross, Ms. O'Connor Ives, Messrs. Downing and Eldridge, Ms. Gobi, Messrs. Humason and deMacedo, Mrs. L'Italien and Messrs. Fattman, Moore and Wolf moved that the proposed new text be amended by inserting after section ___, the following sections:-

“SECTION ___. (a) Section 6 (p) (9) of Chapter 62 as appearing in the 2014 official edition is hereby amended by striking in line 748 the number ‘\$2,000,000’ and inserting in place thereof the following number:- ‘\$4,500,000’.

SECTION ___.(a) Section 38AA(h) of said chapter 63 of the General Laws as appearing in the 2014 official edition is hereby amended by striking out in line 81 the figure ‘\$2,000,000’ and inserting in place thereof the following figure:- ‘\$4,500,000’.”

After debate, the amendment was *rejected*.

Messrs. Tarr and Ross, Ms. O'Connor Ives, Mr. deMacedo, Ms. Gobi and Mr. Fattman moved that the proposed new text be amended by inserting after section ___, the following section:- .

“SECTION ___. Section 12 of chapter 156C, as appearing in the 2014 Official Edition, is hereby amended by striking subsection (d) and inserting in place thereof the following:-

(d) The fee for the filing of the certificate of organization required by subsection (a) shall be five hundred dollars. The fee for the filing of the annual report required by subsection (c) shall be five hundred dollars, except as provided in subsection (e). Such fees shall be paid to the state secretary at the time the certificate of organization or the annual report is filed.

(e)The fee for the filing of the certificate of organization required by subsection (a) for a limited liability company with 6 employees or fewer shall be two hundred and fifty dollar. The fee for the filing of the annual report required by subsection (c) for a limited liability company with 6 employees or fewer shall be two hundred and fifty dollars. Such fees shall be paid to the state secretary at the time the annual report is filed.”

After debate, the question on adoption of the amendment was determined by a call of the yeas and nays, at twenty minutes before three o'clock P.M., on motion of Mr. Tarr, as follows, to wit (*yeas 12 — nays 27*) [**Yeas and Nays No. 19**]:

YEAS.

deMacedo, Viriato M.	Humason, Donald F., Jr.
Donoghue, Eileen M.	Lovely, Joan B.
Fattman, Ryan C.	Moore, Michael O.
Flanagan, Jennifer L.	O'Connor Ives, Kathleen
Gobi, Anne M.	Ross, Richard J.
Hedlund, Robert L.	Tarr, Bruce E. – 12.

NAYS.

Barrett, Michael J.	Lesser, Eric P.
Brownsberger, William N.	Lewis, Jason M.
Chandler, Harriette L.	L'Italien, Barbara
Chang-Diaz, Sonia	McGee, Thomas M.
Creem, Cynthia Stone	Montigny, Mark C.
DiDomenico, Sal N.	Pacheco, Marc R.
Donnelly, Kenneth J.	Petruccelli, Anthony
Downing, Benjamin B.	Rodrigues, Michael J.
Eldridge, James B.	Rush, Michael F.
Forry, Linda Dorcena	Spilka, Karen E.
Jehlen, Patricia D.	Timilty, James E.
Joyce, Brian A.	Welch, James T.
Keenan, John F.	Wolf, Daniel A. – 27.
Kennedy, Thomas P.	

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

Messrs. Tarr, Ross and Fattman moved that the proposed new text be amended by inserting, after section ____, the following section:-

“SECTION __. Subsection (h) of section 6 of chapter 62, as appearing in the 2012 Official Edition, is hereby amended by striking out the second and third sentences and inserting in place thereof the following sentences:-

The credit allowed by this subsection shall equal the following amounts: (i) for each taxable year beginning on or after January 1, 1997 but before January 1, 2016, 15 per cent of the federal credit received by the taxpayer for the taxable year; (ii) for each taxable year beginning on or after January 1, 2016 but before January 1, 2017, 24 per cent of the federal credit received by the taxpayer for the taxable year; (iii) for each taxable year beginning on or after January 1, 2017 but before January 1, 2018, 27 per cent of the federal credit received by the taxpayer for the taxable year; (iv) for each taxable year beginning on or after January 1, 2018 and thereafter, 30 per cent of the federal credit received by the taxpayer for the taxable year. With respect to a person who is a nonresident for all or part of the taxable year, the credit shall be limited to the amount specified in the preceding sentence, multiplied by a fraction the numerator of which shall be the earned income of the nonresident from Massachusetts sources and the denominator of which shall be the earned income of the nonresident from all sources.”

After debate, the question on adoption of the amendment was determined by a call of the yeas and nays, at two minutes before three o'clock P.M., on motion of Mr. Tarr, as follows, to wit (*yeas 8 — nays 32*) [**Yeas and Nays No. 20**]:

YEAS.

deMacedo, Viriato M.	Lovely, Joan B.
Fattman, Ryan C.	Ross, Richard J.
Hedlund, Robert L.	Tarr, Bruce E.
Humason, Donald F., Jr.	Wolf, Daniel A. — 8.

NAYS.

Barrett, Michael J.	Kennedy, Thomas P.
Brownsberger, William N.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Chang-Diaz, Sonia	L'Italien, Barbara
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.	Petrucelli, Anthony
Flanagan, Jennifer L.	Rodrigues, Michael J.

Forry, Linda Dorcena	Rosenberg, Stanley C.
Gobi, Anne M.	Rush, Michael F.
Jehlen, Patricia D.	Spilka, Karen E.
Joyce, Brian A.	Timilty, James E.
Keenan, John F.	Welch, James T. – 32.

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

Messrs. Rodrigues, Downing and Brownsberger, Ms. Chang-Diaz and Messrs. Keenan and Pacheco moved that the proposed new text be amended by inserting after section 31 the following 5 sections:-

“SECTION 31A. Subparagraph (1) of paragraph (b) of part B of section 3 of chapter 62 of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by striking out clause (A) and inserting in place thereof the following clause:-
(A) a personal exemption of \$4,800 for tax years beginning on or after January 1, 2016;.

SECTION 31B. Subparagraph (1A) of said paragraph (b) of said part B of said section 3 of said chapter 62, as so appearing, is hereby amended by striking out clause (A) and inserting in place thereof the following clause:-
(A) a personal exemption of \$7,400 for tax years beginning on or after January 1, 2016;.

SECTION 31C. Subparagraph (2) of said paragraph (b) of said part B of said section 3 of said chapter 62, as so appearing, is hereby amended by striking out clause (A) and inserting in place thereof the following clause:-
(A) a personal exemption of \$9,600 for tax years beginning on or after January 1, 2016;.

SECTION 31D. Section 4 of said chapter 62, as so appearing, is hereby amended by striking out subsection (b) and inserting in place thereof the following subsection:-
(b) Part B taxable income shall be taxed at a rate of 5.15 per cent for tax years beginning on or after January 1, 2016.

SECTION 31E. Subsection (h) of section 6 of said chapter 62, as so appearing, is hereby amended by striking out the second and third sentences and inserting in place thereof the following 2 sentences:- The credit allowed by this subsection shall equal the following amounts: (i) for the taxable year beginning on January 1, 2015, 18 per cent of the federal credit received by the taxpayer for the taxable year; (ii) for the taxable year beginning on January 1, 2016, 21 per cent of the federal credit received by the taxpayer for the taxable year; and (iii) for each taxable year beginning on or after January 1, 2017, 22.5 per cent of the federal credit received by the taxpayer for the taxable year. With respect to a person who is a nonresident for all or part of the taxable year, the credit shall be limited to the amount specified in the preceding sentence, multiplied by a fraction the numerator of which shall be the earned income of the nonresident from Massachusetts sources and the denominator of which shall be the earned income of the nonresident from all sources.”; and

By inserting after section 106 the following 2 sections:-

“SECTION 106A. Section 31E shall take effect as of January 1, 2015 for the tax years beginning on January 1, 2015.

SECTION 107A. Sections 31A to 31D, inclusive, shall take effect on January 1, 2016 for the tax years beginning on January 1, 2016.”

After debate, the question on adoption of the amendment was determined by a call of the yeas and nays, at twenty minutes past four o'clock P.M., on motion of Mr. Tarr, as follows, to wit (*yeas 29 — nays 11*) [**Yeas and Nays No. 21**]:

YEAS.

Barrett, Michael J.	Lewis, Jason M.
Brownsberger, William N.	L'Italien, Barbara
Chandler, Harriette L.	Lovely, Joan B.
Chang-Diaz, Sonia	McGee, Thomas M.

Creem, Cynthia Stone	Montigny, Mark C.
DiDomenico, Sal N.	O'Connor Ives, Kathleen
Donnelly, Kenneth J.	Pacheco, Marc R.
Downing, Benjamin B.	Petruccelli, Anthony
Eldridge, James B.	Rodrigues, Michael J.
Forry, Linda Dorcena	Rosenberg, Stanley C.
Jehlen, Patricia D.	Rush, Michael F.
Joyce, Brian A.	Spilka, Karen E.
Keenan, John F.	Welch, James T.
Kennedy, Thomas P.	Wolf, Daniel A. – 29.
Lesser, Eric P.	

NAYS.

deMacedo, Viriato M.	Humason, Donald F., Jr.
Donoghue, Eileen M.	Moore, Michael O.
Fattman, Ryan C.	Ross, Richard J.
Flanagan, Jennifer L.	Tarr, Bruce E.
Gobi, Anne M.	Timilty, James E. – 11.
Hedlund, Robert L.	

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

Messrs. Tarr, Ross, deMacedo, Moore and Fattman moved that the proposed new text be amended by inserting, after section ___, the following section:-

“SECTION ___. Section 38 of Chapter 63 as appearing in the 2014 official edition is hereby amended by inserting at the end thereof the following section:-

Super Research and Development Tax Credit

Section 1. A business corporation or taxpayer that qualifies for the research expense tax credit allowed under section 38M of this Chapter and 830 CMR 63.38M.1 is allowed an additional credit against the tax due under this section equal to the excess, if any, of qualified research expenses for the taxable year over the super credit base amount. For purposes of this section, ‘super credit base amount’ means the average amount spent on qualified research expenses by the taxpayer in the 5 taxable years immediately preceding the effective date of this section, increased by 50%. For purposes of this section, ‘qualified research expenses’ has the

same meaning as under 830 CMR 63.38M.1 but applies only to expenditures for research conducted in this State.

Section 2. The credit allowed under this section is limited to 50% of the taxpayer's tax due after the allowance of any other credits taken pursuant to this chapter.

Section 3. A business corporation or taxpayer entitled to a credit under this section for any taxable year may carry over and apply to the tax due for any one or more of the next succeeding 5 taxable years the portion, as reduced from year to year, of any unused credit, but in no event may the credit applied in any single year exceed 50% of the taxpayer's tax due after the allowance of any other credits taken pursuant to this chapter

Section 4. The credit provided by this section may not be used to reduce the business corporation or taxpayer's tax liability under this section to less than the amount of the taxpayer's tax due in the preceding taxable year after the allowance of any credits taken pursuant to this chapter.

Section 5. In the case of corporations filing a combined return, a credit generated by an individual member corporation under the provisions of this section must first be applied against the tax due attributable to that company under this Part. A member corporation with an excess research and development credit may apply its excess credit against the tax due of another group member to the extent that that other member corporation can use additional credits under the limitations of subsection 4. Unused, unexpired credits generated by a member corporation may be carried over from year to year by the individual corporation that generated the credit, subject to the limitation in subsection 3.”

After remarks, the amendment was *rejected*.

Mr. Wolf moved that the proposed new text be amended by adding the following section:

“SECTION XX. Notwithstanding the provisions of sections 34 to 37 of Chapter 7C of the General Laws, the commissioner of capital asset management and maintenance, in consultation with the commissioner of conservation and recreation, may grant two subsurface easements upon a certain parcel of land, currently under the care and control of the department of conservation and recreation and held for conservation and recreation purposes to the Town of Eastham to be used for the purposes of the installation, maintenance, repair and replacement of municipal water distribution systems subject to the requirements of sections 2 through 5 and to such additional terms and conditions consistent with this act as the commissioner of capital asset management and maintenance may prescribe in consultation with the commissioner of conservation and recreation. The town's easement rights, including for the installation, maintenance and repair of infrastructure, shall not limit, restrict or close access to the Cape Cod Rail Trail for any period of time, except as approved in writing by the department of conservation and recreation in its sole discretion. The two easement areas, collectively contain 20,950 sq. ft., more or less, and are shown on ‘Inset Plan A’ and ‘Inset Plan B’ on a plan of land entitled ‘Contract 2 Water Supply Wells, Control Building, & Piping, Eastham, MA.’ The Division shall prepare a survey sufficient for recording at the Barnstable Registry of Deeds. Prior to finalizing the transaction or making the conveyance authorized herein, the division of capital asset management and maintenance may make minor modifications to the area and plan in order to carry out the purposes of this act.

An independent appraisal of the fair market value and value in use of the easements described in section 1 shall be prepared in accordance with the usual and customary professional appraisal practices by a qualified appraiser commissioned by the commissioner of capital asset management and maintenance. Consideration for the grant of the above-described easements shall be the full and fair market value or the value in proposed use, whichever is greater, as determined by the commissioner of capital asset management, and calculated with regard to its full development potential as assembled with other lands owned or otherwise controlled by the grantee. The commissioner of capital asset management and maintenance shall submit the appraisal or appraisals to the inspector general for his or her review and comment. The inspector general shall review and approve the appraisal or appraisals, and the review shall include an examination of the methodology utilized for the appraisal or appraisals. The inspector general shall prepare a report of his or her review and file the report with the commissioner of capital asset management and maintenance for submission by said commissioner to the house and senate committees on ways and means and the joint committee on state administration and regulatory oversight. Said commissioner shall submit copies of the appraisals, and the inspector general's review and approval and comments, if any, to the house and senate committees on ways and means and the joint committee on state administration and regulatory oversight at least 15 days prior to the execution of documents effecting the transfers described in section 1.

To ensure a no-net-loss of lands protected for natural resource purposes, the grantee also shall compensate the commonwealth for the interest in land described in section 1 through the transfer to the department of conservation and recreation of land, an interest of land or funding for the acquisition of land or an interest therein equal to or greater than the resource value of the land described in section 1 and the highest appraised value as determined under section 2. The fair market value of any land or interest in land proposed to be conveyed by the grantee to the department shall be included within the appraisal prepared under section 2. The land, interest in land, or funding must be acceptable to the department of conservation and recreation; and any land or interest in land, whether conveyed by the grantee or acquired by the department, shall be permanently held and managed for conservation and recreation purposes by the department. Should the appraised value of any land or interests in land be determined to be greater than the appraised value of the interests in land described in section 1, the commonwealth shall have no obligation to pay the difference to the grantee. All payments paid to the commonwealth as a result of the conveyances or grants authorized by this act shall be deposited in the Conservation Trust established in section 1 of chapter 132A of the General Laws.

The grantee shall assume all costs associated with engineering, surveys, appraisals, deed preparation and other expenses deemed necessary by the commissioner of capital asset management and maintenance to execute the conveyances authorized by this act.

No instrument executed pursuant to this act shall be valid unless it provides that the easements shall be used solely for the purposes described in section 1. The instrument authorized in section 1 shall include a reversionary clause that stipulates the

property shall revert to the commonwealth and be assigned to the care, custody and control of the department of conservation and recreation, upon such terms and conditions as the commissioner of capital asset management and maintenance may determine, if the property ceases to be used for the express purposes authorized in this act. If any interest reverts to the commonwealth, any further disposition shall be subject to sections 34 to 37, inclusive, of chapter 7C of the General Laws and the prior approval of the General Court.”

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

Mr. Wolf moved that the proposed new text be amended by adding the following section:-

“SECTION XX. The Nauset Regional School District (hereinafter, the ‘District’) may grant to the Town of Eastham (hereinafter, the ‘Town’) a perpetual, assignable easement, to run with the land, over a certain parcel of land which is a portion of the land owned by the District and acquired for school purposes, located at 100 Cable Road, Eastham, Massachusetts and more particularly described in a deed recorded with the Barnstable County Registry of Deeds at Book 1393, Page 881. The easement shall include the right in the Town to retain groundwater monitoring well(s) and drinking water supply wells on said parcel for all purposes and uses incidental thereto along with any necessary appurtenances, may grant to the Town the rights of access, installation, operation, maintenance, repair, removal and control thereof, as well as rights of entry upon and passage over the parcel from time to time for all purposes stated in the grant of easement and uses incidental thereto, and may grant to the Town all reasonable rights of ingress and egress across adjoining lands owned by the District as may be necessary for the exercise of the rights granted. The Town shall indemnify and hold harmless the District from and against any loss, damage or liability arising out of the Town's exercise of the rights and easement, and shall provide to the District, potable water needs for ninety-nine (99) years at no additional cost. The easement shall be subject to the right expressly reserved by the District to continue to use the parcel for all purposes not adverse to the rights granted by this Act.

The easement is shown on a plan of land entitled ‘Plan of Utility Easement at Nauset Regional High School’ prepared by: Coastal Engineering Company, dated October 28, 2011 to be recorded in the Barnstable County Registry of Deeds.”

The amendment was **adopted**.

Mr. Rodrigues moved that the proposed new text be amended by inserting, after ____, the following section:-

“SECTION __. Notwithstanding any general or special law to the contrary, there is hereby established a commission to research and assess opportunities to enhance tourism at the State House. The commission shall examine and determine if there are ways to increase retail sales through the State House bookstore and other gift kiosks. The commission shall consist of: the secretary of the commonwealth or a designee, who shall serve as chair; the commissioner of conservation and recreation or a designee; the secretary of housing and economic development or a designee; 2 members of the house of representatives, 1 of whom shall be appointed by the minority leader; 2 members of the senate, 1 of whom shall be appointed by the minority leader; the superintendent of state buildings or a designee, and 3 persons to be appointed by the governor. The commission shall commence within 2 weeks of the effective date of this act and shall meet at least four times. Within 12 months of passage of this bill, the Commission shall present a report on its findings and recommendations.”.

After remarks, the amendment was *rejected*.

Messrs. Rodrigues and Tarr and Ms. Gobi moved that the proposed new text be amended by inserting, after section __, the following section:-

“SECTION __. Notwithstanding any general or special law or regulation to the contrary, there shall be a cranberry industry revitalization task force which shall consist of the following members: 3 representatives from the Cape Cod Cranberry Growers’ Association who shall be appointed by the governor from a list of 6 names submitted by said Association; 1 representative of Ocean Spray Cranberries, Inc., who shall be appointed by the governor; 1 representative of an independent cranberry handler company, who shall be appointed by the governor; 1 researcher from the University of Massachusetts Cranberry Station, who shall be appointed by the governor; the secretary of Energy and Environmental Affairs or his designee; the commissioner of Agricultural Resources or his designee; 1 agricultural economist, who shall be appointed by the commissioner of Agricultural Resources; the commissioner of Energy Resources or his designee; the commissioner of Environmental Protection or his designee; the commissioner of the Department of Fish and Game or his designee; 3 members of the house of representatives, 1 of whom shall be appointed by the minority leader and 2 of whom shall be appointed by the speaker of the house; and 3 members of the senate, 1 of whom shall be appointed by the minority leader and 2 of whom shall be appointed by the president of the senate. The task force shall be chaired jointly by the secretary of Energy and Environmental Affairs and the commissioner of Agricultural Resources, or their designees.

The task force shall investigate short and long-term solutions to preserving and strengthening the cranberry industry in Massachusetts. The investigation shall examine methods to promote innovation in, and the revitalization of, the Massachusetts cranberry farming community including, without limitation, the impact of increased fixed costs borne by the cranberry growing community, alternative and renewable energy uses for growers and an investigation of the unique geography, culture and needs of the Massachusetts cranberry industry.

The task force shall submit its findings, together with drafts of recommended legislation, if any, to the clerks of the senate and house of representatives, the chairs of the joint committee on environment, natural resources and agriculture, and the senate and house committees on ways and means not later than February 1, 2016.”

The amendment was **adopted**.

Mr. Wolf moved that the proposed new text be amended by adding the following section:

“SECTION XX. Section 190(a) of said chapter 149, as appearing in section 3 of chapter 148 of the acts of 2014, is hereby amended by striking out the definition of ‘Domestic worker’ and inserting in place thereof the following: ‘Domestic worker’, an individual or employee who is paid by an employer to perform work of a domestic nature within a household including, but not limited to: (i) housekeeping; (ii) house cleaning; (iii) home management; (iv) nanny services; (v) caretaking of individuals in the home, including sick, convalescing and elderly individuals; (vi) laundering; (vii) cooking; (viii) home companion services; and (ix) other household services for members of households or their guests in private homes; provided, however, that ‘domestic worker’ shall not include: (i) a personal care attendant, or (ii) an individual whose vocation is not childcare and whose services for the employer primarily consist of childcare on a casual, intermittent and irregular basis for 1 or more family or household members.”

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

Messrs. Eldridge and Montigny moved that the proposed new text be amended by inserting after section XX, the following section:-

“SECTION 105A. There shall be a special commission consisting of the members of the joint committee on revenue, which shall make a report regarding legislation modifying the motion picture industry tax incentive program, established in subsection (l) of section 6 of chapter 62 of the General Laws, section 38X of chapter 63 of the General Laws and subsection (ww) of section 6 of chapter 64H of the General Laws, after consideration of the following goals: (i) directing the employment benefits of the credit primarily to residents of the commonwealth rather than out-of-state residents; (ii) focusing on projects that provide long-term employment benefits to residents of the commonwealth; and (c) limiting the total cost of the program while maximizing its benefits. The report shall provide recommendation and any legislation necessary to carry those recommendations into effect. The commission shall consider whether any additional revenue realized should be directed to further expanding the earned income tax credit established in subsection (h) of section 6 of chapter 62 of the General Laws.”

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

Messrs. Moore and Tarr, Ms. Gobi, Ms. O'Connor Ives and Mrs. L'Italien moved that the proposed new text be amended by inserting, after section ____, the following two sections:-

“SECTION __. Section 6J of chapter 62 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out, in line 39, the figure ‘50,000,000’ and inserting in place thereof the following figure:- ‘75,000,000’.

SECTION __. Section 38R of chapter 63 of the General Laws, as so appearing, is hereby amended by striking out, in line 37, the figure ‘50,000,000’ and inserting in place thereof the following figure:- ‘75,000,000’.”

After remarks, the amendment was *rejected*.

Messrs. Tarr, Ross, deMacedo and Fattman moved that the proposed new text be amended by inserting after section __, the following section:-

“SECTION __. The secretary of labor and workforce development, in conjunction with the director of unemployment insurance, shall perform a study evaluating the effect of chapter 144 of the acts of 2014 on unemployment rates in the commonwealth. In conducting the study, the secretary shall consult with the department of revenue, the division of labor standards and representatives of business owners across the commonwealth including the National Federation of Independent Business, the Associated Industries of Massachusetts, the Retailers Association of Massachusetts, and the Massachusetts Taxpayers Foundation. The secretary shall file a report with the clerks of the House of Representatives and Senate on or before September 1 2015. The report shall include legislative recommendations regarding changes to said chapter 144 to lessen any negative impacts the legislation has had on unemployment rates.”

After remarks, the amendment was *rejected*.

Messrs. Tarr, Ross and deMacedo, Ms. Gobi and Mr. Moore moved that the proposed new text be amended by inserting, after section __, the following section:-

“SECTION __. Section 39 of chapter 63 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting at the end thereof the following paragraph: “A business corporation shall not be subject to the excise under subsection (b) provided said corporation is within its first three years of incorporation, or if it has paid an amount calculated under the provisions of subsection (a) for all of the previous three years; provided, that under no circumstances shall a business corporation which employs more than 25 full-time or full-time equivalent employees be eligible for the provisions of this section.”

The amendment was *rejected*.

Messrs. Rodrigues and Moore moved that the proposed new text be amended by inserting, after section 33, the following section:-

“SECTION 33A. Said chapter 62C is hereby further amended by inserting after section 26 the following section:-

Section 26A. The commissioner shall administer and enforce the assessment and collection of the taxes and penalties imposed under chapters 64H and 64I, including the collection and administration of all taxes imposed on remote sellers.

The commissioner shall take administrative actions as are necessary to comply with federal requirements that states simplify the collection of sales and use taxes for remote sellers, including, but not limited to, applicable requirements relating to: (i) providing adequate software and services to remote sellers and single and consolidated providers, which identifies the applicable destination rate to be applied to sales that the commonwealth taxes under chapter 64H or 64I; (ii) providing certification

procedures for single providers and consolidated providers to make software and services available to remote sellers; (iii) ensuring that not more than 1 audit be performed or required for all state and local taxing jurisdictions within the commonwealth; and (iv) requiring that not more than 1 sales and use tax return per month be filed with the department of revenue by a remote seller or a single or consolidated provider on behalf of such remote seller.

The procurement rules in the state procurement regulations shall not apply to the certification process for software providers.”; and

By inserting after section 59 the following section:-

“SECTION 59A. Notwithstanding any general or special law to the contrary, if a federal law is enacted that authorizes states to require remote sellers to collect sales and use taxes, then the commonwealth shall, as permitted by such federal legislation, require collection of sales and use tax by a remote seller, or a single or consolidated provider acting on behalf of a remote seller. The commissioner of revenue shall establish rules and regulations relating to the assessment, collection and enforcement of this tax.”

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

Messrs. Joyce and Moore moved that the proposed new text be amended by inserting at the end thereof the following sections:

“SECTION __. Chapter 369 of the Acts of 2012, is hereby amended by striking out ‘and thereby make this law revenue neutral’.

SECTION __. Chapter 369 of the Acts of 2012 is hereby further amended by inserting at the end thereof the following section:-

Section __. Medical marijuana treatment centers shall pay a surcharge of 4% of its gross revenues to the Department of Revenue. The revenue from this surcharge shall be deposited into the Substance Abuse Prevention and Treatment Trust Fund, created under Section 18(a) of this Chapter.”; and

By inserting at the end thereof the following section:

“SECTION __. Chapter 369 of the Acts of 2012 is hereby amended by inserting at the end thereof the following section:-

Section 18(a) There shall be established and set upon the books of the commonwealth a separate fund to be known as the Substance Abuse Prevention and Treatment Trust Fund to be expended, without further appropriation, by the department of public health. The fund shall consist of revenues collected by the commonwealth including: (1) any revenue collected from dispensary surcharges, meals tax, or sales tax collections from the sale of any product purchased at a medical marijuana dispensary; (2) any revenue from appropriations or other monies authorized by the general court and specifically designated to be credited to the fund; (3) any fines and penalties allocated to the fund under the General Laws; (4) any funds from public and private sources such as gifts, grants and donations to further community-based prevention activities; (5) any interest earned on such revenues; and (6) any funds provided from other sources.

The commissioner of public health, as trustee, shall administer the fund. The commissioner, in consultation with the Bureau of Substance Abuse Services established, shall make expenditures from the fund consistent with subsections (d) and (e); provided, that not more than 15 per cent of the amounts held in the fund in any 1 year shall be used by the department for the combined cost of program administration, technical assistance to grantees or program evaluation.

(b) Revenues deposited in the fund that are unexpended at the end of the fiscal year shall not revert to the General Fund and shall be available for expenditure in the following fiscal year.

(c) All expenditures from the Substance Abuse Prevention and Treatment Trust Fund shall support the state’s efforts to prevent and treat substance abuse, as defined by the Bureau of Substance Abuse Services.

(d) The commissioner shall annually award not less than 50 per cent of the Substance Abuse Prevention and Treatment Trust Fund through a competitive grant process to municipalities, community-based organizations, health care providers, regional-planning agencies, and health plans that apply for the implementation, evaluation and dissemination of substance abuse prevention and treatment. Substance abuse prevention and treatment shall include, but not be limited to, (1) education; (2) community outreach; (3) direct treatment. To be eligible to receive a grant under this subsection, a recipient shall be: (1) a municipality or group of municipalities working in collaboration; (2) a non-profit community-based organization; (3) a community-based organization working in collaboration with 1 or more municipalities; (4) a health care provider or a health plan working in collaboration with 1 or more municipalities and a community-based organization; or (5) a regional planning agency. Expenditures from the fund for such purposes shall supplement and not replace existing local, state, private or federal public health-related funding; or a community-based organization or group of community-based organizations working in collaboration. The commissioner may expend up to 25 per cent of the Substance Abuse Prevention and Treatment Trust Fund for substance abuse prevention and treatment initiatives through the Department of Public Health.

(e) A grant proposal submitted under subsection (d) shall include, but not be limited to: (1) a plan that defines specific goals for the prevention and treatment of substance abuse; (2) the programs the applicant shall use to meet the goals; (3) a budget necessary to implement the plan, including a detailed description of any funding or in-kind contributions the applicant or applicants will be providing in support of the proposal; (4) any other private funding or private sector participation the applicant anticipates in support of the proposal; (5) a commitment to include women, racial and ethnic minorities and low income individuals; and (6) the anticipated number of individuals that would be affected by implementation of the plan.

Priority may be given to proposals in a geographic region of the state with a higher than average prevalence of substance abuse, as determined by the commissioner of public health, in consultation with the Bureau of Substance Abuse Services. If no proposals were offered in areas of the state with particular need, the department shall ask for a specific request for proposal for that specific region. If the commissioner determines that no suitable proposals have been received, such that the specific needs remain unmet, the department may work directly with municipalities or community-based organizations to develop grant proposals.

The department of public health shall, in consultation with the Bureau of Substance Abuse Services, develop guidelines for an annual review of the progress being made by each grantee. Each grantee shall participate in any evaluation or accountability process implemented or authorized by the department.

(f) The department of public health shall, annually on or before January 31, report on expenditures from the Substance Abuse Prevention and Treatment Trust Fund. The report shall include, but not be limited to: (1) the revenue credited to the fund; (2) the amount of fund expenditures attributable to the administrative costs of the department of public health; (3) an itemized list of the funds expended through the competitive grant process and a description of the grantee activities; and (4) the results of the evaluation of the effectiveness of the activities funded through grants.. The report shall be provided to the chairpersons of the house and senate committees on ways and means and the joint committee on public health and shall be posted on the department of public health's website.

(g) The department of public health shall, under the advice and guidance of the Bureau of Substance Abuse Services, annually report on its strategy for administration and allocation of the fund, including relevant evaluation criteria. The report shall set forth the rationale for such strategy, including, but not limited to: (1) a list of the substances most commonly abused in the commonwealth; (2) information regarding the geographic distribution of substance abuse in the commonwealth (3) a list of the most prevalent co-occurring health conditions in the commonwealth, including the co-occurrence of mental illness and substance abuse; and (4) a list of evidence-based or promising community-based programs related to the conditions identified in clauses (1) and (2). The report shall recommend specific areas of focus for allocation of funds. If appropriate, the report shall reference goals and best practices established by the Substance Abuse and Mental Health Services Administration and the Centers for Disease Control and Prevention.

(i) The department of public health shall promulgate regulations necessary to carry out this section.”
The amendment was *rejected*.

Mr. Rodrigues, Ms. Gobi and Mr. Moore moved that the proposed new text be amended by inserting, after section __, the following section: -

“SECTION __. Chapter 59 of the General Laws is hereby amended by adding the following section:-

SECTION 95. (a) Notwithstanding any general or special law to the contrary, any city, town or district which accepts the provisions of this section in the manner provided in section 4 of chapter 4 may establish a program for volunteer, call or auxiliary firefighters or volunteer, call or auxiliary emergency medical technicians of such city, town or district to reduce the real property tax obligations of such volunteers in exchange for their volunteer services. Any reduction so provided shall be in addition to any exemption or abatement to which any such person is otherwise entitled; provided, however, that no reduction of a real property tax bill shall be granted which exceeds \$2,500 in a tax year.

(b) The city or town shall maintain a record for each program participant including, but not limited to, the total amount by which a tax obligation thereof has been reduced and the criteria used to determine such tax reduction. The town shall provide a copy of such record to the assessor so that the participant's tax bill reflects the reduced rate. The town shall also provide a copy of such record to the program participant receiving the reduced tax rate prior to the issuance of the actual tax bill. Such cities, towns and districts shall have the power to adopt rules and procedures to implement this section in any way consistent with the intent of this section.

(c) In no instance shall the amount by which a person's property tax liability is reduced in exchange for the provision of services as a volunteer, call or auxiliary firefighter or volunteer, call or auxiliary emergency medical technician be considered income, wages, or employment for purposes of taxation as provided in chapter 62, for the purposes of withholding taxes as provided in chapter 62B, for the purposes of workers' compensation as provided in chapter 152 or any other general law to the contrary. A person participating in the program authorized by section (a) shall be a public employee for the purposes of chapter 258 of the General Laws.

(d) A city, town or district that has accepted this section may in the same manner revoke its acceptance.”
The amendment was *rejected*.

Messrs. Joyce, Lewis and Moore moved that the proposed new text be amended by inserting at the end thereof the following sections:

“SECTION __. Chapter 369 of the Acts of 2012, is hereby amended by striking out ‘and thereby make this law revenue neutral.’

SECTION __. Chapter 369 of the Acts of 2012 is hereby further amended by inserting at the end thereof the following section:-
Section __. Medical marijuana shall not be considered a medicine under section 6(L) of chapter 64H of the General Laws.”

The amendment was *rejected*.

Messrs. Joyce, Lewis and Moore moved that the proposed new text be amended by inserting at the end thereof the following sections:

“SECTION __. Chapter 369 of the Acts of 2012, is hereby further amended by striking out ‘and thereby make this law revenue neutral.’

SECTION __. Chapter 369 of the Acts of 2012 is hereby amended by inserting at the end thereof the following section:-
Section __. Any food or beverage that contains marijuana or marijuana derivatives shall not be exempt from the sales tax under Section 6 of Chapter 64H of the General Laws, and shall be subject to any applicable local option meals excise under Chapter 64L of the General Laws.”

The amendment was *rejected*.

Mr. Brownsberger and Ms. Lovely moved that the proposed new text be amended by inserting, after section XX, the following section:-

“SECTION XX. Chapter 30A of the General Laws is hereby amended by striking out subsection (e) of section 20, as amended by Chapter 485 of the acts of 2014, and inserting in place thereof the following subsection:-

(e) A local commission on disability may by majority vote of the commissioners at a regular meeting authorize remote participation applicable to a specific meeting or generally to all of the commission’s meetings. If a local commission on disability is authorized to utilize remote participation, a physical quorum of that commission’s members is not required to be present at the meeting location; provided, however, that the chair or, in the chair’s absence, the person authorized to chair the meeting, must be physically present at the meeting location. The commission shall comply with all other requirements of law and regulation.”

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

Messrs. Rodrigues and Moore, Ms. Gobi, Messrs. Barrett, Lewis and Eldridge and Mrs. L’Italien moved that the proposed new text be amended by inserting, after section __, the following section:-

“SECTION __. Notwithstanding any general or special law to the contrary, there shall be established and set up on the books of the commonwealth as a separate fund to be known as the Medicaid and Health Care Reform FMAP Trust Fund. The fund shall consist of any funds that may be appropriated or transferred for deposit into the trust fund, interest earned on such revenues, and other sources. The comptroller shall deposit an amount to the fund determined by secretary of administration and finance that is equivalent to the additional Medicaid and Children’s Health Insurance Program funding provided by the federal government pursuant to the increased federal Medicaid assistance percentage pursuant to the Sections 2001 and 2101 of the Patient Protection and Affordable Care Act of 2010 and as further addressed in Section 1201 of the Health Care and Education Reconciliation Act of 2010. The fund shall be used for the following purposes: (1) to support the financing of health insurance coverage for low-income Massachusetts residents, including MassHealth, other state health insurance programs and insurance offered through the commonwealth’s health insurance exchange and (2) to improve Medicaid reimbursement to health care providers. The secretary of administration and finance shall administer the fund. No later than January 31 of each year, the secretary, in consultation with the executive office of health and human services, the commonwealth health insurance connector authority, healthcare providers participating in the Medicaid program, and consumer representatives, shall submit a report to the house and senate ways and means committees and the joint committee on health care financing that includes the current funding available in the fund, the funding estimated to be deposited through the end of the current and subsequent fiscal year, estimated expenditures from the fund, and recommendations for transferring such funds to other state accounts and funds in a manner consistent with the purpose of the fund.”

The amendment was *rejected*.

Messrs. Montigny and Moore moved that the proposed new text be amended by inserting after section __, the following section:-

“SECTION __. Chapter 195 of the acts of 2014 is hereby amended by inserting after section 3 the following section:

SECTION 3A. (a) Notwithstanding any general or special law to the contrary, the Authority shall issue within 180 days after enactment of this act a request for proposals for a minimum of 120 days to sell, license or rent naming or sponsorship rights including but not limited to whole building naming rights for all buildings, facilities, parking garages, function rooms and public areas or other assets operated and owned by the authority. The Authority shall preserve the name John B. Hynes Veterans Memorial Convention Center at its already named facility. Nothing in this section shall prohibit the selling, licensing or rental of other sponsorship rights at the John B. Hynes Veterans Memorial Convention Center.

(b) The executive director shall direct all revenues generated by the Authority under this section to be split equally between the Massachusetts office of travel and tourism to promote statewide tourism and the Massachusetts cultural council to promote cultural programming.”

The amendment was *rejected*.

Mr. Tarr moved that the proposed new text be amended by inserting after section __, the following section:-

“SECTION __. Notwithstanding any general or special law to the contrary any historic property, pursuant to the provisions of Section 44 of Chapter 85 of the Acts of 1994 shall not be subject to the provisions of Chapter 59 of the General Laws.”.

The amendment was *rejected*.

Ms. Lovely, Mr. Hedlund, Ms. O’Connor Ives and Messrs. Timilty and Moore moved that the proposed new text be amended by inserting, after section 35, the following section:-

“SECTION __. Section 1 of chapter 64G of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by inserting after the word ‘licensee’, in line 35, the following words:- ‘provided, however, that when the use or possession, or the right to the use or possession, is the result of an emergency housing assistance placement under section 30 of chapter 23B, the term “occupancy” shall mean the use or possession, or the right to the use or possession, of any room or rooms in a bed and breakfast establishment, hotel, lodging house or motel designed and normally used for sleeping and living purposes, or the right to the use or possession of the furnishings or the services and accommodations, including breakfast in a bed and breakfast establishment, accompanying the use and possession of such room or rooms, for any period of time, regardless of whether such use and possession is as a lessee, tenant, guest or licensee’.”

The amendment was *rejected*.

Ms. Forry moved that the proposed new text be amended by adding the following section:-

“SECTION XXX. (A) The introductory paragraph of section 4A of chapter 7 of the General Laws is hereby amended by adding the following sentence:-

‘The executive office shall also include an office of access and opportunity.’

(B) Said section 4A of said chapter 7 is hereby amended by inserting after paragraph (e) the following paragraph:-

‘(f) The office of access and opportunity shall be headed by an assistant secretary for access and opportunity who shall be appointed by the secretary with the approval of the governor. The assistant secretary shall be a person who has at least 5 years’ experience in the area of civil rights and/or diversity and inclusion efforts. The office shall (1) promote non-discrimination and equal opportunity in all aspects of executive agency decision-making and operations, including but not limited to, employment activity, procurement activity, policymaking and implementation, and access to executive agency services; (2) review and recommend improvements to executive agency programs, activities, and services to ensure that said programs, activities and services are administered in a non-discriminatory manner; (3) review and recommend improvements to executive agency programs, activities, and services to foster economic opportunity for all persons; and, (4) with the approval of the secretary, take administrative actions, including but not limited to, promulgating administrative bulletins and other policy guidance to promote and ensure nondiscrimination and equal opportunity in the policies, services, programs, and activities of executive agencies. The office shall report annually the results of its effort to the chairs of the joint committee on state administration and regulatory oversight.’”

The amendment was *rejected*.

Ms. Forry, Messrs. Rush, Moore, Timilty and Ross, Ms. Gobi and Mr. Kennedy moved that the proposed new text be amended by adding the following section:-

“SECTION XXX (A) Chapter 94 of the General Law is hereby amended by striking out section 295D and inserting in place thereof the following section:-

(B) Section 295D. Any advertisement of motor fuel other than those required in section 295C shall display the total price including all taxes.”

The amendment was *rejected*.

Mr. Downing moved that the proposed new text be amended by inserting, after section xx, the following section:

“SECTION XX. Notwithstanding any general or special law to the contrary, there shall be a special commission to investigate and study the prospect of divesting the following from fossil fuel companies: the Pension Reserves Investment Trust or the Pension Reserves Investment Management Board charged with managing the pooled investment fund consisting of the assets of the State Employees’ and Teachers’ Retirement Systems as well as the assets of local retirement systems under the control of the board.

The commission shall evaluate the positive impact that divestment may have upon the environment and the fossil fuel industry, weighed against the potential risk that divestment may pose to the Commonwealth’s pension funds and retirees.

The commission shall consist of 11 members: 2 of whom shall be the chairs of the joint committee on public service, who shall co-chair the commission; 1 of whom shall be the secretary of administration and finance, or the secretary’s designee; 1 of whom shall be the treasurer, or the treasurer’s designee; 1 of whom shall be the executive director of the public employee retirement administration commission, or the director’s designee; 1 of whom shall be a member of the Retired State, County and Municipal Employees Association of Massachusetts; 1 member who shall be the house minority leader or a designee; 1 member who shall be the senate minority leader or a designee; 3 of whom shall be private citizens appointed by the co-chairs, based upon the citizens’ expertise in academia, environmental issues, or finance, who shall not be members of any of the 105 contributory retirement systems.

The commission shall consult with experts in the relevant fields and file a report of its recommendations. The report shall include, but not be limited to: (i) an analysis of the current and future environmental impact of fossil fuel companies; (ii) an analysis of the potential environmental and policy benefits derived from divestment; (iii) an estimate of how much risk, if any, will be incurred by divestment, expressed as a percentage of increased volatility; (iv) an analysis of the potential impact that divestment may have on the amortization schedules for the Commonwealth’s pension funds; (v) recommendations on which ‘fossil fuel’ companies should be subject to divestment, including analysis on the possibility of divesting solely from companies dealing directly in coal; (vi) recommendations on potential exceptions to divestment for indirect holdings, particularly regarding exceptions for mutual funds and index funds that may invest in fossil fuel companies; (vii) analysis on the potential impact that divestment may pose to companies and employees based in the Commonwealth; (viii) recommendations on a potential ‘escape clause’ in the legislation providing that pension funds may cease divestment and reinvest in fossil fuel companies if investment loss reaches a certain threshold; (ix) recommendations on effective administration and oversight of divestment.

The commission shall file a report of its recommendations, together with the actuarial analysis, if any, with the clerks of the house and senate, the chairs of the house and senate committee on ways and means and the chairs of the joint committee on public service not later than March 1, 2016.”

The amendment was *rejected*.

Ms. Forry moved that the proposed new text be amended by adding the following section:-

“SECTION XXX. Item 6622-1383 of section 2F of chapter 79 of the acts of 2014 is hereby amended by striking out the words ‘taking into consideration the recommendations of the 2014 South Boston Waterfront Transportation Plan’.

(B) There shall be established an advisory commission to consult on the design and engineering of the transportation

improvements along the south Boston waterfront area of the city of Boston. The commission shall make recommendations as necessary on the expenditure of funds for transportation improvements in the area as provided for in item 6622-1383 of section 2F of chapter 79 of the acts of 2014.

(C) The commission shall consist of 9 members; 1 of whom shall be the senator from the First Suffolk district or a designee; 1 of whom shall be the representative from the Fourth Suffolk district or a designee; 1 of whom shall be a representative of the Boston Transportation Department to be appointed by the mayor of the city of Boston; 1 of whom shall be the Boston city councilor representing district 2 or a designee; the Massachusetts Highway Administrator or a designee who shall serve as chair; the general manager of the Massachusetts Bay Transportation Authority or a designee; the executive director of the Massachusetts Port Authority or a designee; the executive director of the Massachusetts Convention Center Authority or a designee; and the executive director of the Seaport TMA or a designee.

(D) The commission shall conduct its first meeting not more than 60 days after the effective date of the act and shall meet no less than on a quarterly basis for the duration of transportation improvement projects funded through the amounts appropriated in line item 6622-1383 of section 2F of chapter 79 of the acts of 2014. The commission shall consult with relevant federal and state agencies regarding proposed improvements. The commission shall file a report annually with the secretary of administration and finance, the secretary of transportation and the chairs of the joint committee on transportation.”

The amendment was *rejected*.

Messrs. Montigny, Eldridge and Joyce and Mrs. L'Italien moved that the proposed new text be amended by inserting after section ____, the following section:-

“SECTION ____. Section 32B of chapter 63 of the General Laws, as most recently amended by section 125 of chapter 240 of the Acts of 2010, is hereby amended by adding after subsection (c)(3)(iii), the following subsections:

(iv) any member incorporated in a jurisdiction defined herein as a tax haven, including Andorra, Anguilla, Antigua and Barbuda, Aruba, the Bahamas, Bahrain, Barbados, Belize, Bermuda, British Virgin Islands, Cayman Islands, Cook Islands, Cyprus, Dominica, Gibraltar, Grenada, Guernsey-Sark-Alderney, Hong Kong, Isle of Man, Jersey, Liberia, Liechtenstein, Luxembourg, Malta, Mauritius, the Kingdom of the Netherlands, San Marino, Seychelles, Singapore, St. Kitts and Nevis, St. Lucia, St. Vincent and the Grenadines, Switzerland, Turks and Caicos Islands, U.S. Virgin Islands, and Vanuatu.

(v) On a biannual basis, the commissioner shall submit a report to the Legislature. The report shall include recommendations for legislation related to tax haven jurisdictions listed in subsection (c)(3)(iv), including recommendations for additions to or subtractions from the list. This report shall be made available to the public.

(vi) In developing its annual report and for the purposes of this section, the commissioner shall consider a tax haven a jurisdiction that, during the tax year in question has no or nominal effective tax on the relevant income and that meets at least two of the following three criteria:

- a. The income being reported by a member to the suspected tax haven jurisdiction is disproportionately large as compared to the average percentage of property, payroll, and sales factors within that jurisdiction.
- b. The laws, rules, and tax administrative rulings and practices of that jurisdiction encourage the disproportionately large income to be reported in that jurisdiction. Such laws, rules, tax administrative rulings and practices may:
 1. prevent effective exchange of information for tax purposes with other governments on taxpayers benefiting from the tax regime;
 2. lack transparency by having legislative, legal, or administrative provisions that are not open and apparent or are not consistently applied among similarly situated taxpayers, or if the information needed by tax authorities to determine a taxpayer's correct tax liability, such as accounting records and underlying documentation, is not adequately available;
 3. facilitate the establishment of foreign-owned entities without the need for a local substantive presence or prohibit these entities from having any commercial impact on the local economy;
 4. explicitly or implicitly exclude the jurisdiction's resident taxpayers from taking advantage of the tax regime's benefits or prohibit enterprises that benefit from the regime from operating in the jurisdiction's domestic market; or
 5. create a tax regime that is favorable for tax avoidance, based upon an overall assessment of relevant factors, including whether the jurisdiction has a significant untaxed offshore financial and related services sector relative to its overall economy.
- c. The jurisdiction is recognized by experts or is marketed as a tax haven for corporations.

(vii) The commissioner may require the taxable member making a water's-edge election to submit within six (6) months after the taxable member files its federal income tax return a domestic disclosure spreadsheet to provide full disclosure of the income reported to each state for the year, the tax liability for each state, the method used for allocating or apportioning income to the states, and the identity of the water's-edge group and those of its United States affiliated corporations. The commissioner may require the taxable member to disclose the same information for income reported to tax havens as listed in subsection (c)(3)(iv).”

The amendment was *rejected*.

Messrs. Eldridge and Montigny moved that the proposed new text be amended by inserting after section XX, the following section:-

“SECTION XX. Section 38 of chapter 63 of the General Laws, as so appearing, is hereby amended by striking out after the words ‘subsection (l)’ the following:- ‘or a mutual fund service corporation to the extent of its mutual fund sales as described in subsection (m),’; and further amended by striking out in its entirety subsection (m).”

After remarks, the amendment was *rejected*.

Messrs. Tarr, Ross, deMacedo and Fattman and Ms. O'Connor Ives moved that the proposed new text be amended by inserting after section __ the follow new sections:-

“SECTION __. Section 2 of chapter 64H of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking the words ‘6.25 per cent’ and inserting in place thereof the words ‘5.8 per cent’, effective August 1, 2015.

SECTION __. Section 2 of said chapter 64H, as so appearing, is hereby amended by striking the words ‘6.25 per cent’ and inserting in place thereof the words ‘5.4 per cent’, effective August 1, 2016.

SECTION __. Section 2 of said chapter 64H, as so appearing, is hereby amended by striking the words ‘6.25 per cent’ and inserting in place thereof the words ‘5 per cent’, effective August 1, 2017.

SECTION __. Section 2 of Chapter 64I of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by striking the words ‘6.25 per cent’ and inserting in place thereof the words ‘5.8 per cent’, effective August 1, 2015.

SECTION __. Section 2 of said chapter 64I, as so appearing, is hereby amended by striking the words ‘6.25 per cent’ and inserting in place thereof the words ‘5.4 per cent’, effective August 1, 2016.”

SECTION __. Section 2 of said chapter 64I, as so appearing, is hereby amended by striking the words ‘6.25 per cent’ and inserting in place thereof the words ‘5 per cent’, effective August 1, 2017.”

After remarks, the amendment was *rejected*.

Messrs. Tarr, Ross, deMacedo and Fattman moved that the proposed new text be amended by inserting after section __, the following section:-

“SECTION __. Chapter 62 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking Section 4(b) in its entirety and inserting in place thereof the following:-

Section 4(b) “Part B taxable income shall be taxed at the rate of 5.3 per cent for tax years beginning on or after January 1, 2002; provided however that Part B taxable income shall be taxed at:

- 5.1 per cent for the tax year beginning on January 1, 2016; and

- 5.0 per cent for tax years beginning on or after January 1, 2017.

SECTION __. The provisions of section __ will take effect on December 31, 2015.”

After remarks, the amendment was *rejected*.

Messrs. Ross and Timilty moved that the proposed new text be amended by inserting at the end thereof the following section:-

“SECTION XX. Section 148C of Chapter 149 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended in the sixth clause by inserting after the words ‘United States government’ the following phrase:- ‘and Independent Agencies and Constitutional Officers of the Commonwealth of Massachusetts’.”

The amendment was *rejected*.

Messrs. Ross, deMacedo, Tarr and Fattman moved that the proposed new text be amended by inserting at the end thereof the following section:-

“SECTION 1. Section 6 of chapter 62 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting after subsection (r) the following new subsection:-

‘(s) (1) A taxpayer who donates oyster shells to an oyster shell recycling organization shall be eligible for a credit against the taxes imposed by this chapter. The amount of the credit is equal to one dollar per 5 gallon bucket of oyster shells donated.

(2) The credit allowed under this subsection may not exceed the amount of tax imposed by this chapter for the taxable year reduced by the sum of all credits allowable, except tax payment made by or on behalf of the taxpayer.

(3) Any amount of the credit that exceeds the tax due for a taxable year may be carried forward by the taxpayer to any of the 3 subsequent taxable years.

(4) No deduction is allowed for the donation of oyster shells for which a credit is claimed under this section.

(5) To support the credit allowed by this section, the taxpayer shall have available for inspection a certification by the recipient organization stating the number of five gallon buckets of oyster shells donated by the taxpayer for the taxable year in which the credit is claimed.’

SECTION 2. Chapter 63 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting after section 38FF the following section:-

‘Section 38GG. (a) A corporation subject to tax under this chapter that donates oyster shells to an oyster shell recycling organization shall be eligible for a credit against its excise due under this chapter. The amount of the credit is equal to one dollar per 5 gallon bucket of oyster shells donated.

(b) Any amount of the credit that exceeds the tax due for a taxable year may be carried forward by the corporation to any of the 3 subsequent taxable years.

(c) No deduction is allowed for the donation of oyster shells for which a credit is claimed under this section.

(d) The credit allowed in this chapter for any taxable year shall not reduce the excise to less than the amount due under subsection (b) of section 39, section 67 or any other applicable section.

(e) To support the credit allowed by this section, the corporation shall have available for inspection a certification by the recipient organization stating the number of five gallon buckets of oyster shells donated by the taxpayer for the taxable year in which the credit is claimed.’”

The amendment was *rejected*.

Mr. Ross, Ms. Gobi, Messrs. deMacedo, Tarr and Fattman moved that the proposed new text be amended by inserting at the end thereof the following section:-

“SECTION XX. Section 2B of chapter 59 of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by inserting, in line 18, after the words ‘and laws’, the following:-; provided further, that, subject to section 4 of chapter 4, for the purposes of this section, a farmers’ market, as defined by the Massachusetts department of agricultural resources, shall be considered a public purpose.”

After remarks, the amendment was *rejected*.

Messrs. Tarr, deMacedo and Humason moved that the proposed new text be amended by inserting after section __ the following sections :

“SECTION __. Chapter 195 of the acts of 2014 is hereby repealed.

SECTION __. Chapter 395 of the acts of 2014 is hereby repealed”

After debate, the question on adoption of the amendment was determined by a call of the yeas and nays, at two minutes before six o'clock P.M., on motion of Mr. Tarr, as follows, to wit (*yeas 13 — nays 25*) [**Yeas and Nays No. 22**]:

YEAS.

deMacedo, Viriato M.	L'Italien, Barbara
Downing, Benjamin B.	Montigny, Mark C.
Eldridge, James B.	Moore, Michael O.
Fattman, Ryan C.	Ross, Richard J.
Hedlund, Robert L.	Tarr, Bruce E.
Humason, Donald F., Jr.	Welch, James T. – 13 .
Jehlen, Patricia D.	

NAYS.

Barrett, Michael J.	Lesser, Eric P.
Brownsberger, William N.	Lewis, Jason M.
Chandler, Harriette L.	Lovely, Joan B.
Chang-Diaz, Sonia	McGee, Thomas M.
Creem, Cynthia Stone	O'Connor Ives, Kathleen
Donnelly, Kenneth J.	Pacheco, Marc R.
Donoghue, Eileen M.	Petrucelli, Anthony
Flanagan, Jennifer L.	Rodrigues, Michael J.

Forry, Linda Dorcena

Rush, Michael F.

Gobi, Anne M.

Spilka, Karen E.

Joyce, Brian A.

Timilty, James E.

Keenan, John F.

Wolf, Daniel A. – 25.

Kennedy, Thomas P.

ABSENT AND NOT VOTING

DiDomenico, Sal N. – 1.

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

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.

Recess.

There being no objection at eleven minutes past six 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 minutes before eight o'clock P.M., the Senate reassembled, the President in the Chair.

At twenty 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. Subsequently, at nineteen minutes before eight o'clock, P.M., a quorum was declared present.

Orders of the Day.

The Orders of the Day were further considered as follows:

The House Bill making appropriations for the fiscal year two thousand sixteen for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 3401),-- **was considered, the main question being on ordering the bill to a third reading.**

Messrs. Tarr, Ross, deMacedo, Moore, Fattman and Humason moved that the proposed new text be amended by inserting after section __, the following section:

“SECTION __. Chapter 23A of the General Laws, as appearing in 2012 Official Edition, is hereby amended by inserting after section 10B the following section:-
Section 10C.

(a) There is hereby established, at the Technology Transfer Center at the University of Massachusetts, the Commonwealth Student Innovation Center, managed by the President of the University or his designee, and governed by the investment board established in subsection (c) herein.

The purpose of the center shall be to provide students and graduates of Massachusetts institutions of higher learning with the assistance and guidance necessary to develop their product ideas and concepts and to commercialize them in the Commonwealth. Said assistance shall include but not be limited to investment from the fund established in section (b) hereof, forums, technical and legal service, business counseling, mentoring, logistics, planning, and marketing.

The center may be funded by not more than 10% of the fund established in section (b), provided that it may recover and return to said fund reasonable fees to covers some of the costs of its expenses providing assistance, provided, however, that the center shall seek to minimize such fees, and shall seek to maximize its available resources by securing funding and in kind assistance from the federal government, businesses, charitable organizations, private donors, business organizations and others. The center may also generate funding through agreements with student and graduate clients to share in the proceeds of commercialization of

products receiving its assistance.

(b) There shall be established and set upon the books of the commonwealth a separate fund to be known as the student entrepreneurial development and economic investment fund, hereinafter referred to as the student investment fund, to which shall be credited any appropriations, bond proceeds, or other monies authorized by the general court and specifically designated to be credited thereto and additional funds designated for deposit to the student investment fund, including any pension funds, federal grants or loans, or private donations made available to the secretary of economic development. The secretary of economic development shall hold the student investment fund in an account separate from other funds or accounts. Amounts credited to the student investment fund shall be available to the investment board as established in subsection (c) to carry out the purposes of subsection (d).

(c) The investment board shall consist of the following members: the secretary of economic development or his designee, who shall serve as the chairperson of the board; the chairman of the board of higher education or his designee, who shall serve as the vice-chairperson of the board; the president of the Massachusetts technology development corporation, or his designee; the executive director of the office of commercial ventures and intellectual property, or his designee; two private Massachusetts-based investors to be chosen by the chairperson in consultation with the president of the Massachusetts technology development corporation; one student representative selected by the university of Massachusetts representative to the board of higher education; one student representative selected by the state college representative to the board of higher education; and one student representative selected by the community college representative to the board of higher education. The chairman of the board of higher education shall establish a student application program to aid the representatives of the board of higher education in the selection of student members to the board.

Five members of the board shall constitute a quorum and the affirmative vote of five members shall be necessary for any action taken by the board. No vacancy in the membership of the board shall impair the right of a quorum to exercise all the rights and perform all the duties of the board.

(d) The purpose of the student investment fund shall be to provide an opportunity for interested students to gain experience in entrepreneurialism and early-stage business development while fostering an economic environment that will attract students to the commonwealth and forge a relationship between the public higher education system and the Massachusetts business community with the intent of driving economic growth. Funds made available to the student investment board from the student investment fund shall be used for a grant program administered by the board for prototype funding of Massachusetts' student ideas in early development stages; provided however, that the development of such ideas, plans, or business occur within the commonwealth. The secretary of economic development shall promulgate rules regarding the enforcement and penalties for recipients who relocate outside of the commonwealth. The board shall not be limited in the number of grants distributed to students in any one year; provided however, that the total monetary amount of all grants distributed by the board in a fiscal year shall not exceed twenty percent of the fund's first year balance. The board shall hold periodic hearings to allow selected students, who have submitted a statement of interest and initial business plan, the opportunity to present a comprehensive business plan describing characteristics and proprietary positions of the student's product or services; present and future markets for such products or services; potential strategies for the future development and funding of the prototype product or service; a statement of amount, timing and projected use of the capital sought by the student; and a statement of the projected growth in employment or other positive economic impacts. Comprehensive business plans may be written and reviewed in consultation with the Massachusetts technology transfer center at the University of Massachusetts.

(e) The board shall, by January 1 of each year, submit a report of its activities for the preceding fiscal year to the governor, the joint committee on economic development and emerging technologies, and the clerks of the House of Representatives and senate. Each report shall set forth a complete financial statement covering its operation during the year and shall also include any requests for additional appropriations.”.

The amendment was *rejected*.

Messrs. Humason, Tarr, Moore, Rodrigues, Hedlund, Ross, deMacedo and Fattman moved that the proposed new text be amended by inserting after, section xx, the following section:-

“SECTION XX. No employer who violates the provisions of 940 C.M.R. 33.00 as promulgated in accordance with M.G.L c. 148, §148C, prior to December 31, 2015, shall be punishable under paragraphs (1), (2), (4), (6) and (7) of subsection (b) of M.G.L c. 149, §27C(b) and to §150. “

After debate, the question on adoption of the amendment was determined by a call of the yeas and nays, at eight minutes before eight o'clock P.M., on motion of Mr. Humason, as follows, to wit (*yeas 10 — nays 28*) [**Yeas and Nays No. 23**]:

YEAS.

deMacedo, Viriato M.

Humason, Donald F., Jr.

Fattman, Ryan C.

Moore, Michael O.

Flanagan, Jennifer L.

Rodrigues, Michael J.

Gobi, Anne M.

Ross, Richard J.

Hedlund, Robert L.

Tarr, Bruce E. – **10.**

NAYS.

Barrett, Michael J.

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.

Donnelly, Kenneth J.

Montigny, Mark C.

Donoghue, Eileen M.

O'Connor Ives, Kathleen

Downing, Benjamin B.

Pacheco, Marc R.

Eldridge, James B.

Petruccelli, Anthony

Forry, Linda Dorcena

Rush, Michael F.

Jehlen, Patricia D.

Spilka, Karen E.

Joyce, Brian A.

Timilty, James E.

Keenan, John F.

Welch, James T.

Kennedy, Thomas P.

Wolf, Daniel A. – **28.**

ABSENT AND NOT VOTING

DiDomenico, Sal N. – **1.**

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

Mr. Fattman moved that the proposed new text be amended by adding to following new section;
“SECTION XX. (a) There shall be established and set up on the books of the commonwealth a separate fund to be known as the Douglas State Forest Maintenance Trust Fund to be used, without further appropriation, for the long-term preservation, maintenance and public safety of Douglas State Forest in the town of Douglas. Any balance in the fund at the end of the fiscal year shall not revert to the General Fund, but shall remain available for expenditure in subsequent fiscal years. No expenditure

made from the fund shall cause the fund to become deficient at any point during a fiscal year. An annual report to include projects undertaken, expenditures made and income received by the fund shall be submitted to the clerks of the house of representatives and the senate and to the house and senate committees on ways and means not later than October 1 of each year. (b) The department of conservation and recreation shall impose a surcharge of not less than \$1 upon each fee charged and collected from admission to and parking in the Douglas State Forest. The additional monies collected from the surcharge shall be deposited into the Douglas State Forest Maintenance Trust Fund. Expenditures by the trust for public safety may be made available to the town of Douglas's police, fire, ambulance, emergency personnel.” After remarks, the amendment was **adopted**.

Messrs. Fattman, Tarr, deMacedo and Ross moved that the proposed new text be amended by adding the following section XX: “Chapter 65C of the General Laws, as appearing in the 2014 Official Edition, is hereby repealed” After debate, the question on adoption of the amendment was determined by a call of the yeas and nays, at nine minutes past eight o'clock P.M., on motion of Mr. Fattman, as follows, to wit (*yeas 7 — nays 31*) [**Yeas and Nays No. 24**]:

YEAS.

deMacedo, Viriato M.	Ross, Richard J.
Fattman, Ryan C.	Tarr, Bruce E.
Hedlund, Robert L.	Timilty, James E. — 7.
Humason, Donald F., Jr.	

NAYS.

Barrett, Michael J.	Lesser, Eric P.
Brownsberger, William N.	Lewis, Jason M.
Chandler, Harriette L.	L'Italien, Barbara
Chang-Diaz, Sonia	Lovely, Joan B.
Creem, Cynthia Stone	McGee, Thomas M.
Donnelly, Kenneth J.	Montigny, Mark C.
Donoghue, Eileen M.	Moore, Michael O.
Downing, Benjamin B.	O'Connor Ives, Kathleen
Eldridge, James B.	Pacheco, Marc R.
Flanagan, Jennifer L.	Petrucelli, Anthony
Forry, Linda Dorcena	Rodrigues, Michael J.

Gobi, Anne M.

Rush, Michael F.

Jehlen, Patricia D.

Spilka, Karen E.

Joyce, Brian A.

Welch, James T.

Keenan, John F.

Wolf, Daniel A. – 31.

Kennedy, Thomas P.

ABSENT AND NOT VOTING

DiDomenico, Sal N. – 1.

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

Messrs. Humason and Downing moved that the proposed new text be amended by inserting, after section XX, the following section:-

“SECTION XX. Notwithstanding any general or special law to the contrary, the department of public utilities shall require each electric distribution company to refund or give credits to customers impacted by the bill recalculation provision, established in Pricing and Procurement of Default Service, D.T.E. 99-60-A (2000) and D.T.E. 99-60-B (2000), between November 1, 2014 and April 13, 2015.”

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

Mr. Montigny moved that the proposed new text be amended by inserting after section ____, the following section:-

“SECTION _____. (a) mass development in consultation with the secretary of transportation, the secretary of energy and environmental affairs, the seaport advisory council, New Bedford harbor development commission and other appropriate public and private stakeholders shall, not later than December 31, 2015, submit a detailed report for expanding the use of the New Bedford state pier for water-dependent cargo, short sea shipping, marine transportation, cruise facilities, nonwater-dependant uses related to tourism and economic development, potential redevelopment and creation of a mixed use facility to include commercial uses, retail, restaurants, and public event space.

The report shall include an analysis of the following areas:

- (1) Recommendations to expand water dependent uses, public uses and non-water dependent uses, with particular emphasis on increasing public access to the waterfront without significant interference to maritime industries;
- (2) The marketplace for parties who may be interested in redeveloping the pier as a mixed-use facility;
- (3) A breakdown of the current rents paid at the pier, a comparison to current market rates, and any reasons for discrepancies in the amount of rent paid for space;
- (4) An in depth analysis of the redevelopment of other local, state and federal government owned maritime facilities into mixed use facilities while still maintaining a maritime presence, including, but not limited to, consideration of facilities in New York City, Boston, San Francisco, and areas with similar characteristics to the New Bedford state pier;
- (5) Recommendations accompanied by a detailed analysis concerning the future governance of the state pier with possible options to include, without limitation, the feasibility of establishing a port authority structure that includes local and state appointees;
- (6) Revitalizing the pier through the issuance of a request for proposals including a discussion of what should be included in proposals; and
- (7) Information collected pursuant to subparagraph (b) of this section.

(b) In gathering information for report submission pursuant to subparagraph (a) of this section, mass development shall hold at least one community meeting in New Bedford regarding possible approaches for revitalizing the state pier. Such public forum shall be chaired by the state senator from the second Bristol and Plymouth district as well as the state representative from the thirteenth Bristol district. Mass development shall provide adequate notice through public media to residents of New Bedford of a state pier community meeting at least 30 days prior to the meeting.”

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

Mr. Rodrigues moved that the proposed new text be amended by inserting, after section 105, the following section:-

“SECTION 105A. Notwithstanding any general or special law to the contrary, the department of energy resources shall expend an amount not to exceed \$3,000,000 in fiscal year 2016, from the RGGI Auction Trust Fund established in section 35II of chapter

10 of the General Laws for reimbursement to a municipality in which the property tax receipts from an electric generating station including, for the purposes of this clause, payments in lieu of taxes and other compensation specified in an agreement between a municipality and an affected property owner, are reduced due to a reduction in capacity factor, occurring after July 1, 2012, at a dual coal and oil fired facility of at least 50 per cent from the average capacity factor of the previous 10 years, if such action also reduces the commonwealth's greenhouse gas emissions from the electric generator sector under the goals established under chapter 21N of the General Laws; provided, however, that the amount of such reimbursement shall be determined by calculating the difference between the amount of the tax receipts, including payments in lieu of taxes or other compensation paid by the electric generating station in the current tax year and the amount of the tax receipts, including payments in lieu of taxes or other compensation paid by the electric generating station in the year prior to the full or partial decommissioning or other change in operating status of the facility; provided further, that reimbursement shall not be made if, in a tax year, the aggregate amount paid to a municipality by the owner of an electric generating station including, but not limited to, payments in lieu of taxes and other compensation, exceeds the aggregate amount paid to that municipality by that owner in the year prior to the full or partial decommissioning or other change in operating status of the facility; provided, further, that not later than December 31, 2015, a municipality in which the property tax receipts from an electric generating station are reduced due to a reduction in capacity factor, shall submit a report to the joint committee on telecommunications, utilities and energy detailing the need for such reimbursements and the impact of receiving or not receiving such reimbursement on said municipality. Payments from the fund shall be prioritized so that the first payments from the fund shall be made to municipalities under this section."

The amendment was **adopted**.

Messrs. Ross and Moore moved that the proposed new text be amended by inserting at the end thereof the following section:-
"SECTION XX. Section 5 of Chapter 59 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting the following paragraph:-

Fifty-eighth. Notwithstanding other provisions of this chapter or any general or special law to the contrary, upon acceptance of this paragraph by a city or a town, the board of assessors shall annually reduce the property tax on the real property of a person who has reached his sixty-fifth birthday before the fiscal year for which the tax is due, and have lived in the city or town for 25 years or longer, to the amount of tax due on the property in the fiscal year prior to the person reaching age 65, if the person occupies the real estate as his domicile or occupies the same jointly with his spouse."

The amendment was *rejected*.

Ms. Donoghue moved that the proposed new text be amended by inserting at the end thereof the following new section:-
"SECTION XX. Section 12 of chapter 156C, as appearing in the 2010 Official Edition, is hereby amended by striking subsection (d) and inserting in place thereof the following:- (d) The fee for the filing of the certificate of organization required by subsection (a) shall be five hundred dollars. The fee for the filing of the annual report required by subsection (c) shall be five hundred dollars, except as provided in subsection (e). Such fees shall be paid to the state secretary at the time the certificate of organization or the annual report is filed. (e) The fee for the filing of the annual report required by subsection (c) for a limited liability company with 6 employees or fewer shall be two hundred and fifty dollars. Such fees shall be paid to the state secretary at the time the annual report is filed."

The amendment was laid aside as duplicative.

Messrs. Hedlund, Tarr, Ross, Fattman and Humason moved that the proposed new text be amended by adding the following section:-

"SECTION XX. (a) Notwithstanding any general or special law to the contrary, after complying with clause (a) of section 5C of chapter 29 of the General Laws, the comptroller shall dispose of the consolidated net surplus in the budgetary funds for fiscal year 2015 by transferring: (i) \$25,000,000 to the Massachusetts Community Preservation Trust Fund, established by section 9 of chapter 44B of the General Laws; and (ii) the remaining balance to the Commonwealth Stabilization Fund. (b) All transfers pursuant to this section shall be made from the undesignated fund balances in the budgetary funds proportionally from the undesignated fund balances; provided, however, that no such transfer shall cause a deficit in any of the funds."

The amendment was *rejected*.

Messrs. Tarr, Fattman, Rush, Ross, Hedlund, Humason and deMacedo moved that the proposed new text be amended by inserting, after section ____, the following section: -

"SECTION ____. Notwithstanding any general or special law to the contrary, the office of Medicaid shall establish a prospective, global payment pilot program under which Medicaid contracts with risk-bearing provider organizations for the provision and coordination of health care services for their attributed members beginning not later than September 1, 2016; provided, that such risk-bearing provider organizations shall be able to provide coordinated care through the provider's network of primary care providers; provided further, that such providers shall have experience and demonstrated capabilities to provide behavioral health services including psychiatric and substance abuse beds; provided further, that Medicaid shall reimburse such providers on a prospective monthly basis; provided further, that such risk-bearing provider organizations that have obtained a risk certificate or a waiver from the Division of Insurance pursuant to section 3 of chapter 176T shall not be required to obtain additional insurance licensure under chapters 175, 176A, 176B, 176G, 176I or 176J of the General Laws; provided further, that the program shall not go into effect until the division of insurance, in conjunction with other health policy agencies, has promulgated regulations providing for risk certificates or procedures for waivers for such risk-bearing provider organizations."

The amendment was *rejected*.

Messrs. Tarr, deMacedo and Humason moved that the proposed new text be amended by striking in its entirety, the following section:-

“SECTION 73. Notwithstanding any general or special law to the contrary, the formula for application of funds provided in section 35J of chapter 10 of the General Laws shall not apply in fiscal year 2016.”

After remarks, the amendment was *rejected*.

Messrs. Montigny and Eldridge moved that the proposed new text be amended by inserting after section ___ the following section:-

“SECTION __. The inspector general in consultation with the department of revenue shall no later than March 15, 2016, submit to the speaker of the house of representatives, president of the Senate, and chairs of the house and senate committees on ways and means a report regarding:-

(a) the creation of a mandatory sunseting program for the following tax credit programs: (i) the U.S.F.D.A. user fees credit in section 31M of said chapter 63 and subsection (n) of said section 6 of said chapter 62; (ii) the film tax credit in subsection (b) of section 38X of said chapter 63, subsection (l) of said section 6 of said chapter 62 and Subsection (ww) of section 6 of chapter 64H; (iii) the life sciences investment tax credit in section 38U of said chapter 63 and subsection (m) of said section 6 of said chapter 62 (iv) the investment tax credit in section 31A of chapter 63 when claimed by a manufacturing corporation, or a business corporation engaged primarily in research and development, which has been deemed to be such under section 38c or 42b; (v) the medical device tax credit in section 31L of said chapter 63 and section 61/2 of said chapter 62; (vi) the refundable research credit in subsection (j) of section 38M of said chapter 63; and (vii) the economic development incentive program in subsection (g) of said section 6 of said chapter 62 and section 38N of said chapter 63. The report shall include, but not be limited to: (1) an analysis of the economic impact of sunseting each of the commonwealth’s tax credits; (2) recommendations along with a description of the advantages and disadvantages of various legislative or administrative proposals for a tax credit sunseting program; (3) recommendations for the frequency with which tax credits should be subject to review; (4) recommendations for factors to be considered in any possible review of a tax credit program based on metrics commonly employed in economic, or legislative analysis of tax programs nationally; (5) an accounting of the potential costs of reviewing tax credits; (6) an assessment of the institutional capacity available to effectively carry out review of tax credits, and (7) a description and comparison of the policies other states have in place regarding tax credit programs.

(b) an evaluation of the following tax credit programs: (i) the U.S.F.D.A. user fees credit in section 31M of said chapter 63 and subsection (n) of said section 6 of said chapter 62; (ii) the film tax credit in subsection (b) of section 38X of said chapter 63, subsection (l) of said section 6 of said chapter 62 and Subsection (ww) of section 6 of chapter 64H; (iii) the life sciences investment tax credit in section 38U of said chapter 63 and subsection (m) of said section 6 of said chapter 62 (iv) the investment tax credit in section 31A of chapter 63 when claimed by a manufacturing corporation, or a business corporation engaged primarily in research and development, which has been deemed to be such under section 38c or 42b; (v) the medical device tax credit in section 31L of said chapter 63 and section 61/2 of said chapter 62; (vi) the refundable research credit in subsection (j) of section 38M of said chapter 63; and (vii) the economic development incentive program in subsection (g) of said section 6 of said chapter 62 and section 38N of said chapter 63. The report shall include, but not be limited to: (1) Whether the tax incentive is achieving the policy goals and purposes that it was intended to address; (2) the revenue forgone to administer the tax incentive; (3) the benefit derived from the tax incentive; (4) the extent to which the tax incentive is helping residents, businesses, or other entities within the commonwealth; (5) number of jobs created by the tax incentive (if applicable); (6) the impact of transferability and refundability on tax credit effectiveness, including an accounting of the amount of funds lost to the commonwealth and the impact on industry of transferability and refundability, and (7) any other information the subcommittee deems valuable in considering whether or not the tax incentive program achieved its desired public policy outcome.

(c) as part of its analysis the study shall analyze and develop recommendations for effective clawback provisions for present and future economic tax credits which would permit the commonwealth to recoup foregone tax receipts from tax incentive recipients who have failed to achieve or meet stated goals or benchmarks, including but not limited to job creation goals set in the tax credit program. The study should include, but not be limited to, (1) a review of clawback provisions in other jurisdictions, (2) the general economic impact clawback provisions will have on taxpayers, (3) an estimate of how many taxpayers will be affected by a clawback provision, (4) an estimate of how many tax payers who claimed tax credits did not fulfill the stated goals, benchmarks, or conditions of the tax credit award, and (5) an estimate of the number of tax credits and the amount of money that would be subject to clawback for failure to fulfill the stated goals, benchmarks, or conditions of a tax credit award.

(d) The impact of lobbying on the creation of preservation of tax credit programs defined in section 1 of Chapter 62C. The report shall include, but not be limited to: (1) an accounting of the amount of money spent on lobbying for the creation or preservation of tax credit program beginning in the year 2005, (2) a description of the names of all lobbyists working to create or preserve tax credit programs, including any money received for their services and what entity provided such payment since 2005, (3) an accounting of all the entities that have expended money in an effort to preserve or create a tax credit program since 2005, and (4) any other relevant information relating to lobbying for the creation or preservation of tax credit programs.”

The amendment was *rejected*.

Messrs. Tarr, deMacedo, Moore and Humason moved that the proposed new text be amended by inserting after section __, the following section:-

“SECTION __. Section 6 of Chapter 64H of the General Laws is hereby amended in subsection (o) by inserting after the word “sales” in line 202 the words ‘and repairs’, and is hereby further amended by adding after the word ‘equipment’ in line 204 the

words 'including but not limited to nets, dredges, lines, hooks, traps, wires, and any components thereof, and any fish or natural or artificial material to be utilized as bait'."

The amendment was *rejected*.

Messrs. Montigny, Joyce, Moore and Rodrigues moved that the proposed new text be amended by inserting after section 8, the following section:-

"SECTION 8A. Paragraph (b) of section 57A of said chapter 6C, as so appearing, is hereby amended by inserting after the first sentence the following 2 sentences:- For an at-fault accident claim, a minor accident shall be an accident for which the claim payment, exclusive of any deductible, exceeds \$1,000 but is not more than \$5,000 under: (i) property damage liability coverage; (ii) collision coverage; (iii) limited collision coverage; (iv) for accidents occurring on or after January 1, 2006, bodily injury liability coverage if there is neither a surchargeable property damage liability coverage claim nor a surchargeable collision coverage claim; or (v) as a result of an incident with a bodily injury liability coverage claim. For an at-fault accident claim, a major accident shall be an accident for which the claim payment, exclusive of any deductible, exceeds \$5,000 under either (i): property damage liability coverage; (ii) collision coverage; (iii) limited collision coverage; (iv) for accidents occurring on or after January 1, 2006, bodily injury liability coverage if there is neither a surchargeable property damage liability coverage claim nor a surchargeable collision coverage claim; or (v) as a result of an incident with a bodily injury liability coverage claim."

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

Mr. Fattman moved that the proposed new text be amended in section 2, in item 7008-0900, by adding the following: "; provided that not less than \$20,000 be expended for the Southbridge Bicentennial celebration".

The amendment was *rejected*.

Mr. Fattman moved that the proposed new text be amended in section 2, in item 7008-0900, by inserting after the word "commonwealth" the following:-- "provided further, that no more than \$50,000 shall be provided for programs and services at the Milford Youth Center"; and by striking out the figures "\$6,146,956" and inserting in place thereof the figures "\$6,196,956".

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

Mr. Humason moved that the proposed new text be amended in section 2, in item 1599-0026, by adding at the end thereof the following: "provided further, that not less than \$36,000 shall be expended from this item for the purchase of a refueling vehicle for the highway department of the city of Easthampton"; and by striking out the figures "\$8,530,000" and inserting in place thereof the following figure:- "\$8,566,000".

The amendment was **adopted**.

Mr. Joyce moved that the proposed new text be amended in section 2, in item 0526-0100, by adding at the end thereof the following:- "; provided, that not less than \$100,000 be expended for the rehabilitation of the State Theatre in the town of Stoughton"; and by striking out the figure "\$942,145" and inserting in place thereof the following figure:- "\$1,042,145".

The amendment was **adopted**.

Mr. Joyce moved that the proposed new text be amended in section 2, in item 0526-0100, by adding at the end thereof the following:- "; provided further, that not less than \$85,000 be expended for critical safety repairs at the Forbes House Museum in Milton"; and by striking out the figure "\$942,145" and inserting in place thereof the following figure:- "\$1,027,145".

The amendment was **adopted**.

Mr. Joyce moved that the proposed new text be amended in section 2, in item 7000-9401, by adding at the end thereof the following:- "; provided further, that not less than \$55,000 be expended for traffic improvements at the Milton Public Library"; and by striking out the figure "\$9,692,731" and inserting in place thereof the following figure:- "\$9,747,731".

The amendment was **adopted**.

Mr. Keenan moved that the proposed new text be amended by inserting at the end thereof the following two sections:-

"SECTION XX. Section 19 of chapter 32B of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by inserting after subsection (j), the following subsection:-

(k) Notwithstanding any other general or special law to the contrary, agreements reached by an appropriate public authority and the public employee committee under subsection (a) to transfer all subscribers to the commission under subsections (e) and (f), may be modified by further agreement to allow active employees and their dependents to enroll in the dental and vision insurance plan provided by the commission to retirees, surviving spouses and their dependents under subsection (j), with premium contribution ratios and administrative fees for active employees and their dependents to be negotiated by said appropriate public authority and public employee committee. The commission shall provide dental insurance coverage, under its plan for retirees, surviving spouses and their dependents insured under Chapter 32A, to active employees and their dependents who elect the coverage under this subsection, as it so provides health insurance coverage under sections (e) and (f). The commission may charge an administrative fee, which shall not be more than 1 percent of the cost of total dental insurance premiums for the active employees and their dependents who enroll in the dental plan under this section, to be determined by the commission which shall be considered as part of the cost of coverage for purposes of determining the contributions of the political subdivision and its active employees and their dependents to the cost of insurance coverage by the commission.

SECTION XX. Section 23 of said chapter 32B, as appearing in the 2012 Official Edition, is hereby amended by inserting after subsection (i), the following subsection:-

(j) Notwithstanding any other general or special law to the contrary, agreements reached by an appropriate public authority and the public employee committee to transfer all subscribers, for whom the authority provides health insurance coverage, to the commission under this section, may be modified by further agreement to allow active employees and their dependents to enroll in the dental and vision insurance plan provided by the commission to retirees, surviving spouses and their dependents under subsection (i), with premium contribution ratios and administrative fees for active employees and their dependents to be negotiated by said appropriate public authority and public employee committee. The commission shall provide dental insurance coverage, under its plan for retirees, surviving spouses and their dependents insured under Chapter 32A, to active employees and their dependents who elect the coverage under this subsection, as it so provides health insurance coverage under this section. The commission may charge an administrative fee, which shall not be more than 1 percent of the cost of total dental insurance premiums for the active employees and their dependents who enroll in the dental plan under this section, to be determined by the commission which shall be considered as part of the cost of coverage for purposes of determining the contributions of the political subdivision and its active employees and their dependents to the cost of insurance coverage by the commission.”
After remarks, the amendment was *rejected*.

Messrs. Joyce and Kennedy moved that the proposed new text be amended in section 2, in item 7004-0099, by adding at the end thereof the following:- “; provided further, that the town of Easton shall receive no less than \$135,400.00, which shall be expended for the replacement of the roof at the Council on Aging building”.
The amendment was *rejected*.

Mr. Joyce moved that the proposed new text be amended in section 2, in item 7008-0900, by adding at the end thereof the following:- “; provided further, that \$50,000 shall be expended for the celebration of the 250th Anniversary of the founding of the Town of Sharon”.
The amendment was *rejected*.

Mr. Donnelly moved that the proposed new text be amended in section 2, in item 1599-0026, by inserting at the end thereof the following:- “provided further, that the Massachusetts Department of Transportation shall expend up to \$1,100,00 for the replacement of the bridge on Hartwell Avenue spanning the Kiln Brook in Lexington”; and by striking out figures “\$8,530,000” and inserting in place thereof the figures “\$9,630,000”.
The amendment was *rejected*.

Mr. Downing, Ms. Flanagan, Ms. Gobi and Mr. Fattman moved that the proposed new text be amended in section 2, in item 1233-2400, by inserting at the end thereof the following:- “provided, that no less than \$300,000 shall be distributed as supplemental aid to towns in which state-owned land accounts for more than 20 per cent of the town’s overall acreage, provided further, that in determining distributions to communities under this item, the total available supplemental aid shall be multiplied by a fraction, the numerator of which is the amount of state-owned land in said community and the denominator of which is the total amount of state-owned land in all towns that meet the above criteria.”; and by striking out the figure “\$26,770,000” and inserting in place thereof the figure “\$27,070,000”.
The amendment was *rejected*.

Mr. Keenan moved that the proposed new text be amended in section 2, in item 1599-0026, by inserting after the words “National Lancers”, the following:- “; and provided further, that not less than \$100,000 shall be expended for the design and engineering of the Island Grove Bridge, its approaches, and abutments in the town of Abington”; and by striking out the figure “\$8,530,000” and inserting in place thereof the following figure:- “\$8,630,000.”
The amendment was *rejected*.

Messrs. Eldridge, Fattman and Lewis, Mrs. L'Italien, Messrs. Humason and Ross moved that the proposed new text be amended in section 2, in item 7061-0008, by striking out the figures “4,511,882,199” and inserting in place thereof the figures “4,526,408,785”; and
By striking out in section 3 the last sentence of the third paragraph and inserting in place thereof the following:-
“Notwithstanding the provisions of this section, the ‘minimum aid increment’ shall be equal to \$50 multiplied by the district’s foundation enrollment minus the foundation aid increment.”
The amendment was *rejected*.

Ms. O'Connor Ives and Mr. Tarr moved that the proposed new text be amended in section 2, in item 1599-0026, by adding at the end thereof the following:- “provided further, that not less than \$25,000 shall be expended for a public safety grant in the City of Newburyport for additional lighting in Newburyport public parking lots and provided further, that not less than \$50,000 shall be expended for the analysis of the failures associated with the components and installation of the sewer collection and transmission system operated by the City of Newburyport in that city and the Town of Newbury on Plum Island, and the preliminary design of the means and systems necessary to correct such problems so as to promote the consistent, reliable and effective operation of such system, provided that nothing undertaken pursuant to these provisions shall preclude, impede, or otherwise impair efforts to seek recompense from any and all parties responsible for failures of said system. Such analysis shall be completed by December

2015”.

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

Messrs. Ross, deMacedo, Tarr, Fattman and Humason moved that the proposed new text be amended by inserting at the end thereof the following section:-

“Section XX. Section 109A of chapter 54 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting at the end thereof the following section:-

(k) This section shall be contingent upon state appropriation.”

The amendment was *rejected*.

Ms. Donoghue moved that the proposed new text be amended in section 2, in item 7008-0900, by adding at the end thereof the following:- “Provided further, that no less than \$250,000 shall be appropriated as a public safety grant to the city of Lowell for the design, construction and realignment of Tanner Street as part of the overall urban renewal plan of the Ayer’s City Industrial Park region of the City of Lowell”; and by striking out the figure “\$7,500,000” and inserting in place thereof the following figure:- “\$7,750,000”.

The amendment was **adopted**.

Messrs. Hedlund, Moore, Tarr and Ross moved that the proposed new text be amended by adding the following section:-

“SECTION XX. Notwithstanding any general or special law to the contrary, 15 percent of any revenue collected in fiscal year 2016 that is above the original benchmark, as reported by the Department of Revenue, shall be distributed to cities and towns in accordance with the distribution of the balance of the State Lottery Fund, as paid from the General Fund in accordance with clause (c) of the second paragraph of section 35 of chapter 10 of the General Laws. Any funds distributed under this section shall be considered one-time funding, and shall not be considered part of a municipality’s Unrestricted General Government Aid; provided further, the distribution shall in no way constitute a new and continuing funding source for cities and towns.”

After debate, the question on adoption of the amendment was determined by a call of the yeas and nays, at sixteen minutes past nine o'clock P.M., on motion of Mr. Hedlund, as follows, to wit (*yeas 6 — nays 33*) **[Yeas and Nays No. 25]:**

YEAS.

deMacedo, Viriato M.

Humason, Donald F., Jr.

Fattman, Ryan C.

Ross, Richard J.

Hedlund, Robert L.

Tarr, Bruce E. — **6**.

NAYS.

Barrett, Michael J.

Lesser, Eric P.

Brownsberger, William N.

Lewis, Jason M.

Chandler, Harriette L.

L'Italien, Barbara

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.	Petruccelli, Anthony
Flanagan, Jennifer L.	Rodrigues, Michael J.
Forry, Linda Dorcena	Rush, Michael F.
Gobi, Anne M.	Spilka, Karen E.
Jehlen, Patricia D.	Timilty, James E.
Joyce, Brian A.	Welch, James T.
Keenan, John F.	Wolf, Daniel A. – 33.
Kennedy, Thomas P.	

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

Messrs. Hedlund, Moore, Fattman, Tarr, Ross and Humason moved that the proposed new text be amended in section 2, in item 7061-0008, by striking out the figures “4,511,882,199” and inserting in place thereof the figures “4,530,003,747”; and In section 3 by striking out the sentence “The ‘minimum aid increment’ shall be equal to \$25 multiplied by the district's foundation enrollment minus the foundation aid increment.” and inserting in place thereof the sentence: “The minimum aid increment shall be equal to \$50 multiplied by the district's foundation enrollment minus the foundation aid increment.” After debate, the question on adoption of the amendment was determined by a call of the yeas and nays, at twenty-three minutes before ten o'clock P.M., on motion of Mr. Tarr, as follows, to wit (*yeas 8 — nays 31*) [**Yeas and Nays No. 26**]:

YEAS.

deMacedo, Viriato M.	Moore, Michael O.
Fattman, Ryan C.	Ross, Richard J.
Hedlund, Robert L.	Tarr, Bruce E.
Humason, Donald F., Jr.	Timilty, James E. – 8.

NAYS.

Barrett, Michael J.	Kennedy, Thomas P.
Brownsberger, William N.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.

Chang-Diaz, Sonia	L'Italien, Barbara
Creem, Cynthia Stone	Lovely, Joan B.
DiDomenico, Sal N.	McGee, Thomas M.
Donnelly, Kenneth J.	Montigny, Mark C.
Donoghue, Eileen M.	O'Connor Ives, Kathleen
Downing, Benjamin B.	Pacheco, Marc R.
Eldridge, James B.	Petruccelli, Anthony
Flanagan, Jennifer L.	Rodrigues, Michael J.
Forry, Linda Dorcena	Rush, Michael F.
Gobi, Anne M.	Spilka, Karen E.
Jehlen, Patricia D.	Welch, James T.
Joyce, Brian A.	Wolf, Daniel A. – 31.
Keenan, John F.	

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

Ms. Chang-Diaz moved that the proposed new text be amended by inserting, after section __, the following section:-
“SECTION XX.

Section 1 of chapter 443 of the acts of 1990, as amended by chapter 296 of the acts of 1995, is hereby amended by striking out the fourth paragraph and inserting in place thereof the following paragraph:-

The ‘Roxbury Trust Fund Committee’ shall mean a committee with a size, membership, and term length determined by the Trustees in accordance with the Declaration of Trust of the Roxbury Trust Fund Committee Trust (the ‘Trust’), as may be amended from time to time by at least a majority of the Trustees, except that such membership shall include, as ex officio Trustees, the sitting State Senator of the district or his or her designee, the sitting State Representatives of the district or their respective designees, and the sitting Mayor of Boston or his or her respective designee. The ex officio Trustees shall be eligible to vote on amendments to the aforementioned Declaration of Trust, but shall be non-voting Trustees for all other purposes. The Roxbury Trust Fund Committee shall not be prohibited (i) from exercising at any time or times all powers necessary to carry out the purposes of the Trust, such purposes include operating for any charitable, scientific, literary, or educational purpose, nor (ii) from raising, collecting, and expending funds, property, or other assets necessary to support or sustain such purposes.”

The amendment was *rejected*.

Mr. Hedlund, Mrs. L'Italien and Messrs. Fattman and Humason moved that the proposed new text be amended in section 2, in item 1233-2400, by striking out the figures “\$26,770,000” and inserting in place thereof the figures “\$30,300,000”.

After remarks, the amendment was *rejected*.

Ms. Donoghue, Ms. Gobi, Messrs. Moore, Tarr, Timilty, Lesser, Eldridge and Ross, Ms. O'Connor Ives, Mrs. L'Italien and Messrs. Fattman and Humason moved that the proposed new text be amended by inserting at the end thereof the following section:-

“SECTION XX. Subsection (a) of section 3B of chapter 62 of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by inserting at the end thereof the following new paragraph:-

(17) An amount equal to the amount expended in such taxable year for the purchase of an interest in, or contributed in such taxable year to an account in, a prepaid tuition program or college savings program established by the commonwealth or any instrumentality or authority thereof. In the case of a single person or a married person filing a separate return or a head of household, the total amount deducted in such taxable year shall not exceed \$2,500. In the case of a married couple filing a joint return, the total amount deducted in such taxable year shall not exceed \$5,000”.

After debate, the question on adoption of the amendment was determined by a call of the yeas and nays, at sixteen minutes before ten o'clock P.M., on motion of Mr. Tarr, as follows, to wit (*yeas 11 — nays 27*) [**Yeas and Nays No. 27**]:

YEAS.

deMacedo, Viriato M.	Lovely, Joan B.
Donoghue, Eileen M.	Moore, Michael O.
Fattman, Ryan C.	O'Connor Ives, Kathleen
Hedlund, Robert L.	Ross, Richard J.
Humason, Donald F., Jr.	Tarr, Bruce E. — 11.
L'Italien, Barbara	

NAYS.

Barrett, Michael J.	Kennedy, Thomas P.
Brownsberger, William N.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Chang-Diaz, Sonia	McGee, Thomas M.
Creem, Cynthia Stone	Montigny, Mark C.
DiDomenico, Sal N.	Pacheco, Marc R.
Donnelly, Kenneth J.	Petrucelli, Anthony
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. – 27.

Keenan, John F.

ANSWERED “PRESENT”.

Joyce, Brian A. (*present*) – 1.

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

Recess.

At twelve minutes before ten o'clock P.M., the President declared a recess until the following day at ten o'clock A.M.

Wednesday, May 20, 2015
[being the legislative session of Tuesday, May 19, 2015.]
Met at three minutes past ten o'clock A.M.

Distinguished Guests.

There being no objection, during consideration of the Orders of the Day, several guests were recognized as follows:

The President handed the gavel to Ms. Lovely for the purpose of an introduction. Ms. Lovely then introduced, in the rear of the Chamber, students from Danvers High School. The students are members of the Students United for Acceptance, and were accompanied by their teacher Mr. Timothy Jeffries. The Senate welcomed them to the Chamber and they withdrew from the Chamber.

The President handed the gavel to Mr. Hedlund for the purpose of an introduction. Mr. Hedlund then introduced, in the rear of the Chamber, members of the Weymouth Veteran's Council. The members included George Pontes, Warren Smith, Arthur Sharpe and Frank Burke. The Senate welcomed them with applause and the council withdrew from the Chamber.

The President handed the gavel to Ms. Chandler for the purpose of an introduction. Ms. Chandler then introduced, in the rear of the Chamber, a group visiting from Temple Israel in Boston. Among the group were Max Davis, his mother Bryna Davis and Sophie Lewis. They were being recognized as strong advocates for homeless and unaccompanied youth and for having worked closely with legislators and the Massachusetts Coalition for the Homeless on budget and bill priorities related to youth homelessness. They were accompanied by Kelly Turley of the Massachusetts Coalition for the Homeless. The Senate applauded their accomplishments and they withdrew from the Chamber.

There being no objection, at four minutes past ten o'clock A.M., the President declared a recess subject to the call of the Chair; and, at one minute past eleven o'clock A.M., the Senate reassembled, the President in the Chair.

The Senator from Norfolk, Bristol and Middlesex, Mr. Ross, then led the President, members, guests and staff in the recitation of the pledge of allegiance to the flag.

At two minutes past eleven o'clock, A.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. Subsequently, at three minutes past eleven o'clock, A.M., a quorum was declared present.

Orders of the Day.

The Orders of the Day were further considered as follows:

The House Bill making appropriations for the fiscal year two thousand sixteen for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 3401),-- **was considered, the main question being on ordering the bill to a third reading.**

Ms. Gobi, Messrs. Wolf, Downing, Eldridge, Rodrigues and Moore, Ms. Flanagan, Ms. O'Connor Ives, Messrs. Lesser, Tarr and Fattman, Ms. Donoghue, Mr. Ross, Ms. Lovely and Mr. Humason moved that the proposed new text be amended in section 2, in item 7035-0006, by striking out the figure "56,521,000" and inserting in place thereof the following figure:- "59,021,000". After remarks, the question on adoption of the amendment) was determined by a call of the yeas and nays, at eleven minutes past eleven o'clock AM., on motion of Ms. Gobi, as follows, to wit (*yeas 39 — nays 0*) **[Yeas and Nays No. 28]:**

YEAS.

Barrett, Michael J.	Kennedy, Thomas P.
Brownsberger, William N.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Chang-Diaz, Sonia	L'Italien, Barbara
Creem, Cynthia Stone	Lovely, Joan B.
deMacedo, Viriato M.	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.	Petrucelli, Anthony
Fattman, Ryan C.	Rodrigues, Michael J.
Flanagan, Jennifer L.	Ross, Richard J.
Forry, Linda Dorcena	Rush, Michael F.
Gobi, Anne M.	Spilka, Karen E.
Hedlund, Robert L.	Tarr, Bruce E.
Humason, Donald F., Jr.	Timilty, James E.
Jehlen, Patricia D.	Welch, James T.
Joyce, Brian A.	Wolf, Daniel A. — 39.

Keenan, John F.

NAYS – 0.

The yeas and nays having been completed at fourteen minutes past eleven o'clock A.M., the amendment was **adopted**.

Ms. Forry and Messrs. Rush, Timilty, Montigny and Moore moved that the proposed new text be amended in section 2, by inserting after item 1410-0024 the following item:-

“1410-0031 For the cost of establishing a memorial to honor Massachusetts Iraq and Afghanistan Fallen Heroes; provided, that funds shall be made available to the Massachusetts Iraq and Afghanistan Fallen Heroes Memorial Fund, Inc. for programming, design, construction and maintenance; provided further, that nothing in this item shall prohibit the Massachusetts Iraq and Afghanistan Fallen Heroes Memorial Fund, Inc. from raising private funds to promote the establishment of the memorial or encouraging the donation of private funds for the construction and maintenance of the memorial or for any other endeavor the organization so chooses..... \$150,000”; and

By inserting after section 37 the following section:-

“SECTION 37A. Section 2E of chapter 90 of the General Laws, as amended by chapter 78 of the acts of 2014, is hereby further amended by adding the following subsection:-

(e) The registrar shall furnish, upon application, to owners of private passenger motor vehicles distinctive registration plates which shall display on their faces the silhouette of a soldier, a soldier’s cross and a gold star with the words “Honor Their Sacrifice” to honor men and women who have died while in active service in the armed forces of the United States. There shall be a fee of not less than \$50 for the plates in addition to the established registration fee for private passenger motor vehicles, which shall be payable at the time of registration of the vehicle and at each registration renewal of the vehicle. The registrar shall furnish without charge 1 “Honor Their Sacrifice” registration plate for 1 private passenger motor vehicle owned and principally used by parents, children, siblings, grandchildren or spouses of members of the military who died while in active service in the armed forces under conditions other than dishonorable. The portion of the total fee remaining after the deduction of costs directly attributable to the issuance of the plates shall be deposited in a registry-retained revenue account. Of the remaining portion of the fee, (i) 75 per cent shall be directed to the Massachusetts Iraq and Afghanistan Fallen Heroes Memorial Fund, Inc., to be distributed by the fund at its discretion in cooperation with the Iraq and Afghanistan Memorial monitoring committee for the benefit of the programs, design, construction and maintenance of the Massachusetts Iraq and Afghanistan Fallen Heroes Memorial, veterans memorials and fallen heroes memorials throughout the commonwealth; and (ii) 25 per cent shall be directed to the Disabled American Veterans, Dept. of Massachusetts, Inc.”.

The amendment was **adopted**.

Ms. Gobi moved that the proposed new text be amended in section 2, in item 1410-1616, by adding the following:- “; provided further, that \$94,000 be expended for a civil war monument in the town of Barre, MA”.

The amendment was **adopted**.

Ms. Gobi moved that the proposed new text be amended in section 2, in item 1410-1616, by adding the following: “; provided that not less than \$150,000 be expended for the Citizen Soldiers Monument in the Town of Spencer”.

The amendment was **adopted**.

Ms. Gobi moved that the proposed new text be amended in section 2, in item 7008-0900, by adding the following: “; provided further, that \$30,000 shall be expended to the Brimfield Trail Committee for bridge design and restoration”.

The amendment was *rejected*.

Ms. Gobi moved that the proposed new text be amended in section 2, in item 9110-9002, by adding the following: “provided further that not less than \$50,000 shall be expended for the installation of a handicap bathroom at the Winchendon Senior Center in the Town of Winchendon.”; and by striking out the figures “\$11,500,000” and inserting in place thereof the figures “\$11,550,000”.

The amendment was **adopted**.

Ms. Gobi moved that the proposed new text be amended in section 2, in item 7008-0900, by adding the following:- “; provided further, that not less than \$85,000 shall be expended on playground improvements in the town of Templeton”; and by striking out the figures “\$7,500,000” and inserting in place thereof the figures “\$7,585,000”.

The amendment was **adopted**.

Ms. Gobi moved that the proposed new text be amended in section 2, in item 7008-0900, by adding the following:- “; provided further, that not less than \$18,510 shall be expended to support the Monson Bellman in the town of Monson”.

The amendment was *rejected*.

Ms. Gobi moved that the proposed new text be amended in section 2, in item 7008-0900, by adding the following: “; provided further, that not less than \$75,000 shall be expended for the North Quabbin Chamber of Commerce to establish a regional tourism council for the North Quabbin region”; and by striking out the figures “\$7,500,000” and inserting in place thereof the figures “\$7,575,000”.

The amendment was **adopted**.

Messrs. Tarr, Ross, deMacedo, Fattman and Humason moved that the proposed new text be amended by inserting after section __ the following section:-

“SECTION __. Section 9 of Chapter 211D of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting, after subsection (i), the following subsection:-

(j) The clerk of the court shall submit a quarterly report to MassHealth, the department of transitional assistance and the registry of motor vehicles detailing the amount of any unresolved counsel fees owed by persons for whom counsel was appointed under this chapter. Said fees shall be considered by MassHealth and the department of transitional assistance as financial benefits to be repaid pursuant to section 22 of chapter 118E and section 5G of chapter 18. The registry of motor vehicles shall not issue or renew a person's driver's license or motor vehicle registration for any vehicle subsequently purchased by such person until it receives notification from the clerk of the court that the fee has been resolved.”

After remarks, the amendment was *rejected*.

Mr. Rush and Ms. Forry moved that the proposed new text be amended by inserting, after section __, the following section:- “SECTION __. Chapter 221 of the General Laws, as appearing in the 2010 Official Edition, is hereby amended in section 7 by striking out the following words:- ‘of the several counties except Suffolk’.”

The amendment was **adopted**.

Mr. McGee moved that the proposed new text be amended in section 2, in item 0321-2205, by striking out the figure “1,743,627” and inserting in place thereof the figure “1,961,736”.

The amendment was *rejected*.

Messrs. Donnelly and Moore moved that the proposed new text be amended in section 2, in item 0339-1001, by striking out the figures “\$132,000,000” and inserting in place thereof the following figures:- “\$136,507,779”.

After remarks, the amendment was *rejected*.

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

Distinguished Guests.

The President handed the gavel to Mr. Joyce for the purpose of an introduction. Mr. Joyce then recognized Mr. Hyman Levy, a 94 year old World War II Veteran from Milton and his wife Rose.

Mr. Joyce then addressed the Chamber as follows:

This is a special moment about to happen here in the Massachusetts Senate. Tomorrow we are going to have our Memorial Day Celebration where we honor those who sacrificed their lives on behalf of our Country.

Today we have an opportunity to honor an individual who is 94 years young and also has made an extraordinary sacrifice on behalf of our Country. We welcome Hyman Levy, his wife Rose to the Chamber.

Mr. Levy is a 94 year old World War II Veteran from Milton, who served under the leadership of General George Patton. After the US, was attacked, at age 21, Hyman joined the United States Army; was sent to Fort Meade and then Fort Bragg, where he was assigned to the 9th Division 60th Infantry Regiment Company B. He served our Country with distinction, as a machine gunner, while fighting in campaigns throughout North Africa and Sicily. In North Africa he paraded for President Roosevelt, Churchill, Stalin while they planned for the war effort against the Germans and part of that called for sending Hyman Levy and others to Sicily. He had just marched 1000 miles across Africa and fought all the way. He was part of the first wave of attack in North Africa, participating in battles and engaging with the enemy in Casablanca, Kasserine Pass, Manasi Pass and Fondouk Pass before ultimate victory in Tunisia.

Following the victory in North Africa he continued with General Patton to Sicily. While fighting in Sicily in August of 1943, his company sustained heavy casualties. Levy's machine gun nest was struck by a German mortar. He was thrown from the nest, suffering severe shrapnel wounds to his back and a very significant head injury. Following the battle he was transferred to the 51st Station Hospital, they returned him to the United States where he was treated at their Woodrow Wilson Hospital in Virginia and the Cushing Hospital here in Framingham. He received a Bronze Star Medal, a Combat Infantry Badge, a Good Conduct Ribbon and an EAME Ribbon with one Silver Star for his duties in the US Army Tank Automotive and Armaments Command

during World War II. However, he never received the Purple Heart which is given to soldiers injured or killed while serving in the US Military.

Mr. Levy and I share a physician, Dr. John Cronin at Milton Hospital. Dr. Cronin's son Brian is here with us today, he is an attorney in the House Redistricting Office. Dr. Cronin is on a mission in Haiti; but for the past five years Dr. Cronin made it his mission to ensure that Mr. Levy was duly recognized; gathered all the medical documents and excerpts from battle histories related to his service in Sicily, and letters from participants and physicians. This March the Army confirmed what Mr. Levy and Dr. Cronin had known all along; that the injuries he sustained while honorably serving our Country as a member of the greatest generation, entitled him to a Purple Heart. Today, over 70 years later, he will receive that award and we will honor his service and affirm his sacrifice. We have our own Senator Mike Rush, also Naval Lieutenant Commander Mike Rush, who is now going to present the Purple Heart to Hyman Levy, as we were instructed that it should be presented with all due ceremony and recognition of this very significant event.

Senator Rush then presented Mr. Levy with the Purple Heart awarded to Mr. Levy, as follows:

Attention to Orders: The United States of America to all who shall see these present greetings.

This is to certify that the President of the United States of America, has awarded the Purple Heart, established by General George Washington, Newburgh, New York, August 7, 1782, to Private Hyman A. Levy, Army of the United States, for wounds received in action in August 1943, in Italy, given out of my hand and the City of Washington, this 31st day of March 2015, signed by the Adjutant General and Secretary of the Army, John W. McHugh.

Mr. Rush then pinned the Purple Heart on Mr. Hyman Levy.

Mr. Levy addressed the Chamber as follows:

If I had to do it all over again I would do it gladly, because my parents came from Russia and they were treated like dogs. No education, no nothing. Hope I'm not messing up the politicians in this Country. But when it was my brother who I never saw, he was 12½ years old and he was drafted into the Russian Army. The reason he was 12½ years old is because when you are Jewish you become a man at 13. They took him into the Army; she never saw him again. After World War I, Korea was the war Russia wanted again and they got it and they killed my brother. So then my mother came to this county, which is the greatest country in the world. When you clap, mean it, because it is the greatest country in the world, and I just hope that things work out in the world, a little better than it's being worked now. I know it's tough. If you go through history you have half bad years and half good ones, but you have to have bad years to appreciate the good ones. I feel like a politician. Thank you for the reception and I can never forget it as long as I live.

Mr. Levy then signed the guest book and along with his wife Rose, withdrew from the Chamber.

Orders of the Day.

The Orders of the Day were further considered as follows:

The House Bill making appropriations for the fiscal year two thousand sixteen for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 3401),-- **was considered, the main question being on ordering the bill to a third reading.**

Messrs. Brownsberger, Eldridge and Barrett moved that the proposed new text be amended, in section 2, in item 0321-2100, by striking out the figure "1,209,696" and inserting in place thereof the figure "1,374,683".
After remarks, the amendment was **adopted.**

Mr. Brownsberger and Mrs. L'Italien moved that the proposed new text be amended by adding the following sections:-
"SECTION X. Subsection (a) of section 11 of chapter 211D of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by striking out the words, 'for district court cases and children in need of services cases the rate of compensation shall be \$50 per hour; for children and family law cases, care and protection cases,' and inserting in place thereof the following:-
'for district court cases and children in need of services cases the rate of compensation shall be \$55 per hour; for children and family law cases and care and protection cases the rate of compensation shall be \$60 per hour; for'.
SECTION XX. Section X shall take effect on April 1, 2016."
The amendment was *rejected.*

Mr. Brownsberger moved that the proposed new text be amended by inserting after section 104 the following section:-
"SECTION 104A. The members of the permanent commission established in section 6 of chapter 54 of the acts of 2005 to study and analyze the imposition of civil penalties on certain offenses in the commonwealth shall convene not later than September 1, 2015. The commission shall file its annual report detailing its work and findings, including any legislative recommendations not

later than December 31, 2015.”

The amendment was **adopted**.

Mr. Brownsberger and Ms. Creem moved that the proposed new text be amended, in section 2, in item 0321-1500, by striking out the words “25 per cent” and inserting in place thereof the words “15 per cent”.

The amendment was *rejected*.

Mr. Brownsberger moved that the proposed new text be amended in section 2, in item 0322-0100, by striking out the figure “\$12,626,326” and inserting in place thereof the figure “\$13,498,602”.

The amendment was *rejected*.

Messrs. Brownsberger, Eldridge, Lewis, deMacedo, Joyce, Keenan, Rush and Wolf moved that the proposed new text be amended by inserting after section 53 the following 5 sections:-

“SECTION 53A. Section 1 of chapter 185C of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence:- The housing court department, established in section 1 of chapter 211B, shall be composed of: (i) a western division consisting of the municipalities in Berkshire, Franklin, Hampden and Hampshire counties; (ii) a central division consisting of the municipalities in Worcester county and the municipalities of Ashland, Framingham, Hudson, Holliston, Hopkinton, Marlborough, Natick, Sudbury, Wayland and Sherborn; (iii) a northeastern division consisting of the municipalities in Essex county and the municipalities of Acton, Ashby, Ayer, Bedford, Billerica, Boxborough, Burlington, Carlisle, Chelmsford, Concord, Dracut, Dunstable, Everett, Groton, Lexington, Lincoln, Littleton, Lowell, Malden, Maynard, Melrose, North Reading, Pepperell, Reading, Shirley, Stoneham, Stow, Tewksbury, Townsend, Tyngsborough, Wakefield, Waltham, Watertown, Westford, Weston, Wilmington, Winchester and Woburn and the jurisdiction known as Devens established in chapter 498 of the acts of 1993; (iv) a southeastern division consisting of the municipalities in Barnstable, Bristol, Dukes and Nantucket counties and the municipalities of Carver, Duxbury, Halifax, Hanson, Hanover, Hingham, Hull, Kingston, Lakeville, Marion, Marshfield, Mattapoisett, Middleborough, Norwell, Pembroke, Plymouth, Plympton, Rochester, Rockland, Scituate and Wareham; (v) a metro south division consisting of the municipalities in Norfolk county, except Brookline, and the municipalities of Abington, Bridgewater, Brockton, East Bridgewater, West Bridgewater and Whitman; and (vi) an eastern division consisting of the municipalities in Suffolk county and the municipalities of Arlington, Belmont, Brookline, Cambridge, Medford, Newton and Somerville .

SECTION 53B. Section 4 of said chapter 185C, as so appearing, is hereby amended by striking out the second to fifth paragraphs, inclusive, and inserting in the place thereof the following 5 paragraphs:-

The eastern division of the housing court department shall hold at least 1 sitting each week in Suffolk county and at least 1 sitting each week in Middlesex county. The court, with the consent of the chief justice of the trial court, shall also sit in any other courthouse facilities as the chief justice of the housing court department may consider expedient or convenient.

The central division of the housing court department shall hold at least 1 sitting each week in the city of Worcester, at least 1 sitting each week in Middlesex county, at least 1 sitting each week in northern Worcester county and at least 1 sitting each week in Southern Worcester county. The court, with the consent of the chief justice of the trial court, shall also sit in any other courthouse facilities as the chief justice of the housing court department may consider expedient or convenient.

The northeastern division of the housing court department shall hold at least 2 sittings each week in Essex county and at least 2 sittings each week in Middlesex county. The court, with the consent of the chief justice of the trial court, shall also sit in any other courthouse facilities as the chief justice of the housing court department may consider expedient or convenient.

The southeastern division of the housing court department shall hold at least 3 sittings each week in Bristol county, at least 1 sitting each week in Plymouth county and at least 1 sitting each week in Barnstable county. The court, with the consent of the chief justice of the trial court, shall also sit in such other courthouse facilities as the chief justice of the housing court department may consider expedient or convenient.

The metro south division of the housing court department shall hold at least 1 sitting each week in Norfolk county and at least 1 sitting each week in Plymouth county. The court, with the consent of the chief justice of the trial court, shall also sit in any other courthouse facilities as the chief justice of the housing court department may consider expedient or convenient.

SECTION 53C. Section 8 of said chapter 185C, as so appearing, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence:- There shall be 2 justices appointed for the western division, 2 justices appointed for the central division, 2 justices appointed for the northeastern division, 2 justices appointed for the metro south division, 2 justices appointed for the southeastern division, 2 justices appointed for the eastern division and 3 circuit justices who shall sit in any of the divisions as determined by the chief justice of the housing court department.

SECTION 53D. Section 1 of chapter 211B of the General Laws, as so appearing, is hereby amended by striking out, in line 7, the figure ‘378’ and inserting in place thereof the following figure:- 383.

SECTION 53E. Section 2 of said chapter 211B, as so appearing, is hereby amended by striking out, in line 2, the figure ‘10’ and inserting in place thereof the following figure:- 15.”; and

In section 108, by inserting after the figure “37” the following words:- “53A to 53E, inclusive”.

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

Mr. Brownsberger moved that the proposed new text be amended by adding the following section:-

“SECTION XX. Section 87A of Chapter 276 of the General Laws is hereby amended by deleting the second, third, fourth, fifth,

sixth, seventh, eighth, and ninth paragraphs thereof.”
The amendment was *rejected*.

Ms. Chang-Diaz, Messrs. Barrett and McGee, Ms. Forry, Messrs. Brownsberger and Eldridge, Ms. Lovely and Mr. Lewis moved that the proposed new text be amended, in section 2, in item 0940-0100, by striking out the figure “2,898,657” and inserting in place thereof the following figure:- “3,058,237”.
After remarks, the amendment was *rejected*.

Mr. Brownsberger moved that the proposed new text be amended by inserting after section 53 the following 3 sections:-
“SECTION 53A. Section 27A of chapter 221 of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by striking out, in line 10, the word ‘twenty’ and inserting in place thereof the following figure:- 10.
SECTION 53B. Said section 27A of said chapter 221, as so appearing, is hereby further amended by striking out, in line 13, the word ‘twenty’ and inserting in place thereof the following figure:- 10.
SECTION 53C. Said section 27A of said chapter 221, as so appearing, is hereby further amended by striking out, in lines 31 and 32, the words ‘and in the case of a district court, without an order of the standing justice of such district court’.”; and
By inserting after section 104 the following section:-
“SECTION 104A. Notwithstanding any general or special law to the contrary, not later than January 4, 2016, the court administrator of the trial court shall file a report with the chairs of the house and senate committees on ways and means detailing a plan to implement a system to provide civil and criminal case information on the internet to make courts more accessible to the general public which shall identify, without limitation, a timeline with specific targeted dates for implementation and a process to provide the general public with access to basic docket information on active civil and criminal cases. In the development of this plan, the court administrator shall take into consideration the principles provided by the justices of the supreme judicial court in the Policy Statement by the Justices of the Supreme Judicial Court Concerning Publication of Court Case Information on the Web, dated May, 2003, or any successive statement taking into account necessary amendments according to chapter 256 of the acts of 2010.”
After remarks, the amendment was **adopted**.

Messrs. Tarr, Ross, deMacedo, Moore and Humason moved that the proposed new text be amended in section 2, in item 0810-0061, by inserting after the word “Commonwealth” the following:- “, provided that the attorney general shall appoint a Special Prosecutor to seek recovery, and where appropriate, criminal penalties for any and all culpable acts relating to the development, operation and promotion of any and all websites, internet and electronic programs, and exchange programs by the Commonwealth Connector, so called, provided further, that said prosecutor shall collaborate with the Inspector General, the Auditor, the Secretary of Administration and Finance, and any other necessary entities of state government in carrying out these tasks, provided further, that the special prosecutor may refer particular matters to the other divisions of the Office of the Attorney General, and provided further, that said special prosecutor shall file a report, to the extent that it does not interfere with or jeopardize ongoing investigation, summarizing its operations not later than May 15, 2016.”
After debate, the question on adoption of the amendment was determined by a call of the yeas and nays, at twenty-two minutes past twelve o'clock noon, on motion of Mr. Tarr, as follows, to wit (*yeas 8 — nays 31*) [**Yeas and Nays No. 29**]:

YEAS.

deMacedo, Viriato M.	O'Connor Ives, Kathleen
Fattman, Ryan C.	Ross, Richard J.
Hedlund, Robert L.	Tarr, Bruce E.
Humason, Donald F., Jr.	Timilty, James E. — 8 .

NAYS.

Barrett, Michael J.	Kennedy, Thomas P.
Brownsberger, William N.	Lesser, Eric P.

Chandler, Harriette L.	Lewis, Jason M.
Chang-Diaz, Sonia	L'Italien, Barbara
Creem, Cynthia Stone	Lovely, Joan B.
DiDomenico, Sal N.	McGee, Thomas M.
Donnelly, Kenneth J.	Montigny, Mark C.
Donoghue, Eileen M.	Moore, Michael O.
Downing, Benjamin B.	Pacheco, Marc R.
Eldridge, James B.	Petrucelli, Anthony
Flanagan, Jennifer L.	Rodrigues, Michael J.
Forry, Linda Dorcena	Rush, Michael F.
Gobi, Anne M.	Spilka, Karen E.
Jehlen, Patricia D.	Welch, James T.
Joyce, Brian A.	Wolf, Daniel A. – 31.
Keenan, John F.	

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

Ms. Gobi moved that the proposed new text be amended by inserting after section 53 the following 2 sections:-
 “SECTION 53A. Section 10 of chapter 218 of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by striking out, in line 19, the words ‘district court of eastern Hampshire;’.

SECTION 53B. Said section 10 of said chapter 218, as so appearing, is hereby further amended by inserting after the word ‘Middlesex;’ in line 36, the following words:- district court of eastern Hampshire;.”

The amendment was **adopted**.

Ms. Chandler, Mr. Moore and Ms. Gobi moved that the proposed new text be amended, in section 2, in item 0540-2100, by striking out the figure “2,193,347” and inserting in place thereof the following figure:- “2,233,096”.

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

Ms. Creem, Ms. Forry and Messrs. Eldridge, Montigny, Joyce, McGee and Brownsberger moved that the proposed new text be amended, in section 2, in item 0321-1600, by striking out the figure “15,000,000” and inserting in place thereof the following figure:- “17,100,000”.

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

Mr. Brownsberger moved that the proposed new text be amended, in section 2, in item 0339-1001, by striking out the words “that not less than \$130,000 shall be expended for a pre-trial probation pilot program to reduce reliance on pre-trial incarceration; and provided further, that the office shall submit a report no later than March 1, 2016 that shall include, but not be limited to: (i) methods and resources used to research potential pre-trial probation programs; (ii) programs researched for pre-trial probation; (iii) cost analysis of implementing researched programs; and (iv) recommendations for implementation of programs” and

inserting in place thereof “that not less than \$312,500 shall be expended for the research and development of a statistically valid pre-trial 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 courts; provided further, that these funds will be used to develop process documentation, training materials and costs of piloting of its implementation in several divisions of the Trial Court; and provided further, that these funds shall be made available as of April 1, 2016”; and by striking out the figure “\$132,000,000” and inserting in place thereof the figure “\$132,312,500”.

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

Ms. Donoghue, Messrs. Eldridge and Lesser, Ms. Forry and Ms. Lovely moved that the proposed new text be amended, in section 2, in item 0330-0601, by striking out the figure “\$3,229,651” and inserting in place thereof the following figure:- “\$5,000,000”.

The amendment was *rejected*.

Messrs. Wolf, Lesser, Moore, Barrett, Eldridge, Rodrigues, Brownsberger, Lewis and Tarr, Mrs. L'Italien, Mr. Downing, Ms. Gobi, Messrs. Welch, Rush and Montigny, Ms. Lovely, Messrs. Kennedy and Joyce, Ms. Creem and Mr. Humason moved that the proposed new text be amended, in section 2, in item 0640-0300, by striking out the figure “12,000,000” and inserting in place thereof the following figure:- “14,000,000”.

After remarks, the question on adoption of the amendment was determined by a call of the yeas and nays, at twelve minutes before one o'clock P.M., on motion of Mr. Tarr, as follows, to wit (*yeas 39 — nays 0*) [**Yeas and Nays No. 30**]:

YEAS.

Barrett, Michael J.	Kennedy, Thomas P.
Brownsberger, William N.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Chang-Diaz, Sonia	L'Italien, Barbara
Creem, Cynthia Stone	Lovely, Joan B.
deMacedo, Viriato M.	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.	Petrucelli, Anthony
Fattman, Ryan C.	Rodrigues, Michael J.
Flanagan, Jennifer L.	Ross, Richard J.
Forry, Linda Dorcena	Rush, Michael F.

Gobi, Anne M.	Spilka, Karen E.
Hedlund, Robert L.	Tarr, Bruce E.
Humason, Donald F., Jr.	Timilty, James E.
Jehlen, Patricia D.	Welch, James T.
Joyce, Brian A.	Wolf, Daniel A. – 39.
Keenan, John F.	

NAYS – 0.

The yeas and nays having been completed at eight minutes before one o'clock P.M., the amendment was **adopted**.

Mr. Hedlund moved that the proposed new text be amended, in section 2, in item 1599-0026, by adding at the end thereof the following: “provided further, that not less than \$25,000 be expended on memorial markers in the town of Weymouth in honor of the five Congressional Medal of Honor recipients from the town of Weymouth;”; and In section 2E, in item 1595-6368, by adding at the end thereof the following: “provided further, that pursuant to Section 4 of Chapter 270 of the Acts of 2014, the Massachusetts Department of Transportation shall provide a 50% matching grant, up to \$5,000, for a memorial marker at the intermodal center located at the Hingham Shipyard in honor of Congressional Medal of Honor recipient Herbert L. Foss”; and by striking out the figure “\$367,220,340” and inserting in place thereof the following figure:- “\$367,225,340”

The amendment was **adopted**.

Mr. Rush moved that the proposed new text be amended, in section 2, in item 1599-0026, by adding at the end thereof the following:- “, and provided further that not less than \$200,000 shall be expended for the Mother Brook Arts and Community Center in the town of Dedham”; and by striking out the figures “\$8,530,000” and inserting in place thereof the figures “\$8,730,000”.

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

Messrs. Wolf, Moore, Lesser, deMacedo, Brownsberger and Downing and Ms. Gobi moved that the proposed new text be amended, in section 2, in item 7003-1206, by inserting after the words “state service corps grants” the following: “, the Commonwealth Corps program,”; and by striking out the figures “\$900,000” and inserting in place thereof the figures “\$1,400,000”.

The amendment was *rejected*.

Mr. Pacheco in the Chair, Mr. Rush, Ms. Donoghue, Messrs. Lewis, Brownsberger and Eldridge and Ms. Forry moved that the proposed new text be amended, in section 2, in item 7000-9401, by striking out the figure “39.4” and inserting in place thereof the figure:- “40.7”; and by striking out the figures “9,692,731” and inserting in place thereof the figures:- “\$9,883,482”.

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

Ms. Gobi moved that the proposed new text be amended in section 2, in item 7008-0900, by adding the following:- “; provided further, that \$500,000 be expended for capital improvements to the North Brookfield town hall;”.

The amendment was *rejected*.

Recess.

There being no objection at four minutes past one o'clock P.M., at the request of Mr. Tarr, for the purpose of a minority caucus, the Chair ((Mr. Pacheco) declared a recess; and, at sixteen minutes before three o'clock P.M., the Senate reassembled, the President in the Chair.

Communication.

The Clerk read the following communication:

THE COMMONWEALTH OF MASSACHUSETTS
MASSACHUSETTS SENATE

May 20, 2015

William F. Welch, Senate Clerk
Office of the Clerk of the Senate
State House, Room 335
Boston, MA 02133

Dear Mr. Clerk:

Unfortunately, I was unable to be present in the Senate Chamber for three roll call votes taken on May 19, 2015, on amendments to the FY2016 Budget. Had I been present, I would have voted in the negative on the adoption of Amendment 55, Amendment 15, and Amendment 12.

Sincerely,
SAL N. DIDOMENICO
Middlesex and Suffolk District

On motion of Ms. Donoghue, the above communication was ordered printed in the Journal of the Senate.

Orders of the Day.

The Orders of the Day were further considered as follows:

The House Bill making appropriations for the fiscal year two thousand sixteen for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 3401),-- **was considered, the main question being on ordering the bill to a third reading.**

Mr. Rodrigues and Ms. Lovely moved that the proposed new text be amended in section 2, in item 0526-0100, by inserting at the end thereof the following: - “; provided, the commission shall maintain on its website an easily searchable and regularly updated list of all summary of the notices submitted as of January 1, 2015, including but not limited to, a record of each determination and any recommendations made by the commission pursuant to section 27C of chapter 9 of the general laws by the first of each month starting the effective date of this act”.

After remarks, the amendment was *rejected*.

Ms. Flanagan and Messrs. Eldridge, Brownsberger and Kennedy moved that the proposed new text be amended by inserting after item 7000-9506 the following item:-

“7000-9508 For the Massachusetts Center for the Book, Inc., chartered as the Commonwealth Affiliate of the Center for the Book in the Library of Congress; provided, that the Massachusetts Center for the Book, Inc. shall continue its work as a public-private partnership..... \$200,000”.

The amendment was *rejected*.

Mr. Humason, Ms. Flanagan, Mr. Welch, Ms. Gobi and Messrs. deMacedo, Tarr, Ross and Fattman moved that the proposed new text be amended in section 2, in item 7000-9501, by inserting at the end thereof the following: “provided further that \$29,000 shall be distributed equally between the public libraries located in the towns of Granville, Russell, Southwick, Tolland, and Montgomery”; and by striking out the figure “9,000,000” and inserting in place thereof the following figure:- “\$9,029,000”.

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

Messrs. Keenan and Eldridge and Ms. Lovely moved that the proposed new text be amended by inserting the following section:-
“SECTION __. Section 14 of Chapter 176O of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by striking subsection (f) and inserting in place thereof the following subsection:-

(f) No health care provider nor any agent or employee thereof, shall provide information relative to unpaid charges for health care services to a consumer reporting agency, as defined by section 50 of chapter 93, while an internal or external review under this section is pending, or for 30 days following the resolution of such a grievance. No health care provider nor any agent or employee thereof, including a debt collector as defined by section 24 of chapter 93, shall initiate debt collection activities relative to unpaid charges for health care services while an internal or external review under this section is pending, or for 30 days following the resolution of such a grievance.”

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

Messrs. McGee and deMacedo moved that the proposed new text be amended in section 2, in item 0920-0300, by striking the figure "1,459,594" and inserting in place thereof the following figure "1,536,196".

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

Messrs. Fattman, deMacedo, Tarr and Ross moved that the proposed new text be amended in section 2, in item 7003-1206, by striking out the figure "\$900,000" and inserting in place thereof the following:- "\$1,350,000"; and by striking "provided, that not less than \$50,000 shall be expended to CONNECT, a financial opportunity center in the city of Chelsea".

The amendment was *rejected*.

Messrs. Joyce and Ross moved that the proposed new text be amended by inserting, after section ___, the following section:-
"SECTION ___. Chapter 29 of the General Laws is hereby amended by inserting after Section 71 following section:-

SECTION 72. Massachusetts Economic and Financial Advisory Council

(a) There shall be within the executive office for administration and finance, but not subject to its supervision or control, the Massachusetts Economic and Financial Advisory Council, hereinafter referred to as MEFAC. MEFAC shall consist of the following members: the secretary of administration and finance or his designee, who shall chair the committee; the treasurer or his designee; 1 individual appointed by the governor who shall be a representative of the public sector of the economy; 1 individual appointed by the governor who shall be a representative of the private sector of the economy; 1 individual appointed by the treasurer; 1 individual appointed by the state comptroller; 1 individual appointed by the senate president; and 1 individual appointed by the speaker of the house of representatives. Each appointed member shall serve terms established by the appointing authority, but not longer than 4 years. Each appointed individual may serve a second or subsequent term, and each appointed individual may continue to serve after the individual's term expires if desired by the appointing authority.

(b) The council's mission will be to advise the administration and legislature regarding the commonwealth's operating and capital budgets, based on non-partisan and objective revenue and expenditure estimates and projections.

(c) The council shall:

(1) Meet on a regular basis as determined by the chairperson;

(2) Serve in a general advisory capacity to the governor and the general court;

(3) Advise the governor and the general court of the overall financial condition of the Commonwealth of Massachusetts;

(4) Advise the governor and the general court of current and projected economic conditions and trends, particularly as they affect the commonwealth of Massachusetts;

(5) Submit to the governor, and the general court, not later than the 25th day of September, December, March, April and May, and the 20th day of June, estimates as follows:

(i) General Fund and Transportation Trust Fund revenue by major categories for the current fiscal year;

(ii) General Fund and Transportation Trust Fund revenue by major categories for the succeeding two fiscal years;

(iii) General Fund and Transportation Trust Fund expenditures for the current fiscal year;

(iv) General Fund and Transportation Trust Fund expenditures for the succeeding two fiscal years.

(6) Submit to the Governor and the General Court, not later than the 1st day of October, estimates as follows:

(i) General Fund and Transportation Trust Fund revenue by major categories for the current fiscal year and the succeeding four fiscal years;

(ii) General Fund and Transportation Trust Fund expenditures by major categories for the current fiscal year and the succeeding four fiscal years;

(7) Advise the governor and the general court on the tax policy of the Commonwealth;

(8) Perform the responsibilities imposed upon it by the Massachusetts General Laws with respect to statutory limits on the commonwealth of Massachusetts' indebtedness, and otherwise advise the governor and the general court on the issuance of debt by the commonwealth; and

(9) Undertake an education process for itself and for the public at large concerning the financial condition of the commonwealth of Massachusetts and the issues involved therein.

(d) The MEFAC estimates required by subparagraph 3(e) of this act shall constitute the governor's revenue estimates in compliance with Section 5B of Chapter 29 of the Massachusetts General Laws, provided all information required by said Section 5B of Chapter 29 of the Massachusetts General Laws are included therein.

(e) All state agencies shall cooperate in providing data and assistance to MEFAC, including, but not limited to, statistics, reports, projections and testimony, as requested by the chairperson of MEFAC.

(f) The executive office of administration and finance and such other state agencies as deemed appropriate and approved by the secretary of administration and finance, shall provide such staff and financial support to the activities of MEFAC."

The amendment was *rejected*.

Messrs. McGee and deMacedo moved that the proposed new text be amended by inserting at the end thereof the following sections:-

"SECTION 29A: Chapter 32A of the General Laws, as appearing in the 2012 Official Edition, is hereby amended as follows:

(a) Section 5 of said chapter 32A, as so appearing in the 2012 Official Edition, is hereby amended by striking out in lines 1, 2, 24 and 25, the word 'five', and inserting in place thereof, in each instance, the word:- ten.

(b) Section 6 of said chapter 32A, as so appearing, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence:- The amount of group life insurance on each employee shall be ten thousand dollars, and the amount of group accidental death and dismemberment insurance on each employee shall be ten thousand dollars, except that

those employees desiring to elect optional coverage in excess of ten thousand dollars group life insurance and ten thousand dollars group accidental death and dismemberment insurance may do so as provided in section ten A.

(c) The first paragraph of section 10 of said chapter 32A, as so appearing, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence:- The commission shall require that, upon retirement of an employee, the policy or policies of insurance as set forth in section six, except the optional group life insurance referred to therein, shall provide that the ten thousand dollars of group life insurance, the ten thousand dollars of group accidental death and dismemberment insurance and the group general or blanket insurance providing hospital, surgical, medical, dental and other health insurance, as provided under sections five and ten C, as may be applicable, shall be continued, provided said retiree makes application to the commission on a form prescribed by the rules and regulations of the commission.

SECTION 29B: The provisions in section 29A of this act shall apply to any policy or policies in effect on or after July 1, 2016.”
The amendment was *rejected*.

Mr. deMacedo moved that the proposed new text be amended in section 2, in item 1599-0026, by adding the following:— “; provided, further, that no less than \$125,000 be expended to the town of Plymouth for revising and updating its Radiological Response and Recovery Plan”; and by striking out the figure “\$8,530,000” and inserting in place there of “\$8,655,000”.

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

Mr. deMacedo, Ms. Chang-Diaz, Messrs. Hedlund, Brownsberger and Lesser, Ms. Forry and Messrs. Welch, Tarr, Ross, Fattman, Moore and Montigny moved that the proposed new text be amended in section 2, in item 0940-0102 by striking out the figure “140,000” and inserting in place thereof the following figure:- “240,000”.

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

Messrs. deMacedo, Hedlund, McGee, Brownsberger, Lesser and Welch, Ms. Chang-Diaz and Messrs. Tarr, Ross, Fattman, Moore and Humason moved that the proposed new text be amended by striking out item 0940-0101, and inserting in place thereof the following item:-

“0940-0101 The Massachusetts commission against discrimination may expend not more than \$2,468,911 from federal reimbursements received in fiscal year 2016 and prior fiscal years for the purposes of the United States Department of Housing and Urban Development fair housing programs and the equal opportunity resolution contract program; provided, that notwithstanding any general or special law to the contrary, for the purposes of accommodating 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..... \$2,468,911”.

After remarks, the amendment was *rejected*.

Messrs. Welch and Joyce moved that the proposed new text be amended in section 2, by inserting, after item 1599-7770, the following item:-

“xxxx-xxxx For a reserve to be administered by the health policy commission in consultation with the department of public health; provided, that not less than \$500,000 shall be expended to develop a pilot program to implement a fully integrated model of post-natal supports for families with substance exposed newborns, integrating obstetrics and gynecology, pediatrics, behavioral health, social work, and social service providers to provide full family care; provided further, that the commission shall implement the program to provide care for substance exposed newborns and their families at up to three regional sites in the commonwealth to be selected by the commission through a competitive process in which applicants demonstrate community need and the capacity to implement the integrated model; provided further, that in developing the program, the commission shall consider evidence-based practices from successful programs implemented locally, nationally, or internationally and shall consult with the department of public health and the department of children and families; provided further, that not less than \$100,000 shall be expended to develop a training and technical assistance program to improve and expand the capacity and ability of primary care providers, including but not limited to providers seeking certification as patient centered medical homes, to prescribe Narcan to prevent deaths by opioid overdose in every county of the commonwealth; provided further, that the program shall include training of primary care providers in prescribing Narcan and educating family members of individuals struggling with opioid misuse or addiction about Narcan and its use; provided further, that providers who participate in said training may receive a supply of Narcan for use in their practices; provided further, that the commission shall report to the joint committee on mental health and substance abuse and the house and senate committees on ways and means not later than 12 months following completion of the pilot program and the training and technical assistance program on the results of the programs, including their effectiveness, efficiency, and sustainability; and provided further, that funds appropriated in this item shall not revert and shall be available for expenditure through June 30, 2017..... \$600,000”.

The amendment was *rejected*.

Messrs. Welch, Tarr and Lewis moved that the proposed new text be amended by inserting, after section 110, the following section:-

“SECTION XX. Chapter 6D of the General Laws is hereby amended by inserting after Section 18 the following section:-
Section 19. (a) The health policy commission shall implement a one-year regional pilot program to further the development and utilization of telemedicine in the commonwealth. The program shall (i) take into consideration the previously established regions used in prior health policy commission analyses; (ii) incentivize the use of community-based providers and the delivery of patient

care in a community setting; and (iii) facilitate collaboration between participating community providers and teaching hospitals. The commission shall consider existing federal and state regulations in the development of the program. The commission may direct no more than \$500,000 from the distressed hospital trust fund, established in section 2GGGG of chapter 29 of the General Laws, to fund the implementation of the pilot program.

(b) At the conclusion of the pilot program, the commission shall evaluate the success of the program, including but not limited to: (i) cost savings; (ii) patient satisfaction; (iii) patient flow; and (iv) quality of care. The commission shall make appropriate policy recommendations to the legislature based on their findings.”

The amendment was *rejected*.

Mr. Welch moved that the proposed new text be amended in section 2, in item 1108-5400, by adding, after the words “such premiums” the following:- “; provided, that the commission may bill municipalities for these premiums on a regular basis, rather than through the assessment process set forth in section 12 of chapter 32A of the General Laws”.

The amendment was *rejected*.

Messrs. Tarr, Ross, deMacedo, Fattman and Humason moved that the proposed new text be amended by inserting, after section __, the following section:-

“SECTION __. Chapter 11 of the General Laws as appearing in the 2014 Official Edition, is hereby amended by inserting after section 12 the following section:-

Section 12A. The state auditor shall conduct an annual audit of credit cards issued on behalf of any state agency. The audit shall include, but not be limited to, the number of credit cards issued by each agency; an accounting of credit cards issued to agency employees, be they actively employed or formerly employed by the agency; and the aggregate monetary amount of credit card transactions per agency. The completed audit shall be filed with the clerks of the senate and the house of representatives no later than December 31, 2016.”

After remarks, the amendment was *rejected*.

Mr. deMacedo moved that the proposed new text be amended in section 2, in item 1599-0026, by adding the following:- ”; provided further, that not less than \$100,000 shall be expended to the police department of the town of Plymouth for the creation of a street crime unit with the mission of disrupting and dismantling street level drug trade;”.

After remarks, the amendment was *rejected*.

Mr. Timilty moved that the proposed new text be amended by inserting the following section:-

“SECTION XX: Section 6 of chapter 32A is hereby further amended by inserting at the end thereof the following new paragraph:-

The commission shall establish a health reimbursement arrangement for retired state employees whose pension benefit is less than the average pension benefit for members of the state retirement system, as reported in the most recent state retirement system actuarial valuation report by the public employee retirement administration commission. The commonwealth shall deposit its share of the federal subsidies, that it receives from the retiree drug subsidy program under the Medicare Prescription Drug, Improvement and Modernization Act of 2003 (P.L. 108-173), into the health reimbursement arrangement established by the commission. The commission may expend amounts in the health reimbursement arrangement to reimburse a retired state employee, whose pension benefit is less than the amount set forth above, for deductibles and copayments they have paid in a fiscal year for covered services that exceed maximum amounts determined by the commission; provided, however, that the health reimbursement arrangement shall not reimburse for deductibles and copayments that exceed the maximum amounts of deductibles and copayments for covered services in the active plans being provided by the commission. The commission may expend amounts in the health reimbursement arrangement for the costs of administering the arrangement.”

After remarks, the amendment was *rejected*.

Mr. McGee moved that the proposed new text be amended by striking section 28 in its entirety.

The amendment was *rejected*.

Ms. Creem moved that the proposed new text be amended in section 2, by inserting after item 1599-1977 the following item:- “1599-2003 For the purpose of funding the Uniform Law Commission; provided, that prior fiscal year payments may be payable from this appropriation..... \$70,000”.

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

Messrs. deMacedo and Tarr moved that the proposed new text be amended in section 2, in item 1790-0300, by inserting after the word “system” the following words:- “; and provided further, that any unspent balance at the close of fiscal year 2016 shall remain in the account and may be expended for the item in fiscal year 2017”.

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

Messrs. Eldridge, Montigny and Lewis, Ms. O'Connor Ives and Ms. Chang-Diaz moved that the proposed new text be amended by inserting after section XX, the following section:-

“SECTION XX. Section 21 of chapter 62C of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by inserting in subsection (b), after paragraph (27), the following new paragraph:-

(28) notwithstanding any special or general law to the contrary, including without limitation section 12 of chapter 11 and section 20 of chapter 62C, the state auditor's access to tax returns and related documents, but excluding information provided to the commonwealth by other federal and state tax agencies where such access is precluded by law or agreement, necessary for the audit of tax expenditures, as defined by section 1 of chapter 29 of the General Laws, provided that the identity of any specific taxpayer, any audit workpapers associated with any specific taxpayer, and any tax return or document filed by a specific taxpayer, except as provided under section 89 of chapter 62C, shall be deemed to be confidential information and not a public record, shall not be included in any published audit report, and shall be maintained as confidential information in accordance with government auditing standards as established by the Comptroller General of the United States, and provided further that any such audit shall be conducted for the sole purposes of evaluating the performance of particular tax expenditures and the oversight of tax expenditures by agencies responsible for such oversight, and not for the purpose of auditing any specific taxpayer." The amendment was *rejected*.

Ms. Lovely moved that the proposed new text be amended in section 2, in item 0910-0300, by striking out the figure "\$350,000" and inserting in place thereof the following figure:- "\$400,000". The amendment was *rejected*.

Mr. Welch, Ms. Gobi and Messrs. Lesser and Humason moved that the proposed new text be amended in section 2, in item 0540-1200, by striking the figure "\$1,752,598" and inserting in place thereof the following figure:- "\$1,767,667". The amendment was *rejected*.

Mr. Keenan moved that the proposed new text be amended by inserting the following two new sections:-
"SECTION __. Chapter 12C of the General Laws is hereby amended by inserting the following section:-
Section 23. The Center shall annually prepare a public health program beneficiary employer report. For the purposes of this section, a 'public health program beneficiary' shall mean a person who receives medical assistance or medical benefits, or who receives assistance through the health safety net trust fund, under chapter 118E of the General Laws.
The report shall provide the following information for each employer of 50 or more public health program beneficiaries: (1) The name and address of the employer; (2) the number of public health program beneficiaries who are employees of the employer; (3) the number of public health program beneficiaries who are spouses or dependents of employees of the employer; (4) whether the employer offers health benefits to its employees; and (5) the cost to the Commonwealth of providing public health program benefits for their employees and enrolled dependents. The report shall not include the names of any individual public health access program beneficiaries and shall be subject to privacy standards pursuant to Public Law 104-191, and the Health Insurance Portability and Accountability Act of 1996.
The report shall be submitted annually on February 1 to the clerks of the house and the senate, to the joint committee on health care financing, and to the house and senate committees on ways and means.
SECTION __. Section 3 of Chapter 62E of the General Laws is hereby amended by striking 'and' immediately preceding '(3) for purposes of administering the tax laws and the child support enforcement program of the commonwealth' and inserting after '(3) for purposes of administering the tax laws and the child support enforcement program of the commonwealth' the following new subparagraph:-
(4) for the purpose of assisting the center for health information and analysis in preparing a public health program beneficiary employer report."
After remarks, the amendment was *rejected*.

Mr. Eldridge moved that the proposed new text be amended in section 2, in item 1120-4005, by striking the figures "861,925" and inserting in place thereof the following figures:- "882,583". The amendment was *rejected*.

Mr. Kennedy moved that the proposed new text be amended by inserting after section 31 the following 2 sections: -
"SECTION 31A. Section 28 of chapter 53 of the General Laws, as so appearing, is hereby amended by inserting after the first sentence the following sentence:- When a religious holiday falls on or immediately before the second Tuesday in September in an even-numbered year, the state primary shall be held on a date set by the state secretary within 7 days of the second Tuesday in September. The state secretary shall publish the date change of the state primary not later than February 1 of that year by: providing notice of the change to the state parties; filing notice with the state publications and regulations division; posting the information on the website of the state secretary; and any other means necessary to ensure proper notification.
SECTION 31B. Section 103P of chapter 54 of the General Laws, as so appearing, is hereby amended by adding the following paragraph:-
Notwithstanding any provision of this section to the contrary, if the day fixed by a city or town for holding a preliminary or primary election falls on a religious holiday and impairs the rights of voters as determined by the state secretary, the city or town shall change the date of the election so as to protect the rights of voters."
After remarks, the amendment was **adopted**.

Mr. Kennedy moved that the proposed new text be amended in section 2, by inserting after item 4120-4000 the following item: "xxxx-xxxx For Living Independently for Equality, Inc. of Brockton.....\$30,000". The amendment was **adopted**.

Messrs. Barrett and Eldridge and Mrs. L'Italien moved that the proposed new text be amended in section 2, in item 0610-0010, by adding at the end thereof the following:- "provided, that \$60,000 shall be expended for Budget Buddies, Inc. in the town of Chelmsford to operate a program that mentors and teaches financial literacy to low-income women"; and by striking out the figure "\$350,000" and inserting in place thereof the figure "\$410,000".

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

Messrs. Eldridge, Montigny and Lewis, Ms. O'Connor Ives and Mr. Ross moved that the proposed new text be amended by inserting the text of Senate document numbered 1938, relative to transparency in economic development.

The amendment was *rejected*.

Ms. Chandler moved that the proposed new text be amended by inserting after section 28 the following section:

"SECTION 28A. Section 6D of chapter 30A of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by adding the following paragraph:-

Each executive office shall publish on its website a list of statutes passed in the previous 24 months for which regulations are required and for which regulations have not been adopted, identifying the session law in which the statutory authority was passed and containing a brief statement as to the agency's plan to adopt the regulations. Semi-annually, the plan shall be updated on the website and filed with the clerks of the house of representatives and the senate and the chairs of the joint committee on state administration and regulatory oversight."

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

Ms. Chandler in the Chair, Mr. Eldridge, Ms. Flanagan, Messrs. Rodrigues and Kennedy, Ms. O'Connor Ives, Ms. Donoghue, Messrs. Tarr, McGee, Lewis, Moore and Downing, Ms. Lovely, Ms. Gobi and Messrs. Humason, Barrett and Pacheco moved that the proposed new text be amended in section 2, in item 1599-0026, by inserting the following:- "; provided further, that not less than \$2,800,000 shall be expended to fund the District Local Technical Assistance Fund, including projects that encourage regionalization, to be administered by the division of local services and distributed through the District Local Technical Assistance Fund, established in section 2XXX of chapter 29 of the General Laws"; and by striking the figures "8,530,000" and inserting in place thereof the following figures:- "11,330,000".

The amendment was *rejected*.

Mr. Kennedy moved that the proposed new text be amended by inserting, after section __, the following section: -

"SECTION ____. Section 1 of chapter 50 of the General Laws is hereby amended by striking the definition of 'Political designation' and replacing with the following:-

'Political designation' shall apply to any designation required in section 8 of chapter 53, expressed in not more than three words, which a candidate for nomination under section 6 of chapter 53 represents, and to any designation expressed in not more than three words to qualify a political party under this section, filed by five hundred registered voters with the secretary of state on a form provided by him or her, requesting that such voters, and any others wishing to do so, may change their registration to such designation, provided however, that the designation 'Independent' shall not be used. Certificates showing that each of the signers of said request is a registered voter at the stated address, signed by the city or town clerk shall accompany the petition. Any such request filed before December first in the year of a biennial state election shall not be effective until said December first. If, after the expiration of two years from the date the political designation is approved, there are fewer than one quarter of one percent of the total number of registered voters enrolled in the designation, it shall be dissolved and any such voters enrolled shall be registered as 'unenrolled'."

After remarks, the amendment was *rejected*.

Messrs. Ross, deMacedo, Montigny, Tarr, Fattman and Humason moved that the proposed new text be amended by inserting at the end thereof the following section:-

"SECTION XX. Section 23 of chapter 32 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended in subsection (f) by inserting after the word 'board.' the following words:- 'The PRIM board shall approve all salary adjustments and bonus awards of the executive director. Any salary increase or bonus award of the executive director must receive unanimous approval of the PRIM board.'"

After remarks, the amendment was *rejected*.

Mr. Petruccelli moved that the proposed new text be amended in section 2 by inserting after item 1599-3384 the following item:

"1599-3765 For a reserve to reimburse municipalities' share of costs related to the extreme or severe weather events, including tornadoes, in July 2014; provided, that municipalities shall first submit a plan to the secretary of administration and finance on how the funds will be used; and provided, further the comptroller shall transfer funds made available in this term to municipalities for this purpose upon the written request of the secretary of administration and finance..... \$750,000".

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

Messrs. Petruccelli, McGee and Lesser moved that the proposed new text be amended in section 2 by inserting after item, 1599-7770 by adding the following item:

"xxxx-xxxx For a reserve for the Massachusetts Port Authority to encourage tourism and travel from Israel, the Middle East and

Asia to the commonwealth using direct flights to Logan International Airport.....
\$700,000”.

After remarks, the question on adoption of the amendment) was determined by a call of the yeas and nays, at eleven minutes before four o'clock P.M., on motion of Mr. Petruccelli, as follows, to wit (*yeas 30 — nays 7*) **[Yeas and Nays No. 31]**:

YEAS.

Barrett, Michael J.	Lesser, Eric P.
Brownsberger, William N.	Lewis, Jason M.
Chandler, Harriette L.	L'Italien, Barbara
Creem, Cynthia Stone	Lovely, Joan B.
deMacedo, Viriato M.	McGee, Thomas M.
DiDomenico, Sal N.	Moore, Michael O.
Donnelly, Kenneth J.	O'Connor Ives, Kathleen
Donoghue, Eileen M.	Pacheco, Marc R.
Downing, Benjamin B.	Petruccelli, Anthony
Eldridge, James B.	Rodrigues, Michael J.
Fattman, Ryan C.	Ross, Richard J.
Flanagan, Jennifer L.	Rush, Michael F.
Gobi, Anne M.	Spilka, Karen E.
Keenan, John F.	Timilty, James E.
Kennedy, Thomas P.	Welch, James T. — 30.

NAYS.

Chang-Diaz, Sonia	Joyce, Brian A.
Forry, Linda Dorcena	Montigny, Mark C.
Hedlund, Robert L.	Tarr, Bruce E. — 7.
Humason, Donald F., Jr.	

ANSWERED “PRESENT”.

Wolf, Daniel A. (*present*) – 1.

ABSENT AND NOT VOTING.

Jehlen, Patricia D. – 1.

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

Mr. Rush moved that the proposed new text be amended in section 2, in item 1599-1977, by striking out the figure “\$4,000,000” and inserting in place thereof the following figure:- “\$10,000,000”.

The amendment was *rejected*.

Messrs. Rush, Donnelly, Moore, Lewis, Barrett, Timilty and Pacheco moved that the proposed new text be amended in section 2, in item 1102-3309, by adding at the end thereof the following: “; provided further that not less than \$200,000 shall be expended for the purchase and upgrade of equipment in house and senate state house offices”; and by striking out the figures “\$2,380,120” and inserting in place thereof the following figures “\$2,580,120”.

The amendment was *rejected*.

Messrs. Downing, Tarr, Joyce, Moore and Ross moved that the proposed new text be amended by inserting after section 29 the following section:-

“SECTION XX. Section 49 of chapter 40 of the General Laws is hereby amended by striking out, in line 2, the word ‘print’ and inserting in place thereof the following words:- ‘make available’.”

The amendment was **adopted**.

Messrs. Tarr, deMacedo, Fattman and Humason moved that the proposed new text be amended in section 2, in item 0910-0200, by striking out figures “\$2,486,413” and inserting in place thereof the figures “\$2,586,413”.

The amendment was *rejected*.

Messrs. Tarr, Ross, deMacedo, Fattman, Moore and Humason moved that the proposed new text be amended by inserting after section__ the following section:

“SECTION __. Notwithstanding any general or special law to the contrary, the Inspector General is hereby authorized and directed to audit the operations of the Sex Offender Registry.”

The amendment was *rejected*.

Mr. Welch moved that the proposed new text be amended by inserting after section 105 the following 2 sections:-

“SECTION 105A. (a) Notwithstanding section 2GGGG of chapter 29 of the General Laws or any other general or special law to the contrary, the health policy commission shall establish a 1-year pilot program to increase efficiencies and align system-wide goals within 1 regional hospital system to improve the overall sustainability of the system. The program shall provide a system-wide grant to create a comprehensive approach to system-wide needs. The program shall include measurable milestones that shall demonstrate progress in at least 1 of the following areas: (i) care coordination, integration and delivery transformations; (ii) electronic health record and information exchange advancements; (iii) increasing alternative payment methods and accountable care organizations; (iv) enhancing patient safety; (v) increasing access to behavioral health services; or (vi) increasing coordination between system hospitals and community-based providers and organizations.

(b) The commission shall select 1 regional hospital system. The regional hospital system selected shall have not more than 1 academic hospital as part of the regional hospital system and include an acute care hospital not receiving delivery system transformation initiative payments with both a Medicaid payer mix more than 1 standard deviation above the statewide average and a commercial payer mix more than 1/2 standard deviation below the statewide average based on the cost report data from fiscal year 2012.

(c) The program shall authorize a \$5,000,000 grant from the Distressed Hospital Trust Fund established in said section 2GGGG of said chapter 29 to the regional hospital system selected in subsection (b). The commission shall assess the needs of the regional hospital system to determine the amount of the grant and shall consider all resources available to the regional hospital system. As a condition of an award, the commission may require the regional hospital system to agree to an independent financial and operational audit to recommend steps to increase sustainability and efficiency of the regional hospital system.

(d) The commission shall file a report on the program not later than December 31, 2016 after the date of the initial grant award. The report shall include: (i) a description of the projects completed through the grant program; (ii) an analysis of cost savings realized by the regional hospital system through the grant program; and (iii) any other outcomes the commission considers relevant. The report shall be filed with the clerks of the house of representatives and senate, the joint committee on health care

financing and the house and senate committees on ways and means.

SECTION 105B. Not more than 6 months after the award of the grant under section 105A, the executive director of the health policy commission shall submit a progress report to the director of Medicaid certifying whether the selected regional hospital system is on track to complete all identified measurable milestones required under subsection (a) of said section 105A within the time set by the commission. If the report indicates that the selected regional hospital system is on track to meet said milestones, the director shall make an additional payment to the hospital system of \$5,000,000 within 30 days of receipt of the report.

Not more than 12 months after the award of the grant under said section 105A, the executive director of the health policy commission shall submit a progress report to the director of Medicaid certifying whether the selected regional hospital system has completed all identified measurable milestones required under said subsection (a) of said section 105A within the time set by the commission. If the report confirms that the selected regional hospital system has completed said milestones, the director shall make an additional payment to the hospital system of \$5,000,000 within 30 days of receipt of the report.

Notwithstanding any general or special law to the contrary, the department shall seek to obtain federal financial participation for the payments to the regional hospital system.”

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

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

“SECTION XX. Notwithstanding any other general or special law to the contrary, no state funds shall be expended to rebuild or rehabilitate the Long Island bridge to Long Island in Boston Harbor until: (i) a cost-feasibility study is performed comparing alternate means of transportation, including but not limited to a ferry service; (ii) an environmental impact study is performed; and (iii) a re-use plan is drafted for Long Island.”

The amendment was *rejected*.

Mrs. L'Italien moved that the proposed new text be amended in section 2, in item 2810-0100, by inserting at the end thereof the following:- “provided further that no less than \$300,000 be allocated to the City of Lawrence to assist in the development of a rotary at the intersection of Hancock Street, School Street, Floral Street, and Doyle Street in the Tower Hill neighborhood”.

The amendment was *rejected*.

Mrs. L'Italien moved that the proposed new text be amended in section 2, in item 0699-9100, by striking the figure “18,181,484” and inserting in place thereof the following figure:- “\$20,181,484”, and by inserting at the end the following:- “provided further that not less than \$2,000,000 be allocated to the Highway Division at Mass DOT for rehabilitation of Route 38 from Pleasant Street to Shawsheen Street in the town of Tewksbury,”.

The amendment was *rejected*.

Messrs. Humason, Tarr, Ross and Fattman moved that the proposed new text be amended in section 2, in item 8000-0600, by adding at the end thereof the following: “provided further that the Massachusetts Department of Transportation shall conduct a survey of rural highways with in municipalities with a population of less than 10,000 residents, for the purposes of the maximization of Chapter 90 fund for repairs to state highways in coordination with municipalities. The survey shall identify roads in need of significant repair and savings that can be archived through coordination between abutting municipalities”.

The amendment was *rejected*.

Messrs. Moore and Pacheco moved that the proposed new text be amended by inserting, after section __, the following section:-

“SECTION __. Notwithstanding any general or special law to the contrary, the inspector general shall conduct an audit and investigation into Keolis Commuter Services, LLC’s performance under commuter rail operating agreement contract no. 159-12 with the Massachusetts Bay Transportation Authority. The audit and investigation shall include, but not be limited to, an examination of: (i) Keolis’ compliance with the representations set forth in its proposal; (ii) Keolis’ compliance with its performance and other obligations under the operating agreement, including its obligations under any remedial plan or remedial agreement; (iii) Keolis’ compliance with its financial obligations and covenants to the Massachusetts Bay Transportation Authority under contract no. 159-12; and (iv) any relief, or waiver, of Keolis’ obligations under contract no. 159-12 granted by the Massachusetts Bay Transportation Authority and the basis for such relief or waiver. The inspector general shall submit a report detailing the findings of the investigation and recommendations to the secretary of transportation, secretary of administration and finance, general manager of the Massachusetts Bay Transportation Authority and the chairs of the Joint Committee on Transportation within 90 days from the date hereof.”.

The amendment was *rejected*.

The President in the Chair, at seventeen minutes past four o’clock, P.M., Mr. Tarr doubted the presence of a quorum; and, a count of the Senate determined that a quorum was present.

Mr. Tarr, Ms. Gobi, Mr. Montigny, Ms. Flanagan and Mr. Humason moved that the proposed new text be amended by inserting after section 105 the following section:-

“SECTION 105A. Notwithstanding any general or special law to the contrary, no agency as defined in section 14C of chapter 7 of the General Laws or other entity created by the general court shall expend any state funds, except for the purpose of analysis and due diligence, or incur any liability, indebtedness or obligation, by guaranty, indemnification agreement, bond undertaking or otherwise, for the purpose of procuring, hosting, aiding, facilitating, or remediating the effects of, hosting the Games of the XXXIII Olympiad in 2024 unless the general court enacts a special act authorizing the expenditure of state funds for such

purposes following at least 1 public hearing conducted by the house and senate committees on ways and means acting individually or jointly. The committees may conduct more than 1 public hearing in geographically diverse locations within the commonwealth. Nothing in this section shall be interpreted to waive any other requirement for appropriation or approval in any law, rule or regulation.”

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

Mrs. L'Italien, Mr. Moore, Ms. Flanagan, Mr. Joyce, Ms. Gobi, Ms. Lovely and Mr. Eldridge moved that the proposed new text be amended by inserting after section 105 the following section:-

“SECTION 105A. Up to \$6,257,231 from the Community First Trust Fund established in section 35AAA of chapter 10 of the General Laws shall be expended to phase in eligibility for home care services provided in items 9110-1500, 9110-1630 and 9100-1633 for persons whose incomes do not exceed 300 per cent of the federal poverty level and a sliding fee scale for persons receiving home care services whose incomes exceed the limits established pursuant to section 9 of chapter 118 of the General Laws; provided, however, that the department of elder affairs shall report, not later than October 1, 2015, to the house and senate committees on ways and means on: (i) enrollment data and any other information relevant to caseload forecasting for the Home Care Basic Program and the Enhanced Community Options Program at current levels; (ii) projected utilization of services provided by the Home Care Basic Program and the Enhanced Community Options Program with eligibility expanded to include the individuals whose incomes do not exceed 275 per cent of the federal poverty level and with eligibility expanded to include the individuals whose income does not exceed 300 per cent of the federal poverty level; (iii) the projected fiscal impact of expanding eligibility to include the individuals whose incomes do not exceed 275 per cent of the federal poverty level and the individuals whose incomes do not exceed 300 per cent of the federal poverty level; (iv) program design considerations regarding the application of cost-sharing revenues to best support individuals in an expansion population of up to 300 per cent of the federal poverty level; and (v) revenue sources that shall fully support the costs associated with implementation of the eligibility expansion in fiscal year 2017 that should include opportunities to seek out a state plan amendment pursuant to section 1915(i) of the federal Social Security Act.”

At seventeen minutes before five o'clock, P.M., Ms. Chandler doubted the presence of a quorum; and, a count of the Senate determined that a quorum was present.

After remarks, the question on adoption of the amendment was determined by a call of the yeas and nays, at eight minutes before five o'clock P.M., on motion of Mrs. L'Italien, as follows, to wit (*yeas 39 — nays 0*) **[Yeas and Nays No. 32]**:

YEAS.

Barrett, Michael J.	Kennedy, Thomas P.
Brownsberger, William N.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Chang-Diaz, Sonia	L'Italien, Barbara
Creem, Cynthia Stone	Lovely, Joan B.
deMacedo, Viriato M.	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.	Petruccelli, Anthony

Fattman, Ryan C.	Rodrigues, Michael J.
Flanagan, Jennifer L.	Ross, Richard J.
Forry, Linda Dorcena	Rush, Michael F.
Gobi, Anne M.	Spilka, Karen E.
Hedlund, Robert L.	Tarr, Bruce E.
Humason, Donald F., Jr.	Timilty, James E.
Jehlen, Patricia D.	Welch, James T.
Joyce, Brian A.	Wolf, Daniel A. – 39.
Keenan, John F.	

NAYS – 0.

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

Messrs. Eldridge, Lewis and Keenan and Ms. O'Connor Ives moved that the proposed new text be amended in section 2, by striking out item 0411-1005 in its entirety and inserting, after item 0920-0300, the following new item:-
 “0930-0100 For the operation of the office of the child advocate; provided, that the office shall be subject to review and reporting requirements described in section 219 of chapter 165 of the acts of 2014, prior appropriation continued\$500,000.”
 After remarks, the amendment was **adopted.**

Mr. Fattman moved that the proposed new text be amended in section 2E, in item 1595-6368, by inserting the following:-
 “provided further, that not less than \$165,000 shall be expended for the construction of a frontage road and repairs to route 146”.
 The amendment was *rejected.*

Mr. Ross moved that the proposed new text be amended in section 2E, in item 1595-6368, by inserting at the end thereof the following:- “provided further, that not less than \$275,000 shall be expended for costs associated with safety, traffic lighting and streetscape improvements at the intersection of Routes 16 and 27 in the town of Sherborn”; and by striking out the figure “367,220,340” and inserting in place thereof the following figure:- “367495340”.
 The amendment was *rejected.*

Messrs. Kennedy, McGee, Joyce and Eldridge, Ms. Gobi and Mr. Montigny moved that the proposed new text be amended by inserting, after section ____, the following sections: -
 “SECTION ____. Section 15 of chapter 85 of the General Laws, as amended by chapter 481 of the acts of 2014, is hereby further amended by adding the following sentence:-
 Notwithstanding any general or special law to the contrary, a violation of this section shall not be considered as a conviction of a moving violation of the motor vehicle laws or a surchargeable offense under section 113B of chapter 175 or under any merit rating plan or safe driver insurance plan.
 SECTION ____. The effective date of section ____ shall be as of April 7, 2015.”
 The amendment was *rejected.*

Mr. Lesser and Ms. Gobi moved that the proposed new text be amended, in section 2E, in item 1595-6368, by adding at the end thereof the following:- “provided further, that not less than \$200,000 shall be expended for the design and construction of a temporary bridge support for the Ludlow-Wilbraham Red Bridge, also known as the East Street Bridge, which spans the Chicopee River between the towns of Wilbraham and Ludlow”; and by striking out the figure “\$367,220,340” and inserting in place thereof the following figure “\$367,420,340”.
 The amendment was *rejected.*

Messrs. Montigny and Ross moved that the proposed new text be amended by inserting after section __, the following section:-
“SECTION __. (a) Notwithstanding any general or special law to the contrary, the Massachusetts Bay Transportation Authority shall, not later than January 30, 2016, and annually March 1 each year thereafter, issue a request for proposals for a minimum of 90 days to sell, license, or rent naming or sponsorship rights for appropriate subway, bus or commuter rail stations or other assets controlled by the department of transportation.

(b) The secretary of transportation shall direct all revenues generated by the Massachusetts Bay Transportation Authority under this section to be used for the repair of current and acquisition of modern snow removal equipment for appropriate rail operations including the commuter rail until such time as an outside consultant appointed by the inspector general with expertise in modern rail snow removal systems certifies in writing and with adequate explanation that the Massachusetts Bay Transportation Authority has snow removal equipment commensurate with a modern mass transit system.”

The amendment was *rejected*.

Messrs. Wolf, deMacedo, Rodrigues and Montigny moved that the proposed new text be amended in section 2, in item 2200-0100, by adding at the end thereof the following: “provided further, that \$250,000 shall be expended for the Buzzards Bay Coalition and Provincetown Center for Coastal Studies, in conjunction with the Marine Biological Laboratory and the University of Massachusetts Boston, for a coastal water quality monitoring program in Buzzards Bay, Vineyard Sound, Nantucket Sound and Cape Cod Bay”.

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

Messrs. Downing, Welch, Lesser and Lewis, Ms. Lovely, Mrs. L'Italien, Messrs. Wolf and Humason and Ms. O'Connor Ives moved that the proposed new text be amended in section 2, in item 2511-0105, by striking out the figure “16,000,000” and inserting in place thereof the following figure:- “17,000,000”.

After remarks, the question on adoption of the amendment was determined by a call of the yeas and nays, at eleven minutes past five o'clock P.M., on motion of Mr. Downing, as follows, to wit (*yeas 39 — nays 0*) [**Yeas and Nays No. 33**]:

YEAS.

Barrett, Michael J.

Kennedy, Thomas P.

Brownsberger, William N.

Lesser, Eric P.

Chandler, Harriette L.

Lewis, Jason M.

Chang-Diaz, Sonia

L'Italien, Barbara

Creem, Cynthia Stone

Lovely, Joan B.

deMacedo, Viriato M.

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.

Petruccelli, Anthony

Fattman, Ryan C.

Rodrigues, Michael J.

Flanagan, Jennifer L.	Ross, Richard J.
Forry, Linda Dorcena	Rush, Michael F.
Gobi, Anne M.	Spilka, Karen E.
Hedlund, Robert L.	Tarr, Bruce E.
Humason, Donald F., Jr.	Timilty, James E.
Jehlen, Patricia D.	Welch, James T.
Joyce, Brian A.	Wolf, Daniel A. – 39 .
Keenan, John F.	

NAYS – 0.

The yeas and nays having been completed at fourteen minutes past five o'clock P.M., the amendment was **adopted**.

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.

Messrs. Lesser, Humason and Pacheco moved that the proposed new text be amended in section 2, in item 7002-0020, by striking out the figure “945,000” and inserting in place thereof the following figure:- “1,445,000”.

After remarks, the question on adoption of the amendment was determined by a call of the yeas and nays, at twenty-seven minutes past five o'clock P.M., on motion of Mr. Lesser, as follows, to wit (*yeas 39 — nays 0*) [**Yeas and Nays No. 34**]:

YEAS.

Barrett, Michael J.	Kennedy, Thomas P.
Brownsberger, William N.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Chang-Diaz, Sonia	L'Italien, Barbara
Creem, Cynthia Stone	Lovely, Joan B.
deMacedo, Viriato M.	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.	Petruccelli, Anthony
Fattman, Ryan C.	Rodrigues, Michael J.
Flanagan, Jennifer L.	Ross, Richard J.
Forry, Linda Dorcena	Rush, Michael F.
Gobi, Anne M.	Spilka, Karen E.
Hedlund, Robert L.	Tarr, Bruce E.
Humason, Donald F., Jr.	Timilty, James E.
Jehlen, Patricia D.	Welch, James T.
Joyce, Brian A.	Wolf, Daniel A. – 39.
Keenan, John F.	

NAYS – 0.

The yeas and nays having been completed at twenty-nine minutes before six o'clock P.M., the amendment was **adopted**.

Mr. Wolf moved that the proposed new text be amended in section 2, in item 2200-0100, by adding at the end thereof the following: “provided further that no less than \$75,000 shall be expended to the Cape Cod Conservation District to fund feasibility studies and conceptual plans for coastal restoration projects on Cape Cod”.

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

Messrs. Wolf and deMacedo moved that the proposed new text be amended in section 2, in item 2310-0300, by adding the following: “provided that not less than \$100,000 shall be expended for the purpose of implementing the statewide habitat conservation plan to increase recreational opportunities and shorebird conservation on the Commonwealth’s beaches”; and by striking out the figures “\$155,204” and inserting in place thereof the figures “\$255,204”.

The amendment was *rejected*.

Messrs. Wolf, Brownsberger, Lewis, Eldridge, Moore and Downing, Ms. Gobi, Mrs. L'Italien, Mr. Joyce and Ms. Forry moved that the proposed new text be amended in section 2, in item 2810-0100, by striking out the figure “\$41,824,985” and inserting in place thereof the following figure:- “\$45,000,000”.

The amendment was *rejected*.

Mr. Rush moved that the proposed new text be amended in section 2, in item 2800-0100, by adding at the end thereof the following:- “; provided further, that \$100,000 shall be expended to fund a feasibility study to develop a canoe launch, walking paths and hiking trails in Dedham public parks and open space areas including, but not limited to, historic wigwam pond”; and by striking the figures “\$4,786,687” and inserting in place thereof the figures “\$4,886,687”.

The amendment was **adopted**.

Mr. McGee moved that the proposed new text be amended in section 2, in item 2800-0501, by adding the following: “Provided further, that no less than \$50,000 shall be expended for the cleanup of *Pilayella* algae on Kings Beach and Long Beach in the city

of Lynn”; and by striking out the figures “\$14,772,699” and inserting in place thereof the following figures “\$14,822,69”.
The amendment was **adopted**.

Mr. McGee moved that the proposed new text be amended in section 2, in item 2310-0200, by inserting after the word “program” the following: “; provided further, that no less than \$60,000 shall be expended for aquatic nuisance control in Sluice Pond, Flax Pond, and the Floating Bridge Pond in the city of Lynn”; and by striking the figure “\$15,268,483” and inserting in place thereof the following figure “\$15,328,483”.

The amendment was *rejected*.

Mr. McGee moved that the proposed new text be amended in section 2, in item 2260-8870, by adding at the end the following: “provided further, that no less than \$90,000 shall be expended for Brownfield redevelopment in the City of Lynn”; and by striking out the figures “\$14,409,902” and inserting in place thereof the following figures “\$14,499,902”.

The amendment was *rejected*.

Mr. McGee moved that the proposed new text be amended in section 2, in item 2810-0100, by adding the following: “; provided further that not less than \$200,000 shall be expended on the replacement of the cast iron fence on the median of the Carroll Parkway in Lynn”; and by striking out the figures “\$41,824,985” and inserting in place thereof the figures “\$42,024,985”.

The amendment was *rejected*.

Mr. McGee moved that the proposed new text be amended in section 2, in item 2810-0100, by adding the following: “provided further that no less than \$5,000 shall be expended on waterfowl nuisance management for Flax Pond in the city of Lynn”; and by striking out the figures “\$41,824,985” and inserting in place thereof the figures “\$41,819,985”.

The amendment was *rejected*.

Mr. McGee moved that the proposed new text be amended in section 2, in item 2810-0100, by adding the following: “Provided that no less than \$30,000 shall be expended for the maintenance of Red Rock Park on Lynn Shore Drive, in the city of Lynn”.

The amendment was *rejected*.

Ms. Flanagan moved that the proposed new text be amended by inserting, after section __, the following section: -
“SECTION __. There shall be a task force convened to review the existing interconnection standards for distributed generation and circuit capacity as a part of the interconnection process in solar panel installation in the commonwealth. The task force shall consist of 7 members: 1 appointee to be chosen by the speaker of the house of representatives, who shall serve as co-chair; 1 appointee to be chosen by the president of the senate, who shall serve as co-chair; the secretary of the executive office of energy and environmental affairs, or a designee; and 1 representative to be chosen by the co-chairs from each of the following: the distribution utilities; the solar industry developers; the department of public utilities; and the president of the Massachusetts Clean Energy Center, or a designee. The task force may include any additional persons deemed necessary.”

The amendment was *rejected*.

Mr. Moore moved that the proposed new text be amended in section 2, in item 2810-0100, by adding the following words: - “; and provided further, that not less than \$50,000 shall be expended for improvements of facilities and the revitalization of Coes Pond Beach, also known as the John J. Binienda Memorial Beach, in Worcester”; and by striking out the figure “\$41,824,985” and inserting in place thereof the following figure: - “\$41,874,985”.

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

Mrs. L'Italien moved that the proposed new text be amended in section 2, in item 2511-0105, by inserting after the word “program” the following: - “provided further that no less than \$50,000 shall be allocated to Food for the World, Inc.”.

The amendment was *rejected*.

Mrs. L'Italien moved that the proposed new text be amended in section 2, in item 7008-0900, by inserting at the end thereof the following: - “provided further that no less than \$200,000 be allocated for a Rail Trail program in the City of Lawrence”.

The amendment was *rejected*.

Messrs. Tarr, Ross, deMacedo, Fattman and Humason moved that the proposed new text be amended in section 2, in item 2320-0100, by striking out the figure “\$29,086” and inserting in place thereof the following figure: - “\$61,129”.

The amendment was *rejected*.

Messrs. Tarr, Ross, deMacedo, Fattman and Humason moved that the proposed new text be amended by adding after the figure “2016” the following: - “, provided, that no funds from this item shall be expended unless and until the Executive Office of Energy and Environmental Affairs first solicits the performance of such activities by one or more Massachusetts institutions of higher learning, acting alone or in collaboration, on a voluntary basis, and determines that such activities can not be so performed”.

After debate, the amendment was *rejected*.

Messrs. McGee, Keenan, Hedlund and Petrucci and Ms. Forry moved that the proposed new text be amended by inserting after section 75 the following section:

“SECTION XX. Chapter 3 of the General Laws, is hereby amended by striking out the contents of section 70 and inserting in place thereof the following: (A) There shall be a permanent commission on the future of the metropolitan beaches to consist of: (i) 5 members of the Senate that shall be appointed by the senate president, 1 of whom shall serve as co-chair and 1 of whom shall be the minority leader or a designee. (ii) 7 members of the House of Representatives appointed by the Speaker of the House, 1 of whom shall serve as co-chair and 1 of whom shall be the minority leader or a designee; (iii) 1 member who shall be appointed by the Governor or the Secretary of Energy and Environmental Affairs or a designee and 1 member who shall be appointed by the Commissioner of the Department of Conservation and Recreation or a designee. (iv) The Commission will also include 1 member from the metropolitan beach communities of Lynn who shall be appointed by the Mayor, Nahant who shall be appointed by the Town Manager, Revere, who shall be appointed by the Mayor, Winthrop, who shall be appointed by the Town Manager, Quincy, who shall be appointed by the Mayor, and Hull, who shall be appointed by the Town Manager, and 1 member from the East Boston section of the city of Boston, the Dorchester section of the city of Boston and the South Boston section of the city of Boston who shall be appointed by the Mayor of the City of Boston; (v) In addition the Commission Co-Chairs will appoint 4 members to represent Greater Boston’s philanthropic, non-profit, business and academic communities. The Commission shall conduct an annual review of the state of the metropolitan beaches which shall include a comprehensive study examining the existing maintenance, operational and infrastructure needs for those beaches including, but not limited to, any security and capital-intensive repairs necessary to ensure future recreational use of those beaches. The Commission shall also examine best management practices and funding alternatives for each beach including, but not limited to, public-private partnerships, nonprofit entities and other financial means that shall ensure access, quality recreational activities, programming and improved water quality and beautification efforts at those beaches. The commission shall also analyze and make recommendations on alternatives and methods to improve access from metropolitan beaches to the Boston Harbor islands.(B) For the purposes of this section, ‘metropolitan beaches’ shall include, but not be limited to: (i) Nahant beach in the town of Nahant; (ii) Red Rock park, Kings beach and Lynn beach in the city of Lynn; (iii) Revere beach and Short beach in the city of Revere; (iv) Winthrop beach in the town of Winthrop; (v) Constitution beach, Carson beach, City Point beach, M Street beach, Pleasure Bay, Malibu beach, Savin Hill beach, and Tenean beach in the city of Boston; (vi) Wollaston beach and Squantum Point park in the city of Quincy, and (vii) Nantasket beach in the town of Hull. (C) The Commission shall hold annual hearings within close proximity to Boston Harbor beaches to solicit testimony from interested stakeholders including, but not limited to: (i) the Executive Office Of Energy And Environmental Affairs; (ii) the Department Of Conservation And Recreation; (iii) the Massachusetts Water Resources Authority; (iv) the Massachusetts Port Authority; (v) the Massachusetts Bay Transportation Authority; (vi) the Boston Harbor Association, Inc.; (vii) the Boston Harbor Island Alliance, Inc.; (viii) Save The Harbor, Save The Bay, Inc.; (ix) local municipalities; (x) nonprofit organizations; (xi) friends' groups; and (xii) business and community leaders. (D) The Commission shall file a report containing its recommendations with the clerks of the Senate and House of Representatives and the Senate and House chairs of the Joint Committee On The Environment, Natural Resources And Agriculture annually.”

The amendment was *rejected*.

Messrs. McGee, Keenan and Petrucci, Ms. Forry and Mr. Hedlund moved that the proposed new text be amended in section 2, in item 2800-0401, by inserting after item 2800-0401 the following item:

“2800-0500 For the existing maintenance, operational and infrastructure needs of the metropolitan beaches as set forth in Section 70 of chapter 3 of the General Laws, provided that not less than \$700,000 shall be expended for the Metropolitan Beaches in Lynn, Nahant, Revere, Winthrop, East Boston, South Boston, Dorchester, Quincy and Hull to be fully maintained and seasonally staffed as recommended by the Metropolitan Beaches Commission in coordination with the department of conservation and recreation; and provided further, that not less than \$190,000 shall be expended for matching grants to public and nonpublic entities to support free public events and programs on the Metropolitan Beaches as part of Save the Harbor/Save the Bay's Better Beaches Grants Program as recommended by the Metropolitan Beaches Commission\$1,000,000”.

The amendment was *rejected*.

Messrs. Tarr and Humason moved that the proposed new text be amended in section 2, in item 2300-0100, by adding at the end thereof the following: “provided, that not less than \$60,000 shall be expended for a Great Marsh green crab trapping program”; and by striking out the figures “\$911,458” and inserting in place thereof “and inserting in place thereof the following figure:- “\$971,458”.

The amendment was **adopted**.

Mr. Tarr moved that the proposed new text be amended in section 2, in item 2300-0101, by inserting after the word “entities” the following:- “; provided, that \$50,000 shall be expended to continue a phragmites mitigation plan in marshes between the city of Gloucester and the town of Salisbury, including high-resolution salinity mapping”; and by striking out the figures “\$601,162” and inserting in place thereof the figures “\$651,162”.

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

Mr. Fattman moved that the proposed new text be amended in section 2, in item 2310-0200, by inserting at the end thereof the following:- “; provided that \$125,000 shall be expended for the maintenance and enhancement of Webster Lake”; and by striking

out the figure "\$15,268,483" and inserting in place thereof the following figure:- "15,393,483".
After remarks, the amendment was **adopted**.

Mr. Joyce moved that the proposed new text be amended by inserting, after section ___, the following section:-
"SECTION ___. Section 105 of chapter 182 of the acts of 2008 is hereby amended in the third paragraph of subsection (a) by striking the words "General Fund" and inserting in place thereof the following:- "Blue Hills Reservation Trust Fund in accordance with Section 34C of Chapter 92 of the General Laws."
The amendment was *rejected*.

Mr. Joyce moved that the proposed new text be amended by inserting after section __ the following section:-
"SECTION ___. Section 104 of chapter 182 of the acts of 2008 is hereby amended in the third paragraph of subsection (a) by striking the words 'General Fund' and inserting in place thereof the following:- 'Blue Hills Reservation Trust Fund in accordance with Section 34C of Chapter 92 of the General Laws'."
The amendment was *rejected*.

Mr. Joyce moved that the proposed new text be amended by inserting, after section ___, the following section:-
"SECTION ___. (a) Chapter 92 of the General Laws, as appearing in the 2010 official edition, is hereby amended by inserting after section 34C the following section:-
Section 34D. Notwithstanding any general or special law or administrative bulletin to the contrary and pursuant to section 34, there is hereby established and set up on the books of the commonwealth a separate fund, to be known as the Borderland State Park Trust Fund, which shall be used for the purposes of advancing recreational, educational and conservation interests, including, but not limited to, the construction and maintenance of facilities and infrastructure improvements for the area within the reservation. The trust shall receive, hold and expend with the advice of the Borderland Advisory Council, all fees generated by parking, permits, licenses and all other agreements not currently being directed to the General Fund relating to the use of the park land as authorized by the commission. The department shall not make expenditures from this fund so as to cause the fund to be deficient.
(b) This law shall be commonly be referred to as 'The William Hocking Law'
(c) This act shall take effect upon passage."
The amendment was *rejected*.

Mr. Joyce moved that the proposed new text be amended by inserting, after section ___, the following section:-
"SECTION ___. (a) Subsection (a) of section 103 of chapter 182 of the acts of 2008 is hereby amended by striking out the first paragraph and inserting in place thereof the following:-
Notwithstanding sections 40E to 40K, inclusive, and sections 52 to 55, inclusive, of chapter 7 of the General Laws or any other general or special law to the contrary, the division of capital asset management and maintenance, on behalf of and in consultation with the department of conservation and recreation, using such competitive proposal process as the division considers necessary or appropriate, may lease and enter into other agreements, for terms not to exceed 25 years with 1 or more operators, for the Ponkapoag Golf Course in the town of Canton so as to provide for the continued use, operation, maintenance, repair and improvement of the golf courses, practice greens, driving range, restaurant and any other structure and associated lands which constitute the facilities of the Ponkapoag Golf Course.
(b) Subsection (b) of said section 103 of said chapter 182 is hereby amended by striking out the first paragraph and inserting in place thereof the following:-
If no lease agreement is reached under subsection (a) before April 1, 2016, the division of capital asset management and maintenance, in consultation with and on behalf of the department of conservation and recreation, shall solicit proposals through a request for proposals which shall include key contractual terms and conditions to be incorporated into the contract including, but not limited to: (1) a comprehensive list of all recreational facilities operated by the responsive bidder or offeror in the last 4 years; (2) other facilities management or experience of the responsive bidder or offeror; (3) a senior citizens' and children's discount program; (4) reservation policies; (5) proposed reasonable rates that ensure continued public access; (6) required financial audits; (7) policies to encourage use of the golf course by persons of all races and nationalities; (8) safety and security plans; (9) seasonal opening and closing dates; (10) hours of operation; (11) holiday recognition; (12) grievance processes; (13) clubhouse license; (14) a provision that the facility shall be maintained as a 36-hole public golf course; (15) a provision that the lessee shall not construct facilities on the grounds of the golf course or any property appurtenant thereto; provided, however, that the lessee may construct facilities with the written approval of the commissioner of conservation and recreation and the majority vote of the board of selectmen in the town of Canton; and (16) a host community agreement between the designated operator and the town of Canton. Any increase in fees, including fees for season passes and club memberships, and any increase in charges for greens' fees or golf cart or club rentals shall be approved in writing by the commissioner of conservation and recreation; provided, however, that in considering any request for an increase in fees, the commissioner shall consider, without limitation: (i) any capital investment made by the contractor or lessee; (ii) the fees and charges at other public golf courses within reasonable proximity; and (iii) the length of time since the last fee increase."
The amendment was *rejected*.

Mr. Joyce moved that the proposed new text be amended in section 2, in item 7008-0900, by inserting the following:- " ; provided further, that \$50,000 shall be expended for the creation and implementation of a plan to attract a major championship in golf to

the Ponkapoag Golf Course in the town of Canton”.
The amendment was *rejected*.

Mr. deMacedo moved that the proposed new text be amended in section 2, in item 2810-0100, by adding the following:—
“provided further, that not less than \$50,000 shall be expended to the town of Pembroke for the management and cleanup of
invasive pond vegetation;”; and by striking out the figure “\$41,824,985” and inserting in place thereof the following figure:-
“\$41,874,985”.

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

Ms. Gobi moved that the proposed new text be amended by adding the following section:
“SECTION XX. Section 144 of Chapter 122 of the Acts of 2006 is hereby amended by striking out, in lines 4 to 6, inclusive, the
words:- ; provided, however, that no waiver or exemption shall be granted without the written approval of the Secretary of
Administration and Finance.”
The amendment was *rejected*.

Messrs. Rush, Wolf and Brownsberger, Ms. O'Connor Ives, Messrs. Moore and Timilty, Ms. Gobi, Messrs. Eldridge and Joyce
and Ms. Forry moved that the proposed new text be amended in section 2, in item 2810-2042, by inserting after the words
“aforementioned fees” the following words:- “; provided further that the department shall also retain and deposit 80 per cent of
the aforementioned fees in excess of \$20,000,000”.
The amendment was *rejected*.

Messrs. Montigny and Tarr moved that the proposed new text be amended in section 2, in item 2330-0100, by adding at the end
thereof the following:- “provided further that not less than \$450,000 shall be expended for a program of collaborative research by
the Division of Marine Fisheries through the Marine Fisheries Institute, in collaboration with the School for Marine Science and
Technology at the University of Massachusetts Dartmouth, that applies innovative technology to assess the biomass of fish, in the
region managed by the New England Fishery Management Council;”; and by striking out the figures “5,722,419” and inserting in
place thereof the figures “6,172,419”.

The amendment was *rejected*.

Mr. Brownsberger moved that the proposed new text be amended in section 2, in item 2810-0100, by adding at the end thereof
the following: “provided further, that not less than \$100,000 shall be expended for a feasibility study for a community path in
Belmont”; and by striking out the figures “\$41,824,985” and inserting in place thereof the figures “\$41,924,985”.
The amendment was *rejected*.

Mr. Fattman moved that the proposed new text be amended in section 2, in item 2810-0100, by inserting at the end thereof the
following:- “; provided that \$100,000 shall be expended for the maintenance and enhancement of Marion's Camp in Sutton”; and
by striking out the figure “\$41,824,985” and inserting in place thereof the following figure:- “\$41, 924,985”.
The amendment was **adopted**.

Messrs. Brownsberger and Lewis and Ms. Gobi moved that the proposed new text be amended in section 2, in item 2800-0101,
by striking out the figures “\$1,020,149” and inserting in place thereof the figures “\$1,500,000”.
The amendment was *rejected*.

Mr. Brownsberger moved that the proposed new text be amended in section 2, in item 2810-0100, by adding at the end thereof
the following: “provided further, that not less than \$75,000 shall be expended for the Let’s Row Boston program administered by
Community Rowing, Inc. of Boston”; and by striking out the figures “\$41,824,985” and inserting in place thereof the figures
“\$41,899,985”.
The amendment was *rejected*.

Mr. Brownsberger moved that the proposed new text be amended in section 2, in item 2330-0100, by adding at the end thereof
the following: “provided, that not less than \$50,000 shall be expended for programs at the Fishing Academy, Inc., for young
people in greater Boston”; and by striking out the figures “\$5,722,419” and inserting in place thereof the figures “\$5,772,419”.
The amendment was *rejected*.

Messrs. Timilty and Brownsberger, Ms. Gobi and Ms. Forry moved that the proposed new text be amended in section 2, in item
2800-0501, by striking out the figures “\$14,772,699” and inserting in place thereof the figures “\$15,789,900”.
After remarks, the amendment was *rejected*.

Mr. Timilty moved that the proposed new text be amended in section 2, in item 2810-0100, by adding at the end thereof the
following: “provided further, that not less than \$50,000 shall be expended by the MNF Wastewater District for the design of the
MNF Wastewater Treatment Plant”; and by striking out the figures “\$41,824,985” and inserting in place thereof the figures
“\$41,874,985”.
After remarks, the amendment was **adopted**.

Mr. Lewis moved that the proposed new text be amended in section 2, in item 2800-0401, by adding the following new language:- "provided further, that not less than \$150,000 shall be appropriated for a comprehensive analysis of the hydrology and structural integrity of the existing culvert in Malden, Everett and Revere"; and by striking out the figure "\$659,288" and inserting in place thereof the following figure:- "\$809,288".

The amendment was **adopted**.

Ms. Creem, Mr. Brownsberger, Ms. Gobi, Messrs. Lewis, Lesser and Barrett and Ms. Chang-Diaz moved that the proposed new text be amended in section 2, in item 2200-0107, by striking out the figure "\$400,000" and inserting in place thereof the following figure:- "\$500,000".

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

Messrs. Timilty and Tarr moved that the proposed new text be amended by inserting after section 46 the following 2 sections:-
"SECTION 46A. Section 2 of chapter 128 of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by striking out, in line 51, the words 'pari-mutuel running horse race' and inserting in place thereof the following words:- or restricted pari-mutuel running horse race held within or without the commonwealth.
SECTION 46B. The second paragraph of subsection (g) of said section 2 of said chapter 128, as so appearing, is hereby amended by striking out the last sentence."

The amendment was **adopted**.

Mr. Hedlund moved that the proposed new text be amended in section 2, in item 2810-0100, by inserting the following:
"provided further, that not less than \$100,000 shall be expended for the long term care and maintenance of Whitman's Pond in Weymouth"; and by striking out the figures "\$41,824,985" and inserting in place thereof the figures "\$41,924,985".

The amendment was *rejected*.

Mr. Lewis, Ms. Donoghue and Messrs. Brownsberger and Moore moved that the proposed new text be amended in section 2, in item 2260-8870, by striking out the figure "\$14,409,902" and inserting in place thereof the following figure:- "\$15,500,000".

The amendment was *rejected*.

Mr. Joyce moved that the proposed new text be amended in section 2, in item 2250-2000, by adding at the end thereof the following:- "provided that, subject to appropriation, the Massachusetts Water Resources Authority shall waive the costs and fees associated with entry into the Massachusetts Water Resources Authority, according to section 8 of chapter 372 of the acts of 1984, as such costs and fees would apply to the Towns of Randolph, Braintree, and Holbrook".

The amendment was *rejected*.

Ms. Creem moved that the proposed new text be amended in section 2, in item 2810-0100, by adding at the end thereof the following: "provided further, that not less than \$88,000 shall be expended for a grant to the City of Newton Parks and Recreation Department for the purpose of protecting and preserving the water quality of Crystal Lake"; and by striking out the figures "\$41,824,985" and inserting in place thereof the figures "\$41,912,985".

The amendment was **adopted**.

Mr. Lesser moved that the proposed new text be amended in section 2, in item 2800-0100, by adding at the end thereof the following:- "provided further, that not less than \$170,000 shall be expended for the public riverwalk at Ludlow Mills in the town of Ludlow for the installation of riverwalk pedestrian safety improvements and required historical signage; provided further, that said public improvements include LED energy efficient safety lighting, riverwalk furnishings and required historical interpretive signage, all of which have been designed, permitted and approved by the town of Ludlow"; and by striking out the figure "\$4,786,687" and inserting in place thereof the following figure "\$4,956,687".

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

Ms. Gobi, Mr. Downing, Ms. Flanagan, Messrs. Lesser, Moore, Tarr, Rodrigues, Brownsberger and Timilty, Ms. Lovely and Messrs. Lewis and Ross moved that the proposed new text be amended in section 2, in item 2511-0100, by adding the following: "provided further, that not less than \$300,000 shall be expended for the funding of a buy local effort including locally harvested seafood in central, western, northeastern and southern Massachusetts;".

The amendment was **adopted**.

Ms. Creem, Messrs. Barrett and Ross moved that the proposed new text be amended in section 2, in item 2810-0100, by adding at the end thereof the following: "provided further, that not less than \$350,000 shall be expended for the purposes of aquatic invasive species control"; and by striking out the figures "\$41,824,985" and inserting in place thereof the figures "\$42,174,985".

The amendment was *rejected*.

Mr. Joyce moved that the proposed new text be amended in section 2, in item 2810-0100, by inserting after the words "forestry developments" the following:- "; provided, that \$611,000 shall be expended for the purposes of supplementing the urban and community forestry and shade tree management program".

The amendment was *rejected*.

Ms. Lovely moved that the proposed new text be amended in section 2, in item 2800-0101, by adding at the end thereof the following: “provided that \$100,000 be expended for a flood mitigation study in the City of Peabody”; and by striking out the figures “\$1,020,149” and inserting in place thereof the figures “\$1,120,149”
After remarks, the amendment was **adopted**.

Messrs. Joyce and Keenan moved that the proposed new text be amended in section 2, in item 2250-2000, by adding at the end thereof the following:- “; provided, that the commonwealth shall match, on a 1:1 basis, the construction costs of a department of environmental protection-mandated water treatment plant for the towns of Randolph, Braintree, and Holbrook”.
The amendment was *rejected*.

Messrs. Welch and Humason moved that the proposed new text be amended in section 2, in item 2000-0100, by inserting the following:- “provided, that not less than \$100,000 shall be expended for a carbon sequestration program in West Springfield”; and by striking out the figure “\$6,211,774” and inserting in place thereof the following figure:- “\$6,311,774”.
After remarks, the amendment was **adopted**.

Messrs. Eldridge, Brownsberger and Lewis, Ms. Gobi and Ms. Forry moved that the proposed new text be amended in section 2, in item 2800-0401, by striking out the figures “\$659,288” and inserting in place thereof the figures “\$1,200,000.”
After remarks, the amendment was *rejected*.

Messrs. Eldridge, Brownsberger and Lewis, Ms. Gobi, Mr. Keenan, Mrs. L'Italien, Mr. Barrett and Ms. Forry moved that the proposed new text be amended in section 2, in item 2200-0100, by striking out the figures “29,170,620” and inserting in place thereof the figures “\$33,500,000”.
After remarks, the amendment was *rejected*.

Messrs. Eldridge and Brownsberger, Ms. Gobi, Mrs. L'Italien and Ms. Forry moved that the proposed new text be amended in section 2, in item 2300-0101, by striking out the figures “\$601,162” and inserting in place thereof the figures “\$717,800”.
After remarks, the amendment was *rejected*.

Messrs. Joyce and Barrett moved that the proposed new text be amended in section 2, in item 2810-0100, by inserting the following: “; provided further that \$100,000 may be expended for the operations of the Blue Hill Observatory and Science Center”.
The amendment was **adopted**.

Mr. Joyce moved that the proposed new text be amended in section 2, in item 2810-0100, by inserting the following:- “; provided further that not less than \$500,000 shall be expended for the Blue Hills Trailside Museum”.
The amendment was **adopted**.

Mr. Eldridge moved that the proposed new text be amended in section 2, in item 2810-0100, by inserting after “from this item” the following words:- “provided further, that not less than \$100,000 shall be expended for a community playground project in the Town of Littleton”; and by striking out the figures “41,824,985” and inserting in place thereof the figures “41, 924,985”.
The amendment was **adopted**.

Mr. Eldridge moved that the proposed new text be amended in section 2, in item 2810-0100, by inserting after “from this item” the following words:- “provided further, that not less than \$250,000 shall be expended for park and playground projects in the City of Marlborough”; and by striking out the figures “41,824,985” and inserting in place thereof the figures “42,074,985”.
The amendment was **adopted**.

Mr. deMacedo moved that the proposed new text be amended in section 2, in item 2800-0100, by adding the following:—
“provided further, that not less than \$50,000 shall be expended for the Central Plymouth County Water District Commission for the improvement and management of lakes and ponds in said district;”.
The amendment was *rejected*.

Mr. Downing moved that the proposed new text be amended in section 2, in item 2000-0100, by striking the following words:- “; and the mosquito-borne disease vector control program”.
After remarks, the amendment was **adopted**.

Ms. O'Connor Ives and Mr. Tarr moved that the proposed new text be amended in section 2, in item 2810-0100, by adding at the end thereof the following:- “provided further, that not less than \$100,000 shall be expended for the analysis of the failures associated with the components and installation of the sewer collection and transmission system operated by the City of Newburyport in that city and the Town of Newbury on Plum Island, and the preliminary design of the means and systems necessary to correct such problems so as to promote the consistent, reliable and effective operation of such system, provided that nothing undertaken pursuant to these provisions shall preclude, impede, or otherwise impair efforts to seek recompense from any and all parties responsible for failures of said system. Such analysis shall be completed by December 2015”.
The amendment was *rejected*.

Messrs. Kennedy, Eldridge and McGee and Ms. Lovely moved that the proposed new text be amended in section 2, in item 2511-0100, by adding the following: “and provided further that not less than \$120,000 shall be expended for the Massachusetts Farm to School Project”; and by striking out the figures “\$5,779,718 and inserting in place thereof the following figures:-”\$5,899,718”. The amendment was *rejected*.

Ms. Gobi, Messrs. Brownsberger and Eldridge and Ms. Lovely moved that the proposed new text be amended in section 2, in item 2511-0100, by adding the following:- “and provided further that not less than \$120,000 shall be expended for the Massachusetts Farm to School Project”; and by striking out the figures “\$5,779,718” and inserting in place thereof the following figures:- “\$5,899,718”. The amendment was *rejected*.

Messrs. Barrett, Eldridge and Ross moved that the proposed new text be amended in section 2, in item 2200-0100, by adding at the end thereof the following words:- “provided further, that \$25,000 shall be expended to enter into an agreement with a not-for-profit organization to operate a water quality monitoring program in the Sudbury, Assabet and Concord rivers;” and by striking out the figure “\$29,170,620” and inserting in the place thereof the following figure:- “\$29,195,620”. The amendment was **adopted**.

Messrs. Eldridge and Moore and Ms. Gobi moved that the proposed new text be amended in section 2, in item 2260-8870, by striking the figures “\$14,409,902” and inserting in place thereof the following figures:- “\$14,673,215”. After remarks, the amendment was *rejected*.

Mr. deMacedo moved that the proposed new text be amended in section 2, in item 2320-0100, by adding the following:- “provided that not less than \$605,000 be expended for the construction of Whites Landing roadway and boat ramp construction in the Town of Falmouth consisting of 700’ of roadway and a boat launch ramp consisting of dewatering techniques, drainage structures, 2 outfalls, a new boat ramp, 5-foot wide sidewalks, retaining wall section, new asphalt roadway pavement and side slope grading;” and by striking out the figures “\$529,086” and inserting in place thereof the figures “\$1,134,086”. The amendment was *rejected*.

Mr. Petruccelli moved that the proposed new text be amended by adding at the end thereof the following:- “provided that \$150,000 shall be expended for the purpose of covering one-time costs of window replacements and other exterior restorations for the 1818 Powder House on Magazine Beach”; and by striking the figure “\$41,824,985” and inserting in place the figure “\$41,974,985”. After remarks, the amendment was **adopted**.

Ms. Chandler and Mr. Moore moved that the proposed new text be amended in line 8, by inserting after the words “fiscal year 2015;” the following words:- “provided further that no less than \$50,000 shall be expended for the purpose of tree re-planting in Worcester”; and by striking out the figure “\$41,824,985” and inserting in place thereof the following figure:- “\$41,874,985”. After remarks, the amendment was **adopted**.

Recess.

There being no objection at twenty-four 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 twenty-two minutes past eight o’clock P.M., the Senate reassembled, the President in the Chair.

Orders of the Day.

The Orders of the Day were further considered as follows:

The House Bill making appropriations for the fiscal year two thousand sixteen for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 3401),-- **was considered, the main question being on ordering the bill to a third reading.**

Mr. Kennedy moved that the proposed new text be amended in section 2, in item 2810-0100, by adding the following: “provided further, that not less than \$35,000 shall be expended for the City of Brockton Parks Department to renovate McKinley Playground”; and by striking out the figures “\$41,824,985” and inserting in place thereof the figures “41,859,985” The amendment was *rejected*.

Mr. Ross moved that the proposed new text be amended in section 2, in item 2810-0100, by inserting at the end thereof the following: “provided, that not less than \$40,000 shall be expended for flood control funding in the town of Millis”; and by striking out the figure “41,824,985” and inserting in place thereof the following figure:- “41,864,985”. The amendment was *rejected*.

Ms. Jehlen and Messrs. Lewis and Brownsberger moved that the proposed new text be amended in section 2, in item 2810-0100, by inserting at the end thereof the following:- “provided further, that not less than \$250,000 shall be expended for the purpose of finalizing the designs and obtaining permits necessary for implementation of the Mystic River Master Plan; provided further, that not less than \$100,000 shall be expended for aquatic invasive species control on the Mystic River”; and by striking the figure “41,824,985” and inserting in place thereof the following figure:- “42,174,985”.
After remarks, the amendment was **adopted**.

Mr. Ross moved that the proposed new text be amended in section 2, in item 2810-0100, by inserting at the end thereof the following:- “provided further, that not less than \$250,000 shall be expended for the purposes of aquatic invasive species control”; and by striking out the figure “41,824,985” and inserting in place thereof the following figure:- “42,074,985”.
The amendment was *rejected*.

Mr. Ross moved that the proposed new text be amended in section 2, in item 2200-0107, by inserting at the end thereof the following: “provided further, that not less than \$25,000 shall be expended for environmental improvements at the transfer station in Sherborn”; and by striking out the figure “400,000” and inserting in place thereof the following figure:- “425,000”.
After remarks, the amendment was **adopted**.

Mr. Ross moved that the proposed new text be amended in section 2, in item 2810-0100, by inserting after the words “entities from this item” the following:- “provided further, that not less than \$50,000 shall be expended for athletic field improvements in Millis”; and by striking out the figure “41,824,985” and inserting in place thereof the following figure:- “41,874,985”.
After remarks, the amendment was **adopted**.

Ms. Donoghue moved that the proposed new text be amended in section 2, in item 2810-0100, by adding at the end thereof the following:- “provided further that not less than \$250,000 shall be expended for open space improvements in Lowell”; and by striking out the figure “\$41,824,985” and inserting in place thereof the following figure:- “\$42,074,985”.
After remarks, the amendment was **adopted**.

Messrs. Tarr and Humason moved that the proposed new text be amended in section 2, in item 2310-0200, by adding at the end thereof the following: “provided that not less than \$20,000 shall be expended for the planning and design of structures dockage and fueling facilities for commercial and recreational vessels in Rockport adjacent to Granite Pier, so-called”; and by striking out the figures “\$15,268,483” and inserting in place thereof the figures “\$15,288,483”.
The amendment was **adopted**.

Ms. Gobi moved that the proposed new text be amended by adding the following: “; provided further, that \$165,000 shall be expended for Old Sturbridge Village in the Town of Sturbridge”.
The amendment was *rejected*.

Ms. Gobi moved that the proposed new text be amended by adding the following: “provided further, that not less than \$30,000 shall be expended as a planning grant to the town of Charlton;”; and by striking out the figures “\$7,500,000” and inserting in place thereof the figures “\$7,530,000”.
The amendment was **adopted**.

Messrs. Wolf, Downing, Eldridge and deMacedo moved that the proposed new text be amended by adding the following section: “SECTION XX. Chapter 23A of the General Laws is hereby amended by adding the following section:-
Section 66. (a) There shall be within the executive office of housing and economic development, but not subject to the supervision or control of the executive office, a rural policy advisory commission. The mission of the commission shall be to enhance the economic vitality of rural communities, defined as municipalities with a population density of less than 500 persons per square mile, and to advance the health and well-being of rural residents.
(b) The commission shall consist of the following 15 members: the speaker of the house of representatives, ex officio, or a designee; the president of the senate, ex officio, or a designee; the secretary of housing and economic development, ex officio, or a designee; 1 person appointed by the governor from the Berkshire regional planning commission, the Cape Cod commission, the central Massachusetts regional planning commission, the Franklin regional council of governments, the Martha’s Vineyard commission, the Montachusett regional planning commission, the Nantucket planning and economic development commission and Pioneer valley planning commission; 4 other persons appointed by the governor. Commission members shall be persons with a demonstrated interest and experience in advancing the interests of rural residents.
(c) Members of the commission may serve a maximum of 3 consecutive 3 year terms. Vacancies in the membership of the commission shall be filled for the balance of the unexpired term. The commission shall elect from among its members a chair, a vice chair, a treasurer and any other officers it deems necessary. The members of the commission shall receive no compensation for their services, but shall be reimbursed for any usual and customary expenses incurred in the performance of their duties. Members shall be considered special state employees for the purposes of chapter 268A.
(d) The commission shall serve as a research body for issues critical to the welfare and vitality of rural communities. In furtherance of that responsibility, the commission shall: (i) study, review and report on the status of rural communities and residents in the commonwealth; (ii) advise the legislative and executive bodies of the impact of existing and proposed state laws,

policies and regulations on rural communities; (iii) advance legislative and policy solutions that address rural needs; (iv) advocate to ensure that rural communities receive a fair share of state investment; (v) promote collaboration among rural communities to improve efficiency in delivery of services; and (vi) develop and support new leadership in rural communities. The executive office of housing and economic development shall provide the commission with adequate office space as well any research, analysis or other staff support that the commission reasonably requires.

(e) The commission shall meet on a quarterly basis at the discretion of the chair. Meeting locations shall rotate between Boston, Cape Cod and the Islands, central Massachusetts, and western Massachusetts. Meetings shall be open to the public in accordance with sections 18 to 25, inclusive, of chapter 30A.

(f) The commission may accept and solicit funds, including any gifts, donations, grants or bequests or any federal funds, for any of the purposes of this section. Such funds shall be deposited in a separate account with the state treasurer, be received by said treasurer on behalf of the commonwealth, and be expended by the commission in accordance with law.

(g) The commission shall annually, on or before June 2, report the results of its findings and activities of the preceding year and its recommendations to the governor and to the clerks of the senate and the house of representatives who shall forward the same to the joint committee on economic development and emerging technologies.”

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

Mr. Wolf moved that the proposed new text be amended in section 2, in item 7004-0102, by adding the end thereof the following: "provided further, that \$150,000 be provided to the Housing Assistance Corporation of Cape Cod for the purpose of operating a day center in Hyannis to provide services to homeless individuals in collaboration with the NOAH Shelter, Hyannis Main Street Business Improvement District, Barnstable Police Department, and Duffy Healthcare Center"; and by striking out the figure "\$44,700,000" and inserting in place thereof "44,850,000".

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

Mr. Wolf moved that the proposed new text be amended in section 2, in item 7002-0010, by adding at the end the following: "provided further that not less than \$50,000 shall be expended for a Last Mile Broadband planning grant for broadband service from the town of Edgartown to the island of Chappaquiddick"; and by striking out the figures "\$1,381,814" and inserting in place thereof the figures "\$1,431,814".

The amendment was *rejected*.

Mr. Wolf moved that the proposed new text be amended in section 2, in item 7004-0099, by adding at the end the following: "provided further that not less than \$45,000 shall be expended for a caseworker position under the Housing Assistance Corporation in Hyannis to assist residents of Martha's Vineyard who are homeless or at risk for homelessness"; and by striking out the figure "7,902,360" and inserting in place thereof the following figure:- "7,947,360".

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

Mr. Wolf, Ms. Forry, Messrs. Lewis, Moore and Lesser, Ms. Flanagan, Messrs. Eldridge and Welch, Ms. O'Connor Ives, Mrs. L'Italien and Ms. Chang-Diaz moved that the proposed new text be amended in section 2, in item 7004-3036, by striking out the figure "\$1,741,922" and inserting in place thereof the figure of "2,641,992".

The amendment was *rejected*.

Mr. Rodrigues moved that the proposed new text be amended in section 2, in item 7008-0900, by adding the following:- "provided further, that no less than \$75,000 shall be expended for educational, recreational, and ceremonial programs that will constitute the commemoration of the 50th anniversary of Battleship Cove and the USS Massachusetts Memorial Committee, Inc., in August 2015".

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

Mr. Fattman moved that the proposed new text be amended in section 2, in item 7008-0900, in line 9, by inserting after the word "commonwealth" the following:- "provided further, that no more than \$50,000 shall be provided for energy efficiency upgrades at the proposed Mendon Public Library"; and by striking out the figures "6,146,956" and inserting in place thereof the figures "\$6,196,956".

The amendment was *rejected*.

Mr. Fattman moved that the proposed new text be amended in section 2, in item 7008-0900, by adding:- "; provided further that not less than \$165,000 be expended for unexpected and extraordinary circumstances in the town of Douglas".

The amendment was **adopted**.

Mr. McGee moved that the proposed new text be amended in section 2, in item 7008-0900, by inserting after the word "tourism" the following:- "provided further that not less than \$25,000 shall be expended for the completion of the mural project in the city of Lynn's Cultural District"; and by striking the figure "\$7,500,000" and placing at the end thereof the following figure "\$7,525,000."

The amendment was *rejected*.

Mr. McGee moved that the proposed new text be amended by adding the following:- “; provided further, that not less than \$30,000 shall be expended for a district-wide robotics program in the town of Saugus”.

The amendment was **adopted**.

Mr. McGee moved that the proposed new text be amended in section 2, in item 7002-0020, by adding at the end thereof the following:- “; provided that not less than \$90,000 shall be expended for the E-Team Machinist program in Lynn”; and by striking out the figure “\$945,000” and inserting in place thereof the following figure:- “\$1,035,000”.

The amendment was **adopted**.

Mr. McGee moved that the proposed new text be amended in section 2, in item 7008-0900, by inserting after the word “commonwealth” the following: “provided further, that no less than \$100,000 shall be expended for the Grand Army of the Republic Historical Museum in Lynn”; and by striking out the figures “\$7,500,000” and placing at the end thereof the figures “\$7,600,000”.

The amendment was *rejected*.

Mr. McGee moved that the proposed new text be amended in section 2, in item 7008-0900, by adding the following:- “provided that no less than \$125,000 shall be expended for safety upgrades and repairs along Route 129 on the Lynn border in the town of Swampscott”.

The amendment was **adopted**.

Messrs. McGee, Brownsberger and Welch and Ms. Gobi moved that the proposed new text be amended in section 2, in item 7008-0900, by adding the following: “provided further, that no less than \$90,000 shall be expended for the Russian Community Association of Massachusetts Inc.”; and by striking the figure “\$7,500,000” and inserting in place thereof the following figure “\$7,590,000”.

The amendment was **adopted**.

Ms. Flanagan moved that the proposed new text be amended in section 2, in item 7008-0900, by adding at the end thereof the following: “provided that \$325,000 be expended for the restoration of Perry Auditorium at Gardner City Hall”; and by striking out the figures “\$7,500,000” and inserting in place thereof the figures “7,825,000”.

The amendment was *rejected*.

Ms. Flanagan and Mr. Tarr moved that the proposed new text be amended by inserting, after section ____, the following new section: -

“SECTION __: Section 3A of chapter 23A of the General Laws, as so appearing, is hereby amended by striking, in line 139, the figure ‘35,000’ and inserting in place thereof the following: - ‘20,000’.”

The amendment was *rejected*.

Ms. Flanagan, Mr. Eldridge and Ms. Gobi moved that the proposed new text be amended in section 2, by inserting after item 7007-0800 the following item:-

“7007-0801 For microlending grants of up to \$100,000 which shall be issued to established community development financial institutions and community advantage lenders making direct microenterprise and small business loans to borrowers on a regional basis, and providing technical assistance to applicants and borrowers in order to foster business establishment and success; provided, that the funds shall be used to support the eligible organization's lending and technical assistance activities; and provided further, that not less than \$100,000 shall be granted to the North Central Massachusetts region for these purposes100,000”.

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

Ms. Flanagan moved that the proposed new text be amended in section 2, in item 7008-0900, by adding at the end thereof the following: “provided that not less than \$25,000 shall be expended for the 250th Anniversary of the city of Fitchburg”; and by striking out the figures “\$7,500,000” and inserting in place thereof the figures “7,525,000”.

The amendment was *rejected*.

Ms. Flanagan moved that the proposed new text be amended in section 2, in item 7008-0900, by adding at the end thereof the following: “provided that not less than \$100,000 shall be expended to study the impact of the redevelopment of Devens on surrounding communities”; and by striking out the figures “\$7,500,000” and inserting in place thereof the figures “7,600,000”.

The amendment was **adopted**.

Ms. Flanagan moved that the proposed new text be amended in section 2, in item 7008-0900, by adding at the end thereof the following: “provided that not less than \$25,000 shall be expended for Leominster’s 100th anniversary as a city and 275th anniversary as a town”; and by striking out the figures “\$7,500,000” and inserting in place thereof the figures “7,525,000”.

The amendment was *rejected*.

Mr. Keenan moved that the proposed new text be amended in section 2, in item 7008-0900, by adding at the end thereof the following:- “; and provided further, that not less than \$100,000 shall be expended to Quincy Asian Resources, Inc. in the City of

Quincy”; by striking out the figure “\$7,500,000” and inserting in place thereof the following figure:- “\$7,600,000.”
After remarks, the amendment was **adopted**.

Mr. Keenan moved that the proposed new text be amended in section 2, in item 7008-0900, by adding at the end thereof the following:- “; and provided further, that not less than \$50,000 shall be expended for the Germantown Neighborhood Center in the city of Quincy”; and by striking out the figure “\$7,500,000” and inserting in place thereof the following figure:- “\$7,550,000”.
The amendment was *rejected*.

Mr. Donnelly moved that the proposed new text be amended in section 2, in item 7003-0900, by adding at the end thereof the following:- “provided that not less than \$200,000 shall be expended for the operation of the Joint Labor Management Committee for Municipal Police and Fire”.
The amendment was *rejected*.

Messrs. Donnelly, Eldridge, Moore and Lesser, Ms. Gobi, Mrs. L'Italien, Ms. Lovely and Ms. Chang-Diaz moved that the proposed new text be amended in section 2, in item 7004-9316, by striking out the figure “\$12,000,000” and inserting in place thereof the following figure:- “\$13,000,000”.
The amendment was **adopted**.

Mr. Keenan moved that the proposed new text be amended in section 2, in item 7004-0099, by adding at the end thereof the following:- “; and provided further, that the town of Holbrook shall receive not less than the amount appropriated in Chapter 139 of the Acts of 2012 for a one-time community action grant”.
The amendment was *rejected*.

Mr. Humason moved that the proposed new text be amended in section 2, in item 7004-0099, by adding at the end thereof the following: “provided further, that not less than \$75,000 shall be expended for World is Our Classroom, Inc. serving the towns of Holyoke, Westfield, Chicopee and Greenfield”; and by striking out the figures “7,902,360” and inserting in place thereof the following figures:- “7,977,360”.
The amendment was *rejected*.

Mr. Humason moved that the proposed new text be amended in section 2, in item 7008-0900, by adding at the end thereof the following: “provided further, that not less than \$15,000 shall be expended for Westfield on Weekends, Inc.”; and by striking out the figures “7,500,000” and inserting in place thereof the following figures:- “7,515,000”.
After remarks, the amendment was **adopted**.

Messrs. Humason and Tarr, Ms. Gobi and Messrs. deMacedo and Fattman moved that the proposed new text be amended in section 2, in item 7008-1000, by striking out the figure “\$5,000,000” and inserting in place thereof the following figure:- “\$8,900,000”.
The amendment was *rejected*.

Messrs. Moore and Ross and Ms. Gobi moved that the proposed new text be amended by inserting, after section 105, the following section:-
“SECTION 105A. There shall be a special commission to study the feasibility of improving state agency information sharing capabilities to facilitate new business registration. The commission shall consist of the following members or their designee: (i) the commonwealth’s chief information officer who shall serve as a co-chair; (ii) the commissioner of revenue who shall serve as a co-chair; (iii) the secretary of administration and finance; (iv) the secretary of the commonwealth; (v) the attorney general; (vi) the treasurer; (vii) the auditor; (viii) the secretary of health and human services; (ix) the secretary of energy and environmental affairs; (x) the secretary of housing and economic development; (xi) the secretary of labor and workforce development; (xii) the secretary of transportation; (xiii) the secretary of education; (xiv) 3 individuals appointed by the governor, 2 of whom shall be a specialist in the field of information technology; (xv) the president of the senate; (xvi) the speaker of the house of representatives; (xvii) the senate and house chairs of the joint committee on state administration and regulatory oversight; (xviii) the minority leader of the senate; and (xix) the minority leader of the house of representatives. The commission shall make a comprehensive study of the feasibility of improving information sharing capabilities to address duplicative processes and streamline services to simplify new business registrations, particularly for small businesses. The commission shall review each agencies requirements for new business to evaluate duplicative, burdensome and unnecessary processes. The study shall also include a financial analysis of the implementation of new technology or upgrades to existing technology undertaken to facilitate new business registration. The commission shall file a report of its findings and recommendations, if any, together with drafts of legislation necessary to carry out the recommendations, with the clerks of the senate and house of representatives, the chairs of the joint committee on state administration and regulatory oversight, the chairs of the joint committee on economic development and emerging technologies and the house and senate committees on ways and means not later than December 31, 2015.”
After remarks, the question on adoption of the amendment was determined by a call of the yeas and nays, at seven minutes before nine o'clock P.M., on motion of Mr. Humason, as follows, to wit (*yeas 38 — nays 1*) [**Yeas and Nays No. 35**]:

YEAS.

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

NAYS.

Downing, Benjamin B. – **1.**

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

Mr. Moore and Ms. Chandler moved that the proposed new text be amended in section 2, by inserting after 7007-0300 the following item:

“7007-0500 For the operation and maintenance of the Massachusetts Biotechnology Research Institute for the commercialization of new, academic-based research and development and raising the scientific awareness of the communities of the commonwealth..... \$250,000”.

The amendment was *rejected*.

Mr. Moore moved that the proposed new text be amended in section 2, in item 7004-0099, by inserting after the words “security requirements” the following: “provided further, that not less than \$50,000 shall be expended for the South Worcester Neighborhood Improvement Corporation;”; and by striking out the figures “\$7,902,360” and inserting in place thereof the figures “\$7,952,360”.

The amendment was **adopted**.

Mr. Moore moved that the proposed new text be amended in section 2, in item 7008-0900, by inserting after the word “championships;” the following:- “provided further, that not less than \$25,000 shall be expended as a grant to the town of Upton”; and by striking out the figure “\$7,500,000” and inserting in place thereof the figure:- “\$7,525,000”.

The amendment was **adopted**.

Mr. Moore moved that the proposed new text be amended by inserting, after section ____, following new section:-

“SECTION _____. (A) Subsection (a) of section 22 of Chapter 186 of the General Laws is hereby amended by striking the definition, ‘water company’, and replacing it with the following new definition:- ‘water company’, a company, as defined in section 1 of chapter 165 or a municipal utility or any other waterworks system owned, leased, maintained, operated, managed or controlled by any unit of local government under any general or special law, which company, utility or system supplies water to a landlord through metered measurement. Water company shall also include companies that lease, operate, maintain, treat, monitor and/or test private septic systems or private water wells. Any landlord imposing charges on tenants or otherwise engaging in any activity permitted under this section shall not be deemed thereby to be functioning as a water company as defined herein or to be subject to any laws or regulations regulating any such company.

(B) Subsection (c) of said section 22 of Chapter 186 is hereby amended by inserting at the end thereof the following:- If a landlord who is not the original owner when submetering began cannot locate the original certificate after a good faith effort he may verify such certification by filing a new form prior to January 1, 2017 and such certification shall apply as though it was obtained prior to the installation of the submeters. Any landlord that purchases a building shall have one year after the date of purchase to obtain verification of such certification (which, if an original certificate cannot be located after a good faith effort, may be done by filing a new form) and such certification shall apply as though it was obtained prior to the installation of the submeters.

(C) Subsection (g) of said section 22 of Chapter 186 is hereby amended by striking said section and replacing it with the following:- (g) A landlord shall determine a calculated cost per unit of water consumption by dividing the total amount of any bill or invoice provided to the landlord from the water company for water usage, the customer service charge and taxes, but not including any interest for the late payment, penalty fees or other discretionary assessments or charges, for all water provided to the premises through the water company meter in that billing period, by the total amount of water consumption for the entire premises. The total amount charged separately to each submetered dwelling unit for water usage for any billing period shall not exceed such calculated cost per unit of water multiplied by the number of units of water delivered exclusively to the particular dwelling unit for the same billing period, provided that the landlord has verified that the total costs of water usage billed to all dwelling units does not exceed the total costs of water usage charged by the water company to the landlord for the same period. In the event that a submeter read is not available, the landlord may estimate the dwelling unit consumption for no more than three consecutive months and at a consumption level no higher than 70% of the lesser of (1) the current resident’s average historical consumption; or (2) the average historical consumption of all dwelling units during the prior twelve months.”

The amendment was *rejected*.

Mr. Moore and Ms. Chandler moved that the proposed new text be amended in section 2, in item 7003-1206, by adding at the end thereof the following: “provided further, that not less than \$75,000 shall be expended to establish a program in the city of Worcester to create a pre-apprenticeship training program certified by the division of apprentice training targeting low-income, women and minority youth, or young adult populations to be matched by the city of Worcester”; and by striking out the figure “\$900,000” and inserting in place thereof the figure:- “975,000”.

The amendment was **adopted**.

Mr. Moore and Ms. Chandler moved that the proposed new text be amended in section 2, in item 7003-1206, by adding at the end thereof the following:- “; provided further, that not less than \$100,000 shall be expended for community outreach and education efforts to the Hispanic senior citizens of Worcester”; and by striking out the figure “\$900,000” and inserting in place thereof the following figures:- “\$1,000,000”.

The amendment was **adopted**.

Mr. Moore, Ms. Gobi and Ms. Chandler moved that the proposed new text be amended by inserting, after section ____, the following section:-

“SECTION ___. Section 13H of Chapter 23A, as appearing in the 2014 Official Edition, is hereby amended by striking out, in line 23, the words ‘Worcester County Convention and Visitors Bureau’ and inserting in place thereof the following words:- ‘Worcester Regional Tourism and Visitors Corporation’.

SECTION ___. Section 14 of chapter 23A, as so appearing, is hereby amended by striking out, in line 11, the words ‘Worcester County Convention and Visitors Bureau’ and inserting in place thereof the following words:- Worcester Regional Tourism and Visitors Corporation.”

The amendment was **adopted**.

Mrs. L'Italien moved that the proposed new text be amended in section 2, in item 7003-1206, by inserting at the end thereof the following:- “provided further that no less than \$100,000 be allocated to Arlington Community Trabajando of Lawrence for the purpose of community development initiatives, affordable housing, foreclosure prevention, first time homebuyer education, family financial literacy, business, and youth development”.

The amendment was *rejected*.

Mrs. L'Italien moved that the proposed new text be amended in section 2, in item 7003-1206, by inserting at the end thereof the following:- “provided further that no less than \$100,000 be allocated to the Methuen Arlington Neighborhood Inc to increase and enhance entrepreneurial opportunities, neighborhood investment, revitalization activities, and self-sufficiency of low and moderate income residents of Lawrence and Methuen”.

The amendment was *rejected*.

Messrs. Tarr, Hedlund, deMacedo and Humason and Ms. Lovely moved that the proposed new text be amended in section 2, in item 2511-0100, by inserting after section ___, the following section:-

“Section ___. Any buy local effort included in this document shall include locally harvested seafood.”

The amendment was *rejected*.

Messrs. Tarr and Humason moved that the proposed new text be amended by inserting after section ___ the following sections:- “SECTION ___. Section 39 of chapter 63, as appearing in the 2014 Official Edition, is hereby amended by inserting after the figure ‘\$456’, in line 49, the following words:- ; provided, however, that qualifying corporations under section 38DD shall receive a credit of \$456 against the excise imposed under this section.

SECTION ___. Subsection (c) of section 3 of chapter 63B of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out the first and second sentences and inserting in place thereof the following 3 sentences:— For purposes of this chapter, there shall be 4 required installments for each taxable year, except as otherwise provided by this chapter. The first installment shall be paid on or before the fifteenth day of the third month of the taxable year; the second installment shall be paid on or before the fifteenth day of the sixth month of the taxable year; the third installment shall be paid on or before the fifteenth day of the ninth month of the taxable year; and the fourth installment shall be paid on or before the fifteenth day of twelfth month of the taxable year. The amount of any installment shall be 25 per cent of the required annual payment.”

The amendment was *rejected*.

Mr. deMacedo moved that the proposed new text be amended in section 2, in item 7008-0900, by adding the following:— “; provided, further, that no less than \$200,000 be expended for the Plymouth 400th Inc. for the commemoration of the 400th anniversary of the founding of the United States, provided that said program shall provide a matching amount of at least \$200,000 in private funding”; and by striking out the figure “\$7,500,000” and inserting in place thereof the figure “\$7,700,000”.

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

Mr. Tarr moved that the proposed new text be amended in section 2, in item 7008-0900, by adding at the end thereof the following: “provided, further, that not less than \$15,000 shall be expended for child safety grants to the town of North Reading”.

The amendment was **adopted**.

Mr. Rodrigues moved that the proposed new text be amended in section 2, in item 7004-0101, by inserting at the end thereof the following: - “; provided further, that no less than \$100,000 be allocated for People, Incorporated, for the transportation needs and services of families being housed in hotels or motels in the towns of Swansea and Somerset”; by striking out the figures “\$154,873,948” and inserting in place thereof the figures “\$154,973,948”.

The amendment was *rejected*.

Mr. Rush, Ms. Gobi, Messrs. Timilty and Eldridge and Ms. Forry moved that the proposed new text be amended in section 2, in item 7008-0900, by inserting after the word “championships” the following words:- “; provided further, that not less than \$100,000 shall be provided to the Fisher House Boston for expenses associated with hosting the 2015 Medal of Honor convention”.

The amendment was **adopted**.

Mr. Rush, Ms. Donoghue, Messrs. Lesser and Moore moved that the proposed new text be amended in section 2, in item 7002-0035, by striking out the figures “\$350,000” and inserting in place thereof the figures “\$700,000”.

The amendment was *rejected*.

Messrs. Donnelly and Rodrigues, Ms. Donoghue, Messrs. Lewis, Lesser, McGee and Moore, Ms. Lovely, Mr. Eldridge, Ms. Gobi and Messrs. Wolf, Barrett, Humason, Kennedy and Pacheco moved that the proposed new text be amended in section 2, in item 7002-1075, by inserting after the words “For the Workforce Competitiveness Trust Fund established in section 2WWW of chapter 29 of the General Laws” the following words:- “which may be used for workforce training strategies including but not limited to sector based training and pre-employment services, focused on underemployed and unemployed residents in the Commonwealth; provided that the funds may be used to support regional industry sector partnerships and may be used to support individual training vouchers administered to nonprofit job training providers with recognized success in providing skills training for residents, provided that job training providers shall report on trainees successful completion of the program as well as successful job placement the salary and benefits that participants receive after placement, and the cost per participant as the secretary of the executive office of labor and workforce determined”; by striking out the figures “\$2,000,000” and inserting in place thereof the figures “\$5,000,000”.
The amendment was *rejected*.

Messrs. Humason, deMacedo, Tarr and Ross moved that the proposed new text be amended in section 2, by inserting, after item 7002-1075, the following item:-
“7002-1506 For competitive technical assistance grants to be administered by the executive office of housing and economic development, in coordination with the Federal Reserve Bank of Boston, to provide multi-year support to initiatives that advance cross-sector collaboration among the public, private and non-profit sectors; provided, that, in order to qualify for funding, a project proposal shall catalyze and accelerate initiatives that create new or stronger working relationships between key institutions, agencies, organizations and businesses within municipalities with: (a) a population of greater than 35,000 and less than 250,000; (b) a median family income that is below the median of those similarly-sized municipalities; and (c) a median poverty rate that is above the median for those similarly-sized municipalities; provided further, that the Federal Reserve Bank of Boston shall identify additional program eligibility requirements; and provided further, that the private sector and other institutions shall contribute to this program an amount that is at least equal to the total state appropriation for this program.....\$500,000”.
After remarks, the amendment was *rejected*.

Mr. Rodrigues moved that the proposed new text be amended in section 2, in item 7004-0102, by inserting at the end thereof the following: - “; provided further, that not less than \$50,000 shall be expended for the United Way of Greater Attleboro/Taunton on behalf of the SouthCoast Regional Network to End Homelessness to facilitate regional coordination and implementation of support programs protecting families and individuals experiencing homelessness”; and by striking out the figure “\$44,700,000” and inserting in place thereof the figure:- “\$44,750,000”.
The amendment was **adopted**.

Mr. Donnelly moved that the proposed new text be amended in section 2, in item 7008-0900, by adding at the end thereof the following:- “provided that not less than \$50,000 shall be expended for the Solomon Post for Veterans of Foreign Wars in the town of Billerica for environmental clean-up, mitigation costs, and other club operations”.
The amendment was **adopted**.

Mr. Donnelly moved that the proposed new text be amended in section 2, in item 7008-0900, by adding at the end thereof the following:- “provided that not less than \$50,000 shall be expended for a grant to the town of Billerica for the Yankee Doodle Bike Path”.
After remarks, the amendment was **adopted**.

Messrs. Rodrigues, Keenan, Kennedy, Joyce and Montigny moved that the proposed new text be amended in section 2, by inserting after line item 7002-1075 the following item:-
“7002-1507 For the Massachusetts Technology Collaborative to provide for staffing the Southeastern Massachusetts Advanced Manufacturing Consortium (SMAMC) to continue outreach to engage manufacturers in the five southeast WIB regions (Bristol, Brockton, Cape and Islands, Greater New Bedford, and South Shore), to facilitate workforce training grant applications, and to support the SMAMC governance body in its mission
\$200,000.”
The amendment was **adopted**.

Mr. Downing moved that the proposed new text be amended in section 2, in item 7004-0102, by inserting at the end thereof the following:- “provided further, that \$150,000 shall be expended to Berkshire County Regional Housing Authority for the purpose of coordinating homeless shelters and safety net services in Berkshire County”; and by striking the figure “\$44,700,000” and inserting in place thereof the figure “\$44,850,000”.
The amendment was **adopted**.

Messrs. Timilty and Joyce moved that the proposed new text be amended in section 2, in item 7008-0900, by inserting after “Commonwealth” the following: “provided further, that \$50,000 be expended for the celebration of the 250th Anniversary of the founding of the Town of Sharon; provided further, that not less than \$35,000 shall be expended to improve emergency medical service response in open space locations in the town of Medway”; and by striking out the figures “\$7,500,000” and inserting in

place thereof the figures "\$7,585,000".

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

Mr. Pacheco moved that the proposed new text be amended in section 2, in item 7008-0900, by adding the following words:- “; provided further, that not less than \$35,000 shall be expended for improvements to Massasoit State Park in the city of Taunton; provided further, that not less than \$15,000 shall be expended for the Turning Point Day Resource Center for the Homeless in the town of Wareham; provided further, that not less than \$100,000 shall be expended to the Wareham Housing Authority for emergency repairs and upgrades to senior housing units; provided further, that not less than \$100,000 shall be expended to the Raynham Housing Authority for emergency repairs and upgrades to senior housing units; provided, that not less than \$250,000 shall be expended to the education and training collaborative established in section 9 of chapter 419 of the acts of 2008 for the operation of the life sciences, education and training center located at the former Paul A. Dever state school in the city of Taunton”.

The amendment was **adopted**.

Mr. Lewis moved that the proposed new text be amended in section 2, in item 7008-0900, by adding the following: “; provided further that not less than \$75,000 shall be expended to painting and repair of the historic Beebe Estate in Melrose; and provided that not less than \$25,000 shall be expended for child safety grants for the town of Reading”.

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

Mr. Lewis moved that the proposed new text be amended in section 2, in item 7008-0900, by adding the following words:- “provided further, that not less than \$100,000 shall be expended for infrastructure improvements for the promotion and growth of economic development in the town of Wakefield; and provided further, that not less than \$25,000 shall be expended for improvements to Polonia Park in the city of Chelsea”; and by striking out the figure “\$7,500,000” and inserting in place thereof the following figure:- “\$7,625,000”.

The amendment was **adopted**.

Mr. Joyce moved that the proposed new text be amended by inserting, after section __, the following section:-

“SECTION __. Chapter 167 of the General Laws is hereby amended by inserting after section 13 the following section:-

Section 13A. (a) A mutual bank, co-operative bank or credit union shall provide clear, concise and understandable disclosure of all compensation awarded to, earned by or paid to the named executive officers or directors designated in subsection (b). A mutual bank, co-operative bank or credit union shall conspicuously publish disclosure in a format readily accessible to members.

(b) For the purposes of this section, a ‘named executive officer or director’ shall mean:

(i) a person serving as a company’s principal chief executive officer or acting in a similar capacity during the last completed fiscal year, the ‘CEO’, regardless of compensation level;

(ii) a person serving as a company’s principal or chief financial officer or acting in a similar capacity during the last completed fiscal year, the ‘CFO’, regardless of compensation level;

(iii) a company’s 3 most highly compensated executive officers other than the CEO and CFO who were serving as executive officers at the end of the last completed fiscal year;

(iv) up to 2 additional persons for whom disclosure would have been provided pursuant to clause (iii), but for the fact that the individual did not serve as an executive officer of the company at the end of the last completed fiscal year; and

(v) a company’s directors.

(c) The commissioner of banks shall further promulgate regulations with the express purpose of requiring a mutual bank, co-operative bank or credit union to provide full and accurate disclosure of:

(i) all compensation to the named executive officers or directors, whether paid or accrued; and

(ii) all conflicts of interest, whether direct or indirect.”

The amendment was *rejected*.

Messrs. Lewis and Eldridge moved that the proposed new text be amended in section 2, in item 7004-0101, by adding the following words:- “provided further, that, notwithstanding any general or special law to the contrary, the department in fiscal year 2016 shall not impose any new eligibility or benefits restrictions;”.

The amendment was *rejected*.

Messrs. Lesser and Welch moved that the proposed new text be amended in section 2, in item 7008-0900, by adding at the end thereof the following:- “provided further, that not less than \$90,000 shall be expended for the Naismith Memorial Basketball Hall of Fame for a three-camera digital video and switching system to allow the Basketball Hall of Fame to live switch, capture, live stream and display events in real time”; and by striking out the figure “\$7,500,000” and inserting in place thereof the following figure “\$7,590,000”.

The amendment was *rejected*.

Messrs. Welch and Humason moved that the proposed new text be amended in section 2, in item 7003-1206, by inserting the following:- “provided, that not less than \$100,000 shall be expended for the New England Farm Workers Council”; and by striking out the figure “\$900,000” and inserting in place thereof the following figure:- “\$1,000,000”.

The amendment was **adopted**.

Messrs. Lewis, Rush and Eldridge, Ms. Donoghue, Messrs. Joyce and Barrett and Ms. Forry moved that the proposed new text be amended in section 2, in item 7007-0952, by striking out the figure “\$3,400,000” and inserting in place thereof the following figure:- “\$4,900,000”.

The amendment was **adopted**.

Messrs. Welch and Lesser and Ms. Gobi moved that the proposed new text be amended in section 2, in item 7004-3036, by inserting the following:- “provided, that not less than \$150,000 shall be expended for the operation of the Springfield Housing Authority Talk Read Succeed program”; and by striking out the figure “\$1,741,922” and inserting in place thereof the following figure:- “\$1,891,922”.

The amendment was **adopted**.

Messrs. Welch and Lesser and Ms. Gobi moved that the proposed new text be amended in section 2, in item 7004-3036, by inserting the following:- “provided, that not less than \$100,000 shall be expended for Springfield Neighborhood Housing Services, Inc.”; and by striking out the figure “\$1,741,922” and inserting in place thereof the following figure:- “\$1,841,922”.

The amendment was **adopted**.

Messrs. Welch and Lesser moved that the proposed new text be amended in section 2, in item 7004-3045, by striking the figure “\$500,000” and inserting in place thereof the following figure:- “\$1,000,000”.

The amendment was *rejected*.

Messrs. Welch, Lesser and Humason moved that the proposed new text be amended in section 2, in item 7008-0900, by inserting the following:- “provided, that not less than \$150,000 shall be expended for the launch and operation of New England Public Radio in the city of Springfield”; and by striking out the figure “\$7,500,000” and inserting in place thereof the following figure:- “\$7,650,000”.

The amendment was *rejected*.

Mr. Welch moved that the proposed new text be amended in section 2, in item 7008-0900, by inserting the following:- “provided, that not less than \$25,000 be expended for It's West Springfield, Inc.”; and by striking out the figure “\$7,500,000” and inserting in place thereof the following figure:- “\$7,525,000”.

The amendment was *rejected*.

Mr. Welch moved that the proposed new text be amended in section 2, in item 7008-0900, by inserting the following:- “provided, that not less than \$50,000 shall be expended for Stone Soul, Inc. for the Stone Soul Annual Community Festival and cultural activities in the city of Springfield”; and by striking out the figure “\$7,500,000” and inserting in place thereof the following figure:- “\$7,550,000”.

The amendment was *rejected*.

Ms. Lovely moved that the proposed new text be amended by inserting after section 23 the following section:-

“SECTION 23A. Section 30 of chapter 23B of the General Laws, as so appearing, is hereby amended by adding the following paragraph:-

The department shall ensure that a hotel or motel under contract to provide emergency housing assistance to individuals receiving benefits under this section shall provide access to all common and recreational areas otherwise accessible to hotel or motel guests under the same terms and conditions as those generally available to hotel or motel guests.”

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

Mr. Lesser moved that the proposed new text be amended in section 2, in item 7008-0900, by adding at the end thereof the following:- “provided further, that not less than \$50,000 shall be expended for the Wilbraham Nature and Cultural Council working in collaboration with the Wilbraham Community Association and the Minnechaug Land Trust for tourism marketing and advertising purposes”; and by striking out the figure “\$7,500,000” and inserting in place thereof the following figure “\$7,550,000”.

The amendment was *rejected*.

Ms. Lovely moved that the proposed new text be amended by inserting, after section 47, the following new section: -

“SECTION _____. Section 6 of Chapter 136 of the General Laws, as so appearing in the 2012 Official Edition, is hereby amended by inserting after clause (55) the following new clause:-

(56) Massage therapy services as performed by a massage therapist licensed under section 228 of chapter 112.”

After remarks, the amendment was *rejected*.

Ms. Lovely, Messrs. Eldridge and Tarr, Mrs. L'Italien, Ms. O'Connor Ives and Messrs. Barrett, Lewis and Moore moved that the proposed new text be amended in section 2, by inserting after item 7008-1300 the following item:

“xxxx-xxxx For the continued support of the commonwealth’s National Heritage Areas, as identified in Chapter 272 of the Acts of 2010; provided that funds shall be distributed to each of the heritage areas and may be expended for operational purposes or

serve as matching funds in the pursuit or maintenance of federal grants..... \$500,000”.
After remarks, the amendment was *rejected*.

Ms. Lovely moved that the proposed new text be amended in section 2, in item 7008-0900, by adding at the end thereof the following: “provided that \$100,000 be expended for a public safety grant to the City of Beverly”; and by striking out the figures “\$7,500,000” and inserting in place thereof the figures “\$7,600,000”.
The amendment was **adopted**.

Ms. Lovely, Messrs. Tarr and McGee moved that the proposed new text be amended in section 2, by inserting after item 7002-1512 the following item:
“xxxx-xxxx For North Shore InnoVentures of Beverly to support the development of early stage biotech and clean tech businesses.....\$100,000”.
The amendment was **adopted**.

Ms. Lovely, Ms. O'Connor Ives, Mr. Eldridge, Mrs. L'Italien and Mr. Moore moved that the proposed new text be amended in section 2, in item 7004-0108, by striking out the words “For a program of short-term housing assistance to help families eligible for temporary emergency shelter under item 7004-0101 or are referenced by the secretary of health and human services under 1599-0017” and inserting in place thereof the following words:- “For a program of short-term housing assistance to help families eligible for temporary emergency shelters under line item 7004-0101 or eligible for, or residing in emergency shelters and residential treatment programs under line items 4800-1400 and 4512-0200”; and amend said item by striking out the figures “\$26,249,331” and inserting in place thereof the figures”\$33,000,000”.
The amendment was *rejected*.

Mr. Eldridge moved that the proposed new text be amended in section 2, in item 7008-0900, by inserting at the end the following:- ”provided further, that \$150,000 shall be expended for the Discovery Museums to develop an educational program for children and parents”; and by striking the figures “7,500,000” and inserting in place thereof the figures “7,650,000”.
After remarks, the amendment was **adopted**.

Ms. Creem moved that the proposed new text be amended in section 2, in item 7003-1206, by adding at the end the following:
”provided further that \$15,000 shall be expended for financial assistance for qualified seniors in the Newton community to receive services of Newton At Home”; and by striking out the figures “\$900,000” and inserting in place thereof the figures:-
“\$915,000”.
After remarks, the amendment was **adopted**.

Messrs. deMacedo, Fattman, Tarr, Ross and Humason moved that the proposed new text be amended in section 2, by striking item 7004-0101 and inserting in place thereof the following:-
“7004-0101 For certain expenses of the emergency assistance program under section 30 of chapter 23B of the General Laws; provided, that eligibility shall be limited to families with incomes at or below 115 per cent of the 2011 or later-issued higher federal poverty level; provided further, that any family whose income exceeds 115 per cent of the federal poverty level while the family is receiving assistance funded by this item shall not become ineligible for assistance due to exceeding the income limit for a period of 6 months from the date that the income level was exceeded; provided further, that families that shall be eligible for assistance throughout a temporary emergency family shelter shall include: (a) families that are at risk of domestic abuse in their current housing situation or who are homeless because they fled domestic violence and have not had access to safe, permanent housing since leaving the housing situation in which they fled; (b) families that, through no fault of their own, are homeless due to fire, flood or natural disaster; (c) families that, through no fault of their own, have been subject to eviction from their most recent housing due to: (i) foreclosure; (ii) condemnation; (iii) conduct by a guest or former household member who is not part of the household seeking emergency shelter and over whose conduct the remaining household members had no control; or (iv) nonpayment of rent caused by a documented medical condition or diagnosed disability or caused by a documented loss of income within the last 12 months directly as a result of a change in household composition or a loss of income source through no fault of the family; (d) families who are in a housing situation where they are not the primary lease holder or who are in a housing situation not meant for human habitation and where there is a substantial health and safety risk to the family that is likely to result in significant harm should the family remain in such housing situation; provided further, that clauses (iii) and (iv) of 760 CMR 67.06(1)(f)6.d shall not apply in fiscal year 2016; provided further, that the health and safety risk shall be determined by the department of children and families through risk assessments; provided further, that a family who receives emergency housing assistance due to domestic abuse shall be connected to the appropriate social service agency; provided further, that temporary assistance under this item shall be terminated upon the offer of available housing or other assistance sufficient to maintain or stabilize housing; provided further, that a family may not decline an offer for available housing if the offer adequately accommodates the size and disabilities of the family and the new housing placement shall not result in a job loss for the client; provided further, that any family that declines an adequate offer of available housing or other assistance sufficient to maintain or stabilize housing shall become ineligible for assistance from this item; provided further, that families receiving benefits under this item shall have 30 per cent of their income set aside in a savings account, subject to reasonable exceptions as set forth in departmental regulations in effect in fiscal year 2015; provided further, that the amount saved shall be exempt from otherwise applicable asset limits; provided further, that families receiving emergency assistance shall receive housing search assistance that

attempts to facilitate a sustainable housing placement in a new sustainable tenancy or in a safe residence, including, but not limited to, a placement for which the family is not the primary lease holder, as soon as possible; provided further, that benefits under this item shall be provided only to residents of the commonwealth of Massachusetts who are citizens of the United States or aliens lawfully admitted for permanent residence or otherwise permanently residing under color of the law in the United States; provided further, that the department shall take all necessary steps to enforce the regulations to prevent abuse of the emergency assistance program, including a wage match agreement with the department of revenue; provided further, that eligibility for shelter by an otherwise eligible family shelter shall not be impaired by prior receipt of any non-shelter benefit; provided further, that an eligible household that is approved for shelter placement shall be placed in a shelter as close as possible to the household's home community unless a household requests otherwise; provided further, that if the closest available placement is not within 20 miles of the household's home community, the household shall be transferred to an appropriate shelter within 20 miles of its home community at the earliest possible date unless the household requests otherwise; provided further, that the department shall notify local school departments of the placement of a family in its district within 5 days of placement; provided further, that the department shall make every effort to ensure that children receiving services from this item shall continue attending school in the community in which they lived prior to receiving services funded from this item; provided further, that the department shall use its best efforts to ensure that a family placed by the emergency assistance program shall be provided with access to refrigeration and basic cooking facilities; provided further, that should a family with a child under the age of 3 be placed in a hotel or motel, the department of housing and community development shall ensure that the hotel or motel provides a crib for each child under the age of 3 that meets all the state and federal safety codes; provided further, that notwithstanding any other general or special law to the contrary, the department shall immediately provide shelter for up to 30 days to families who appear to be eligible for such shelter based on statements provided by the family and any other information in the possession of the department, but who need additional time to obtain any third-party verifications reasonably required by the department; provided further, that this item shall be subject to appropriation and, in the event of a deficiency, nothing in this item shall give rise to or shall be construed as giving rise to any enforceable right or entitlement to services in excess of the amounts appropriated; provided further that no funds shall be expended for personnel or administrative costs; provided further, that no funds shall be expended for costs associated with the homeless management information system; provided further, that the department shall endeavor to convert scattered site units to congregate units and, as allowed by demand, reduce the overall number of shelter beds through the reduction of scattered site units; and provided further, that funds shall be expended for expenses incurred as a result of families being housed in hotels due to the unavailability of contracted shelter beds.”.

After remarks, the amendment was *rejected*.

Ms. Creem moved that the proposed new text be amended in section 2, in item 7008-0900, by adding at the end thereof the following: “; provided further that \$35,000 shall be expended for the Zamir Chorale of Boston, Inc.'s musical and educational organization”; and by striking out the figures “\$7,500,000” and inserting in place thereof the figures “\$7,535,000”.

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

Mr. Wolf, Ms. Forry, Messrs. Lewis, Brownsberger, Moore, Rush and Kennedy, Ms. Donoghue, Mrs. L'Italien and Ms. Creem moved that the proposed new text be amended in section 2, in item 7002-0012, by striking out the figures “\$11,500,000” and inserting in place thereof the figures “\$12,000,000”.

The amendment was *rejected*.

Mr. Keenan moved that the proposed new text be amended in section 2, in item 7008-0900, by adding at the end thereof the following:- “; and provided further, that not less than \$50,000 shall be expended to Discover Quincy for the 50 Days of Freedom program”, and by striking out the figure “\$7,500,000” and inserting in place thereof the following figure:- “\$7,550,000”.

The amendment was *rejected*.

Ms. Forry and Mr. Eldridge moved that the proposed new text be amended in section 2, in item 0610-0010, by adding the following: “provided further, that not less than \$25,000 shall be expended for the Moving Debt to Assets Program for the purpose of providing financial literacy training and support services”; and by striking out the figures “\$350,000” and inserting in place thereof the figures “\$375,000”.

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

Ms. Forry, Messrs. Moore, Rush and Kennedy, Ms. Flanagan, Messrs. Brownsberger, Keenan and Lewis and Ms. Chang-Diaz moved that the proposed new text be amended in section 2, in item 7004-0102, by striking out the figures “44,700,000” and inserting in place thereof the figures: “48,500,000”.

The amendment was *rejected*.

Ms. Forry and Mr. Lewis moved that the proposed new text be amended in section 2, in item 7002-0010, by inserting after the words “broadband affairs director;” the following words:- “provided further, the executive office of housing and economic development, in cooperation with the commonwealth corporation, shall award not less than \$300,000 to the New England Center for Arts and Technology”; and by striking out the figures “\$1,381,814” and inserting in place thereof the figures “\$1,681,814”.

The amendment was *rejected*.

Ms. Forry moved that the proposed new text be amended in section 2, in item 7008-0900, by adding the following: “provided further, that not less than \$250,000 shall be expended for the for the Museum of African American History to increase marketing capacity, public engagement, digital and social media, and visitation”; and by striking out the figures “\$7,500,000” and inserting in place thereof the figures “\$7,750,000”.

The amendment was *rejected*.

Ms. Forry moved that the proposed new text be amended in section 2, in item 7002-0012, by adding the following: “provided further, that no less than \$200,000 shall be expended for a grant program to St. Mary’s Center in Dorchester for the operation of the Women at Work program”; and by striking out the figures “\$11,500,000” and inserting in place thereof the figures “\$11,700,000”.

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

Ms. Forry moved that the proposed new text be amended in section 2, in item 7008-0900, by adding the following language at the end thereof:- “; provided further, that not less than \$125,000 shall be expended as grants to the Union of Minority Neighborhoods”; and by striking out the figures “\$7,500,000” and insert in place thereof the figure “\$7,625,000”.

The amendment was *rejected*.

Ms. O'Connor Ives moved that the proposed new text be amended in section 2, in item 7008-0900, by adding at the end thereof the following:- “provided further, that not less than \$90,000 shall be expended for the Pettengill House, Inc. in the Towns of Salisbury and Amesbury”.

The amendment was **adopted**.

Ms. O'Connor Ives moved that the proposed new text be amended in section 2, in item 0640-0300, by adding at the end thereof the following:- “provided further, that not less than \$60,000 shall be expended on the Cogswell School building for execution of the feasibility study requirements for the Cogswell School Project in Bradford”.

The amendment was **adopted**.

Ms. O'Connor Ives moved that the proposed new text be amended in section 2, in item 7008-0900, by adding at the end thereof the following:- “provided further, that \$200,000 shall be provided for the Early College Program administered by Northern Essex Community College”.

The amendment was **adopted**.

Ms. Forry, Ms. Donoghue, Messrs. Brownsberger, Lewis and Eldridge, Ms. Flanagan, Messrs. Moore, Joyce and Keenan, Ms. Lovely, Ms. Gobi, Ms. Chang-Diaz, Mr. Kennedy, Mrs. L'Italien and Mr. Barrett moved that the proposed new text be amended in section 2, in item 7004-9024, by inserting after the words “any participant who is over the age of 60 or who is disabled may be exempt from any obligations unsuitable under particular circumstances,” the following words:- “prior appropriation continued”.

The amendment was *rejected*.

Ms. Forry, Messrs. McGee and Lewis moved that the proposed new text be amended in section 2, by inserting after item 7004-9007 the following item:

“7004-9008 For planning grants to local housing authorities and municipalities in urban areas to develop new affordable rental or homeownership housing; provided that local housing authorities and municipalities shall meet eligibility criteria established by the department \$1,000,000”.

The amendment was *rejected*.

Mr. Downing moved that the proposed new text be amended in section 2, in item 0640-0300, by inserting at the end thereof the following:- “provided, that not less than \$100,000 shall be expended for the Playwright Mentoring Project at Barrington Stage Company in the city of Pittsfield”; and by striking out the figure “\$12,000,000” and inserting in place thereof the figure “\$12,100,000”.

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

Messrs. Tarr, Ross, deMacedo, Fattman and Humason moved that the proposed new text be amended in section 17 by inserting after the word “equality” the following words:-“(v) providing assistance on job retraining programs”.

The amendment was *rejected*.

Mr. Kennedy moved that the proposed new text be amended in section 2, in item 9110-9002, by adding the following: “provided further, that the town of Halifax shall receive no less than \$50,000, which shall be expended for the design of a new Council on Aging building; provided further, that not less than \$100,000 shall be expended for the Holliston Senior Center”; and by striking out the figures “\$11,500,000” and inserting in place thereof the figures “\$11,650,000”.

The amendment was **adopted**.

Mr. Downing, Ms. Donoghue, Messrs. Humason, Timilty, Lesser, McGee and Lewis, Mrs. L'Italien, Ms. Lovely and Messrs. Montigny and Moore moved that the proposed new text be amended in section 2, by inserting, after line 7002-1075, the following new item:-

“7002-1502: For the Transformative Development Fund established in section 46 of chapter 23G of the General Laws..... \$2,000,000”.

The amendment was *rejected*.

Mr. Eldridge, Ms. Flanagan and Messrs. Moore and Ross moved that the proposed new text be amended in section 2, in item 7002-0010, by adding the following words:- “; provided that not less than \$100,000 shall be expended for the 495/MetroWest Suburban Edge Community Commission, established in section 233 of chapter 165 of the acts of 2014”; and by striking out the figure “\$1,381,814” and inserting in place thereof the following figure:- “\$1,481,814”.

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

Ms. O'Connor Ives, Mr. Tarr and Ms. Lovely moved that the proposed new text be amended by inserting, after section XX, the following new section:-

“SECTION XX. Chapter 23A of the Massachusetts General Laws, as appearing in the 2014 Official Edition, is hereby further amended by inserting after section 13S the following section:-

Section 13T. (a) There shall be a Massachusetts Tourism Trust Fund which shall be administered by the Massachusetts marketing partnership established in section 13A and held by the partnership separate and apart from its other funds. The fund shall be credited in the following phased-in scale:

(i) for fiscal year 2016, 1.25 cents of the 5.7 per cent of the room occupancy excise imposed by section 3 of chapter 64G and section 22 of chapter 546 of the acts of 1969;

(ii) for fiscal year 2017, 1.5 cents of the 5.7 per cent of the room occupancy excise imposed by said section 3 of said chapter 64G and said section 22 of said chapter 546;

(iii) for fiscal year 2018, 1.75 cents of the 5.7 per cent of the room occupancy excise imposed by said section 3 of said chapter 64G and said section 22 of said chapter 546; and

(iv) for fiscal year 2019, 2 cents of the 5.7 per cent of the room occupancy excise imposed by said section 3 of said chapter 64G and said section 22 of said chapter 546.

(b) In addition, the fund shall be credited all revenue as designated under the Gaming Licensing Fund required under clause (6) of subsection (a) of section 93 of chapter 194 of the acts of 2011 and the Gaming Revenue Fund as required by subclause (b) of clause (2) of section 59 of chapter 23K.

(c) All available monies in the fund that are unexpended at the end of each fiscal year shall not revert to the General Fund and shall be available for expenditure by the fund in the subsequent fiscal year.

(d) Monies in the fund shall be applied as follows:

(i) 70 per cent to the Massachusetts marketing partnership; and

(ii) 30 per cent to regional tourism councils.

(e) The partnership shall submit a report annually not later than December 31 on the cost-effectiveness of the fund to the clerks of the senate and house of representatives and the joint committee on tourism, arts and cultural development. All reports shall be made available on the office of travel and tourism’s website. The report shall include: (i) expenditures made by the partnership from monies out of the fund to promote tourism; (ii) expenditures made by the partnership on administrative costs in administering the fund; (iii) expenditures made by the regional tourism councils to promote tourism; and (iv) expenditures made by the regional tourism councils on administrative costs.”

The amendment was *rejected*.

Messrs. Petruccelli and Brownsberger moved that the proposed new text be amended in section 2, in item 7008-0900, by adding at the end thereof the following: “provided further, that no less than \$75,000 shall be expended for a grant to the Boston Landmarks Orchestra”; and by striking out the figure “\$7,500,00” and inserting in place the following: “\$7,575,000”.

The amendment was *rejected*.

Mr. Barrett moved that the proposed new text be amended in section 2, in item 7008-0900, by adding at the end thereof the following:- “provided further, that not less than \$75,000 shall be expended for the Waltham Tourism Council; provided further, that not less than \$290,000 shall be expended for the restoration and repurposing of the Loring Parsonage in the town of Sudbury”; and by striking out the figure “\$7,500,000” and inserting in place thereof the figure “\$7,865,000”.

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

Mr. Petruccelli moved that the proposed new text be amended in section 2, in item 7008-0900, by inserting at the end thereof:- “provided further that not less than \$100,000 shall be expected for the Freedom Trail for enhancements towards the Freedom Trail”; and by striking the figure “\$7,500,000” and inserting in place the following: “\$7,600,00”.

The amendment was *rejected*.

Messrs. Lesser, Downing and deMacedo, Ms. Lovely, Messrs. Welch, Tarr and McGee, Ms. O'Connor Ives, Messrs. Barrett and Eldridge, Ms. Gobi, Ms. Flanagan, Ms. Donoghue and Messrs. Moore, Wolf, Humason and Montigny moved that the proposed new text be amended in section 2, in item 7008-1000, by striking out the figure “5,000,000” and inserting in place thereof the following figure:- “6,000,000”.

After remarks, the question on adoption of the amendment was determined by a call of the yeas and nays, at eleven minutes before ten o'clock P.M., on motion of Mr. Lesser, as follows, to wit (*yeas 39 — nays 0*) [**Yeas and Nays No. 36**]:

YEAS.

Barrett, Michael J.	Kennedy, Thomas P.
Brownsberger, William N.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Chang-Diaz, Sonia	L'Italien, Barbara
Creem, Cynthia Stone	Lovely, Joan B.
deMacedo, Viriato M.	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.	Petruccelli, Anthony
Fattman, Ryan C.	Rodrigues, Michael J.
Flanagan, Jennifer L.	Ross, Richard J.
Forry, Linda Dorcena	Rush, Michael F.
Gobi, Anne M.	Spilka, Karen E.
Hedlund, Robert L.	Tarr, Bruce E.
Humason, Donald F., Jr.	Timilty, James E.
Jehlen, Patricia D.	Welch, James T.
Joyce, Brian A.	Wolf, Daniel A. – 39.
Keenan, John F.	

NAYS – 0.

The yeas and nays having been completed at eight minutes before ten o'clock P.M., the amendment was **adopted.**

Recess In Memory of Willie A. Williams III

The Senator from Suffolk, Ms. Chang-Diaz moved that when the Senate recesses today, it recess in memory of Willie A. Williams III of Boston.

Willie A. Williams III was shot and killed on March 15, 2015 at the age of 21.

Known to family and friends as Bill, he was born on November 30, 1993 in Boston, to Tracy (Blake) Williams and Willie Williams II; he was the youngest of four children.

Bill graduated from the Boston Re-Engagement Center, attended Dean College, and went on to become an apprentice carpenter, which was catalyzed by his involvement with Youth Build.

He was a member of Carpenters Local 67, where he worked on construction projects in Boston neighborhoods.

At his job, Bill was known to work hard, while maintaining good relationships amongst his peers.

For his family and friends, it was no surprise that he found a career using his hands, growing up he was a standout football player in Pop Warner and high school.

Bill was an active member in his community of Roxbury, was known to support those he cared about, always being honest, listening to those around him, and never giving up.

He had aspirations of starting his own company and was well on his way when his life was tragically cut short.

Bill is survived by his parents, Tracy and Willie, his two brothers, Keith and Robert, his sister Joya, his grandmother Sharon "Ba" Blake, and many aunts, uncle, cousins and friends.

Bill's potential was cut short, but his legacy continues in the people he touched along the way..

Accordingly, as a mark of respect in memory of Willie A. Williams III, at three minutes before ten o'clock P.M., on motion of Ms. Chandler, the Senate recessed to meet again tomorrow at ten o'clock A.M.

Thursday, May 21, 2015
[being the legislative session of Tuesday, May 19, 2015.]

Met at ten minutes past ten o'clock A.M. (Mr. Petrucci in the Chair).

The Chair (Mr. Petrucci), members, guests and staff then recited the pledge of allegiance to the flag.

Distinguished Guests.

There being no objection, during consideration of the Orders of the Day, several guests were recognized as follows:

There being no objection, the Chair (Ms. Chandler) handed the gavel to Mr. Ross for the purpose of an introduction. Mr. Ross then introduced, in the rear of the Chamber, the Attleboro High School Cheerleading Team. They were recognized for having won the National Championships. The team was accompanied by coaches Julie Shellard, Kalyn Leddy and Amanda Shepperson. The Senate applauded their accomplishments and they withdrew from the Chamber. They were also guests of Senator Timilty.

There being no objection, the President handed the gavel to Mr. Humason for the purpose of an introduction. Mr. Humason then introduced, in the rear of the Chamber, Karena Downs from North Middle School in Westfield. Karena was being recognized as the winner of an essay contest sponsored by the Pioneer Valley Credit Union. She was accompanied by her parents, Steve and Michelle, Assistant Principal Pete Lurgio, English Teacher Tracey Oleksak and the Vice President of Marketing and Business Development at the Pioneer Valley Credit Union Treccia Marchand. The Senate welcomed them with applause and they withdrew from the Chamber.

Resolutions.

The following resolutions (having been filed with the Clerk) were severally considered forthwith and adopted, as follows:- Resolutions (filed by Mr. Fattman, Ms. Chandler, Ms. Flanagan, Ms. Gobi and Mr. Moore) "congratulating Linda C. Cournoyer on her retirement from the Seven Hills Foundation, Inc.";

Resolutions (filed by Ms. Gobi) “congratulating Dennis Healey on the occasion of his retirement as Chief of Police for the town of Ware”; and
Resolutions (filed by Mr. Ross) “congratulating Ryan R. Skinner of the town of Wrentham on his elevation to the rank of Eagle Scout.”

There being no objection, at twelve minutes past ten o’clock A.M., the Chair (Mr. Petrucci) declared a recess subject to the call of the Chair; and, at sixteen minutes past twelve o’clock noon, the Senate reassembled, the President in the Chair.

PAPER FROM THE HOUSE
Emergency Preamble Adopted.

An engrossed Bill establishing a sick leave bank for Steven Goler, an employee of the Massachusetts Department of Transportation (see House, No. 3205, amended), having been certified by the Senate Clerk to be rightly and truly prepared for final passage and containing an emergency preamble,-- **was laid before the Senate; and, a separate vote being taken in accordance with the requirements of Article LXVII of the Amendments to the Constitution, the preamble was adopted in concurrence, by a vote of 8 to 0.**

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

Orders of the Day.

The Orders of the Day were further considered as follows:

The House Bill making appropriations for the fiscal year two thousand sixteen for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 3401),-- **was considered, the main question being on ordering the bill to a third reading.**

Messrs. Eldridge, Barrett, Brownsberger, Lewis and Joyce, Ms. Lovely, Messrs. Keenan and Welch, Mrs. L'Italien, Mr. Moore and Ms. Creem moved that the proposed new text be amended in section 2, in item 7004-9030, by striking out in its entirety and inserting in place thereof the following:-

7004-9030 For the rental assistance program established under section 16 of chapter 179 of the acts of 1995; provided, that notwithstanding any general or special law to the contrary, the rental assistance program shall be in the form of mobile vouchers; provided further, that the vouchers shall be in varying dollar amounts set by the department of housing and community development based on considerations including, but not limited to, household size, composition, household income and geographic location; provided further, that any household that is proven to have caused intentional damage to its rental unit in an amount exceeding 2 months rent during any 1-year period shall be terminated from the program; provided further, that notwithstanding any general or special law to the contrary, there shall be no maximum percentage applicable to the amount of income paid for rent by each household holding a mobile voucher; provided further, that each household shall be required to pay not less than 25 per cent of its net income as defined in regulations promulgated by the department for units if payment of utilities is not provided by the unit owner or not less than 30 per cent of its income for units if payment of utilities is provided by the unit owner; provided further, that payments for the rental assistance program may be provided in advance; provided further, that the department shall establish the amounts of the mobile vouchers so that the appropriation in this item is not exceeded by payments for rental assistance and administration; provided further, that the department shall not enter into commitments which shall cause it to exceed the appropriation set forth in this item; provided further, that the amount of a rental assistance voucher payment for an eligible household shall not exceed the rent less the household’s minimum rent obligation; and provided further, that for the purposes of this item, ‘rent’ shall mean payments to the landlord or owner of a dwelling unit under a lease or other agreement for a tenant’s occupancy of the dwelling unit, but shall not include payments made by the tenant separately for the cost of heat, cooking fuel or electricity.....\$4,750,000”.

After remarks, the question on adoption of the amendment was determined by a call of the yeas and nays, at twenty-nine minutes before one o'clock P.M., on motion of Mr. Eldridge, as follows, to wit (*yeas 39 — nays 0*) [**Yeas and Nays No. 37**]:

YEAS.

Barrett, Michael J.

Kennedy, Thomas P.

Brownsberger, William N.

Lesser, Eric P.

Chandler, Harriette L.	Lewis, Jason M.
Chang-Diaz, Sonia	L'Italien, Barbara
Creem, Cynthia Stone	Lovely, Joan B.
deMacedo, Viriato M.	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.	Petrucelli, Anthony
Fattman, Ryan C.	Rodrigues, Michael J.
Flanagan, Jennifer L.	Ross, Richard J.
Forry, Linda Dorcena	Rush, Michael F.
Gobi, Anne M.	Spilka, Karen E.
Hedlund, Robert L.	Tarr, Bruce E.
Humason, Donald F., Jr.	Timilty, James E.
Jehlen, Patricia D.	Welch, James T.
Joyce, Brian A.	Wolf, Daniel A. – 39.
Keenan, John F.	

NAYS – 0.

The yeas and nays having been completed at twenty-five minutes before one o'clock P.M., the amendment was **adopted.**

Mr. Eldridge, Ms. Forry, Messrs. Lewis, Brownsberger, Timilty and Moore and Ms. Gobi moved that the proposed new text be amended in section 2, in item 7004-9005, by inserting after the words “capital repairs,” the following:- “provided further, that not less than \$1,000,000 shall be provided for local costs associated with the implementation of chapter 235 of the acts of 2014”; and by striking out the figures “64,000,000” and inserting in place thereof the figures “65,000,000”.
The amendment was *rejected*.

Mr. Lesser, Ms. Donoghue, Ms. O'Connor Ives, Mr. Lewis, Ms. Gobi and Mr. Humason moved that the proposed new text be amended in section 2, by inserting after item 7008-1000 the following item:
"7008-1015 For the office of travel and tourism for marketing the commonwealth in international markets to foreign travelers to increase visitation and spending from foreign countries
\$1,500,000".

The amendment was *rejected*.

Mr. Eldridge, Ms. Flanagan, Messrs. Rodrigues and Kennedy, Ms. O'Connor Ives, Ms. Donoghue, Messrs. Tarr, McGee, Lewis, Moore and Downing, Ms. Lovely, Ms. Gobi and Messrs. Humason, Barrett and Pacheco moved that the proposed new text be amended in section 2, in item 1599-0026, by inserting the following:- " ; provided further, that not less than \$2,800,000 shall be expended to fund the District Local Technical Assistance Fund, including projects that encourage regionalization, to be administered by the division of local services and distributed through the District Local Technical Assistance Fund, established in section 2XXX of chapter 29 of the General Laws" and further amended by striking the figures "8,530,000" and inserting in place thereof the following figures: - "11,330,000".

The amendment was *rejected*.

Messrs. Eldridge, Lewis and Moore, Ms. Flanagan, Messrs. Keenan and deMacedo, Ms. Gobi, Mr. Welch, Ms. O'Connor Ives, Mrs. L'Italien, Mr. Wolf, Ms. Creem and Mr. Kennedy moved that the proposed new text be amended in section 2, in item 7004-0108, by inserting:- "provided further, that household assistance funds shall be advanced to the administering agencies at the end of each month and prior to the next month's disbursement, the amount to be estimated based on the prior month's expenditure with a reconciliation not less than annually; and in said section 2, in item 7004-9316, by inserting:- "provided further, that funds for payments shall be advanced to the administering agencies at the end of each month and prior to the next month's disbursement, the amount to be estimated based on the prior month's expenditure with a reconciliation not less than annually".

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

Messrs. Tarr and Humason moved that the proposed new text be amended "by striking out section 32 in its entirety.

The amendment was *rejected*.

Messrs. Ross and Timilty moved that the proposed new text be amended in section 2, in item 7004-0099, by adding at the end thereof the following:- "provided that \$175,000 be expended for the purpose of a demonstration affordable housing project being conducted by The Arc of Bristol County"; and by striking out the figure "7,902,360" and inserting in place thereof the following figure:- "8,077,360".

The amendment was **adopted**.

Mr. Tarr moved that the proposed new text be amended in section 94 by inserting after the second sentence the following sentence:- "The representatives shall ensure proper compliance with all federal and state laws including, but not limited to, the federal Workforce Innovation and Opportunity Act of 2014."

The amendment was **adopted**.

Ms. Donoghue and Messrs. Eldridge and Moore moved that the proposed new text be amended by inserting after section 23 the following section:-

"SECTION 23A. Section 10A of chapter 23A of the General Laws, as so appearing, is hereby amended by adding the following paragraph:- The MOBD shall promote a MassMade program. The purpose of the program shall be to identify, compile, connect and promote business entities that are headquartered and produce consumer products in the commonwealth. The MOBD shall work with regional economic development organizations, public or private nonprofit entities, the supplier diversity office, the Massachusetts marketing partnership, the office of consumer affairs and business regulations, and businesses in the commonwealth to promote MassMade products and provide business information and product descriptions of entities selling MassMade products. The MassMade program shall establish qualifications and standards for participation. The qualifications and standards shall be designed to ensure that the products promoted as MassMade are high in quality and from reliable producers who demonstrate sound customer service practices and production capabilities. The MOBD shall not promote products from businesses not in good standing with the office of consumer affairs and business regulations. The MOBD may promulgate rules and regulations to implement the MassMade Program and may expend such funds as may be appropriated for the program and may accept federal funds or private gifts and grants to assist it in carrying out the purposes of the MassMade program."

The amendment was **adopted**.

Mr. McGee and Ms. Lovely moved that the proposed new text be amended in section 2, in item 7061-9611, by striking out the figures "\$1,780,109" and inserting in place thereof the figures "\$3,800,000".

The amendment was *rejected*.

Mrs. L'Italien moved that the proposed new text be amended in section 2, in item 7035-0002, in line 16, by inserting after the word "services" the following words:- "provided further, that not less than \$50,000 shall be expended for the Lawrence Family Development and Education Fund to assist in citizenship education, citizenship application assistance, English as a second language classes and computer training for low-income adults; provided further, that not less than \$50,000 shall be expended for

Casa Dominicana of Lawrence to assist with citizenship, high school equivalency testing, and English as a second language classes for low-income adults”; and by striking out the figure “30,374,160” and inserting in place thereof the following figure:- “30,474,160”.

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

Mrs. L'Italien moved that the proposed new text be amended in section 2, in item 1599-0026, by adding the following words:- “provided that no less than \$200,000 be allocated to Andover High School to upgrade the media/tech center; provided further that not less than \$35,000 be allocated to Andover High School for continued renovation of the Peter Aumais baseball facility”.

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

Messrs. Tarr, Moore, Humason and Ross moved that the proposed new text be amended by inserting, after section ____, the following new section:-

“SECTION __. Chapter 15 of the general laws as appearing in the 2014 official edition is hereby amended by inserting at the end thereof the following section:-

Unfunded Education Mandates

If the division of local mandates, established under section 6 of chapter 11, determines that a law, rule or regulation related to education has not been paid in full by the commonwealth using the procedures established by section 27C(d) of chapter 29, then a city, town, or school district may petition the department of elementary and secondary education for a waiver from said law, rule or regulation, or any part thereof. The department shall grant the waiver unless it determines that the absence of the mandate will lower the quality of education provided; provided, however, that the petition shall be deemed granted if the department fails to respond within 90 days of the submission of the petition request.”

After debate, the question on adoption of the amendment was determined by a call of the yeas and nays, at eight minutes before one o'clock P.M., on motion of Mr. Tarr, as follows, to wit (*yeas 16 — nays 23*) [**Yeas and Nays No. 38**]:

YEAS.

deMacedo, Viriato M.	Lovely, Joan B.
Donoghue, Eileen M.	Moore, Michael O.
Fattman, Ryan C.	O'Connor Ives, Kathleen
Flanagan, Jennifer L.	Rodrigues, Michael J.
Gobi, Anne M.	Ross, Richard J.
Hedlund, Robert L.	Rush, Michael F.
Humason, Donald F., Jr.	Tarr, Bruce E.
L'Italien, Barbara	Timilty, James E. — 16 .

NAYS.

Barrett, Michael J.	Keenan, John F.
Brownsberger, William N.	Kennedy, Thomas P.
Chandler, Harriette L.	Lesser, Eric P.
Chang-Diaz, Sonia	Lewis, Jason M.

Creem, Cynthia Stone	McGee, Thomas M.
DiDomenico, Sal N.	Montigny, Mark C.
Donnelly, Kenneth J.	Pacheco, Marc R.
Downing, Benjamin B.	Petrucelli, Anthony
Eldridge, James B.	Spilka, Karen E.
Forry, Linda Dorcena	Welch, James T.
Jehlen, Patricia D.	Wolf, Daniel A. – 23.
Joyce, Brian A.	

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

Messrs. Eldridge and Lewis, Ms. Gobi, Ms. Chang-Diaz, Ms. Forry, Ms. O'Connor Ives, Ms. Creem and Mr. Joyce moved that the proposed new text be amended in section 2, in item 7035-0002, by striking out the figure "30,374,160" and inserting in place thereof the following figure:- "30,874,160".

After remarks, the question on adoption of the amendment was determined by a call of the yeas and nays, at one minute before one o'clock P.M., on motion of Mr. Eldridge, as follows, to wit (*yeas 39 — nays 0*) [**Yeas and Nays No. 39**]:

YEAS.

Barrett, Michael J.	Kennedy, Thomas P.
Brownsberger, William N.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Chang-Diaz, Sonia	L'Italien, Barbara
Creem, Cynthia Stone	Lovely, Joan B.
deMacedo, Viriato M.	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.	Petruccelli, Anthony
Fattman, Ryan C.	Rodrigues, Michael J.
Flanagan, Jennifer L.	Ross, Richard J.
Forry, Linda Dorcena	Rush, Michael F.
Gobi, Anne M.	Spilka, Karen E.
Hedlund, Robert L.	Tarr, Bruce E.
Humason, Donald F., Jr.	Timilty, James E.
Jehlen, Patricia D.	Welch, James T.
Joyce, Brian A.	Wolf, Daniel A. – 39.
Keenan, John F.	

NAYS – 0.

The yeas and nays having been completed at three minutes past one o'clock P.M., the amendment was adopted.

Ms. Chandler in the Chair, there being no objection, the following amendments were considered as one and adopted, as follows: Messrs. Timilty and Keenan, Ms. Lovely and Mr. Kennedy moved that the proposed new text be amended by inserting the following new section:-

“SECTION XX: Subsection (2A) of section 23 of chapter 32 of the General Laws, is hereby amended by striking paragraph (a) and inserting in place thereof the following new paragraph:

(a) There shall be an unpaid pension reserves investment management board which shall have general supervision of the investment and reinvestment of the PRIT Fund established under the provisions of subdivision (8) of section twenty-two. Such board shall consist of eleven members as follows: the governor, ex officio, or his designee, the state treasurer, ex officio, or his designee, who shall serve as chairman of the board, a private citizen experienced in the field of investment or financial management appointed by the state treasurer, an employee or retiree who is a member of the state teachers retirement system who shall be elected by the members in or retired from such a system for a term of three years in such a manner as the board shall determine, an employee or retiree who is a member of the state employees' retirement system who shall be elected by the members in or retired from such system for a term of three years in such a manner as the board shall determine, the elected member of the state retirement board, one of the elected members of the teachers' retirement board, who shall be chosen by the members of the teachers' retirement board, a person who is not an employee or official of the commonwealth who shall be appointed by the governor, a person who is not an employee or official of the commonwealth who shall be appointed by the treasurer, a representative of a public safety union who shall be appointed by the governor, and the president of the Massachusetts Association of Contributory Retirement Systems or his designee. The appointed members shall serve for four years. Any vacancy among the appointed members that may occur before the expiration of a term shall be filled by an appointment by the treasurer, or the governor, whoever had the right of making the initial appointment. Any appointed member of the board, including members appointed to fill a vacancy shall be eligible for reappointment. Any appointed member may be removed from his appointment for cause by the treasurer or the governor, whoever had the right of making the original appointment.”

The amendment was **adopted**.

Mr. Wolf moved that the proposed new text be amended in section 2, in item 2330-0100, by adding at the end the following: “provided further, that funds shall be expended for shellfish propagation in Barnstable, Dukes and Nantucket counties to be administered jointly by the director of marine fisheries and counties”.

The amendment was **adopted**.

Mr. Kennedy moved that the proposed new text be amended in section 2, in item 2810-0100, by adding the following words: “provided further, that no less than \$50,000 be allocated for the Central Plymouth County Water District Commission for the improvement and management of lakes and ponds in Central Plymouth County Water District”; and by striking out the figures “\$41,824,985” and inserting in place thereof the figures “\$41,874,985”.

The amendment was **adopted**.

Ms. O'Connor Ives moved that the proposed new text be amended in section 2, in item 2810-0100, by adding at the end thereof the following:- “provided further, that at not less than \$75,000 shall be expended for expansion of the Methuen School District’s rowing program as part of the River Cities Initiative and administered by the Essex Rowing Club”; and by striking out the figure “\$41,824,985” and inserting in place thereof the following figure:- “\$41,899,985”.

The amendment was **adopted**.

Mr. Lesser moved that the proposed new text be amended in section 2, in item 2810-0100, by adding at the end thereof the following:- “provided further, that not less than \$16,000 shall be expended for the construction of a playground at Memorial Park in the town of Hampden”; and by striking out the figure “\$4,786,687” and inserting in place thereof the following figure “\$4,802,687”.

The amendment was **adopted**.

Messrs. Rush, Moore, Eldridge and Lesser moved that the proposed new text be amended in section 2, in item 7003-0100, by inserting at the end thereof the following words:- “; provided further, that not less than \$50,000 shall be expended for the non-profit corporation BRAVE For Veterans, Inc. to facilitate the coordination of existing services benefiting transitioning military job seekers to the workforce”; and by striking out the figures “\$1,013,384” and inserting in place thereof the figures “\$1,063,384”.

The amendment was **adopted**.

Messrs. Petruccelli and Eldridge moved that the proposed new text be amended in section 2, in item 7004-0101, by inserting at the end thereof the following: “provided further, that funds shall be expended for the purpose of technical assistance by Homes for Families”.

The amendment was **adopted**.

Messrs. Tarr and Humason moved that the proposed new text be amended in section 2, in item 7004-0102, by inserting at the end thereof:- “provided, that not less than \$75,000 shall be expended for a pilot program in the City of Gloucester, operated by the Grace Center, for the purpose of providing and coordinating services for the homeless during those hours when shelter occupancy is not available, provided further that such services shall include, but not be limited to, nutrition, counseling, education and skills training, and other programs that foster independence and economic self-sufficiency, and provided further, that such pilot program shall have among its purposes replicability and sustainability, and the integration of its programs into the Commonwealth’s vendor and procurement systems”; and by striking out the figure “\$44,700,000” and inserting in place thereof the following figure:- “\$44,775,000”.

The amendment was **adopted**.

Messrs. Barrett, Rodrigues, Lesser and Moore, Ms. Donoghue, Mr. Lewis, Ms. Lovely, Messrs. Eldridge, Keenan and Rush, Ms. Gobi and Mr. Humason moved that the proposed new text be amended in section 2, in item 7004-9322, by inserting after the words “Progress, Inc.” the following words:- “; provided further, that participating agencies shall seek additional federal, state or private funds to ensure the effective continuation of regional partnerships”; by striking out the figure “\$600,000” and inserting in place thereof the following figure:- “\$750,000”; and by inserting after section 105 the following section:- “SECTION 105A. Notwithstanding any general or special law to the contrary, funds shall be expended from the Housing Preservation and Stabilization Trust Fund established in section 60 of chapter 121B of the General Laws for the secure jobs program established pursuant to item 7004-9322.”

The amendment was **adopted**.

Messrs. Lesser and Welch moved that the proposed new text be amended in section 2, in item 7008-0900, by adding at the end thereof the following:- “provided further, that not less than \$100,000 shall be expended for the Spirit of Springfield in the city of Springfield”; and by striking out the figure “\$7,500,000” and inserting in place thereof the following figure “\$7,600,000”.

The amendment was **adopted**.

Mr. Ross moved that the proposed new text be amended in section 2, in item 7008-0900, by inserting after the word “championships;” the following:- “provided further, that not less than \$100,000 shall be provided for King Philip High School in the town of Wrentham;”; and by striking out the figure “7,500,000” and inserting in place thereof the following figure:- “7,600,000”.

The amendment was **adopted**.

Ms. Chandler, Messrs. Moore and Lesser, Ms. Gobi and Messrs. Eldridge and Humason moved that the proposed new text be amended in section 2, in item 7003-0606, by striking out the figure “1,500,000” and inserting in place thereof the following

figure:- “2,000,000”.

The amendment was **adopted**.

Ms. Creem and Ms. Forry moved that the proposed new text be amended in section 2, in item 7008-0900, by adding at the end thereof the following: “; and provided that no less than \$50,000 be granted to the Independent Film Society of Boston for the purposes of enhancing cultural tourism in the Commonwealth”; and by striking out the figures “\$7,500,000” and inserting in place thereof the figures “\$7,550,000”.

The amendment was **adopted**.

Mr. Tarr moved that the proposed new text be amended in section 2, in item 7003-1206, by adding at thereof, “provided further, that not less than \$50,000 shall be expended for the development and implementation of a middle skills workforce training program to be conducted by the Gloucester Marine Genomics Academy”; and by striking out the figure “\$900,000” and inserting in place thereof the following figure:- “\$950,000”.

The amendment was **adopted**.

Messrs. Petruccelli, Brownsberger, Lewis and Eldridge moved that the proposed new text be amended in section 2, in item 7003-1206, by inserting at the end thereof the following: “provided further, that \$125,000 shall be expended for the Moving Ahead Program at the St. Francis House in Boston”; and by striking out the figures “\$900,000” and inserting in place thereof the figures “1,025,000”.

The amendment was **adopted**.

Ms. Jehlen moved that the proposed new text be amended in section 2, in item 7008-0900, by inserting at the end thereof the following:- “and provided further that not less than \$50,000 shall be expended to the historic West Medford Community Center”; and by striking the figure “7,500,000” and inserting in place thereof the following figure:- “7,550,000”.

The amendment was **adopted**.

Mr. Ross moved that the proposed new text be amended in section 2, in item 7008-0900, by inserting after the word “championships;” the following:- “provided further, that not less than \$50,000 shall be expended for a child safety grant to the town of North Attleborough;”; and by striking out the figure “7,500,000” and inserting in place thereof the following figure:- “7,550,000”.

The amendment was **adopted**.

Mr. Ross moved that the proposed new text be amended in section 2, in item 7008-0900, by inserting at the end thereof the following: “provided further, that not less than \$25,000 shall be expended for improvements at the Sherborn Town Hall”; and by striking out the figure “7,500,000” and inserting in place thereof the following figure:- “7,525,000”.

The amendment was **adopted**.

Messrs. Lesser, Welch and Humason moved that the proposed new text be amended in section 2, in item 7002-1075, by adding at the end thereof the following:- “; provided further that not less than \$214,000 shall be expended for a coordinated program between the regional employment board of Hampden County and the school districts of West Springfield, Ludlow, Longmeadow, East Longmeadow, Agawam, Hampden-Wilbraham, Southwick-Tolland Granville”; and by striking out the figures “\$2,000,000” and inserting in place thereof the figures “\$2,214,000”.

The amendment was **adopted**.

Mr. McGee and Ms. Creem moved that the proposed new text be amended in section 2, in item 7010-0012, by striking out the figure “17,912,443” and inserting in place thereof the following figure:- “19,912,443”.

The amendment was **adopted**.

Mr. Rush, Ms. Gobi, Mr. Eldridge, Ms. Forry and Messrs. McGee and Joyce moved that the proposed new text be amended in section 2, in item 8700-0001, by adding at the end thereof the following: “provided further, that no less than \$50,000 shall be expended for the Massachusetts Veterans Oral History Project to be conducted by the non-profit corporation Home of the Brave, Inc. in conjunction with the Massachusetts National Guard Museum”; and by striking out the figures “\$9,973,671” and inserting in place thereof the figures “\$10,023,671”.

The amendment was **adopted**.

Mr. Moore moved that the proposed new text be amended in section 2, in item 7061-9611, by adding the following words:- “; and provided further, that not less than \$15,000 shall be expended for student civic engagement and summer programming in the town of Auburn”; and by striking out the figure “\$1,780,109” and inserting in place thereof the following figure:- “\$1,795,109”.

The amendment was **adopted**.

Messrs. Moore and Ross moved that the proposed new text be amended in section 2, in item 7066-0000, by inserting after the words “compact for education” the following: “provided further, that not less than \$100,000 shall be provided to the Department of Higher Education to support assessment and coordination of a system wide effort to address campus violence, with an emphasis on properly identifying, reporting and responding to sexual violence, coordinating and offering training initiatives and

fostering a culture of inclusivity”; and by striking out the figure “\$3,149,334” and inserting in place thereof the figure:- “\$3,249,334”.

The amendment was **adopted**.

Mr. Joyce moved that the proposed new text be amended in section 2, in item 7061-9408, by inserting the following:- “; provided further, that \$200,000 shall be expended for an innovative Milton pilot program to address the early literacy proficiency gap and to increase access to early education”; and by striking out the figure “\$7,580,375” and inserting in place thereof the following figure:- “\$7,780,375”.

The amendment was **adopted**.

Mr. Moore and Ms. Donoghue moved that the proposed new text be amended in section 2, in item 7066-0000, by adding at the end thereof the following: “and provided further, that the adoption of a standard core of course offering and numbering that are honored for common credit toward degrees and certificates across the commonwealth's community colleges, state universities and University of Massachusetts campuses shall be completed by December 31, 2016 and shall take effect 30 days from the completion date;”.

The amendment was **adopted**.

Mr. Brownsberger and Ms. Lovely moved that the proposed new text be amended in section 2, by inserting after item 7061-9811 the following new item:-

“xxxx-xxxx For evidence-based, adult-focused child sexual abuse prevention initiatives that provide technical assistance to schools to 1) organize local coalitions dedicated to preventing child sexual abuse in schools, 2) recruit, train and certify local volunteers to provide free prevention education for parents, students and school professionals, and 3) strengthen the core standards of schools around the screening of prospective employees, the development of codes of conduct, the assessment and modification of physical spaces to reduce opportunities for sexual abuse, the responding to and reporting of boundary-violating behaviors and suspected acts of sexual abuse, and the training of staff and volunteers on ways to prevent adult perpetration and child-on-child sexual abuse..... \$150,000”.

The amendment was **adopted**.

Mr. Tarr moved that the proposed new text be amended in section 2, in item 7010-0005, by adding at the end thereof the following: “provided further, that not less than \$25,000 shall be expended for the Wilmington High School Wildcat Community Service Program”.

The amendment was **adopted**.

Mr. Downing moved that the proposed new text be amended in section 2, by inserting after item 7113-0100 the following item:- “7113-0101 For Gallery 51 at the Berkshire Cultural Resource Center in the city of North Adams to be administered by the Massachusetts College of Liberal Arts...\$75,000”.

The amendment was **adopted**.

Ms. Gobi moved that the proposed new text be amended in section 2, in item 7100-0200, by adding the following words:- “; and provided further, that \$125,000 shall be expended for the University of Massachusetts at Amherst to conduct a study for the revitalization of former North Quabbin area mill buildings and the impediments to the revitalization found in the state building code, to develop a plan for eco-tourism along the Millers river, to develop a municipal agricultural plan for North Quabbin communities, to conduct a study to determine the means and methods to expand hydro power along rivers and to develop an affordable housing plan in the town of Wendell”; and by striking out the figure “\$537,658,600” and inserting in place thereof the figure “\$537,783,600”.

The amendment was **adopted**.

Ms. Chang-Diaz, Mr. Keenan, Ms. Lovely and Mr. Moore moved that the proposed new text be amended by inserting, after section ___, the following new section:-

“SECTION XX. Section 278 of Ch.165 of the Acts of 2014 is hereby amended by striking out, in subsection (a), the words ‘its report on or before June 30, 2015’ and inserting in the place thereof the words ‘a preliminary report on or before June 30, 2015. It shall file a comprehensive report on or before November 1, 2015. The preliminary report shall include, but not be limited to, an outline of the Commission’s findings to date and topics expected to be considered prior to the issuance of the final report. The comprehensive final report shall include all findings of the Commission.’”

The amendment was **adopted**.

Mr. Hedlund moved that the proposed new text be amended in section 2, in item 7010-0005, by inserting the following: “provided further, that not less than \$220,000 shall be expended for computer hardware replacement and technology for Weymouth public schools”; and by striking out the figures “\$13,625,797” and inserting in place thereof the figures “\$13,845,797”.

The amendment was **adopted**.

Ms. Lovely, Messrs. Barrett, Lewis, Brownsberger, Moore, Rush and Ross, Ms. Gobi, Messrs. Keenan and Humason, Ms. O'Connor Ives and Ms. Creem moved that the proposed new text be amended in section 2, in item 7035-0008, by striking out the figure "7,350,000" and inserting in place thereof the following figure:- "8,350,000".
The amendment was **adopted**.

Mr. Brownsberger and Ms. O'Connor Ives moved that the proposed new text be amended in section 2, in item 7061-0011, by adding after the words "for fiscal year 2016" the following words:- "(iii) to provide extraordinary relief to school districts whose special education costs exceed 30 per cent of the total district costs and whose 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; provided further, that funds distributed from this item shall not be considered prior year aid nor shall the funds be used in the calculation of the minimum required local contribution for fiscal year 2016; and provided further, that the department shall make not less than 80 percent of the funds available for awards on or before October 15, 2015"; by adding after the words "purposes of clause (ii)" the following words:- "provided further that not less than \$500,000 shall be expended for the purposes of clause (iii)"; and by striking out the figures "\$2,000,000" and inserting in place thereof the figures "\$2,500,000".
The amendment was **adopted**.

Messrs. Moore and Hedlund moved that the proposed new text be amended in section 2, by striking out the words,
"7109-0100 For Bridgewater State University \$43,031,878
7110-0100 For Fitchburg State University \$28,352,007
7112-0100 For Framingham State University \$26,450,723
7113-0100 For the Massachusetts College of Liberal Arts \$15,337,119
7114-0100 For Salem State University \$43,439,691
7115-0100 For Westfield State University \$26,393,056
7116-0100 For Worcester State University \$25,477,859
7117-0100 For the Massachusetts College of Art \$16,961,656
7118-0100 For the Massachusetts Maritime Academy \$15,359,741"
and inserting in place the following words:-
"7109-0100 For Bridgewater State University \$42,632,597
7110-0100 For Fitchburg State University \$28,548,230
7112-0100 For Framingham State University \$26,558,748
7113-0100 For the Massachusetts College of Liberal Arts \$15,476,910
7114-0100 For Salem State University \$43,271,466
7115-0100 For Westfield State University \$26,134,171
7116-0100 For Worcester State University \$25,369,660
7117-0100 For the Massachusetts College of Art \$17,238,440
7118-0100 For the Massachusetts Maritime Academy \$15,573,508".
The amendment was **adopted**.

Ms. Creem moved that the proposed new text be amended in section 2, in item 7061-9611, by adding at the end thereof the following: "provided further, that not less than \$10,000 shall be expended for the Brookline Steps to Success program"; and by striking out the figures "\$1,780,109" and inserting in place thereof the figures "\$1,790,109".
The amendment was **adopted**.

Mr. Joyce moved that the proposed new text be amended in section 2, in item 7061-9408, by adding at the end thereof the following:- "provided further, that not less than \$60,000 shall be expended for a supplemental science program for the Randolph Public Schools"; and by striking out the figure "\$7,580,375" and inserting in place thereof the following figure:- "\$7,640,375".
The amendment was **adopted**.

Messrs. Downing and Moore moved that the proposed new text be amended by inserting after section 53 the following section:-
"SECTION XX. Section 23A of chapter 268A of the General Laws is hereby amended by inserting at the end thereof the following: ', and provided further, the board of higher education in its discretion may exempt a trustee from the provisions of this section with written notice to the trustees of said institution and the ethics commission'."
The amendment was **adopted**.

Messrs. Kennedy, Moore, Timilty, Rush and Lewis moved that the proposed new text be amended in section 2, in item 7066-0009, by striking out the figure "\$183,750" and inserting in place thereof the following figure:- "\$367,500".
The amendment was **adopted**.

Mr. Welch, Ms. O'Connor Ives, Mr. Moore, Mrs. L'Italien and Mr. Kennedy moved that the proposed new text be amended in section 2, in item 7030-1002, in line 15, by inserting after the word "data;" the following: "provided further, that the department is hereby authorized and directed to file a waiver with the US Department of Education (USDOE) to remove any requirement related to mandatory participation in the Massachusetts Kindergarten Entry Assessment (MKEA); provided further, that grantees

may voluntarily participate in the MKEA, but no grantees shall be required to participate in the MKEA, unless the department has, in good faith, filed a waiver of this requirement with the USDOE which is not approved prior to the beginning of the 2015-2016 school year; provided further, however, that in no case shall grantees be required to participate in the MKEA after December 31, 2015”.

The amendment was **adopted**.

Mr. Petrucci moved that the proposed new text be amended in section 2, in item 7027-0019, by inserting at the end thereof the following: “provided further, that not less than \$75,000 shall be expended for a job readiness program at East Boston High School to be implemented by the National Youth Development Council, Inc”; and by striking the figure: “\$2,800,000” and inserting in place the figure “\$2,875,000”.

The amendment was **adopted**.

Ms. Chang-Diaz, Ms. Gobi and Mr. Joyce moved that the proposed new text be amended in section 2, by inserting, after line item 3000-5075, the following new line item:-

“3000-XXXX. For grants in fiscal year 2016 to support planning activities in cities, towns, regional school districts or educational collaboratives currently providing pre-kindergarten or pre-school opportunities, to expand such opportunities on a voluntary basis to children ages 2.9 to 3.11 years-old; provided further that planning grants will 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; and, provided further, that notwithstanding any general or special law to the contrary, funds distributed from this item shall be deposited with the treasurer of that 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.....\$500,000”.

The amendment was **adopted**.

Messrs. Lesser and Welch moved that the proposed new text be amended by inserting after section 35, the following section:-
“SECTION 35A. Subsection (n) of section 89 of chapter 71 of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by inserting after the first paragraph the following 4 paragraphs:-

Notwithstanding the enrollment preferences in this section, a Horace Mann charter school in the cities of Boston or Springfield may limit enrollment geographically or add a geographic enrollment preference by: (i) using the assignment system of the city in which it is located; provided, however, that within the walk zone for the Horace Mann charter school, as calculated by the city’s preexisting student assignment system, the percentage of students who qualify for the free or reduced price lunch program or another successor measure as determined by the department is equal to or higher than the district’s overall percentage of students who qualify for the program; or (ii) offering enrollment preferences to students who reside in a specific geographical area in which the school building is located; provided, however, that within this geographical preference area, the percentage of students who qualify for the free or reduced price lunch program or another successor measure as determined by the department is equal to or higher than the district’s overall percentage of students who qualify for the program.

In order to institute a geographical enrollment limitation or preference, the original charter of the Horace Mann charter school or an amendment to the charter shall permit such an enrollment limitation or preference. An amendment to the charter of a Horace Mann charter school to add an enrollment limitation or preference shall require the approval of the local school committee, the board of trustees of the Horace Mann charter school and the commissioner.

In addition to providing the information pursuant to subsection (e), a charter school that offers geographical enrollment preferences shall include in its application for approval or amendment: (i) a definition of the geographical area for which it shall offer an enrollment preference; (ii) an explanation of how this preference will support the mission of the charter school; (iii) evidence that within this geographical area there resides an equal or higher percentage of low-income students, as measured by qualification for the free or reduced price lunch program, or another measure as approved by the department, as compared to the district enrollment as a whole; and (iv) an explanation of how the charter school will target its recruitment and retention efforts for students within this geographical area. If a charter school that chooses to offer a geographical preference seeks a charter renewal and intends to continue applying the geographical preference, the board shall consider whether the preference area continues to serve an adequate percentage of low-income students to qualify under this subsection.

In Horace Mann charter schools that offer geographical enrollment preferences, priority for enrollment shall be given in the following order: (i) to students actually enrolled in the school on the date the application is filed with the board and their siblings; (ii) to students who reside within the geographical preference area and are enrolled in the public schools of the district where the Horace Mann charter school is to be located; (iii) to other students who reside within the geographical preference area; (iv) to other students enrolled in the public schools of the district where the Horace Mann charter school is to be located but who reside outside of the geographical preference area; and (v) to other students who reside outside of the geographical preference area but within the city or town in which the charter school is located.”

The amendment was **adopted**.

Messrs. Timilty, Ross, Barrett, Eldridge and Pacheco moved that the proposed new text be amended in section 2, in item 8900-0001, by adding the following words:- “provided further, that the department shall expend not less than \$2,200,000 for cities and towns hosting department of correction facilities; provided further, that of the \$2,200,000 for cities and towns, no city or town

hosting a department of correction facility shall receive more than \$800,000; and provided further, that of the \$2,200,000 for cities and towns, no city or town hosting a department of correction facility shall receive less than the amount allocated in item 8900-0001 of section 2 of chapter 68 of the acts of 2011"; and by striking out the figure "\$567,883,603" and inserting in place thereof the following figure:- "\$570,083,603".

The amendment was **adopted**.

Mr. Wolf moved that the proposed new text be amended in section 2, in item 8000-0600, by adding the following: "provided further, that \$30,000 shall be expended to the Eastham Police Department to be used in conjunction with the towns of Wellfleet, Truro and Provincetown to address the traffic safety issues on Route 6 from the Orleans rotary to Provincetown from May 22nd to October 18th"; and by striking out the figures "\$2,226,406" and inserting in place thereof the figures "\$2,256,406".

The amendment was **adopted**.

Mr. Tarr, Ms. Lovely and Ms. O'Connor Ives moved that the proposed new text be amended by inserting after section 104 the following section:-

"SECTION 104A. Notwithstanding section 163 of chapter 38 of the acts of 2013 or any other general or special law to the contrary, for fiscal year 2016, the state comptroller shall, upon the written approval of the secretary of administration and finance, exempt the Essex county sheriff's department from all applicable charges or assessments made against grants to the Essex Regional Emergency Communications Center and monies derived from local aid cherry sheet charges to member communities pursuant to its authority under sections 5D and 6B of chapter 29 of the General Laws."

The amendment was **adopted**.

Messrs. Rodrigues, Pacheco and Ross moved that the proposed new text be amended in section 2, in item 8324-0000, by inserting after "program" the following: "; provided further, that not less than \$100,000 shall be expended for the Fire Chiefs Association of Bristol County to develop, upgrade and maintain the emergency radio communications system in Bristol County, and to provide equipment and training support to the Regional Technical Rescue Team in Bristol County"; and by striking out the figures "\$21,000,065" and inserting in place thereof the figures "\$21,100,065".

The amendment was **adopted**.

Ms. Flanagan moved that the proposed new text be amended in section 2, in item 8000-0600, by adding at the end thereof the following: "provided that not less than \$50,000 be expended for public safety improvements in Townsend"; and by striking out the figures "\$2,226,406" and inserting in place thereof the figures "2,276,406".

The amendment was **adopted**.

Messrs. Donnelly, Rodrigues and Montigny, Ms. O'Connor Ives, Messrs. Rush and Eldridge, Ms. Gobi and Mr. Ross moved that the proposed new text be amended in section 2, in item 8900-0001, in item 8324-0000, by adding at the end thereof the following:- "provided further, that \$200,000 shall be allocated to the On-Site Academy to provide training and treatment programs for correctional officers from the Department of Corrections for critical incident stress management"; and in by striking out the figure "21,000,065" and inserting in place thereof the following figure:- "21,200,065".

The amendment was **adopted**.

Mr. Keenan moved that the proposed new text be amended in section 2, in item 8324-0000, by adding at the end thereof the following:- "; and provided further, that \$50,000 shall be provided for the Quincy fire department hazardous material response team"; and by striking out the figure "\$21,000,065" and inserting in place thereof the following figure:- "\$21,050,065".

The amendment was **adopted**.

Messrs. Keenan and Kennedy moved that the proposed new text be amended in section 2, in item 8324-0000, by adding at the end thereof the following:- "; and provided further, that not less than \$100,000 shall be expended for the Fire Chiefs' Association of Plymouth County to develop and upgrade the emergency radio communications system in Plymouth County"; and by striking out the figure "\$21,000,065" and inserting in place thereof the following figure:- "\$21,100,065".

The amendment was **adopted**.

Mr. Humason moved that the proposed new text be amended in section 2, in item 8000-0600, by adding at the end thereof the following: "provided further, that not less than \$50,000 shall be expended to the city of Holyoke for public safety improvements"; and by striking out the figures "\$2,226,406" and inserting in place thereof the following figures:- "2,276,406".

The amendment was **adopted**.

Mr. Moore moved that the proposed new text be amended by inserting after section 40 the following section:-

"SECTION 40A. Chapter 90B of the General Laws is hereby amended by inserting after section 22A the following section:-

Section 22B. Whoever acquires a snow vehicle or recreation vehicle shall apply for a certificate of title. The application shall be made within 10 days from taking ownership of the snow vehicle or recreation vehicle. The division shall not accept a new application for registration of a snow vehicle or recreation vehicle until the owner of the vehicle applies to the director for a certificate of title. The application for a certificate of title shall be made to the division on a form prescribed by the division that shall include: the name and address of the owner; a description of the titled snow vehicle or recreation vehicle; the name and

address of the purchaser and the date of purchase; the name and address of any holder of a security interest; and any other information as the division may prescribe. The division shall file each application received and, when the division is satisfied that the application is genuine and that the applicant is entitled to the issuance of a certificate of title, shall issue a certificate of title for the vehicle. The division shall maintain a record of all certificates of title issued: (i) under a distinctive title number assigned to the vehicle; (ii) under the identifying number of the vehicle; and (iii) alphabetically under the name of the applicant owner. The application shall be accompanied by the prescribed fee and by any evidence as the division shall reasonably require establishing that the applicant is entitled to a certificate of title or a noted security interest. A certificate of title shall be required as proof of ownership of a titled snow vehicle or recreation vehicle on an application for registration as required by this chapter. The division may cancel a certificate of title for due cause under law. Any person aggrieved by a ruling or decision of the division under this section may appeal, in writing, to the department. The fees for the issuance of a certificate of title and the notation of a security interest or other lien or encumbrance shall be determined by the commissioner; provided, however, that the fee shall not be less than \$25. Fees collected pursuant to this section shall be deposited into the Massachusetts Environmental Police Trust Fund established in section 2LLLL of chapter 29.

No person shall possess or sell a titled snow vehicle or recreation vehicle without an original title or a legally transferred title. A person who violates this subsection shall be fined \$100 for the first offense. A person who commits a subsequent violation of this subsection shall be fined an amount not less than \$250 but not more than \$500.”

The amendment was **adopted**.

Mrs. L'Italien, Messrs. McGee, Lewis, Rush, Eldridge and Keenan, Ms. Gobi, Ms. O'Connor Ives, Mr. Moore, Ms. Forry and Mr. Lesser moved that the proposed new text be amended in section 2, in item 8315-1024, by striking out the figure “\$180,000” and inserting in place thereof the figure:- “\$600,000”.

The amendment was **adopted**.

Messrs. deMacedo and Wolf moved that the proposed new text be amended by inserting after section 104, the following section:- “SECTION 104A. Notwithstanding any general or special law to the contrary, for fiscal year 2016, the state comptroller shall, upon the written approval of the secretary of administration and finance, exempt the Barnstable county sheriff's department from all applicable charges or assessments made against grants to the Barnstable County Communications Center and monies derived from local aid cherry sheet charges to member communities pursuant to its authority under sections 5D and 6B of chapter 29 of the General Laws.”

The amendment was **adopted**.

Mr. Humason moved that the proposed new text be amended in section 2, in item 8700-0001, by inserting after “national guard aviation facilities;” the following: “provided further, not less than \$250,000 shall be expended for the project design for improvements to Taxiway Sierra at Barns National Air Guard Base”; and by striking out the figure “\$9,973,671” and inserting in place thereof the following figure:- “\$100,336,671”.

The amendment was **adopted**.

Mr. deMacedo moved that the proposed new text be amended in section 2, in item 8000-0600, by adding the following:- “; provided further, that not less than \$100,000 shall be expended to the town of Pembroke for public safety improvements”; and by striking out the figures \$2,226,406 and inserting in place thereof the figures \$”2,326,406”.

The amendment was **adopted**.

Mr. Timilty moved that the proposed new text be amended in section 2, in item 8000-0600, by adding the following:- “provided further, that not less than \$50,000 shall be expended for public safety improvements in the town of Seekonk”; and by striking out the figures “\$2,226,406” and inserting in place thereof the figures “\$2,276,406”.

The amendment was **adopted**.

Mr. Hedlund moved that the proposed new text be amended in section 2, in item 8324-0000, by inserting the following:- “provided further that not less than \$100,000 shall be expended to the Weymouth Fire Department for the purchase and upgrade of equipment”; and by striking out the figures “\$21,000,065” and inserting in place thereof the figures “\$21,100,065”.

The amendment was **adopted**.

Mr. Hedlund moved that the proposed new text be amended in section 2, in item 8000-0600, by adding the following words:- “; provided further that not less than \$100,000 shall be expended to the Weymouth Police Department”; and by striking out the figure “2,226,406” and inserting in place thereof the following figure:- “2,326,406”.

The amendment was **adopted**.

Messrs. Welch and Lesser moved that the proposed new text be amended in section 2, in item 8900-0001, by inserting the following:- “provided that not less than \$68,000 shall be expended for Dispute Resolution Services, Inc., of Springfield”; and by striking out the figure “\$567,883,603” and inserting in place thereof the following figure:- “\$567,951,603”.

The amendment was **adopted**.

Mr. Moore moved that the proposed new text be amended in section 2, in item 8100-1001, by inserting after the word “parkways” the following: “provided further, the department shall execute a service contract with UMass Memorial Emergency Medical Services for no more than \$60,000 for emergency and tactical medical support services and allocate no less than \$20,000 for emergency and tactical supplies and equipment for use by the UMass Memorial Emergency Medical Services staff in performing said services”; and by striking out the figure “\$267,709,501” and inserting in place thereof the figure “\$267,789,501”. The amendment was **adopted**.

Mr. Downing moved that the proposed new text be amended in section 2, in item 8910-0145, by striking out the figure “\$17,306,274” and inserting in place thereof the figure “\$17,911,995”. The amendment was **adopted**.

Ms. Forry and Messrs. Rush and Brownsberger moved that the proposed new text be amended in section 2, in item 8324-0000, by inserting after the words “the amount collected for critical incident stress intervention programs” the following words: “and fire department training academies”; and by striking out the figures “\$21,000,065 and inserting in place thereof the figures :- “22,750,065”.

The amendment was **adopted**.

Ms. Forry and Mr. Timilty moved that the proposed new text be amended in section 2, in item 8910-7110, by striking out the figures “\$344,790” and inserting in place thereof the figure: - “\$379,790”.

The amendment was **adopted**.

Ms. Chandler, Mr. Moore and Ms. Gobi moved that the proposed new text be amended in section 2, in item 8910-0105, by adding to the end thereof, the following: “provided, that not less than \$500,000 shall be expended for mental health services”; by striking out the figure “ 45,424,583” and inserting in place thereof the following figure:- “ 45,924,583”; and in said section 2, in item 8910-0108, by adding the following words: “; provided further, that \$185,000 shall be provided for a pilot program for Training Active Bystanders; provider further, that said pilot program should seek out federal matching grants” ; and by striking out the figure “\$14,297,242” and inserting in place thereof the following figure:- “\$14,482,242”.

The amendment was **adopted**.

Mr. Ross moved that the proposed new text be amended in section 2, in item 8000-0600, by inserting at the end thereof the following:- “provided further, that not less than \$50,000 shall be expended to the town of North Attleboro for public safety improvements”; and by striking out the figure “2,226,406” and inserting in place thereof the following figure:- “2,276,406”.

The amendment was **adopted**.

Mr. Fattman moved that the proposed new text be amended in section 2, in item 8000-0600, by adding the following words:- “; provided further, that \$60,000 shall be expended for the public safety communications equipment improvement initiative for the Town of Hopedale”; and by striking out the figure “2,226,406” and inserting in place thereof the following figure:- “2,286,406”.

The amendment was **adopted**.

Mr. Rodrigues moved that the proposed new text be amended in section 2, in item 1599-0026, in line 16 by striking out the figure “\$3,000,000” and inserting in place thereof the following figure:- “\$4,250,000”; and by striking out the words “(b) demonstrate that their police departments had an operating budget per capita of less than \$200 in 2010;” and inserting in place thereof the following:- “(b) demonstrate that their police or fire departments had an operating budget per capita of less than \$200 in 2010; provided further, that grant funds under this item shall only be provided to communities who submitted qualifying applications that were approved by the executive office of public safety and security in fiscal year 2015;”.

The amendment was **adopted**.

Messrs. DiDomenico and Tarr and Ms. Forry moved that the proposed new text be amended by inserting after section 53 the following section:-

“SECTION 53A. Chapter 233 of the General Laws is hereby amended by inserting after section 20M the following section:-
Section 20N. (a) No court shall permit or require the disclosure of the home address or personal telephone number of a social worker employed by the department of children and families, and no witness shall be required to disclose such social worker’s home address or personal telephone number in any court proceeding or in any proceeding preliminary thereto or in any documents filed with the court, except as otherwise ordered by the court, for good cause shown; provided, however, that an order of the court shall include, if possible, conditions to limit the disclosure of any such address or phone number so as to protect the privacy and safety of the social worker.

(b) Service of process, summons or subpoena upon a department of children and families social worker in any court proceeding and in any proceeding preliminary thereto, shall be made upon the agency employing the social worker and in accordance with the Massachusetts Rules of Civil Procedure or the Massachusetts Rules of Criminal Procedure governing any such service of process, summons or subpoena. For the purpose of making such service, the employing agency, upon request, shall certify to the summoning party the name and work address of any such social worker as disclosed by its records, and a summoning party may serve the social worker at the work address so certified.”

The amendment was **adopted**.

Messrs. Wolf and deMacedo moved that the proposed new text be amended in section 2, in item 1410-0012, by adding the following: “; provided that not less than \$50,000 shall be expended to the Cape & Islands Veterans Outreach Center for the purpose of the Grace Veterans Program based in cognitive processing therapy with a holistic and wellness approach”; and by striking out the figures “\$3,073,641” and inserting in place thereof the figures “\$3,123,641”.

The amendment was **adopted**.

Messrs. Keenan, McGee and Lewis and Ms. Chang-Diaz moved that the proposed new text be amended in section 2, in item 4516-1000, by inserting at the end thereof the following:- “; and provided further, that the department of public health and the division of capital asset management and maintenance shall complete the planning study on the feasibility of a new state public health laboratory, as such study is described in chapter 165 of the acts of 2014, and shall file a copy of this report not later than December 1st 2015 with the house and senate committees on ways and means, and the house and senate committees on bonding, capital expenditures and state assets”.

The amendment was **adopted**.

Mr. Keenan, Ms. Lovely, Messrs. Lesser and Lewis, Mrs. L’Italien and Ms. Forry moved that the proposed new text be amended in section 2, in item 3000-5000, by striking out the figure “9,100,000” and inserting in place thereof the following figure:- “10,100,000”.

The amendment was **adopted**.

Mr. Rodrigues moved that the proposed new text be amended in section 2, in item 4513-1130, inserting at the end thereof the following:- “; provided further, that no less than \$75,000 be allocated for the Katie Brown Educational Program for a pilot instructional initiative, the Train the Trainer program, to train educators and increase the number of Southeastern Massachusetts students who acquire invaluable knowledge about the prevention of relationship violence”; and by striking out the figures “\$5,827,078” and inserting in place thereof the figures “\$5,902,078”.

The amendment was **adopted**.

Ms. Flanagan and Ms. Gobi moved that the proposed new text be amended in section 2, in item 1410-0012, by adding at the end thereof the following:- “provided that no less than \$124,000 be provided for the operation of the Montachusett Veterans Outreach Center women’s housing program in Gardner”; and by striking out the figures “\$3,073,641” and inserting in place thereof the figures “3,197,641”.

The amendment was **adopted**.

Ms. Flanagan moved that the proposed new text be amended in section 2, in item 9110-9002, by adding at the end thereof the following: “provided that not less than \$65,000 be expended for the Sterling Senior Center”; and by striking out the figures “\$11,500,000” and inserting in place thereof the figures “11,565,000”.

The amendment was **adopted**.

Ms. Flanagan and Ms. Gobi moved that the proposed new text be amended in section 2, in item 1410-0010, by adding at the end thereof the following: “provided that not less than \$85,000 be expended for the NEADS Assistance Dogs for Veterans program to train assistance dogs for veterans”; and by striking out the figures “\$3,389,287” and inserting in place thereof the figures “3,474,287”.

The amendment was **adopted**.

Ms. Flanagan, Mr. Rodrigues and Ms. Donoghue moved that the proposed new text be amended in section 2, in item 5055-0000, by adding at the end thereof the following: “provided that funds may be expended for juvenile court clinics”.

The amendment was **adopted**.

Messrs. Keenan and Joyce moved that the proposed new text be amended in section 2, in item 9110-9002, by adding at the end thereof the following:- “; and provided further, that not less than \$200,000 shall be expended to the town of Braintree for improvements and expansion of the Department of Elder Affairs”; and by striking out the figure “\$11,500,000” and inserting in place thereof the following figure:- “\$11,700,000”.

The amendment was **adopted**.

Mr. Donnelly moved that the proposed new text be amended in section 2, in item 5042-5000, by adding at the end thereof the following:- “provided that the department shall expend not less than \$150,000 for the Arlington Youth Counseling Center”; and by striking out the figures “\$86,884,610” and inserting in place thereof the figures “\$87,034,610”.

The amendment was **adopted**.

Messrs. Keenan and Timilty moved that the proposed new text be amended by inserting after section 45 the following section:- “SECTION 45A. Chapter 123B of the General Laws is hereby amended by inserting after section 2 the following section:- Section 2A. If the department intends to deny a person applying for services, the department shall notify that applicant not less than 45 days prior to making a final determination. The department shall provide a description of the reasons the department intends to deny the services and shall advise the applicant of the opportunity to request the department to conduct further

evaluations. Further evaluations shall include, but not be limited to: (i) an additional in-person interview; (ii) school or work observation conducted by the department; and (iii) testimony from non-guardianship teachers or supervisors. No final determination to deny services shall be based solely on intelligence quotient testing or educational testing. The further evaluation shall be considered before a denial of disability services is finalized.”
The amendment was **adopted**.

Mr. Donnelly moved that the proposed new text be amended in section 2, in item 4000-0300, by adding at the end thereof the following:- “provided that \$50,000 shall be expended for the direct payroll costs of a MassHealth liaison to the Trial Court responsible for the administration of health insurance benefits for participants in the specialty courts”; and by striking out the figures “\$90,898,463” and inserting in place thereof the figures:- “\$90,948,463”.
The amendment was **adopted**.

Mr. Humason moved that the proposed new text be amended in section 2, in item 1410-1616, by inserting after “Civil War Veterans’ monuments,” the following:- “provided further, that not less than \$50,000 shall be expended on a September 11, 2001 Freedom 104th Air Wing F-15 Monument and Memorial”; and by striking out the figures “\$385,000” and inserting in place thereof the following figure:- “\$435,000”.
The amendment was **adopted**.

Mr. Moore and Ms. Chandler moved that the proposed new text be amended in section 2, by inserting after item 4000-0600, the following item:
“4000-XXXX For the Edward M. Kennedy Community Health Center to professionally train Community Health Workers who will serve as the patient link to medical and social services for the disenfranchised population throughout the Worcester and MetroWest regions \$100,000”.
The amendment was **adopted**.

Mr. Moore moved that the proposed new text be amended by inserting, after section ____, the following new section:-
“SECTION __. Section 34 of chapter 94C of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting the following sentence at the end thereof:- ‘Notwithstanding any general or special law to the contrary, a laboratory may possess, store, analyze, process and test medical marijuana and medical marijuana-infused products; provided further, that said laboratory does so in accordance with the department’s regulations and written guidelines governing procedures for quality control and testing of product for potential contaminants.’”
The amendment was **adopted**.

Mr. deMacedo moved that the proposed new text be amended in section 2, in item 4512-0200, by adding the following:— “; provided, further, that no less than \$25,000 be expended for the Drug Story Theater of the South Shore pilot program for substance abuse prevention and education”.
The amendment was **adopted**.

Mr. Moore moved that the proposed new text be amended in section 2, in item 4800-0038, by inserting after the words “Plymouth County Children’s Advocacy Center;” the following:- “provided further, that not less than \$100,000 shall be expended for the Children’s Advocacy Center of Worcester County”; and by striking out the figures “\$277,894,460” and inserting in place thereof the figures “\$277,994,460”.
The amendment was **adopted**.

Mr. Keenan moved that the proposed new text be amended in section 2, in item 1410-1616, by inserting after the words “Metro West Regional Transit Authority’s Vietnam Veteran’s Monument” the following:- “; provided further that not less than \$50,000 shall be expended to the town of Rockland to cover the costs associated with the construction and maintenance of the Rockland Veterans Memorial”; and by striking out the figure “\$385,000” and inserting in place thereof the following figure:- “\$435,000”.
The amendment was **adopted**.

Messrs. Tarr, Ross, deMacedo, Fattman, Moore and Humason moved that the proposed new text be amended in section 2, in item 4800-0015, by striking out the words “and (K)” and inserting in place thereof the following word:- “(K)”; and In said section 2, in said item 4800-0015, by inserting after subclause (K) the following subclause:- “; and (L) the number of children within the care and custody of the department whose whereabouts are unknown;”.
The amendment was **adopted**.

Mr. Downing and Ms. Gobi moved that the proposed new text be amended in section 2, in item 4590-0250, by inserting at the end thereof the following:- “provided further, that the department of public health shall expend not less than \$105,000 on the Massachusetts Model of Community Coalitions”; and by striking out the figure “\$12,085,974” and inserting in place thereof the following figure:- “\$12,190,974”.
The amendment was **adopted**.

Mr. Downing moved that the proposed new text be amended in section 2, in item 4512-0200, by inserting at the end thereof the following:- “provided further, that not less than \$100,000 shall be expended to the Berkshire County Youth Development Project for youth intervention services”; and by striking out the figure “\$93,869,903” and inserting in place thereof the figure “\$93,969,903”.

The amendment was **adopted**.

Mr. Brownsberger, Ms. Gobi and Ms. Forry moved that the proposed new text be amended in section 2, by striking out item 4510-0110 and inserting in place thereof the following item:-
“4510-0110 For community health center services; provided, that not less than the amount appropriated in item 4510-0110 of section 2 of chapter 38 of the acts of 2013 shall be expended on a statewide program of technical assistance to community health centers to be provided by a statewide primary care association qualified under Section 330A(f)(1) of the Public Health Service Act, as codified at 42 USC 254c(f)(1)..... \$1,045,901”.

The amendment was **adopted**.

Mr. Timilty moved that the proposed new text be amended by inserting after section 43 the following section:-
“SECTION 43A. Section 39C of chapter 112 of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by striking out, in lines 3, 5, 19, 22 and 32, the word ‘fusionist’ and inserting in place thereof, in each instance, the following word:- infusion.”

The amendment was **adopted**.

Messrs. Timilty, Rodrigues, Montigny and Ross moved that the proposed new text be amended in section 2, in item 4800-0038, by striking out the words “provided further, that not less than \$250,000 shall be expended for The Children’s Advocacy Center of Bristol County, Inc.,” and inserting in place thereof the following words:- “provided further, that not less than \$300,000 shall be expended for The Children’s Advocacy Center of Bristol County, Inc.”.

The amendment was **adopted**.

Mr. Timilty moved that the proposed new text be amended in section 2, in item 5042-5000, by inserting after the word ‘Holyoke’ the following:- “provided further, that the department shall develop and conduct an anonymous survey of all legal guardians of children or adolescents for whom they provide services in calendar year 2015 for the purpose of developing future programming, determining gaps in service, and modernizing the overall distribution of services to meet the needs of families instead of county structures; provided further, that the department shall report no later than March 1, 2016 to the house and senate committees on ways and means and the joint committee on mental health and substance abuse on the results of the survey and any identified changes the department will need to address in fiscal year 2017;”.

The amendment was **adopted**.

Mr. Timilty moved that the proposed new text be amended in section 2, in item 4000-0300, by adding at the end thereof the following: “provided further, that the executive office of health and human services shall expend not less than \$100,000 to develop a pilot program in Norfolk County for the purpose of incentivizing independent home health care nurses to work with patients with rare diseases and disorders, including but not limited to, Rett Syndrome and mitochondrial diseases; provided further, that in the development of this the program, the executive office shall review the reimbursement rates for independent home care nurses and consider restructuring the rate system so that independent home care nurses who agree to treat patients with more severe needs are compensated at a higher rate”; and by striking out the figures “\$90,898,463” and inserting in place thereof the figures “\$90,998,463”.

The amendment was **adopted**.

Mr. Welch moved that the proposed new text be amended in section 90, by inserting after the word “Medicaid”, in line 1135, the following word:- “waiver”;

In said section 90, by striking out, in line 1135, the word “and”, the second time it appears;

In said section 90, by inserting after the word “agencies”, in line 1137, the following words:- “; and (vi) recommend consumer protection measures including, but not limited to, the establishment of a home care agency employee registry”; and

In said section 90, by inserting after the word “nurse”, in line 1147, the following words:- , “at least 1 shall be a labor representative of home care workers”.

The amendment was **adopted**.

Ms. Flanagan and Messrs. Keenan, Tarr, Ross and Moore moved that the proposed new text be amended in section 2, in item 4510-0710, by adding at the end thereof the following: “, which shall include the use of advanced analytics and business intelligence tools to focus on, anomaly detection, predictive modeling to examine how future decisions may impact the population and trends”.

The amendment was **adopted**.

Mr. Hedlund moved that the proposed new text be amended in section 2, in item 9110-9002, by inserting the following:-
“provided further, that not less than \$50,000 shall be expended for the costs associated with care and services provided at the Whipple Senior Center in the Town of Weymouth”; and by striking out the figures “\$11,500,000” and inserting in place thereof

the figures "\$11,550,000".

The amendment was **adopted**.

Mr. Welch moved that the proposed new text be amended in section 2, in item 4000-0005, by inserting the following:- "provided further, that not less than \$30,000 shall be expended for the South End Community Center, Inc. to implement the South End Community Center's Youth Corp program, in collaboration with the Girls Club Family Center, directed at violence prevention"; and by striking out the figure "\$5,000,000" and inserting in place thereof the following figure:- "\$5,030,000".

The amendment was **adopted**.

Mr. Welch moved that the proposed new text be amended in section 2, in item 4513-1111, by inserting the following:- "provided, that not less than \$30,000 shall be expended for the COGIC Family Services FIT Body and Soul program in Springfield"; and by striking out the figure "\$3,187,386" and inserting in place thereof the following figure:- "\$3,217,386".

The amendment was **adopted**.

Mr. Lewis moved that the proposed new text be amended in section 2, in item 4000-0300, by adding the following words:- "provided further, that funds may be expended for the operation of the office of health equity within the executive office of health and human services".

The amendment was **adopted**.

Ms. Lovely, Mrs. L'Italien, Messrs. Timilty, Moore and Rodrigues, Ms. Flanagan, Mr. Brownsberger, Ms. O'Connor Ives, Messrs. Keenan, Ross, Lewis and Eldridge and Ms. Creem moved that the proposed new text be amended in section 2, in item 4513-1020, by striking the figures "\$27,600,167" and inserting in place thereof the following figure:- "\$28,400,167".

The amendment was **adopted**.

Ms. Flanagan, Mrs. L'Italien and Mr. Moore moved that the proposed new text be amended in section 2, in item 4513-1000, by adding at the end thereof the following:- "provided further that not less than \$200,000 be expended for a statewide program to improve the care and training for newborns with neonatal abstinence syndrome at hospital-based facilities that care for mothers and newborns, including the ten level III neonatal intensive care units in the commonwealth; provided further, that the program shall encourage collaboration between medical providers, community organizations and public health agencies to educate and increase the standardization of practices while developing a robust statewide database to allow for measured improvements in care and outcomes for newborns with neonatal abstinence syndrome, including reductions in length of stay and pharmacologic treatment"; and by striking out the figures "\$5,524,931" and inserting in place thereof the figures "\$5,724,931".

The amendment was **adopted**.

Ms. Creem moved that the proposed new text be amended in section 2, in item 4513-1111, by inserting, after the words "lupus database;" the following: "(x) provided further, that \$100,000 shall be expended for macular degeneration research into prevention and treatment at the Schepens Eye Research Institute"; and by striking out the figures "\$3,187,386" and inserting in place thereof the figures "\$3,287,386".

The amendment was **adopted**.

Ms. Chang-Diaz moved that the proposed new text be amended in section 2, in item 1599-0017, by striking the words, "and to coordinate the delivery of public benefits and human services to families receiving benefits through item 7004-0101" and inserting in place thereof:- "and to coordinate the delivery of public benefits and human services to families who apply for or are receiving benefits through items 7004-0101, 7004-0108, 7004-3036, 7004-9316 and to families who are homeless or at risk of homelessness through programs within the Executive Office of Health and Human Services"; by inserting after the words "the funds may be used for prevention, diversion, or stabilization" the following words:- "; provided further that such assistance shall be coordinated with the department of housing and community development to maximize impact and to avoid duplication of effort"; by inserting after the words "the number of families who transition into stabilized housing" the following words:- "and the zip code of said stabilized housing"; and by striking the words "the number of families who returned to subsidized housing" and inserting in place thereof:- "the number of families who returned to shelter".

The amendment was **adopted**.

Ms. Lovely, Messrs. McGee, Brownsberger and Moore moved that the proposed new text be amended in section 2, by inserting after item 4510-0110 the following item:
"xxxx-xxxx For the department of public health to conduct a postpartum depression pilot program at community health centers in Holyoke, Jamaica Plain, Lynn, and Worcester.....\$200,000".

The amendment was **adopted**.

Ms. Forry moved that the proposed new text be amended in section 2, in item 4800-0038, by inserting at the end thereof the following: "provided, that no less than \$75,000 shall be expended for the operation of the Catholic Charities Labouré Center and its Recovery Connections program"; and by striking out the figures "\$277,894,460" and inserting in place thereof the following figures "\$277,969,460".

The amendment was **adopted**.

Ms. Forry moved that the proposed new text be amended in section 2, in item 4513-1111, by adding the following: “provided that not less than \$50,000 be expended to fund the Haitian American Public Health Initiative to provide vital healthcare and education services to families and children in the Haitian community in the City of Boston and Town of Milton”; and by striking out the figures “\$3,187,386” and inserting in place thereof the following figures “\$3,237,386.

The amendment was **adopted**.

Mr. Petrucci moved that the proposed new text be amended in section 2, in item 4512-0200, by adding at the end thereof the following:- “provided that not less than \$75,000 shall be expended for development and administration of a program to prevent and treat addiction to opioid and related substances and that the program shall be administered by a community health center agency that has a 24/7 emergency department licensed as a satellite emergency facility under 105 CMR 130”; and by striking out the figure “\$93,869,903” and replacing it with the following: “\$93,944,903.”

The amendment was **adopted**.

Mr. Lewis moved that the proposed new text be amended by inserting after section 30 the following section:-

“SECTION 30A. Section 13 of chapter 46 of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by striking out subsection (e) and inserting in place thereof the following subsection:-

(e)(1) If a person has completed medical intervention for the purpose of permanent sex reassignment, the birth record of that person shall be amended to permanently and accurately reflect the reassigned sex if the following documents have been received by the state registrar or town clerk:

(i) an affidavit executed by the person to whom the record relates or by the parent or guardian if such person is a minor indicating the individual’s sex; and

(ii) a physician’s notarized statement that the person has completed medical intervention, appropriate for that individual, for the purpose of permanent sex reassignment and is not of the sex recorded on the record.

(2) The affiant shall furnish a certified copy of the legal change of name if the affiant is seeking a birth record with the legal change of name instead of the name as appearing on the birth record prior to the amendment.”

The amendment was **adopted**.

Mr. Kennedy moved that the proposed new text be amended in section 2, in item 4510-0600, by adding the following: “provided further, that not less than \$20,000 be allocated to the Monponsett Watershed Association for testing and reporting of cyanobacteria and related contaminants in Monponsett Pond in the Towns of Halifax and Hanson for the period July 1, 2015 through September 30, 2015”; and by striking out the figures “\$4,462,669” and inserting in place thereof the figures “4,482,669”.

The amendment was **adopted**.

Mr. Kennedy moved that the proposed new text be amended in section 2, in item 4512-0200, by adding the following words:- “; provided further, that not less than \$100,000 shall be expended for the Gosnold Treatment Center for on-call recovery coaching services for patients presenting with opiate addiction at emergency rooms in Plymouth County”.

The amendment was **adopted**.

Messrs. Rush and Joyce moved that the proposed new text be amended in section 97, by striking out the second paragraph and inserting in place thereof the following paragraph:-

“The task force shall consist of 17 members: the commissioner of public health or a designee who shall serve as chair; the chief of pharmacy at the state office of pharmacy services or a designee; the commissioner of mental health or a designee; the commissioner of developmental services or a designee; the secretary of veterans’ services or a designee; the commissioner of correction or a designee; the executive director of the group insurance commission or a designee; the attorney general or a designee; the president of the Massachusetts Sheriffs Association, Inc. or a designee; the president of the Massachusetts Biotechnology Council or a designee; the chairperson of the Massachusetts Chamber of Commerce or a designee; and 6 members to be appointed by the governor, 1 of whom shall be a health care economist, 1 of whom shall be a pharmacist registered by the board of registration of pharmacy, 1 of whom shall be a county or municipal representative, 1 of whom shall be a representative of a nonprofit community health center, 1 of whom shall be a patient advocate and 1 of whom shall have experience with multistate prescription drug bulk purchase consortiums. The task force shall file its report and any proposed legislation with the clerks of the senate and the house of representatives, the joint committee on health care financing and the house and senate committees on ways and means not later than March 1, 2016.”

The amendment was **adopted**.

Messrs. Eldridge, Barrett, Ross and Keenan, Ms. Donoghue, Messrs. Brownsberger, Welch, Moore, McGee, Lewis and Joyce, Ms. Lovely and Mr. Montigny moved that the proposed new text be amended in section 2, by inserting after 4513-1130 the following item:-

“4513-1131 For a competitive grant program in public schools from grades 5 through 12 that will promote healthy relationships and address teen dating violence; provided, that the department of elementary and secondary education shall develop a 3 year grant program for 10 schools on anti-teen dating violence programming for implementation for the school year beginning in 2016; provided further, that the grant program shall be for schools in which the majority of students are eligible for free or reduced lunch; and provided further, that at least 1 grantee shall be a school located in a municipality with a population of 25,000

or less.....\$150,000”.

The amendment was **adopted**.

Mr. Welch moved that the proposed new text be amended in section 2, in item 4513-1111, by inserting the following:- “provided that not less than \$35,000 be expended for the Latinas Imitating Positive Steps program at the New North Citizens Council”; and by striking out the figure “\$3,187,386” and inserting in place thereof the following figure:- “\$3,222,386”.

The amendment was **adopted**.

Mr. Tarr moved that the proposed new text be amended in section 2, in item 4512-0103, by inserting after the words “HIV/AIDS and associated conditions;” the following words:- “provided further, that not less than \$80,000 shall be expended to conduct a hepatitis C pilot program at the North Shore Health Project”; and by striking out the figure “33,000,000” and inserting in place thereof the following figure:- “33,080,000”.

The amendment was **adopted**.

Ms. Chandler, Mr. Moore and Ms. Gobi moved that the proposed new text be amended in section 2, by inserting the following line item:-

“4510-3010 -- For a grant to the UMass Memorial Children’s Medical Center Massachusetts Down Syndrome Clinic based on the patient centered medical home concept.....\$150,000”.

The amendment was **adopted**.

Messrs. Keenan and Joyce, Ms. Forry and Ms. Lovely moved that the proposed new text be amended in section 27, in subsection (b) of proposed section 2SSSS of chapter 29 of the General Laws, by striking out the first sentence and inserting in place thereof the following 2 sentences:- “The fund shall consist of: (i) payments made by participating municipalities for the purchase of naloxone; (ii) revenue from appropriations or other monies authorized by the general court and specifically designated to be credited to the fund; and (iii) funds from public or private sources, including, but not limited to, gifts, grants, donations, rebates and settlements received by the commonwealth that are specifically designated to be credited to the fund. Funds received under clauses (ii) or (iii) shall be apportioned in a manner determined by the department and shall be applied to provide price reductions for municipalities purchasing naloxone through the program.”; and by striking out, in line 323, the words “Monies deposited in the fund that are unexpended” and inserting in place thereof the following words:- “Amounts credited to the fund shall not be subject to further appropriation and monies remaining in the fund”.

The amendment was **adopted**.

Mr. Pacheco moved that the proposed new text be amended in section 2, in item 5095-0015, by striking out the wording after “Worcester Recovery Center and Hospital,” and inserting in place thereof the following new text:- “provided further that in fiscal year 2016, the department shall operate no fewer continuing care inpatient beds than in fiscal year 2015 and of these beds 54 beds shall be continuing care inpatient beds on the campus of Taunton State Hospital; provided further, that the department shall take no action in fiscal year 2016 to reduce the number of state-operated continuing care inpatient beds or other state-operated programs on the Taunton State Hospital campus or relocate any administrative hospital services associated with the operation of the hospital off campus; provided further, that the department shall not enter into any new vendor-operated lease agreements, or agreements for expansion of existing vendor-operated programs, and provided further that the department shall not enter into new interagency agreements or expansion of existing interagency agreements, programs or facilities until the department, in conjunction with the division of capital asset management and maintenance, has developed a comprehensive long term use master plan for the campus with appropriate community input that is consistent with maintaining publicly provided mental health services currently delivered on campus, the plan shall include maintaining existing affiliations with institutions of higher education and possible future relationships with these institutions and others to maintain the sustainability of said campus, no sooner than March 2, 2016; provided further, nothing in the plan shall be inconsistent with maintaining the campus of Taunton State Hospital as a publicly run mental health facility, or prohibit the inclusion of behavioral health programs or publicly run pilot programs to meet the needs of servicing individuals with mental health, behavioral health and those dual-diagnosed on the campus as part of the comprehensive master plan; and provided further that the plan shall be submitted to the executive office for administration and finance, the executive office of health and human services, the joint committee on mental health and substance abuse and the house and senate committees on ways and means”.

The amendment was **adopted**.

Mr. Ross moved that the proposed new text be amended in section 2, in item 5911-1003, by adding the following words:- “; provided that not less than \$150,000 shall be expended for the East School”; and by striking out the figure “69,496,985” and inserting in place thereof the following figure:- “69,646,985”.

The amendment was **adopted**.

Ms. Creem moved that the proposed new text be amended in section 2, in item 5046-0000, by inserting after the word “clubhouses” the following words:- “; and provided further, that not less than \$150,000 shall be expended to the International Institute of New England for culturally and linguistically appropriate mental health services for immigrants and refugees who have experienced torture and trauma”, and by striking out the figures “\$374,440,785” and inserting in place thereof the figures

“\$374,590,785”.

The amendment was **adopted**.

Ms. Jehlen moved that the proposed new text be amended in section 2, in item 4590-1507, by inserting at the end thereof the following:- “and provided further, that the department shall award not less than \$100,000 to the Center for Teen Empowerment, Inc.”; and by striking out the figure “3,700,000” and inserting in place thereof the following figure:- “3,800,000”.

The amendment was **adopted**.

Ms. Jehlen, Mrs. L'Italien, Messrs. Moore, Lesser and Tarr, Ms. Gobi, Ms. Lovely and Ms. Creem moved that the proposed new text be amended in section 2, in item 9110-9002, by striking out the figure “11,500,000” and inserting in place thereof the following figure:- “12,500,000”.

The amendment was **adopted**.

As previously stated the above amendments were considered as one and adopted.

There being no objection, the following amendments were considered as one and rejected, as follows:

Mr. Joyce moved that the proposed new text be amended in section 2, in item 1599-0026, by inserting the following:- “; provided further, that \$200,000 shall be expended to reimburse the town of Milton for funds expended pursuant to chapter 349 of the acts of 2010”; and by striking out the figure “\$8,530,000” and inserting in place thereof the following figure:- “\$8,730,000”.

The amendment was *rejected*.

Messrs. Timilty and Keenan moved that the proposed new text be amended by inserting the following new section:

“SECTION XX: Chapter 32, section 23b of the General Laws, as appearing in the 2012 official edition, is hereby amended in line 233 of section (k), subsection (6), paragraph (i), by striking out the figure ‘5’ and inserting in place thereof the figure ‘10’.”

The amendment was *rejected*.

Messrs. Ross, deMacedo, Tarr, Fattman and Humason moved that the proposed new text be amended by inserting the following new sections:-

“SECTION 1. Section 14C of chapter 7, as appearing in the 2014 Official Edition, is hereby amended by inserting at the end thereof the following section:-

(i) The secretary shall list the salaries of all experts, technical consultants and other assistants in executive offices, as defined in section 7 of chapter 6A, in the category ‘Employee Payroll’. The salary shall be listed under the expert, technical consultant or other assistant’s name, and not under the vendor’s name.

SECTION 2. Section 7 of chapter 6A, as so appearing, is hereby amended by inserting at the end thereof the following section:- The salaries of experts, technical consultants and other assistants shall not be paid out of the executive office’s operating budget. All expenses must be funded by a separate line-item, as defined in section 1 of chapter 29.”

The amendment was *rejected*.

Mr. Tarr moved that the proposed new text be amended in section 2, in item 7008-0900, by adding at the end thereof the following: “provided, further, that not less than \$15,000 shall be expended for child safety grants to the town of North Reading”.

The amendment was *rejected*.

Mr. Petruccelli and Ms. Forry moved that the proposed new text be amended in section 2, in item 7003-1206, by inserting at the end thereof:- “provided further, that not less than the amount appropriated in this item in section 2 of chapter 165 of the acts of 2014 shall be expended towards workforce efforts at the Pine Street Inn in Boston”.

The amendment was *rejected*.

Mr. Petruccelli moved that the proposed new text be amended in section 2, in item 7008-0900, by inserting at the end thereof:- “provided further that not less than \$500,000 shall be expended for the Greater Boston Convention and Visitor’s Bureau for the marketing and promotion of Sail Boston/Tall Ships 2017”.

The amendment was *rejected*.

Messrs. Petruccelli and Rush moved that the proposed new text be amended in section 2, in item 7008-0900, by inserting at the end thereof the following:- “provided further that \$200,000 shall be expended for the Boston Sports Commission”; and by striking the figure “7,500,000” and inserting in place the following: “\$7,700,000”.

The amendment was *rejected*.

Messrs. Tarr, Fattman and Humason moved that the proposed new text be amended by inserting after section __ the following new section:-

“SECTION __. Chapter 32, as appearing the 2014 Official Edition is hereby amended by inserting after section 21A the following new section:-

Section 21B. The following definitions shall apply to this section:

‘Current employee’, any employee of the Commonwealth or its political subdivisions as of the effective date of this act.

‘Post-employment benefits’, any defined benefit to be paid to an employee as a result of their service to the Commonwealth or its

political subdivisions in accordance with chapters 32, 32A, 32B or any other general or special law that contains provisions for said benefits.

'Retiree', any retired former employee of the Commonwealth or its political subdivisions as of the effective date of this act in receipt of post-employment benefits in accordance with chapters 32, 32A, 32B or any other general or special law that contains provisions for said benefits.

'Vested', any current employee of the Commonwealth or its political subdivisions as of the effective date of this act that is entitled to post-employment benefits at a future date by virtue of and in accordance with the provisions of chapters 32, 32A, 32B or any other general or special law that contains provisions for said benefits.

(a). Notwithstanding any general or special law to the contrary, there shall be established a post-employment benefits Commission that shall perform a comprehensive review and evaluation of the various post-employment benefits provided in the Commonwealth contained in chapters 32, 32A, 32B or any other general or special law that contains provisions for post-employment benefits provided to employees or retirees of any secretariat, board, Commission, authority, municipality, school district or other political subdivision in the Commonwealth. The Commission shall make recommendations to the Governor, House and Senate on improving the efficiency, effectiveness and operations of all existing post-employment benefit systems in the Commonwealth, without exception. The Commission shall focus on changes that should be made to all post-employment benefit systems in the Commonwealth for current and future employees, rather than retirees.

(b). The Commission shall be non-partisan and shall be comprised of the President of the Senate, the Minority Leader of the Senate, the Speaker of the House, the Minority Leader of the House, the Secretary of Administration and Finance, or his designee, the Treasurer and Receiver-General or her designee, the Executive Director of the Massachusetts Municipal Association or their designee, the Executive Director of the Public Employee Retirement Assurance Commission or their designee, the Executive Director of the Group Insurance Commission, or their designee. The Executive Director of the Pension Reserves Investment Management Board, or their designee, The Executive Director of the State Retirement Board, or their designee, the Executive Director of the Massachusetts Teachers' Retirement System, or their designee and a member of any union with employees that are members of any of the aforementioned Boards or Commissions. There shall be two public members, one who shall be an actuary not currently contracted with any of the aforementioned Boards or Commissions, a certified public accountant who is knowledgeable about Governmental Accounting Standards Board standards related to post-employment benefits and other systems nationwide and not currently contracted with any of the aforementioned Boards or Commissions, both of whom named by the State Comptroller. The Commission shall use the services of the State Comptroller and the Office of the State Comptroller's general counsel as advisors. The State Comptroller will provide administration and meeting space. At the Commission's first meeting, which shall take place no more than 15 business days after the effective date of this section, the Commissioners shall elect a chair, a vice chair who shall serve if the chair is absent at a meeting and a secretary who shall be responsible for minutes of the Commission.

(c). The Commission shall be charged with reviewing the current structure of post-employment benefits in the Commonwealth offered to current employees, including, but not limited to, defined benefit pensions, defined benefit healthcare, the administration of all public employee retirement and retiree healthcare systems with a goal of recommending to the Legislature changes necessary to provide for a more efficient, effective and productive system of post-employment benefits. The Commission may consider consolidation of all existing systems into either a single entity or an entity for non-teacher employees and an entity for teachers. Each entity that may be created as a recommendation of the Commission shall be separate irrevocable trusts but using shared actuarial, investment, eligibility determination, receipt, disbursement and administrative functions. Employers that are members of said entity or entities shall proportionately share costs, benefits and any net pension or other post-employment benefit liability in a manner that is actuarially sound. The Commission may consider converting all future employees of public entities in the Commonwealth to a defined contribution plan that would take effect as of a date of the Commission's recommendation, including a matching contribution by the Commonwealth or a municipality. The Commission may consider changing the structures for current employees who are not vested as of a date of the Commission's recommendation, including transferring previous contributions to the various systems made by said non-vested employees into defined contribution arrangements. The Commission may also consider an administrative cap on the management of post-employment benefits as a percentage of fiduciary net position of the single entity or the entity for non-teacher employees and for teachers.

(d). The Commission shall meet at least monthly and provide approved minutes to the public within seven business days after approval.

(e). The Commission shall report to the Governor and the Clerks of the House and Senate, no later than December 31, 2015. The report shall consist of an executive summary of the Commission's work, members, meetings and minutes, an analysis of the current structure of post-employment benefits in the Commonwealth, the structure of post-employment benefits in other States, findings and recommendations and appendices containing draft legislation and any other exhibits that the Commission deems necessary for the Governor and the members of the House and Senate for their knowledge. The Commission then shall work with the members of the House and Senate to pass any recommended legislative changes during the 2016 session. Upon the approval of any General or Special Law related to any of the contents of the Commission's report, the Commission shall have outreach through the Massachusetts Municipal Association to municipal systems to implement any approved legislation on a timely basis.

(f). Line item 1000-0001 shall be increased by \$250,000 each fiscal year for the operations of the Commission while the Commission is empanelled, including the costs of hiring consultants, meeting space in the Office of the State Comptroller, the Office of the State Comptroller's general counsel and administration of the Commission and shall not revert while the Commission is empanelled.

(g). The Commission shall disband not later than 2 years after the effective date of the approval of any General or Special Law

related to any of the contents of the Commission's report. Any unspent funds as a result of Section 6 of this Act shall revert to the General Fund upon disbanding."

The amendment was *rejected*.

Messrs. Barrett, Joyce and Brownsberger moved that the proposed new text be amended by inserting, after section XX, the following new section:-

"SECTION XX. There shall be a public-private partnership working group established to review and evaluate statutory and regulatory obstacles to the formation and use of public-private partnerships in the commonwealth. For purposes of this section, the term public-private partnership shall include contractual agreements between a governmental entity and a private or not-for-profit entity in connection with the design, construction, operation and maintenance of a public asset that provides alternative finance and delivery methods in the commonwealth, including, design-build-finance-operate-maintain services or design-build-operate-maintain services. The working group shall investigate and make recommendations to the general court on the current practices, administrative efficiencies and cost benefits of increased usage of such public-private partnerships. A report of the working group's findings along with any recommendations for legislation shall be filed with the clerks of the house of representatives and the senate within 120 days of the working group first convening. The report shall also include an examination of how public-private partnerships and alternate finance and delivery methods may be applied to various types of infrastructure projects including but not limited to, higher education facilities and housing and economic development projects.

The working group shall have 15 members: the secretary of administration and finance or a designee, who shall serve as chair; the attorney general or a designee; the inspector general or a designee; the secretary of housing and economic development or a designee; the undersecretary of housing, or a designee; the secretary of energy and environmental affairs, or a designee; the secretary of transportation or a designee; and 8 members to be appointed by the governor, 1 of whom shall be the president of the Massachusetts Building Trades Council or a designee; 1 of whom shall be a representative of the business community; 1 of whom shall be a representative of the construction industry; 1 of whom shall be from an engineering consulting firm; 1 of whom shall be a representative from the Massachusetts Port Authority; 1 of whom shall be a representative from the Massachusetts Housing Finance Authority; 1 of whom shall be a representative from Massachusetts Development Finance Authority; and 1 of whom shall be an architect from the Massachusetts Chapter of the American Institute of Architects."

The amendment was *rejected*.

Messrs. Eldridge, Lewis, McGee, Rodrigues and Downing, Ms. O'Connor Ives and Mr. Moore moved that the proposed new text be amended in section 2, by inserting after 7004-0114 the following item:-

"7004-1000 For the federal Low Income Home Energy Assistance Program 42 U.S.C. section 8621 et seq., to assist low-income elders, working families and other households with the purchase of heating oil, propane, natural gas, electricity and other primary or secondary heating sources; provided, further, that the department shall allocate a reasonable portion of said funds for administrative costs, as consistent with said state plan; provided, that expenditure of these funds shall be made in accordance with the state plan submitted by the department of housing and community development for operation of the fiscal year 2016 program, in accordance with federal law.....\$5,000,000".

The amendment was *rejected*.

Messrs. Tarr, Ross, deMacedo and Fattman moved that the proposed new text be amended by striking out section 23 in its entirety.

The amendment was *rejected*.

Mr. Welch moved that the proposed new text be amended in section 2, in item 7008-0900, by inserting the following:- "provided that not less than \$200,000 shall be expended for the interactive bilingual operations of the Dr. Seuss Museum in the city of Springfield"; and by striking out the figure "\$7,500,000" and inserting in place thereof the following figure:- "\$7,700,000".

The amendment was *rejected*.

Messrs. Tarr, Ross and deMacedo moved that the proposed new text be amended by striking section 24 in its entirety.

The amendment was *rejected*.

Mr. Lesser, Ms. Lovely, Mr. McGee, Ms. O'Connor Ives, Messrs. Barrett, Eldridge and Keenan, Ms. Gobi, Ms. Donoghue and Messrs. Moore, Wolf and deMacedo moved that the proposed new text be amended in section 2, in item 7008-0900, by striking out the figure "\$7,500,000" and inserting in place thereof the following figure:- "\$10,000,000".

The amendment was *rejected*.

Mr. Petrucci and Ms. Gobi moved that the proposed new text be amended in section 2, in item 7061-9404, by inserting after the words "during the summer months;" the following:- "provided further, JFY Networks shall receive not less than the amount appropriate in line item 7061-9404 of section 2 of chapter 139 of the acts of 2012;"; and by striking the figure "\$4,094,804" and inserting in place thereof the figure "\$4,294,804".

The amendment was *rejected*.

Messrs. Lesser and Welch moved that the proposed new text be amended in section 2, in item 7008-0900, by adding at the end thereof the following:- "provided further, that not less than \$100,000 shall be expended for the Western Massachusetts Sports

Commission, a division of the Greater Springfield Convention and Visitors Bureau”; and by striking out the figure “\$7,500,000” and inserting in place thereof the following figure “\$7,600,000”.

The amendment was *rejected*.

Messrs. Lesser and Humason, Ms. Donoghue, Mr. McGee and Mrs. L'Italien moved that the proposed new text be amended in section 2, by inserting after item 7002-0020 the following item:

“7002 – 0022 For the operation of the advanced manufacturing futures program established in section 45 of chapter 23G of the general laws; provided that the comptroller shall transfer, not less than 10 days after the effective date of this act, the funds appropriated to the Massachusetts Development Finance Agency.....\$9,375,000.

Manufacturing Fund – 100%”

The amendment was *rejected*.

Messrs. Welch and Lesser moved that the proposed new text be amended in section 2, in item 7004-9315, by adding the following: “provided further that not less than \$300,000 shall be expended for the Revitalize CDC remarkable work and continued efforts to revitalize homes, neighborhoods and lives through preservation, education and community involvement; by preserving affordable homeownership, restoring and repairing nonprofit facilities. In addition, to rebuilding communities while making a sustainable impact on families, individuals and neighborhoods that are helped”; and by striking out the figures “\$2,535,003” and inserting in place thereof the figures “\$2,835,003”.

The amendment was *rejected*.

Messrs. Kennedy, Moore and Keenan, Ms. Lovely, Mr. Welch, Mrs. L'Italien and Mr. Lewis moved that the proposed new text be amended in section 2, by striking out item 7004-0104 and inserting in place thereof the following: -

“7004-0104 For the home and healthy for good program operated by Massachusetts Housing and Shelter Alliance, Inc. to reduce the incidence of chronic homelessness in the commonwealth; provided, that not less than \$200,000 shall be expended to continue a supportive housing initiative for unaccompanied homeless young adults who identify as lesbian, gay, bisexual, transgender, queer or questioning; provided further, that Massachusetts Housing and Shelter Alliance, Inc. shall be solely responsible for the administration of this program; and provided further, that Massachusetts Housing and Shelter Alliance, Inc. shall file a report with the clerks of the house of representatives and senate, the undersecretary of the department of housing and community development and the chairs of the house and senate committees on ways and means not later than January 4, 2016 on the number of people served, the average cost per participant, the demographics of those served, whether participants have previously received government services and any projected cost-savings in other state-funded programs.....\$1,800,000”.

The amendment was *rejected*.

Ms. O'Connor Ives, Messrs. McGee, Lewis and Humason moved that the proposed new text be amended in section 2, by inserting after item 7002-1075 the following item:-

“7002-1506 For competitive technical assistance grants to be administered by the executive office of housing and economic development, in coordination with the Federal Reserve Bank of Boston, to provide multi-year support to initiatives that advance cross-sector collaboration among the public, private and non-profit sectors; provided, that, in order to qualify for funding, a project proposal shall catalyze and accelerate initiatives that create new or stronger working relationships between key institutions, agencies, organizations and businesses within municipalities with: (a) a population of greater than 35,000 and less than 250,000; (b) a median family income that is below the median of those similarly-sized municipalities; and (c) a median poverty rate that is above the median for those similarly-sized municipalities; provided further, that the Federal Reserve Bank of Boston shall identify additional program eligibility requirements; and provided further, that the private sector and other institutions shall contribute to this program an amount that is at least equal to the total state appropriation for this program.....\$500,000”.

The amendment was *rejected*.

Ms. O'Connor Ives moved that the proposed new text be amended in section 2, in item 7007-0300, by striking out the figures “\$1,737,940” and inserting in place thereof the figures:- “1,806,624”.

The amendment was *rejected*.

Messrs. Lesser, Welch, Downing and Humason moved that the proposed new text be amended in section 2, in item 7004-0102, by adding at the end thereof the following:- “provided further, that not less than \$125,000 shall be expended for the United Way of Pioneer Valley on behalf of the Western Massachusetts Network to End Homelessness to facilitate regional coordination and implement the Western Massachusetts Opening Doors Plan to End Homelessness”; and by striking out the figure “\$44,700,000” and inserting in place thereof the following figure “\$44,825,000”.

The amendment was *rejected*.

Messrs. Humason, deMacedo, Tarr and Ross moved that the proposed new text be amended in section 2, by striking out item 7004-9322 and inserting in place thereof the following item:-

“7004-9322 .For the Secure Jobs pilot program for job training, job search services and 12 months of housing stabilization services, if not otherwise available, to families receiving assistance under 7004-0101, 7004-0108, 7004-9024 or 7004-9316; provided that the program shall be administered by agencies that have demonstrated experience working in partnership with

regional administering agencies, including, but not limited to: Community Teamwork, Inc.; Father Bill's & MainSpring, Inc.; HAP, Inc.; Jewish Vocational Services; and SER-Jobs for Progress, Inc.\$600,000".
The amendment was *rejected*.

Ms. Donoghue, Messrs. McGee and Lewis and Ms. Gobi moved that the proposed new text be amended in section 2, by inserting the following item:-
"7002-1509 For the Massachusetts Technology Park Corporation doing business as the Massachusetts Technology Collaborative in collaboration with the Massachusetts Medical Device Development Center and the Innovation Hub at the University of Massachusetts at Lowell and the Venture Development Center at the University of Massachusetts at Boston, established under chapter 123 of the acts of 2006, to offer candidates on non-immigrant visas the opportunity to remain in the commonwealth to pursue practical training in entrepreneurship..... \$100,000".
The amendment was *rejected*.

Ms. Donoghue, Messrs. Lesser, McGee and Lewis, Ms. Gobi and Mr. Humason moved that the proposed new text be amended in section 2, in item 7002-0010, by striking out the figure "\$1,381,814" and inserting in place thereof the following figure:-
"\$2,320,994".
The amendment was *rejected*.

Ms. Donoghue moved that the proposed new text be amended in section 2, in item 7008-0900, by inserting at the end thereof the following:- "; provided further, that not less than \$150,000 shall be expended for the Head of the Charles Regatta to cover costs associated with public safety"; and by striking out the figure "\$7,500,000" and inserting in place thereof the following figure:-
"\$7,650,000".
The amendment was *rejected*.

Messrs. Humason, deMacedo, Tarr and Ross moved that the proposed new text be amended in section 2, in item 7004-0108, by striking out the words "provided further, that a family who was terminated from the program or did not make a good faith effort to follow their housing stabilization plan during the term of their assistance shall be ineligible for benefits under this item and item 7004-0101 for 18 months from the last date the family received assistance under this item and item 7004-0101" and inserting in place thereof the words:- "provided further, that a family who was terminated from the program or did not make a good faith effort to follow their housing stabilization plan during the term of their assistance shall be ineligible for benefits under this item and item 7004-0101 for 24 months from the last date the family received assistance under this item and item 7004-0101" and by inserting after the words "RCAP Solutions, Inc.;" the following:- "provided further, that the department of housing and community development shall reallocate financing based on performance based statistics from under-performing service providers to above average service providers in order to move as many families from hotel, motels, or shelters into more sustainable housing;"
The amendment was *rejected*.

Ms. Donoghue, Messrs. McGee, Lewis, Eldridge and Humason moved that the proposed new text be amended in section 2, by inserting the following new item:-
"7002-0036 For a competitive grant program to work with urban communities to promote small businesses, create new jobs and support workforce development and training initiatives in urban communities; provided, that the program shall be administered by the executive office of housing and economic development.....\$2,000,000".
The amendment was *rejected*.

Ms. Gobi moved that the proposed new text be amended in section 2, in item 7010-0005, by adding the following:- "; provided further, that \$50,000 be expended for Public Safety Improvements at the Quaboag Regional School District".
The amendment was *rejected*.

Messrs. Rush and Brownsberger, Ms. Donoghue, Messrs. Rodrigues, Welch and Lesser, Ms. O'Connor Ives, Ms. Gobi, Messrs. Eldridge and Wolf and Ms. Forry moved that the proposed new text be amended in section 2, in item 7010-0033, by striking out the words "and Reading Recovery shall receive an amount not less than the amounts appropriated in items 7010-0020 and 7030-1005 in section 2 of chapter 165 of the acts of 2014" and inserting in place thereof the following words:- "shall receive an amount not less than the amount appropriated in item 7010-0020 in Section 2 of chapter 165 of the acts of 2014, and provided further that not less than \$900,000 shall be allocated for grants to school districts for Reading Recovery,"; and by striking out the figures "\$2,800,000" and inserting in place thereof the figures "\$3,400,000".
The amendment was *rejected*.

Messrs. Rodrigues and Tarr moved that the proposed new text be amended in section 2, in item 7100-0200, by adding the following:- "; provided further that the University of Massachusetts shall expend funds for the UMass-Amherst Cranberry Station".
The amendment was *rejected*.

Mr. McGee moved that the proposed new text be amended in section 2, in item 7008-0900, by adding the following:- “; provided further, that not less than \$30,000 shall be expended for a one-time child enrichment program in the town of Saugus;”.
The amendment was *rejected*.

Ms. Flanagan and Ms. Gobi moved that the proposed new text be amended in section 2, by inserting after item 7509-0100 the following item:-

“7509-0125 For the operation of the youth venture program at Mount Wachusett Community College..... \$100,000”.

The amendment was *rejected*.

Mr. Humason moved that the proposed new text be amended in section 2, in item 7061-9611, by adding at the end thereof the following: “provided further, that not less than \$100,000 shall be expended for the renovation of the stage and auditorium of Agawam High School in the city of Agawam”; and by striking out the figures “\$1,780,109” and inserting in place thereof the following figures:- “\$1,880,109”.

The amendment was *rejected*.

Messrs. Humason and Ross, Ms. Gobi and Messrs. deMacedo, Tarr, Fattman and Kennedy moved that the proposed new text be amended in section 2, in item 7035-0006, by striking out the figure “\$56,521,000” and inserting in place thereof the following figure:- “\$70,251,563”.

The amendment was *rejected*.

Mr. Moore, Ms. Gobi and Mr. Fattman moved that the proposed new text be amended in section 2, in item 7077-0023, by striking out the figure “\$3,000,000” and inserting in place thereof the following figure:- “\$5,000,000”.

The amendment was *rejected*.

Mr. Moore, Ms. Donoghue and Mr. Montigny moved that the proposed new text be amended in section 2, in item 7066-0019, by striking out the figure “\$750,000” and inserting in place thereof the figure:- “\$2,000,000”.

The amendment was *rejected*.

Mr. Moore moved that the proposed new text be amended in section 2, in item 7000-9501, by adding the following words:- “; and provided further, that the grant for the reconstruction, renovation and rehabilitation of the Leicester Public Library in the town of Leicester shall be 65 per cent of the total project cost authorized pursuant to said section 19G of said chapter 78”.

The amendment was *rejected*.

Messrs. Moore, Brownsberger, Petruccelli and Timilty and Ms. O'Connor Ives moved that the proposed new text be amended in section 2, in item 7066-0020, by striking out the figure “\$200,000” and inserting in place thereof the following figure:- “\$400,000”.

The amendment was *rejected*.

Mr. Moore, Ms. Gobi and Ms. Donoghue moved that the proposed new text be amended in section 2, in item 7070-0065, by striking out the figure “\$93,607,756” and inserting in place thereof the following figure:- “\$95,607,756”.

The amendment was *rejected*.

Mr. Moore, Ms. Donoghue and Messrs. Lewis, Eldridge, Welch and Barrett moved that the proposed new text be amended in section 2, by inserting after item 7516-0100 the following 2 items:-

“7516-XXXX For the TAFDC Career Pathways Trust Fund as established in section 2LLLL of chapter 29 of the General Laws, provided that the program shall be administered by the Middlesex Community College through its entity, the Massachusetts Community College Executive Office; provided, further, that no more than \$100,000 shall be used to administer the program..... \$1,100,000;

7516-XXXX For education opportunity coordinators established in section 5 of chapter 18 of the General Laws to assist recipients of transitional aid to families with dependent children in earning a community college certificate or two-year associate's degree\$1,250,000.”; and

By adding the following 3 sections:

“SECTION XXXX. Paragraph (B) of section 2 of chapter 18 of the General Laws, as amended by section 1 of chapter 65 of the acts of 2013, is hereby amended by adding the following 2 clauses:- (m) take all necessary actions, including connecting individuals with education opportunity coordinators established in section 5, to ensure that individuals receiving cash assistance through transitional aid to families with dependent children may engage in community college programs where assessment shows their chances of achieving long-term careers will improve. (n) annually file a report with the chairs of the joint committee on higher education, the joint committee on children, families, and persons with disabilities, and the house and senate committees on ways and means that shall include, but not be limited to:- (1) information regarding the efficacy of community college placements in developing careers for recipients of cash assistance; (2) the number of recipients enrolled in certificate or two-year degree programs at community colleges; (3) the number of recipients enrolled in a certificate or two-year degree program receiving grants under the TAFDC Career Pathways Trust Fund established in section 2LLLL of chapter 29; (4) graduation rates

of recipients of cash assistance enrolled full time in a certificate or two-year degree program; (5) employment rates of former recipients 6 months after completing a degree or certificate program; and (6) employment rates of former recipients 1 year after completing a degree or certificate program. No personal identifying information shall be used in the report. The first report shall be filed on or before August 1 two years after said TAFDC Career Pathways Trust Fund is established and annually, on or before August 1, after that.

SECTION XXXY. Section 5 of said chapter 18, as so appearing, is hereby amended by adding the following paragraph:- The commissioner shall establish education opportunity coordinator positions within the department. The coordinators shall work with recipients of cash assistance through transitional aid to families with dependent children who enroll in community colleges for the purpose of earning a certificate or two-year degree. The coordinators shall work with recipients, community colleges, and case managers. Coordinators shall provide focused assistance to recipients including but not limited to developing career plans, identifying a program of study, accessing financial aid and work study, and helping obtain other supports such as childcare and transportation assistance. The commissioner shall enter into a memorandum of understanding with the community colleges to ensure coordinators execute the duties of this paragraph. Each community college shall have at least 1 on-campus coordinator.

SECTION XXXZ. Chapter 29 of the General Laws is hereby amended by inserting after section 2K K K K the following section:- 2L L L L. (a) There is hereby established and set up on the books of the commonwealth a separate fund to be known as the TAFDC Career Pathways Trust Fund, hereinafter referred to as the fund, to which shall be credited any appropriations, bond proceeds or other monies authorized by the general court and specifically designated to be credited thereto. Middlesex Community College, hereinafter referred to as the college, shall hold the fund in an account or accounts separate from other funds or accounts; provided, however, that the fund shall be administered by the Massachusetts Community Colleges Executive Office. Appropriations unexpended at the end of the fiscal year shall remain in the fund. (b) The fund shall be used to provide and fund employment opportunities for students enrolled full time in a certificate or two-year associate's degree program at any community college who receive cash assistance under transitional aid to families with dependent children. (c) Funds shall be expended to reimburse or pay students receiving cash assistance under transitional aid to families with dependent children and enrolled full time in a certificate or two-year associate's degree program at any community college, provided students may continue to qualify for reimbursement or payment for up to 3 months after the student's cash assistance under transitional aid to families with dependent children expires if the student is still matriculated. (d) Funds expended shall, to the greatest extent feasible, be for jobs at an off-campus community service placement as defined in subsection (f), at the college the student attends, or that provide career development opportunities. (e) The share from funds distributed shall not exceed 80 percent of the total compensation paid to students, with the exception of off-campus community service placements as defined in subsection (f). Employers shall pay the costs of any employee benefits including all payments due as an employer's contribution under the state workman's compensation laws, federal Social Security laws, and other applicable laws. The federal work-study program shall not be used to provide the employer's share of student compensation. (f) An off-campus community service placement shall include direct service planning, career development or applied research that is designed to improve the quality of life for residents of the community served, particularly low-income residents, in such fields as health care, child care, education, literacy training, welfare, social services, public safety, crime prevention and control, transportation, recreation, housing and neighborhood improvement, rural development, and community improvement. Placements shall be identified by the college through formal or informal consultation with local nonprofit, governmental, and community-based organizations. The placement shall not be at an organization for whom a substantial portion of its mission is political activities, including but not limited to electing candidates, influencing ballot questions, and raising money for political campaigns. (g) Students shall be paid the rate of pay as compared to entry-level salaries and wages provided other employees engaged in similar work, provided total applicant resources shall be considered to ensure to the maximum extent feasible that students may remain qualified for other federal and state public assistance programs. The office may make reasonable adjustments to salaries and wages to maximize a student's participation in other federal and state public assistance programs. (h) Funds shall not be expended under the program to compensate students for hours worked in excess of an average of 20 hours per week over the period of enrollment or 40 hours per week during vacation period. A student shall not be concurrently employed in the same position by the fund and the federal work-study program and exceed the 20 hours per week average. (i) Students may receive academic credit for work experience gained through fund jobs. (j) Students who fail to remain on target to graduate or earn a certificate in the regular duration of a full-time student may no longer be eligible for monies from the fund, subject to the discretion of the commissioner. (k) Monies received from the Massachusetts TAFDC Career Pathways Trust Fund established in Section 2L L L L of chapter 29 of the General Laws shall not count against a recipient's income, assets, or any other eligibility standard in qualifying for cash assistance benefits. (l) The college and the board of higher education, hereinafter referred to as the board, shall enter a memorandum of understanding to ensure that funds are properly expended and disbursed. The college shall enter into agreements with employers, community colleges, the department of transitional assistance, and others for the operation of the fund. These agreements shall include such provisions as the office may deem necessary or appropriate to carry out the purposes of this section. These agreements shall be made available to the board upon request."

The amendment was *rejected*.

Mrs. L'Italien moved that the proposed new text be amended in section 2, in item 7008-0900, by inserting at the end thereof the following:- "provided further that no less than \$500,000 be allocated to the Greater Lawrence Technical School in Andover for the purpose of building an athletic field".

The amendment was *rejected*.

Messrs. Tarr and Humason moved that the proposed new text be amended in section 2, in item 7061-9011, by inserting, at the end thereof the following:- “provided further, that up to \$500,000 may be expended for innovation school activity focused on extending learning time in eligible schools; provided further, that preference shall be given to schools which provide a coherent plan to use extended time to ensure a robust and balanced curriculum of literacy and literature, numeracy, STEM, civics education, and humanities and the arts, and alternative education for students for whom such education will prevent dropout or truancy status; provided further, that some portion may be expended on planning or implementation grants for schools to develop and carry out voluntary and locally driven school site-level intervention and redesign carried out in collaboration with the teachers, faculty and parents of the school; provided further, that preference in the awarding of those grants shall be given to plans with approval from the local union, school administrators and school committee, and for schools currently undertaking such redesign with federal funds that will be expended and liquidated in fiscal years 2015 and 2016 for which the grants will provide consistency and continuity of reform efforts; provided further, that, in awarding the grants, the department shall also ensure consistency and alignment with any similar efforts being proposed or funded through item 7061-9408 and other redesign and turnaround efforts at the department; and provided further, that up to \$225,000 may be expended through June 30, 2017 on innovation fellowships in sponsoring school districts that will participate in an in-depth, year-long planning process which shall include, but not be limited to, a comprehensive review and analysis of the department's District Standards and Indicators, Conditions for School Effectiveness and other priorities of the department”; and by striking out the figure “\$736,898” and inserting in place thereof the figure “\$1,000,000”.

The amendment was *rejected*.

Messrs. Tarr, Ross, deMacedo, Fattman and Humason moved that the proposed new text be amended by inserting, after section ___, the following new section:-

“SECTION X. Chapter 15 of the general laws is hereby amended by inserting at the end thereof the following section:-

SECTION XX. Unfunded Education Mandates

If the division of local mandates, established under section 6 of chapter 11, determines that a law, rule or regulation related to education has not been paid in full by the commonwealth using the procedures established by section 27C(d) of chapter 29, then a city, town, or school district may petition the department of elementary and secondary education for a waiver from said law, rule or regulation, or any part thereof. The department shall grant the waiver unless it determines that the absence of the mandate will lower the quality of education provided; provided, however, that the petition shall be deemed granted if the department fails to respond within 90 days of the submission of the petition request.”

The amendment was *rejected*.

Messrs. Tarr, deMacedo and Fattman moved that the proposed new text be amended by inserting, after section ___, the following new section: -

“SECTION ___. Paragraph (2) of subsection (i) of said section 89 of chapter 71, as appearing in the 2014 Official Edition, is hereby amended by striking out the second subparagraph.”

The amendment was *rejected*.

Mr. Joyce moved that the proposed new text be amended in section 2, in item 7061-9408, by inserting the following:- “; provided further, that \$250,000 shall be expended for a Randolph pilot program to increase literacy and address poor performance amongst low-income and minority students”.

The amendment was *rejected*.

Mr. McGee, Ms. Flanagan and Mr. Petrucci moved that the proposed new text be amended in section 2, in item 7053-1925, by striking out the words: “provided that funds shall be expended for a grant to enhance and expand the summer food service outreach program and the school breakfast outreach program” and inserting the words:- “provided, that not less than amount appropriated in item 7053-1925 of section 2 of chapter 165 of the acts of 2014 shall be expended for a grant with Project Bread-The Walk for Hunger, Inc. to enhance and expand the summer food service outreach program and the school breakfast outreach program”; by inserting after the date November 13, 2011 the words:- “and shall report to the house and senate committees on ways and means on the preliminary results of these grants not later than January 4, 2016; provided further, that not less than \$250,000 shall be expended for a grant for the Chefs in Schools Program, operated by Project Bread-The Walk for Hunger, Inc.”; and by striking out the figures “4,396,323” and inserting in place thereof the following figure:- “4,671,323”.

The amendment was *rejected*.

Messrs. Moore and Welch moved that the proposed new text be amended in section 2, by striking out item 7066-1221 and inserting in place thereof the following item:-

“7516-0115 For the community college workforce training incentive grant program established in section 15F of chapter 15A of the General Laws, provided that the program shall be administered by Middlesex Community College through its entity, the Massachusetts Community Colleges Executive Office.....\$1,450,000”.

The amendment was *rejected*.

Messrs. Tarr, Ross, deMacedo, Fattman, Moore and Humason and Ms. O'Connor Ives moved that the proposed new text be amended by inserting, after section ___, the following new section:-

“SECTION ___. Salem State University shall study, in consultation with the department of elementary and secondary education,

local educational authorities and private educational providers, the delivery of special education services in the commonwealth pursuant to chapter 71B of the General Laws and all applicable federal laws, including the Individuals with Disabilities Educational Act of 1990.

Said study shall include a comprehensive evaluation of existing and potential models for providing special education, and the associated costs and benefits, including but not limited to the costs of personnel compensation, transportation, housing and assistive technologies. Said study shall also seek to identify means by which services and instruction may be provided in a proactive manner, without the requirement or need for an individual education plan, but so as to maximize learning progress in local educational settings.

Said study, together with any legislative recommendations, shall be filed with the joint committee on education and the clerks of the senate and the house of representatives not later than May 1, 2016.”

The amendment was *rejected*.

Messrs. Tarr, Ross and deMacedo moved that the proposed new text be amended by inserting, after section __, the following new section:-

“SECTION __. Notwithstanding any general or special law to the contrary, there shall be a special task force established to analyze the Common Core State Standards. The task force shall consist of the following: the commissioner of the department of elementary and secondary education, or a designee; 1 representative of the Massachusetts Teachers Association; 1 representative of the American Federation of Teachers; 1 representative of the Pioneer Institute; 1 representative of the Massachusetts Business Association for Education; 1 representative of the Association of Independent Colleges and Universities in Massachusetts; 1 representative of the Massachusetts Association of School Committees; 1 representative of the Massachusetts Association of School Superintendents; 1 representative of the Massachusetts Charter Public School Association; 1 representative of the New England Association of Schools and Colleges; and 1 representative of the Rennie Center for Education Research & Policy. The chair of the task force shall be chosen by a majority vote of the 11 members of the task force.

In its examination, the task force shall conduct an independent and unbiased review the merits of the Common Core State Standards, including but not limited to: (i) the rigor of the English language arts standards in relation to the curriculum frameworks in place during the 2008 through 2010 school years; (ii) the rigor of the mathematics standards in relation to the curriculum frameworks in place during the 2008 through 2010 school years; (iii) which standard would better prepare Massachusetts students for college; (iv) the emphasis on informational texts in the new standards in relation to the curriculum frameworks in place during the 2008 through 2010 school years; and (v) the emphasis on writing in the standards in relation to the curriculum frameworks in place during the 2008 through 2010 school years.

The task force shall submit its report, findings and recommendations, along with any proposed legislation and regulatory changes, to the joint committee on education, and the clerks of the house and senate on or before January 1, 2016.”

The amendment was *rejected*.

Messrs. Brownsberger, Barrett, Lewis and Eldridge, Ms. Gobi, Mr. Kennedy, Mrs. L'Italien and Mr. Moore moved that the proposed new text be amended in section 2, in item 7000-9406, by striking out the figures “\$2,468,121” and inserting in place thereof the figures “\$2,516,693”.

The amendment was *rejected*.

Messrs. Timilty, Humason, Moore and Ross moved that the proposed new text be amended in section 2, in item 7035-0008, by striking it in its entirety inserting in place thereof the following item:-

“7035-0008 For reimbursements to cities, towns and regional school districts for the cost of transportation of nonresident pupils as required by the federal McKinney-Vento Homeless Assistance Act, Public Law 100-77, as amended; provided that the department shall file with the house and senate committees on ways and means, not later than March 15, 2016, a preliminary estimate of the costs eligible for reimbursement under this item in fiscal year 2017; and provided further, that school districts shall only be required to provide or arrange transportation for nonresident pupils to and from the school district of origin through the end of the academic year during which the student becomes homeless and after such time may enroll the student in a public school that resident students who live in the attendance area in which the child or youth is actually living are eligible to attend.....\$7,350,000”.

The amendment was *rejected*.

Mr. Welch, Ms. Lovely, Mrs. L'Italien, Ms. Forry and Mr. Lewis moved that the proposed new text be amended in section 2, in item 7066-0000, by adding the following at the end thereof:- “; provided further, that not less than \$150,000 shall be provided to the Department of Higher Education to support assessment and coordination of a system-wide effort to address campus violence, with an emphasis on properly identifying, reporting, and responding to sexual violence and violence against LGBTQ youth; and on coordinating and offering training initiatives and fostering a culture of inclusivity”; and by striking out the figures “\$3,149,334” and inserting in place thereof the figures “\$3,299,334”.

The amendment was *rejected*.

Mr. Lewis, Ms. Chang-Diaz, Mr. Rodrigues, Ms. Lovely, Messrs. Brownsberger and Barrett, Ms. Flanagan, Mrs. L'Italien, Messrs. Kennedy and Lesser moved that the proposed new text be amended in section 2, in item 7061-9412, by striking out the figure “\$13,673,492” and inserting in place thereof the following figure:- “\$15,000,000”.

The amendment was *rejected*.

Ms. Gobi and Messrs. Eldridge and Moore moved that the proposed new text be amended in section 2, in item 7035-0007, by striking out the figures "\$2,244,847" and inserting in place thereof the figures "\$3,907,818".
The amendment was *rejected*.

Messrs. Tarr, Ross, deMacedo, Fattman and Humason moved that the proposed new text be amended by inserting after section ___ the following new section:-

"Subsection (a) of section 3B of chapter 62 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting at the end thereof the following new paragraph:-

(17) An amount equal to the amount expended in such taxable year for the purchase of an interest in, or contributed in such taxable year to an account in, the funds from a Coverdell education savings account as established under 26 U.S.C. §530. The total amount deducted in such taxable year shall not exceed \$2,000."

The amendment was *rejected*.

Messrs. Petruccelli, Moore, Rodrigues, McGee and Welch, Ms. Flanagan, Messrs. Lesser, Brownsberger and Rush, Ms. Lovely, Messrs. Downing, Eldridge and Lewis, Ms. Gobi, Mrs. L'Italien, Mr. Kennedy, Ms. O'Connor Ives, Messrs. Humason and deMacedo and Ms. Forry moved that the proposed new text be amended in section 2, in item 3000-7070, by striking out the figures "\$750,000" and inserting in place thereof the following figure "\$1,000,000".

The amendment was *rejected*.

Mr. Kennedy and Ms. Gobi moved that the proposed new text be amended in section 2, in item 7053-1925, by striking out the words "provided that funds shall be expended for a grant to enhance and expand the summer food service outreach program and the school breakfast outreach program" and inserting in place thereof the following words:- "provided, that not less than the amount appropriated in item 7053-1925 of section 2 of chapter 165 of the acts of 2014 shall be expended for a grant with Project Bread – The Walk for Hunger, Inc. to enhance and expand the summer food service outreach program and the school breakfast outreach program"; by inserting after the date November 13, 2015 the words:- "and shall report to the house and senate committees on ways and means on the preliminary results of these grants not later than January 4, 2016; provided further, that not less than \$250,000 shall be expended for a grant for the Chefs in Schools Program, operated by Project Bread – The Walk for Hunger, Inc."; and by striking out the figures "\$4,396,323" and inserting in place thereof the following figures:- "\$4,646,323".
The amendment was *rejected*.

Mrs. L'Italien moved that the proposed new text be amended in section 2, in item 7035-0035, by striking out the figure "2,553,197" and replacing it with the figure "4,000,000".

The amendment was *rejected*.

Messrs. Eldridge and Lesser, Ms. Gobi and Messrs. Lewis and Moore moved that the proposed new text be amended in section 2, in item 7035-0008, by striking out the figures "7,350,000" and inserting in place thereof the figures "20,823,023".

The amendment was *rejected*.

Mr. Petruccelli moved that the proposed new text be amended in section 2, after item 7061-9404, by inserting the following new section:-

"xxxx-xxxx For a statewide college and career readiness program implemented by JFYNetworks, A Nonprofit Corporation, to reduce the number of remedial developmental courses students are required to take at community colleges; provided, that JFYNetworks shall (i) maintain the JFYNet college and career readiness program to administer the Accuplacer Diagnostic and College Placement tests in high schools; (ii) provide individualized online instructional curricula to strengthen the skills measured by the tests; and (iii) administer final Accuplacer Placement tests to measure student progress and program outcomes; provided further, that passing scores shall be reported to community colleges ensuring student placement in credit-earning courses; provided further, that JFYNetworks shall coordinate with the 15 community colleges to identify not more than 5 high schools per community college that shall send students to the program.....\$500,000."

The amendment was *rejected*.

Mr. Lewis moved that the proposed new text be amended by adding the following section:-

"SECTION X. (a) Notwithstanding any general or special law to the contrary, The Department of Education and Secondary Education shall be required to submit to the Joint Committee on Education a report on School Breakfast and Summer Food Service Outreach on or before January 1, 2016. Said report shall identify: (i) the number of schools operating a universally free Breakfast In the Classroom ("BIC") program that is after the start of the school day and (ii) the Department's efforts to expand the BIC program to schools that have 60% or higher free- or reduced-price eligible student populations, including those operating under the Community Eligibility Provision.

(b) The Department shall provide guidance on BIC adoption by offering resources on known public and private BIC funding and technical assistance providers to all districts that operate school breakfast programs."

The amendment was *rejected*.

Ms. Chang-Diaz and Mrs. L'Italien moved that the proposed new text be amended in section 2, in item 7061-9614, by striking out the figure "\$246,140" and inserting in place thereof the following figure:- "\$4,783,360".
The amendment was *rejected*.

Ms. Chang-Diaz moved that the proposed new text be amended in section 2, in item 7061-9408, by striking the figure "\$7,580,375" and inserting in place thereof the following figure:- "\$8,256,297".
The amendment was *rejected*.

Messrs. Humason, Tarr, Ross, deMacedo and Fattman moved that the proposed new text be amended by inserting after section XX the following section:-
"SECTION XXXX. There shall be a working group convened to study the employer retirement funding cost obligations and required reimbursements of all non-commonwealth employers, agencies, governmental units, independent authorities, boards, commissions, component units of the commonwealth, districts, including regional and regional vocational school districts, educational collaboratives, and planning commissions, which participate or may participate in the Massachusetts State Employees Retirement System, and whose employees are or may become members thereof.
The task force shall consist of 5 members: the secretary of administration and finance or a designee who shall serve as chair; the executive director of the state board of retirement or a designee; the executive director of the Public Employee Retirement Administration Commission or a designee; and 3 members appointed by the governor; 1 of whom shall represent a regional vocational school district, 1 of whom shall represent an educational collaborative; and 1 of whom shall represent a planning commission. The working group may include any additional persons deemed necessary.
The working group shall report its findings and recommendations to the general court, along with any draft legislation necessary to carry its recommendation into effect, by filing the report with the clerks of the senate and house of representatives not later than October 1, 2015."
The amendment was *rejected*.

Mr. Moore and Ms. Flanagan moved that the proposed new text be amended in section 2, in item 7066-0000, by striking out the figure "\$3,149,334" and inserting in place thereof the following figure:- "\$3,185,334".
The amendment was *rejected*.

Messrs. Petruccelli and Rush, Mrs. L'Italien, Messrs. Moore and Humason, Ms. Lovely and Ms. Gobi moved that the proposed new text be amended in section 2, in item 7035-0035, by adding at the end thereof the following:- "provided, that \$50,000 be allocated to the University of Massachusetts, Amherst to match funding for a joint research and program evaluation study on the college success outcomes of Advanced Placement program participants"; and by striking the figure "\$2,553,197" and replacing it with the figure: "\$3,000,000".
The amendment was *rejected*.

Ms. Chang-Diaz, Ms. Forry, Mr. Brownsberger, Ms. Gobi and Messrs. Moore and Lewis moved that the proposed new text be amended in section 2, by striking line item 3000-7050 and inserting in place thereof the following item:-
"3000-7050. For the coordinated family and community engagement grant program, which shall establish a statewide network of supports for early education; provided, that the department shall distribute the grants no later than August 31, 2015, in order to allow a full year of service for families involved in these programs; provided further, that supports funded through this item shall include, but not be limited to, curriculum development, child assessment systems, activities that encourage providers to obtain associate and bachelor degrees, payment of fees, and direct assistance to programs seeking accreditation by agencies approved by the board and professional development courses; provided further, that eligible recipients for such grants shall include, but not be limited to, community partnership councils, municipal school districts, regional school districts, educational collaboratives, the home-based, school readiness and family support program known as the parent-child home program; head start programs, school readiness and family support programs, licensed child care providers, and child care resource and referral centers; provided further, that supports funded through this item shall be in alignment with the quality requirements of the Massachusetts universal pre-kindergarten program and the development of the Massachusetts Quality Rating and Improvement System (QRIS); provided further, that not less than \$4,000,000 shall be expended to support program quality improvements as measured by the QRIS including, but not limited to: (a) ongoing alignment of standards and measurements for the QRIS with federally recognized program quality indicators; (b) facilitating accountability and monitoring practices including, but not limited to: classroom observations, document verification and self-assessments; (c) educator and program supports including technical assistance, trainings, workforce development, mentoring and access to educator resources; (d) fiscal supports to help programs achieve higher tiered program quality ratings within the QRIS; and (e) resources to educate families and consumers on the QRIS and high-quality early education and care programming; (f) provided further, that not less than \$1,000,000 shall be expended for direct grants to early education and school age programs participating in the Massachusetts QRIS that are actively engaged in efforts to achieve Level 3 and Level 4 in order to improve quality in the early education and school age system of care; provided further, that the department shall encourage and support early childhood education and care providers to obtain associate and bachelor degrees through professional development programs including, but not limited to, the building careers program model; provided further, that the department shall take steps to streamline activities and programs funded through this item; and provided further, that the department may expend funds from this item on grants for supplemental services for children with individualized

education..... \$21,464,890”.

The amendment was *rejected*.

Ms. Chang-Diaz moved that the proposed new text be amended in section 2, by inserting after item 7061-0029 the following new item:-

“7061-2200 For the administration and support of programs to assist schools and districts in the implementation of educator development, evaluation, and effectiveness initiatives.....\$500,000”.

The amendment was *rejected*.

Ms. Chang-Diaz, Messrs. Eldridge, Keenan and Lewis, Ms. O'Connor Ives, Messrs. Barrett and Moore, Ms. Donoghue, Messrs. Brownsberger, McGee, Welch and Lesser, Ms. Forry, Ms. Gobi, Mr. Montigny and Mrs. L'Italien moved that the proposed new text be amended in section 2, in item 7035-0002, by striking out the figure “\$30,374,160” and inserting in place thereof the following figure:- “\$35,300,000”.

The amendment was *rejected*.

Ms. Donoghue moved that the proposed new text be amended in section 2, in item 7066-0000, by inserting at the end thereof the following:- “; provided further, there shall be a competitive grant program to operate a state-wide mobile college planning center to provide assistance to Massachusetts families in developing a comprehensive plan, digital financial education, and debt management counseling; provided further, that the program shall be administered by the Massachusetts Department of Higher Education; provided further, that program eligibility is contingent upon an applicant’s ability to provide a matching amount of at least \$100,000 in additional private funding for direct support of the state-wide mobile college planning center; provided further, that the program shall be chosen through a single competitive process and that the funds be dispersed by September, 30, 2015”; and by striking out the figures “\$3,149,334” and inserting in place thereof the following figures:- “\$3,249,334”.

The amendment was *rejected*.

Ms. Donoghue moved that the proposed new text be amended in section 2, by inserting after item 7061-9634 the following item:- “xxxx-xxxx For a pilot program for the construction or renovation of public schools located in the city of Lowell to study and promote student, teacher, and administrator safety by preventing forced entry into said schools through the hardening of doors and windows..... \$100,000”.

The amendment was *rejected*.

Messrs. Hedlund, Moore and Brownsberger, Ms. Donoghue, Mr. Ross, Ms. Gobi and Messrs. Tarr and Humason moved that the proposed new text be amended in section 2, in item 7061-9010, by striking out the figures “\$80,000,000” and inserting in place thereof the figures “\$133,467,305”.

The amendment was *rejected*.

Ms. Chang-Diaz, Mr. Ross, Ms. Creem, Ms. Forry and Messrs. Barrett, Eldridge, Brownsberger and Lewis moved that the proposed new text be amended in section 2, in item 7010-0012, by striking out the figure “\$17,912,443” and inserting in place thereof the following figure:- “\$21,000,000”.

The amendment was *rejected*.

Mr. Hedlund, Ms. Flanagan, Messrs. Fattman and Lewis, Ms. O'Connor Ives, Ms. Gobi, Messrs. Brownsberger, Lesser and Moore, Ms. Donoghue and Messrs. Kennedy, Tarr, Ross, Humason and Joyce moved that the proposed new text be amended in section 2, in item 7030-1002, by striking out the figures “\$1,000,000” and inserting in place thereof the figures “\$23,948,947”.

The amendment was *rejected*.

Ms. Donoghue and Messrs. Welch, Eldridge and Moore moved that the proposed new text be amended by inserting at the end thereof the following new section:-

“SECTION XX. Chapter 69 of the General Laws is hereby amended by inserting after section 31D the following new section:- Section 31E. Any college or university, with the exception of community colleges and junior colleges, whether public or private, shall, upon accepting any undergraduate applicant for admission to such institution, provide to said applicant a uniform financial aid information shopping sheet. Each institution shall provide this sheet prior to the institution’s enrollment deadline to allow each undergraduate applicant sufficient time to make an informed decision about enrollment. Each institution shall use the financial aid shopping sheet developed by the Consumer Financial Protection Bureau and the United States Department of Education pursuant to the Higher Education Opportunity Act, P.L. 110-135, to provide this information.”

The amendment was *rejected*.

Mr. Wolf moved that the proposed new text be amended in section 2, in item 8910-8400, by striking out the figures “\$2,915,947,” and inserting in place thereof the figures “\$3,433,612”.

The amendment was *rejected*.

Mr. McGee moved that the proposed new text be amended in section 2, in item 8200-0200, by adding the following: “; provided further that not less than \$600,000 shall be expended for the Community Liaison Team in the Lynn Police Department”; and by striking out the figures “\$5,150,382” and inserting in place thereof the figures “\$5,750,382”.
The amendment was *rejected*.

Mr. McGee, Ms. O'Connor Ives, Mr. Kennedy, Ms. Forry and Messrs. Hedlund and Petruccelli moved that the proposed new text be amended in section 2, in item 8100-1001, after the words “criminal justice information services;” by inserting the following new words:- “provided further, that not less than \$1,000,000 shall be expended for the payroll costs of the state police directed patrols; provided further, that subject to appropriation communities receiving funds for directed patrols in fiscal year 2008 shall receive an equal disbursement of funds in proportion to the current appropriation in fiscal year 2016;”; and by striking the number “\$267,709,501” and inserting in place thereof the following new number:- “\$268,709,501”.
The amendment was *rejected*.

Messrs. Keenan and Joyce moved that the proposed new text be amended in section 2, in item 8000-0600, by adding at the end thereof the following:- “; and provided further, that not less than \$150,000 shall be expended to the town of Braintree for public safety improvements”; and by striking out the figure “\$2,226,406” and inserting in place thereof the following figure:- “\$2,376,406”.
The amendment was *rejected*.

Mr. Keenan moved that the proposed new text be amended in section 2, in item 8100-1001, by adding at the end thereof the following:- “; provided further, that not less than \$90,000 shall be expended for additional patrols for the summer season at Wollaston Beach and Furnace Brook Parkway in the city of Quincy”; and by striking out the figure “\$267,709,501” and inserting in place thereof the following figure:- “\$267,799,501”.
The amendment was *rejected*.

Mr. Donnelly moved that the proposed new text be amended by adding the following new section:-
“SECTION XX: Section 26F1/2 of chapter 148 of the General Laws, is hereby amended by inserting at the end thereof, the following sentences:-
For nonresidential buildings other than enclosed parking structures, and for nonresidential areas of a building that contains a mix of residential and nonresidential uses, carbon monoxide alarms shall be required only in areas or rooms containing a furnace, boiler, water heater, fireplace or any other apparatus, appliance or device that burns fossil fuel.”
The amendment was *rejected*.

Mr. Moore moved that the proposed new text be amended by inserting, after section _____, the following 6 sections:-
“SECTION _____. Section 21D of chapter 40 of the General Laws, as so appearing, is hereby amended by inserting after the word ‘of’, in line 2, the following words:- misdemeanors not ineligible for decriminalization under section 70C of chapter 277, any matters deemed civil infractions by any general or special law, and any.
SECTION _____. Said section 21D of said chapter 40, as so appearing, is hereby amended by inserting, after the first paragraph, the following paragraph:- A police officer taking cognizance of any such violation may request the offender to state the offender’s name and address. Whoever, upon such request, refuses to state such name and address, or states a false name and address or a name and address which is not the offender’s name and address in ordinary use, shall be punished by a fine of not less than \$20 nor more than \$50. Any such offender who refuses upon such request to state the offender’s name and address or states a false name and address or a name and address which is not the offender’s name and address in ordinary use may be arrested without a warrant.
SECTION _____. Said section 21D of said chapter 40, as so appearing, is hereby amended by inserting after the words ‘violation of a’, in line 7, the following words:- misdemeanor, civil infraction.,
SECTION _____. Said section 21D of said chapter 40, as so appearing, is hereby amended by striking out, in lines 9 and 10, the words ‘shall, or, if so provided in such ordinance or by-law, may,’ and inserting in place thereof the following word:- may.
SECTION _____. Said section 21D of said chapter 40, as so appearing, is hereby amended by inserting after the word ‘appropriate’, in line 80, the following words:- , misdemeanor, civil infraction.,
SECTION _____. The seventh paragraph of said section 21D of said chapter 40, as so appearing, is hereby amended by adding the following 2 sentences:- Such persons shall also be punished by a fine of not less than \$20 nor more than \$50. If the person fails, without good cause, to appear in response to the summons and the court has satisfactory proof of service of said summons, an arrest warrant may be issued and shall be served by any officer authorized to serve criminal process.”
The amendment was *rejected*.

Messrs. Moore and Brownsberger, Ms. Flanagan and Messrs. Timilty, Eldridge and deMacedo moved that the proposed new text be amended in section 2, in item 8900-0011, by striking out the figure “\$3,600,000” and inserting in place thereof the following figure:- “\$5,600,000”.
The amendment was *rejected*.

Messrs. Humason, Tarr, Ross, deMacedo and Fattman moved that the proposed new text be amended by inserting, after section XX, the following new section:-

“SECTION XX. The Executive Office of Public Safety and Security shall issue a report with recommendations for limiting the proximity to which a level 2 or level 3 registered sex offenders may reside to a public or private school or daycare facility. The Executive Office shall consider population and housing density, and municipality size when drafting recommendations. The Executive Office shall submit its report to the joint committee on public safety and homeland security and the joint committee on judiciary, and the clerks of the senate and the house by December 31, 2015.”

The amendment was *rejected*.

Mr. Humason moved that the proposed new text be amended in section 2, in item 1599-0026, by inserting at the end thereof the following:- “provided further that State Police shall promote and display the various units of the Massachusetts State Police during the Big E Fair held at Eastern State Exhibition”.

The amendment was *rejected*.

Mr. Brownsberger moved that the proposed new text be amended in section 2, in item 8000-0600, by adding at the end thereof the following: “provided further that not less than \$50,000 shall be expended to the town of Watertown for public safety improvements”; and by striking out the figures “\$2,226,406” and inserting in place thereof the figures “\$2,276,406”.

The amendment was *rejected*.

Mr. Fattman moved that the proposed new text be amended in section 2, in item 8324-0000, by inserting after the word “insurance” the following:- “provided further, that \$30,000 shall be provided for the Hopedale fire department hazardous material response team to upgrade equipment”; and by striking out the figures “\$17,809,781” and inserting in place thereof the figures “\$17,839,781”.

The amendment was *rejected*.

Mr. Fattman moved that the proposed new text be amended in section 2, in item 8324-0000, by inserting after the word “insurance” the following:- “provided further, that \$15,000 shall be provided for the Webster fire department to upgrade equipment”; and by striking out the figures “\$17,809,781” and inserting in place thereof the figures “\$17,824,781”.

The amendment was *rejected*.

Mrs. L'Italien and Ms. Lovely moved that the proposed new text be amended in section 2, in item 1599-0026, by striking the figure “\$3,000,000” and inserting in place thereof the following figure:- “\$5,000,000”.

The amendment was *rejected*.

Messrs. Timilty and Moore moved that the proposed new text be amended in section 2, in item 8000-0105, by striking out the figures “\$9,829,347” and inserting in place thereof the figures “\$10,277,597”.

The amendment was *rejected*.

Messrs. Timilty and Tarr moved that the proposed new text be amended in section 2, by inserting the following new line-item: “xxxx-xxxx For the implementation of a statewide port security camera network integrated with the United States Department of Homeland Security, United States Coast Guard, Massachusetts Emergency Management Agency, and all thirty municipal ports within Coast Guard Sector 1, including any community participating in the existing Urban Area Security Initiative (UASI); provided that every state dollar shall be matched by three dollars in federal funding from the Federal Emergency Management Agency.... \$650,000”.

The amendment was *rejected*.

Ms. Flanagan, Messrs. Brownsberger and Eldridge, Ms. Gobi and Mr. Lewis moved that the proposed new text be amended in section 2, in item 8910-1101, by striking out the figures “\$896,387” and inserting in place thereof the figures:- “\$1,200,000”.

The amendment was *rejected*.

Mr. deMacedo moved that the proposed new text be amended in section 2, by inserting after item 8910-8200 the following item:- “8910-8210 For the Barnstable sheriff’s office, which may expend for the operation of the office an amount not to exceed \$250,000 from revenues received from federal inmate reimbursements; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the office 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.....\$250,000”.

The amendment was *rejected*.

Messrs. Tarr, Ross, deMacedo, Fattman and Humason moved that the proposed new text be amended by inserting after section __, the following section:-

“SECTION __. Chapter 18B of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by adding at the end thereof the following new section:-

Section 26. As part of the department’s licensing and background record check process, the department shall conduct fingerprint-based checks of the state and national criminal history databases, as authorized by 42 U.S.C. Section 16962, for all applicants to be adoptive or foster parents and their household members age 15 or older. Authorized department staff may receive criminal

offender record information and the results of state and national criminal history databases checks, pursuant to 42 U.S.C. Section 16962. The department shall handle the information obtained under this section pursuant to sections 167 to 178, inclusive, of chapter 6.

As part of the department's approval process, the department, prior to issuing any approval, shall: (1) obtain from the sex offender registry board all available sex offender registry information associated with the address of the center, home or facility; and (2) conduct fingerprint-based checks of the state and national criminal history databases, pursuant to Public Law 92-544, that are required under this subsection. The fingerprint-based checks of the state and national criminal history databases shall be conducted, pursuant to Public Law 92-544, to determine the suitability of all applicants for employment, interns and volunteers who have the potential for unsupervised contact with children in any department-approved program. The fingerprint-based checks shall also be required to determine the suitability of any individual who provides transportation services on behalf of any department-approved program. Authorized department staff may receive all criminal offender record information and the results of checks of state and national criminal history information databases pursuant to Public Law 92-544. When the department obtains the results of checks of state and national criminal information databases, it shall treat the information according to sections 167 to 178, inclusive, of chapter 6 and the regulations thereunder regarding criminal offender record information." The amendment was *rejected*.

Messrs. Tarr, Ross, deMacedo, Fattman, Moore and Humason moved that the proposed new text be amended by inserting after section __, the following sections:-

"SECTION __. Section 178L of chapter 6 of the General Laws, as appearing in the 2012 Official edition, is hereby amended by striking out subsection (1)(b) and inserting there of the following subsection:-

(1)(b) The district attorney for the county where such sex offender was prosecuted may, within ten days of a conviction or adjudication of a sexually violent offense or a declassification of a sex offender, file a motion with the board to make an expedited recommended classification upon a showing that such sex offender poses a grave risk of imminent reoffense. If the petition is granted, the board shall make such recommendation within ten days of the expiration of the time to submit documentary evidence. If the petition is not granted, the board shall make such recommended classification as otherwise provided in this section.

SECTION __. Section 14 of chapter 30A of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by inserting at the end of paragraph (3) the following words:- Notwithstanding the above, should the Sex Offender Registry Board or the Court issue a stay of a final classification in a Sex Offender Registry Board proceeding or court appeal held pursuant to G.L. chapter 6 § 178M, then such hearing shall be expedited and such stay shall be for no more than 60 days."

The amendment was *rejected*.

Messrs. Tarr, Ross, deMacedo, Fattman and Moore moved that the proposed new text be amended by inserting after section __, the following section:-

"SECTION __. Section 178Q of chapter 6 of the General Laws is hereby amended by inserting at the end thereof, the following:— The sex offender registry board shall, within 60 days of initial sex offender registration and annual sex offender registration, report to the department of revenue, the department of transitional assistance and the registry of motor vehicles the amount of any sex offender registration fee owed by the sex offender. The department of revenue shall intercept payment of such fee from tax refunds due to persons who owe all or a portion of such fee. The registry of motor vehicles shall not issue or renew a person's driver's license or motor vehicle registration for any vehicle subsequently purchased by such person until it receives notification from the sex offender registry board that the fee has been collected."

The amendment was *rejected*.

Messrs. Joyce, Montigny and Ross moved that the proposed new text be amended in section 2, in item 8324-0000, by adding at the end thereof the following:- “; provided further, that not less than \$100,000 shall be expended for the Fire Chiefs Association of Bristol County to develop, upgrade and maintain the emergency radio communications system in Bristol County, and to provide equipment and training support to the Regional Technical Rescue Team in Bristol County”.

The amendment was *rejected*.

Mr. Joyce moved that the proposed new text be amended in section 2, in item 8100-0111, by inserting at the end thereof the following:- “; provided further, that not less than \$100,000 shall be expended for violence prevention and intervention programming in the town of Randolph”.

The amendment was *rejected*.

Messrs. Joyce and Ross moved that the proposed new text be amended in section 2, in item 8324-0000, by adding at the end thereof the following:- “; provided further, that the amount allocated for the Norfolk County Regional Fire and Rescue Dispatch Center in item 8324-0000 of section 2 of chapter 182 of the acts of 2008 shall be allocated in fiscal year 2016”.

The amendment was *rejected*.

Mr. Joyce moved that the proposed new text be amended in section 2, in item 8000-0600, by inserting the following:- “; provided, that \$100,000 shall be expended for the continuation of a youth violence and street crimes unit pursuant to section 2 of chapter 182, of the acts of 2008”.

The amendment was *rejected*.

Mr. Welch moved that the proposed new text be amended in section 2, in item 8100-1001, by inserting the following:- “provided that not less than \$200,000 be expended for the C3 policing program in Springfield”; and by striking out the figure “\$267,709,501” and inserting in place thereof the following figure:- “\$267,909,501”.
The amendment was *rejected*.

Messrs. Welch and Lesser and Ms. Gobi moved that the proposed new text be amended in section 2, by inserting after item 8910-1030 the following item:-
“8910-2222 For the Hampden sheriff's office, which may expend for the operation of the office an amount not to exceed \$650,000 from federal inmate reimbursements; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the office 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 \$650,000”.
The amendment was *rejected*.

Ms. Lovely, Ms. O'Connor Ives, Messrs. Tarr and McGee and Mrs. L'Italien moved that the proposed new text be amended in section 2, by inserting after item 8910-0619 the following item:
“xxxx-xxxx For the operations of a pretrial detoxification unit within the Middleton House of Correction. A pretrial detoxification pilot program shall be established at the Essex County Sheriff's Department Middleton House of Correction for the purpose of the creation and operation of a detoxification facility within the existing physical facilities. The secure unit will be run by medical and substance abuse treatment professionals. Section 20B of Chapter 217 of the Massachusetts General Laws provides the sheriff with the power and discretion to assign certain detainees to a pre-trial diversion program. The proposed target populations of our new initiative are offenders that would be eligible to be classified to a pretrial diversion program under the statute. The creation and funding of new detoxification beds may provide alternatives to addicts becoming incarcerated for longer periods of time and may provide a more stable environment for these individuals over the long term. The pilot program will track individual offenders from the point of court order to detoxification unit through the final disposition of the case. The report shall include, but not be limited to: (a) the number of pretrial offenders ordered to the detoxification unit; (b) the charges each offender faced; (c) the treatment received; (d) the court determination of pretrial status after initial court ordered detoxification; (e) final disposition of the mater(s) before the court; (f) the amount of time each individual was incarcerated pretrial. This report shall be prepared and filed with house and senate committees on ways and means no later than December 15, 2016. The unit will provide substance abuse intervention, clinical treatment, and recovery support services to pretrial offenders. A judge may order pretrial offenders who are substance-abuse impaired to be held in detoxification unit to receive treatment and to stabilize the individual. After the initial court order to detoxification the individual will be returned to court for further determination of pretrial status.....\$2,000,000”.
The amendment was *rejected*.

Mr. Welch moved that the proposed new text be amended in section 2, in item 8000-0600, by inserting the following:- “provided that not less than \$160,000 shall be expended for the New North Citizens' Council and the Springfield police department for ShotSpotter technology”; and by striking out the figure “\$2,226,406” and inserting in place thereof the following figure:- “\$2,386,406”.
The amendment was *rejected*.

Messrs. Rush, Moore and Lewis, Ms. Gobi, Ms. Forry and Mr. Ross moved that the proposed new text be amended in section 2, in item 4510-0810, by striking out the figures “\$3,869,814” and inserting in place thereof the following figures:- “\$4,595,000”.
The amendment was *rejected*.

Messrs. Timilty and Ross moved that the proposed new text be amended in section 2, in item 8910-8300, by striking out the figures “\$44,134,993” and inserting in place thereof the figures “\$50,253,428”.
The amendment was *rejected*.

Mrs. L'Italien moved that the proposed new text be amended in section 2, in item 8100-1001, by adding at the end thereof the following new language:- “provided further, that \$2,000,000 shall be expended for the Lawrence Public Safety Center”.
The amendment was *rejected*.

Ms. Chang-Diaz moved that the proposed new text be amended in section 2, in item 8900-0001, by inserting after the words “all prisoners confined in each prison operated by the department” the following words:- “; provided further, that not less than \$850,000 be expended on rehabilitation and reentry programming within Department of Correction facilities, and that such programming shall include but not be limited to year round academic education, substance abuse treatment and education, cognitive behavioral therapy, and violence reduction programs;”; and by striking out the figure “567,883,603” and inserting in place thereof the following figure:- “568,733,603”.
The amendment was *rejected*.

Mr. Fattman moved that the proposed new text be amended in section 2, in section 2, in line item 8000-4611, by adding the following: “provided further, that \$25,000 shall be expended for the public safety communications equipment improvement

initiative for the Town of Uxbridge”.
The amendment was *rejected*.

Messrs. Tarr, Ross, deMacedo, Fattman and Humason moved that the proposed new text be amended by inserting after section ___, the following section:-

“Section ___.

SECTION 1. Chapter 6 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting after section 184A the following section:-

SECTION 184B. (a) There shall be established a forensic services drug laboratory oversight board within, but not subject to the control of, the executive office of public safety and security. The board shall consist of the secretary of public safety and security or a designee; the governor or a designee; the attorney general or a designee; the inspector general or a designee; and the colonel of state police or a designee.

(b) At the direction of the board, the undersecretary of public safety for forensic sciences shall advise and report to the board on the administration and delivery of forensic services at such facilities.

(c) The board shall have oversight authority over all commonwealth facilities engaged in forensic services in criminal investigations. The board shall ensure every such facility is actively accredited with the American Society of Crime Laboratory Directors/Laboratory Accreditation Board and compliant with standards promulgated by the International Organization for Standardization (IOS). The board shall receive quarterly reports from the undersecretary for forensic sciences which shall include, but not be limited to, the following information:

(i) the volume of forensic services at each facility;

(ii) the volume of forensic services of each employee at such facilities;

(iii) the costs and length of time from submission for testing or procedures and the return of results from such facilities;

(iv) compliance with accreditation standards of such facilities; and

(v) facility employee records, qualifications, and incident reports; provided, however, that any suspected or potential criminal wrongdoing shall be promptly referred to the attorney general for prosecution.

An electronic summary of said reports shall be submitted to the clerks of the senate and house of representatives and the chairs and ranking minority members of the joint committee on public safety and homeland security.

(d) The board shall promulgate rules and regulations necessary to carry out this section; provided, however, that said regulations shall require:

(i) facilities engaged in forensic services in criminal investigations to be actively accredited by the American Society of Crime Laboratory Directors/Laboratory Accreditation Board and compliant with standards promulgated by the International Organization for Standardization (ISO);

(ii) the forensic sciences advisory board to hold not less than 1 public hearing a year; and

(iii) the undersecretary for forensic sciences to receive anonymous complaints of employee or facility misfeasance or deviation from accreditation standards;

The oversight board shall consider the input of the forensic sciences advisory board prior to implementing said rules and regulations.”

The amendment was *rejected*.

Messrs. deMacedo, Rush, Tarr, Ross and Humason moved that the proposed new text be amended by inserting after section xxxx the following new section:-

“SECTION XXXX. Section 1. Section 26F½ of said chapter 148, as appearing in the 2012 Official Edition, is hereby amended by inserting after subsection (a) the following subsection:-

(a½) Each school building that provides public or private education for children in kindergarten through grade 12 that: (1) contains fossil-fuel burning equipment including, but not limited to, a furnace, boiler, water heater, fireplace or any other apparatus, appliance or device that burns fossil fuel; or (2) incorporates enclosed parking within its structure shall install carbon monoxide alarms under the regulations of the board of fire prevention.

Section 2. Notwithstanding subsection (a½) of section 26F½ of chapter 148 of the General Laws, the board of fire prevention shall allow the temporary use of battery-operated carbon monoxide alarms.

Section 3. Section 2 is hereby repealed.

Section 4. Section 3 shall take effect on January 1, 2022.

Section 5. Unless otherwise provided, this act shall take effect on January 1, 2017.”

The amendment was *rejected*.

Mr. Brownsberger moved that the proposed new text be amended in section 2, in item 8900-0001, by adding the following words after the words “Dismas House in Worcester”:- “; provided further, that not less than \$9,004,000 shall be expended for the hiring and training of clinical staff at Bridgewater state hospital”; and by striking out the figure “\$567,883,603” and inserting in place thereof “\$76,887,603”.

The amendment was *rejected*.

Messrs. Brownsberger and Moore moved that the proposed new text be amended in section 2, in item 8000-0038, by striking out the figure “\$94,245” and inserting in place thereof the figure “\$188,490”.

The amendment was *rejected*.

Mr. Ross moved that the proposed new text be amended in section 2, in item 8324-0000, by inserting the following words: “provided further, that not less than \$100,000 shall be expended to the Millis Fire Department to initiate funding for advanced life support, for the town of Millis Ambulance Service”; and by striking out the figure “21,000,065” and inserting in place thereof the following figure:- “21,100,065”.

The amendment was *rejected*.

Ms. Donoghue and Messrs. Brownsberger and Eldridge moved that the proposed new text be amended in section 2, in item 8910-0107, by inserting in line 1 after the word “office” the following:- “; provided, that \$750,000 be expended for the establishment and operation of a post release center located within the existing Lowell Office of Community Corrections building to work with inmates and released offenders providing continuity of health care through intensive patient management and substance abuse prevention and education; active career counseling; placement in CORI friendly jobs; continuing educational services; and assistance with obtaining housing, transportation vouchers and additional transitional assistance to help individuals successfully re-enter the community with the mission to reduce recidivism, generate cost savings for the Commonwealth and increase public safety; provided further, that the Middlesex Sheriff’s Office shall file an annual report by December 31st of each year with Joint Committee on Ways and Means, including data about the number of individuals participating in each of the respective programs, number of released offenders who have secured job placement, number of program participants that have not re-offended, and additional measures of program success;”; and by striking out the figure “68,032,130” and inserting in place thereof the following figure:- “68,782,130”.

The amendment was *rejected*.

Messrs. Hedlund, deMacedo and Moore, Ms. Flanagan and Messrs. Tarr, Keenan, Ross and Fattman moved that the proposed new text be amended in section 2, in item 8200-0200, by striking out the figures “5,150,382” and inserting in place thereof the figures “5,937,625”.

The amendment was *rejected*.

Messrs. Tarr, Ross, deMacedo, Fattman, Moore and Humason moved that the proposed new text be amended by inserting, after section __, the following new section:-

“SECTION __. The secretary of public safety shall develop a plan to ensure the reliability of breathalyzer.”

The amendment was *rejected*.

Ms. Gobi and Mr. Fattman moved that the proposed new text be amended in section 2, in item 5920-2000, by adding the following: “; provided that not less than \$60,000 be expended for the Center of Hope Foundation in the Town of Southbridge”.

The amendment was *rejected*.

Ms. Flanagan moved that the proposed new text be amended in section 2, in item 1410-0012, by adding at the end thereof the following: “provided that not less than \$10,000 shall be expended to the New Patriots Veterans Outreach Center, Inc. in the City of Fitchburg for the purpose of updating the Center to be more handicap accessible”; and by striking out the figures “\$3,073,641” and inserting in place thereof the figures “3,083,641”.

The amendment was *rejected*.

Ms. Flanagan moved that the proposed new text be amended by adding at the end thereof the following:- “provided further that not less than \$300,000 shall be expended Veteran Homestead, Inc. in the City of Fitchburg for services to medically fragile and terminally ill elderly veterans; and provided further that veteran homeless service centers shall receive a 5% increase in funding over the funds received in fiscal year 2015”; and by striking out the figures “\$3,111,629” and inserting in place thereof the figures “3,411,629”.

The amendment was *rejected*.

Ms. Flanagan, Mr. Tarr, Ms. Gobi and Mr. Lewis moved that the proposed new text be amended by inserting, after section ____, the following new section: -

“SECTION ____. Chapter 6D of the General Laws is hereby amended by adding the following section:-

Section 19. (a) The health policy commission shall implement a one-year regional pilot program to further the development and utilization of telemedicine in the commonwealth. The program shall (i) take into consideration the previously established regions used in prior health policy commission analyses; (ii) incentivize the use of community-based providers and the delivery of patient care in a community setting; and (iii) facilitate collaboration between participating community providers and teaching hospitals. The commission shall consider existing federal and state regulations in the development of the program. The commission may direct no more than \$500,000 from the distressed hospital trust fund, established in section 2GGGG of chapter 29 of the General Laws, to fund the implementation of the pilot program.

(b) At the conclusion of the pilot program, the commission shall evaluate the success of the program, including but not limited to: (i) cost savings; (ii) patient satisfaction; (iii) patient flow; (iv) and quality of care. The commission shall make appropriate policy recommendations to the legislature based on their findings.”

The amendment was *rejected*.

Messrs. Keenan and Tarr and Ms. Lovely moved that the proposed new text be amended in section 2, in item 1410-0400, by striking out the figure “\$77,151,193” and inserting in place thereof the following:- “\$83,001,193”; and by inserting at the end thereof the following new section:-

“SECTION ____ . Section 6B of Chapter 115 of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by striking the figure ‘\$2,000’ in lines 18, 26 and 33, and inserting in place thereof, in each instance, the figure ‘\$2,500’.”

The amendment was *rejected*.

Ms. Flanagan, Mr. Rodrigues, Mrs. L'Italien and Mr. Ross moved that the proposed new text be amended by inserting, after section ____, the following new section: -

“SECTION ____ : Notwithstanding any rule, regulation, special or general law to the contrary, the Department of Public Health shall issue, not later than October 31, 2015, mitigation guidelines on the prescription of the class of potent pain medicines known as extended-release and long-acting (ER/LA) opioid analgesics to include co-prescription of an opioid antagonist, approved by the U.S. Food and Drug Administration (FDA), and labeled for administration by family members or caregivers in a non-medically supervised environment.”

The amendment was *rejected*.

Ms. Flanagan, Messrs. Lewis and deMacedo moved that the proposed new text be amended by inserting, after section ____, the following new section: -

“SECTION ____ : Section 6E of chapter 40J of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by striking out in lines 14-16 the sentence, ‘Amounts credited to the fund shall be expended or applied only with the approval of the executive director of the corporation upon consultation with the health information technology council established under section 2 of chapter 118I of the General Laws.’ and inserting in place thereof the following new sentence:- ‘Amounts credited to the fund shall be expended or applied only with the approval of the executive director of the health policy commission established under section 2(b) of chapter 6D of the General Laws.’.”

The amendment was *rejected*.

Ms. Flanagan, Messrs. McGee and Eldridge and Ms. O'Connor Ives moved that the proposed new text be amended by inserting, after section ____, the following new section: -

“SECTION ____ . Chapter 32A of the General Laws, as appearing in the 20XX Official Edition, is hereby amended by inserting after section 4A the following new section:-

Section 4B. (a) The commission or any entity with which the commission contracts to provide or manage health insurance benefits, including mental health services, shall not impose a retroactive claims denial, as defined in section 1 of chapter 175, on a provider unless: (i) Less than six months have elapsed from the time of submission of the claim by the provider to the commission or other entity responsible for payment; (ii) The commission or other entity has furnished the provider with a written explanation of the reason for the retroactive claim denial, and a description of additional documentation or other corrective actions required for payment of the claim. (b) Notwithstanding clauses (i) of paragraph (d), retroactive claim denials may be permitted after six months if: (i) The claim was submitted fraudulently; (ii) The claim payment is subject to adjustment due to expected payment from another payer and not more than 12 months have elapsed since submission of the claim; or (iii) The claims, or services for which the claim has been submitted, is the subject of legal action. (c) In cases in which a retroactive claim denial is imposed under clause (ii) of paragraph (b), the commission or other entity shall notify a provider at least 15 days before imposing the retroactive claim denial and the provider shall have six months to determine whether the claim is subject to payment by a secondary insurer. Notwithstanding the contractual terms between the provider and insurer, an insurer shall allow for submission of a claim that was previously denied by another insurer due to the insured’s transfer or termination of coverage. (d) For the purposes of this subsection, provider shall mean a behavioral, substance use disorder, or mental health professional who is licensed under Chapter 112 of the General Laws and accredited or certified to provide services consistent with law and who has provided services under an express or implied contract or with the expectation of receiving payment, other than co-payment, deductible or co-insurance, directly or indirectly from the commission or other entity.

SECTION 2. Chapter 118E of the General Laws, as so appearing, is amended by inserting after section 38 the following new section:

38A. (a) The division or any entity with which the division contracts to provide or manage health insurance benefits, including mental health services, shall not impose a retroactive claims denial, as defined in section 1 of chapter 175, on a provider unless: (i) Less than six months have elapsed from the time of submission of the claim by the provider to the division or other entity responsible for payment; (ii) The division or other entity has furnished the provider with a written explanation of the reason for the retroactive claim denial, and a description of additional documentation or other corrective actions required for payment of the claim. (b) Notwithstanding clauses (i) of paragraph (d), retroactive claim denials may be permitted after six months if: (i) The claim was submitted fraudulently; (ii) The claim payment is subject to adjustment due to expected payment from another payer and not more than 12 months have elapsed since submission of the claim; or (iii) The claims, or services for which the claim has been submitted, is the subject of legal action. (c) In cases in which a retroactive claim denial is imposed under clause (ii) of paragraph (b), the division or other entity shall notify a provider at least 15 days before imposing the retroactive claim denial and the provider shall have six months to determine whether the claim is subject to payment by a secondary insurer. Notwithstanding the contractual terms between the provider and insurer, an insurer shall allow for submission of a claim that was previously denied by another insurer due to the insured’s transfer or termination of coverage. (d) For the purposes of this subsection, provider shall mean a behavioral, substance use disorder, or mental health professional who is licensed under Chapter 112 of the

General Laws and accredited or certified to provide services consistent with law and who has provided services under an express or implied contract or with the expectation of receiving payment, other than co-payment, deductible or co-insurance, directly or indirectly from the division or managed care entity.

SECTION 3. Section 1 of Chapter 175 of the General Laws, as so appearing, is amended by inserting after the definition of 'Resident' the following new definition: 'Retroactive Claim Denial', an action by a) an insurer, b) an entity with which the insurer subcontracts to manage behavioral health services, c) an entity with which the Group Insurance Commission has entered into an administrative services contract or a contract to manage behavioral health services, or d) the executive office of health and human services acting as the single state agency under section 1902(a)(5) of the Social Security Act authorized to administer programs under title XIX, to deny a previously paid claim for services and to require repayment of the claim, impose a reduction in other payments, or otherwise withhold or affect future payments owed a provider in order to recoup payment for the denied claim.

SECTION 4. Section 108 of chapter 175 of the General Laws, as so appearing, is hereby amended by adding the following new subsection at the end thereof:

14 (a) No insurer shall impose a retroactive claims denial, as defined in section 1 of chapter 175, on a provider unless: (i) Less than six months have elapsed from the time of submission of the claim by the provider to the insurer or other entity responsible for payment; (ii) The insurer or other entity has furnished the provider with a written explanation of the reason for the retroactive claim denial, and a description of additional documentation or other corrective actions required for payment of the claim. (b) Notwithstanding clauses (i) of paragraph (d), retroactive claim denials may be permitted after six months if: (i) The claim was submitted fraudulently; (ii) The claim payment is subject to adjustment due to expected payment from another payer and not more than 12 months have elapsed since submission of the claim; or (iii) The claims, or services for which the claim has been submitted, is the subject of legal action. (c) In cases in which a retroactive claim denial is imposed under clause (ii) of paragraph (b), the insurer shall notify a provider at least 15 days before imposing the retroactive claim denial and the provider shall have six months to determine whether the claim is subject to payment by a secondary insurer. Notwithstanding the contractual terms between the provider and insurer, an insurer shall allow for submission of a claim that was previously denied by another insurer due to the insured's transfer or termination of coverage. (d) For the purposes of this subsection, provider shall mean a behavioral, substance use disorder, or mental health professional who is licensed under Chapter 112 of the General Laws and accredited or certified to provide services consistent with law and who has provided services under an express or implied contract or with the expectation of receiving payment, other than co-payment, deductible or co-insurance, directly or indirectly from an insurer.

SECTION 5. Chapter 176A of the General Laws, as so appearing, is amended by inserting after section 8 the following new section:-

Section 8A a) The corporation shall not impose a retroactive claims denial, as defined in section 1 of chapter 175, on a provider unless: (i) Less than six months have elapsed from the time of submission of the claim by the provider to the corporation; (ii) The corporation has furnished the provider with a written explanation of the reason for the retroactive claim denial, and a description of additional documentation or other corrective actions required for payment of the claim. (b) Notwithstanding clauses (i) of paragraph (d), retroactive claim denials may be permitted after six months if: (i) The claim was submitted fraudulently; (ii) The claim payment is subject to adjustment due to expected payment from another payer and not more than 12 months have elapsed since submission of the claim; or (iii) The claims, or services for which the claim has been submitted, is the subject of legal action. (c) In cases in which a retroactive claim denial is imposed under clause (ii) of paragraph (b), the corporation shall notify a provider at least 15 days before imposing the retroactive claim denial and the provider shall have six months to determine whether the claim is subject to payment by a secondary payer. Notwithstanding the contractual terms between the provider and secondary payer, the payer shall allow for submission of a claim that was previously denied by the corporation due to the insured's transfer or termination of coverage. (d) For the purposes of this subsection, provider shall mean a behavioral, substance use disorder, or mental health professional who is licensed under Chapter 112 of the General Laws and accredited or certified to provide services consistent with law and who has provided services under an express or implied contract or with the expectation of receiving payment, other than co-payment, deductible or co-insurance, directly or indirectly from an insurer.

SECTION 6. Chapter 176B of the General Laws, as so appearing is hereby amended by inserting after section 7C the following new section:

Section 7D a) The corporation shall not impose a retroactive claims denial, as defined in section 1 of chapter 175, on a provider unless: (i) Less than six months have elapsed from the time of submission of the claim by the provider to the corporation; (ii) The corporation has furnished the provider with a written explanation of the reason for the retroactive claim denial, and a description of additional documentation or other corrective actions required for payment of the claim. (b) Notwithstanding clauses (i) of paragraph (d), retroactive claim denials may be permitted after six months if: (i) The claim was submitted fraudulently; (ii) The claim payment is subject to adjustment due to expected payment from another payer and not more than 12 months have elapsed since submission of the claim; or (iii) The claims, or services for which the claim has been submitted, is the subject of legal action. (c) In cases in which a retroactive claim denial is imposed under clause (ii) of paragraph (b), the corporation shall notify a provider at least 15 days before imposing the retroactive claim denial and the provider shall have six months to determine whether the claim is subject to payment by a secondary payer. Notwithstanding the contractual terms between the provider and secondary payer, the payer shall allow for submission of a claim that was previously denied by the corporation due to the insured's transfer or termination of coverage. (d) For the purposes of this subsection, provider shall mean a behavioral, substance use disorder, or mental health professional who is licensed under Chapter 112 of the General Laws and accredited or certified to provide services consistent with law and who has provided services under an express or implied contract or with the expectation of receiving payment, other than co-payment, deductible or co-insurance, directly or indirectly from an insurer.

SECTION 7. Chapter 176G of the General Laws, as so appearing, is hereby amended by inserting after section 6A the following new section:

Section 6B. (a) No insurer shall impose a retroactive claims denial, as defined in section 1 of chapter 175, on a provider unless: (i) Less than six months have elapsed from the time of submission of the claim by the provider to the insurer or other entity responsible for payment; (ii) The insurer or other entity has furnished the provider with a written explanation of the reason for the retroactive claim denial, and a description of additional documentation or other corrective actions required for payment of the claim. (b) Notwithstanding clause (i) of paragraph (d), retroactive claim denials may be permitted after six months if: (i) The claim was submitted fraudulently; (ii) The claim payment is subject to adjustment due to expected payment from another payer and not more than 12 months have elapsed since submission of the claim; or (iii) The claims, or services for which the claim has been submitted, is the subject of legal action. (c) In cases in which a retroactive claim denial is imposed under clause (ii) of paragraph (b), the insurer shall notify a provider at least 15 days before imposing the retroactive claim denial and the provider shall have six months to determine whether the claim is subject to payment by a secondary insurer. Notwithstanding the contractual terms between the provider and insurer, an insurer shall allow for submission of a claim that was previously denied by another insurer due to the insured's transfer or termination of coverage. (d) For the purposes of this subsection, provider shall mean a behavioral, substance use disorder, or mental health professional who is licensed under Chapter 112 of the General Laws and accredited or certified to provide services consistent with law and who has provided services under an express or implied contract or with the expectation of receiving payment, other than co-payment, deductible or co-insurance, directly or indirectly from an insurer.

SECTION 8. The Division of Medical Assistance is hereby authorized and directed to develop a process for the reconciliation of claims in cases that involve multiple payers for services provided to MassHealth enrollees, with the goal of reducing or eliminating the burden on the provider to seek payment from the appropriate payer. The division shall report to the senate and house committees on ways and means on this process by December 31, 2015."

The amendment was *rejected*.

Messrs. Humason, Welch and Lesser moved that the proposed new text be amended in section 2, in item 4000-0300, by adding at the end thereof the following: "provided further, that funds may be expended for the operation of the office of health equity within the executive office of health and human services; provided further that on or before December 31, 2015, not less than \$150,000 shall be provided to Noble Hospital, a federal and state disproportionate share hospital that is geographically isolated, to improve the access entry way for all patients, especially those challenged with disabilities, provided that such funds are matched by an equal or greater amount by Noble Hospital"; and by striking out the figures "\$90,898,463" and inserting in place thereof the following figures:- "\$91,048,463".

The amendment was *rejected*.

Ms. Flanagan moved that the proposed new text be amended in section 2, in item 4512-0200, by adding at the end thereof following: "; provided that not less than \$95,000 be expended for the Eastern Massachusetts Goal Setting and Relapse Prevention program in collaboration with the Juvenile Court Department office situated in Dedham".

The amendment was *rejected*.

Messrs. Humason and Tarr, Ms. Gobi and Messrs. Ross, deMacedo and Fattman moved that the proposed new text be amended in section 2, in item 9110-9002, by striking out the figure "\$11,500,000" and inserting in place thereof the following figure:- "\$13,465,000".

The amendment was *rejected*.

Messrs. McGee and Lewis moved that the proposed new text be amended in section 2, in item 4513-1002, by striking the figures: "\$12,536,830" and inserting in place thereof the following figures: "\$12,736,830".

The amendment was *rejected*.

Mr. McGee moved that the proposed new text be amended by inserting, after section __, the following new section:-

"SECTION __. Section 1 of chapter 40V of the General Laws, as appearing in the 2012 Official Edition, is hereby further amended by striking out the text in lines 31-34 and inserting in place thereof the following:- Substantial rehabilitation and substantially rehabilitated, the needed major redevelopment, repair and new construction, excluding the purchase of the property, as determined by the department of housing and community development."

The amendment was *rejected*.

Messrs. Moore, Tarr and Ross moved that the proposed new text be amended by inserting, after section __, the following new section:-

"SECTION __. Paragraph (B) of section 2 of chapter 18 of the General Laws, as most recently amended by section 1 of chapter 65 of the acts of 2013, is hereby further amended by adding the following clause:- (m) The department of transitional assistance shall work with the registry of motor vehicles to access and cross-share facial recognition data and resources for the purpose of identifying potential fraud no later than December 31, 2015. The department shall report to the bureau of special investigations, district attorney or appropriate law enforcement entities, for such action as they may deem proper, any case where there is reason to believe that fraud has been committed."

The amendment was *rejected*.

Mr. Montigny moved that the proposed new text be amended in section 2, in item 1410-0250, by adding at the end thereof the following:- “provided further, that the Veterans Transition House in New Bedford shall receive a 5 per cent increase in funding over the funds received in fiscal year 2015”.

The amendment was *rejected*.

Mrs. L'Italien and Ms. O'Connor Ives moved that the proposed new text be amended in section 2, in item 4401-1000, by inserting after the word “clients” the following:- “provided further that not less than \$10,000 shall be expended for Family Services of Merrimack Valley toward developing an outreach program to help locate and engage at-risk youths who are vulnerable to commercial sexual exploitation”.

The amendment was *rejected*.

Mrs. L'Italien moved that the proposed new text be amended in section 2, in item 7010-0005, by inserting after the word “School” the following words:- “provided further, that no less than \$12,000 shall be expended for for the Tewksbury High School Best Buddies Program”.

The amendment was *rejected*.

Mrs. L'Italien moved that the proposed new text be amended in section 2, in item 7010-0005, by inserting after the word “School” the following words:- “provided further, that no less than \$20,000 shall be expended for for the Town of Tewksbury's Camp Pohelo program”.

The amendment was *rejected*.

Mrs. L'Italien, Ms. Donoghue and Ms. Lovely moved that the proposed new text be amended by inserting the following section:-
“SECTION 66C. (a) There shall be a special commission relative to ovarian cancer in the Commonwealth. The commission shall consist of the following members: the secretary of the executive office of health and human services, or a designee; the commissioner of public health, or a designee; the commissioner of insurance, or a designee; and 8 members who shall be appointed as follows: 2 members appointed by the senate president, 1 of whom shall be a person with or survivor of ovarian cancer and 1 of whom is a medical specialist in ovarian cancer; 2 members appointed by the speaker of the house of representatives, 1 of whom shall be a person with or survivor of ovarian cancer and 1 of whom is a medical specialist in ovarian cancer; and 4 members appointed by the governor, 1 of whom shall be a person with or survivor of ovarian cancer, 1 of whom is a medical specialist in ovarian cancer, and 2 members of the public with demonstrated expertise in issues relating to the work of the commission. (b) The commission shall study and report on the following: (i) establish a mechanism in order to ascertain the prevalence of ovarian cancer in Massachusetts and, to the extent possible, collect statistics relative to the timing of diagnosis and risk factors associated with ovarian cancer; (ii) determine how to best effectuate an early diagnosis and treatment for ovarian cancer patients; (iii) determine any unmet needs of persons with ovarian cancer and those of their families; and (iv) provide recommendations for additional legislation, support programs and resources necessary to meet the unmet needs of persons with ovarian cancer and their families. (c) The commission shall file its report and recommendations with the clerks of the senate and house of representatives and the chairs of the joint committee on public health by December 31, 2015.”

The amendment was *rejected*.

Messrs. Tarr, Ross, deMacedo, Fattman and Humason moved that the proposed new text be amended in section 18, by inserting after the words “cyber security” in line 218 the following: “and 1 whom shall be a representative of surcharge payers as defined in section 1 of Chapter 12C of the general laws”;

By inserting after the words “health care economist” in line 219, the following: “and 1 whom shall be a representative of acute care hospitals”;

By striking in lines 225-229 the following: “Members of the council shall not: (i) hold full-time or part-time employment in state government; or (ii) be employed by, a consultant to, a member of the board of directors of, affiliated with, have a financial stake in or otherwise be a representative of an acute hospital, ambulatory surgical center or a surcharge payor to the commonwealth” and inserting in place thereof the following: “Members of the council shall not hold full-time or part-time employment in state government”; and

By striking clause (i) in subsection (c) in lines 240 and 241 and inserting in place thereof the following: “(i) propose an annual operating budget for the center following a public hearing process, review and manage the administrative expenses of the center, and undertake a process to evaluate and recommend alternative methodologies to fund the agency’s operating expenses”.

The amendment was *rejected*.

Mr. Moore moved that the proposed new text be amended in section 2, in item 5911-1003, by striking out the figure “\$69,496,985” and inserting in place thereof the following figure:- “74,496,985”.

The amendment was *rejected*.

Ms. Flanagan and Mr. Eldridge moved that the previous amendment (762) be amended in section 2, in item 5911-1003, by adding at the end thereof the following:- “provided further, that no less than the amount appropriated in item 5911-1003 of section 2 of chapter 139 of the acts of 2012 shall be expended for the Massachusetts Down Syndrome Congress Inc.”.

The amendment was *rejected*.

Messrs. Tarr, Ross, deMacedo and Fattman moved that the proposed new text be amended by inserting, after section ___, the following new section:-

“SECTION ___, Chapter 119 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out section 1 and inserting in place thereof the following section:—

Section 1. (a) It is hereby declared to be the policy of this commonwealth to make paramount the best interests of the child by directing its efforts, first, for the care and protection of the children of the Commonwealth of Massachusetts; then to strengthen the family unit if possible and if determined to be in the best interests of the child; to assist and encourage the use by any family of all available resources to this end; and to provide substitute care of children, either through temporary foster care or permanent placement, when the family itself, or the resources available to the family, are unable to provide the necessary care and protection to ensure the rights of any child to sound health and normal physical, mental, spiritual and moral development.

The purpose of this chapter is to ensure that the children of the Commonwealth are protected against the harmful effects resulting from the absence, inability, inadequacy or destructive behavior of parents or parent substitutes, and to assure good substitute parental care in the event of the absence, inability, inadequacy or destructive behavior of parents whether temporary or permanent. The health and safety of the child shall be of paramount concern in establishing the best interests of the child and shall include the long term well-being of the child. In all matters and decisions by the department of children and families, the policy of the department, as applied to children in its care and protection or children who receive its services, shall be to determine the best interests of the child. The department’s considerations of appropriate services and placement decisions shall be made in a timely manner in order to facilitate permanency planning for the child.

(b) For the purpose of determining the manifest best interests of the child, the department and the court shall consider and evaluate all relevant factors, including, but not limited to:

- 1) Any suitable permanent custody arrangement with a kinship relative of the child, including, but not limited to, grandparents, aunts, uncles, siblings or adult children of the parent;
- (2) The ability and disposition of the parent to provide the child with food, clothing, medical care, or other remedial care, and other material needs of the child;
- (3) The capacity of the parent to care for the child to the extent that the child’s safety; well-being; and physical, mental, and emotional health will not be endangered upon the child’s return home;
- (4) The child’s ability to form a significant relationship with a parental substitute and the likelihood that the child will enter into a more stable and permanent family relationship as a result of permanent termination of parental rights and duties;
- (5) The length of time that the child has lived in a stable, satisfactory environment and the desirability of maintaining continuity;
- (6) The depth of the relationship existing between the child and the present custodian;
- (7) The present mental and physical health needs of the child and such future needs of the child to the extent that such future needs can be ascertained based on the present condition of the child;
- (8) The love, affection, and other emotional ties existing between the child and the child’s parent, siblings, and other relatives, and the degree of harm to the child that would arise from the termination of parental rights and duties;
- (9) The likelihood of an older child remaining in long-term foster care upon termination of parental rights due to emotional or behavioral problems or any special needs of the child;
- (10) The reasonable preferences and wishes of the child, if the court deems the child to be of sufficient intelligence, understanding, and experience to express a preference;
- (11) The recommendations for the child provided by the child’s guardian ad litem or legal representative.

The availability of a non-adoptive kinship placement may not receive greater consideration than any other factor weighing on the manifest best interests of the child.

c) A judge may enter an order for the termination of the parent and child relationship when the judge finds from the evidence presented, after giving due consideration to the interests of all parties, that the termination is in the best interests of the child. Notwithstanding the above, all permanency hearings for the termination of parental relationship or reunification with parent shall occur not later than 12 months from the time said child has been removed from the care and custody of said parent. In determining whether it is in the child’s best interests that the parent and child relationship be terminated, a judge shall consider each of the following factors:

- (1) The child’s need for continuity of care and caregivers and for timely integration into a stable and permanent home, taking into account the differences in the development and the concept of time of children of different ages;
- (2) The present and projected physical, mental, and emotional health of all individuals involved to the degree that such affects the welfare of the child, the decisive consideration being the physical, mental, and emotional needs of the child;
- (3) The quality of the interaction and interrelationship of the child with his or her parent, sibling, relative, or caregivers, including the foster or pre-adoptive parent;
- (4) Whether the parent, guardian, or custodian of the child has not taken any action or made any effort to maintain a consistent parental, guardianship, custodial relationship, or contact with the child;
- (5) Evidence that excessive alcohol or drug-related activity continues to exist in a child’s home environment or is likely to continue to exist in the future after intervention and services have been provided by law; and
- (6) To the extent feasible, the child’s opinion of his or her own best interests in the matter. In all court and department proceedings that affect the child’s past, current and future placements and status, when determining the best interests of the child, there shall be a presumption of competency that a child who has attained the age of 12 is able to offer statements on the child’s own behalf and shall be provided with timely opportunities and access to offer such statements, which shall be considered by the department if the child is capable and willing. In all matters relative to the care and protection of a child, the ability, fitness and

capacity of the child shall be considered in all department proceedings.

In the event the court finds compelling evidence, after hearing, that one of the above factors, or a combination of the above factors, exist to the extent they materially affect the best interests of the child, the court shall make a determination to terminate the parental relationship and allow either an open or closed permanent placement of the child forthwith.”

The amendment was *rejected*.

Ms. Flanagan moved that the proposed new text be amended in section 2, in item 4000-0500, by adding at the end thereof the following: “provided that not less than \$1,500,000 be expended to complete the newly constructed Community Health Center in Fitchburg”; and by striking out the figures “\$5,931,539,597” and inserting in place thereof the figures “\$5,933,039,597”.

The amendment was *rejected*.

Ms. Flanagan, Messrs. Moore and Eldridge and Ms. O'Connor Ives moved that the proposed new text be amended in section 2, in item 4000-0700, by inserting after the words “agent or provider” the following words:- “provided further, that funding from this item shall be provided for the purpose of recruitment and retention of home health nurses in accordance with 114.3 CMR 50.00, and that said funds authorized herein shall be restorative to said regulation prior to its amendment made in accordance with MGL c. 29 § 9C and effective December 1, 2008, and shall be in addition to any amount appropriated in this item for the purpose of providing Title XIX services to patients; and provided further that the funds authorized herein shall be eligible for federal financial participation;”.

The amendment was *rejected*.

Mr. Keenan, Ms. Flanagan and Ms. Gobi moved that the proposed new text be amended in section 2, in item 4513-1026, by inserting after the words “elder affairs” the following:-”; provided further, that not less than \$100,000 shall be expended for suicide data collection in accordance with section 13 of chapter 284 of the acts of 2014”; and by striking the figure “\$4,028,741” and inserting in place thereof the figure “\$4,128,741”.

The amendment was *rejected*.

Ms. Flanagan and Messrs. Moore, Tarr, Lewis, Joyce, Downing and deMacedo moved that the proposed new text be amended in section 2, in item 4590-1503, by striking the figure “\$1,800,000” and inserting in place thereof the following figure:- “\$2,500,000”.

The amendment was *rejected*.

Mr. deMacedo moved that the proposed new text be amended in section 2, in item 1410-0010, by inserting the following:- “provided further, that not less than \$200,000 be allocated for Heidrea for Heroes”; and by striking out the figures “\$3,389,287” and inserting in place thereof the figures “\$3,589,287”.

The amendment was *rejected*.

Mr. Joyce moved that the proposed new text be amended in section 2, in item 4590-0915, by adding at the end thereof the following:- “; provided further, that the Massachusetts hospital school shall maintain not less than 120 beds for clients in its inpatient setting to the extent feasible within the appropriation”.

The amendment was *rejected*.

Messrs. Keenan, Rush, McGee and Lewis, Ms. Flanagan, Ms. O'Connor Ives, Mr. Tarr, Ms. Gobi, Mr. deMacedo, Mrs. L'Italien and Messrs. Eldridge, Ross and Lesser moved that the proposed new text be amended in section 2, in item 4590-0250, by striking out the figure “\$12,085,974” and inserting in place thereof the following figure:- “\$12,257,055”.

The amendment was *rejected*.

Mr. Rodrigues, Ms. Forry, Ms. Donoghue, Ms. O'Connor Ives and Mr. Lewis moved that the proposed new text be amended in section 2, in item 4401-1000, by inserting in line 5, after the words “benefits” the following:- “; provided further, that not less than \$2,000,000 shall be expended for the competitive integrated employment services program;”.

The amendment was *rejected*.

Ms. Flanagan moved that the proposed new text be amended by inserting the following:-

“SECTION 40. Chapter 118E of the General Laws is hereby amended by striking out section 10H, as inserted by section 19 of chapter 258 of the acts of 2014, and inserting in place thereof the following 3 sections:-

Section 10I. For the purposes of this section the term ‘substance abuse treatment’ shall include: early intervention services for substance use disorder treatment; outpatient services including medically assisted therapies; intensive outpatient and partial hospitalization services; residential or inpatient services, not covered under section 10J; and medically managed intensive inpatient services, not covered under said section 10J.

Any coverage offered by the division and its contracted health insurers, health plans, health maintenance organizations, behavioral health management firms and third party administrators under contract to a Medicaid managed care organization or primary care clinician plan shall not require a member to obtain a preauthorization for substance abuse treatment if the provider is certified or licensed by the department of public health.

Section 10J. For the purposes of this section, the following terms shall, unless the context clearly requires otherwise, have the

following meanings:-

'Acute treatment services', 24-hour medically-supervised addiction treatment for adults or adolescents provided in a medically-managed or medically-monitored inpatient facility, as defined by the department of public health, that provides evaluation and withdrawal management and which may include biopsychosocial assessment, individual and group counseling, psychoeducational groups and discharge planning.

'Clinical stabilization services', 24-hour clinically-managed post detoxification treatment for adults or adolescents, as defined by the department of public health, usually following acute treatment services for substance abuse, which may include intensive education and counseling regarding the nature of addiction and its consequences, relapse prevention, outreach to families and significant others and aftercare planning, for individuals beginning to engage in recovery from addiction.

The division and its contracted health insurers, health plans, health maintenance organizations, behavioral health management firms and third-party administrators under contract to a Medicaid managed care organization or primary care clinician plan shall cover the cost of medically-necessary acute treatment services and shall not require a preauthorization prior to obtaining treatment.

The division and its contracted health insurers, health plans, health maintenance organizations, behavioral health management firms and third-party administrators under contract to a Medicaid managed care organization or primary care clinician plan shall cover the cost of medically-necessary clinical stabilization services for up to 14 days and shall not require preauthorization prior to obtaining clinical stabilization services; provided, however, that the facility shall provide to the carrier both notification of admission and the initial treatment plan within 48 hours of admission; and provided further, that utilization review procedures may be initiated on day 7.

Medical necessity shall be determined by the treating clinician, in consultation with the patient, and noted in the patient's medical record.

Section 10K. The division and its contracted health insurers, health plans, health maintenance organizations, behavioral health management firms and third-party administrators under contract to a Medicaid managed care organization or primary care clinician plan shall provide coverage for the administration of all Food and Drug Administration approved drugs for the treatment of opioid or alcohol dependence and shall establish billing codes and rates of payment for providers of licensed clinical stabilization services to administer such approved drugs to individuals in need of treatment.

For the purposes of this section, 'clinical stabilization services' shall mean: 24-hour clinically managed post detoxification treatment for adults or adolescents, as defined by the department of public health, usually following acute treatment services for substance abuse, which may include intensive education and counseling regarding the nature of addiction and its consequences, relapse prevention, outreach to families and significant others and aftercare planning, for individuals beginning to engage in recovery from addiction."

The amendment was *rejected*.

Messrs. Rush, Moore, Eldridge and deMacedo, Mrs. L'Italien and Ms. Lovely moved that the proposed new text be amended by striking out section 44.

The amendment was *rejected*.

Messrs. Rush, Moore and Eldridge moved that the proposed new text be amended in section 2, in item 4000-0300, in line 104 by inserting after word "funding;" the following words:- "provided further, the executive office shall cover the cost of each administrative necessary day within chronic disease and rehabilitation hospitals using the reimbursement methodology and rate that was in effect on October 1, 2014; provided further, that effective October 1, 2015, the executive office shall update the chronic disease and rehabilitation hospitals inpatient per diem reimbursement rates using FY2008 operating and capital cost information for each hospital;"

The amendment was *rejected*.

Mr. Joyce moved that the proposed new text be amended by inserting, after section __, the following new section:-

"SECTION __. Chapter 256 of the Acts of 2008 by is hereby amended by adding at the end thereof the following section:-
SECTION 18. A person or entity may bring an action in Superior Court for a violation of this chapter G.L. c. 175, §47B; G.L. c. 176A, §8A; G.L. c. 176B, §4A; G.L. c. 176G, §4M.; G.L. c. 32A § 22; or applicable regulations including, but not limited to, 211 CMR 154. If the court finds for the petitioner, the recovery for such actions shall include, but shall not be limited to, treble damages, court costs, and attorneys' fees. In addition, the court shall award such other equitable relief as it deems to be necessary and proper.

Any persons entitled to bring such action may, if the violation of parity has caused similar denial of insurance coverage for services to numerous other persons similarly situated and if the court finds in a preliminary hearing that he adequately and fairly represents such other persons, bring the action on behalf of himself and such other similarly injured and situated persons; the court shall require that notice of such action be given to unnamed petitioners in the most effective, practicable manner. Such action shall not be dismissed, settled or compromised without the approval of the court, and notice of any proposed dismissal, settlement or compromise shall be given to all members of the class of petitioners in such a manner as the court directs."

The amendment was *rejected*.

Messrs. deMacedo and Ross, Ms. Gobi, Mr. Humason and Ms. Lovely moved that the proposed new text be amended in section 2, by inserting after item 0950-0000 the following item:—

"xxxx-xxxx For the commission on the status of grandparents raising

grandchildren.....\$100,000”.

The amendment was *rejected*.

Messrs. Tarr, Ross, deMacedo, Fattman, Moore and Humason moved that the proposed new text be amended by inserting, after section ___, the following new section:-

“SECTION __. Notwithstanding any general or special law to the contrary, the department of public health shall prepare a report examining overall substance abuse bed capacity across the full continuum of care from both detox and post-detox treatment as well as a plan to ensure access to both short and long term care and all needed case management and medication assisted treatment (MAT) supports.

The department of public health shall submit the report and plan to the clerks of the house and senate and the joint committee on public health no later than December 31, 2015.”

The amendment was *rejected*.

Mr. Humason moved that the proposed new text be amended in section 2, in item 1599-0017, by striking out the figure “\$7,000,000” and inserting in place thereof the following figure:- “\$20,000,000”.

The amendment was *rejected*.

Ms. Chang-Diaz, Mr. Moore and Ms. Forry moved that the proposed new text be amended in section 2, in item 4510-0110, by striking out the figure “ 1,045,901” and inserting in place thereof the following figure:- “2,000,000”.

The amendment was *rejected*.

Mr. Timilty moved that the proposed new text be amended by inserting the following new section:-

“SECTION XX. There shall be a special task force convened to identify existing structural or policy-based impediments to delivering a more comprehensive and efficient transportation system for the senior, disabled, and veteran populations of the Commonwealth.

The task force shall consist of 11 members: 1 of whom shall be the Secretary of Elder Affairs or their designee, who shall serve as chair; 1 of whom shall be the Secretary of Veterans Affairs or their designee; 1 of whom shall be the Secretary of Transportation or their designee; 1 of whom shall be a representative of the Massachusetts Councils on Aging; 1 of whom shall be a representative of the Disabled Persons Protection Commission; 1 of whom shall be a representative of the Massachusetts Bay Transit Authority; 1 of whom shall be a representative of the Massachusetts Regional Transit Authorities; 1 of whom shall be a representative of the Massachusetts Municipal Association; 1 of whom shall be a representative of the Disabled American Veterans Department of Massachusetts; 1 of whom shall be a representative of the Massachusetts Office on Disability; and 1 of whom shall be a representative of the Human Service Transportation Office.

In its examination, the task force shall review how transit service is currently provided to the senior, disabled, and veteran population of the Commonwealth by both public and private means and identify problems owing to redundancy and overlapping jurisdictions/service areas in both the scheduling and delivery of transportation services. The task force shall then draft recommendations to improve the way transportation is provided to the elder, disabled, and veteran populations in a more efficient, cost-effective manner.

The task force shall submit its report, findings, recommendations and any proposed legislation and regulatory changes to the Governor, the joint committee on Elder Affairs, and the joint committee on Transportation not later than July 1, 2016.”

The amendment was *rejected*.

Ms. Flanagan moved that the proposed new text be amended in section 2, in item 4400-1000, by striking out the figures “\$64,427,943” and inserting in place thereof the figures:- “\$65,148,736”.

The amendment was *rejected*.

Ms. Chang-Diaz and Ms. Forry moved that the proposed new text be amended in section 2, in item 4590-1506, by striking out the figure “1,334,449” and inserting in place thereof the following figure:- “2,000,000”.

The amendment was *rejected*.

Ms. Chang-Diaz, Ms. Forry, Ms. Donoghue, Messrs. McGee, Lesser, Brownsberger, Rush, Welch, Humason, Montigny and Lewis, Mrs. L'Italien, Messrs. Kennedy, Wolf, Moore and Eldridge and Ms. Creem moved that the proposed new text be amended in section 2, in item 4000-0005, by striking the figure “5,000,000” and inserting in place thereof the following figure:- “7,585,036”.

The amendment was *rejected*.

Mr. Lesser moved that the proposed new text be amended in section 2, in item 4800-0038, by adding at the end thereof the following:- “provided further, that not less than \$25,000 shall be expended for Rick’s Place of Wilbraham to provide counseling services for youth who have experienced the death of a parent in the Pioneer Valley”; and by striking out the figure “\$277,894,460” and inserting in place thereof the following figure “\$277,919,460”.

The amendment was *rejected*.

Ms. Chang-Diaz, Mr. Brownsberger, Mrs. L'Italien and Messrs. McGee and Moore moved that the proposed new text be amended in section 2, in item 4530-9000, by striking out the figure "2,561,962" and inserting in place thereof the following figure:- "3,000,000".

The amendment was *rejected*.

Messrs. Tarr, Ross, deMacedo, Fattman, Moore and Humason moved that the proposed new text be amended by inserting after section __, the following section:-

"SECTION __. Notwithstanding any general or special law to the contrary, the department of transitional assistance, in conjunction with the executive office of health and human services, shall provide a report on current fraud detection measures within the agency and department to reduce fraud in public assistance benefit programs and to study the feasibility of implementing a biometric authentication system. The report shall include, but not be limited to, the cost savings that would result from the elimination of duplicate assistance fraud in public assistance programs and the feasibility of using biometric technology to create a reliable system of identification. The report, along with any legislative recommendations, shall be filed with the clerks of the house of representatives and the senate within 90 days of the passage of this act."

The amendment was *rejected*.

Ms. Flanagan and Mrs. L'Italien moved that the proposed new text be amended in section 2, in item 5920-2026, by striking out the figures "\$5,000,000" and inserting in place thereof the figures:- "\$11,400,000".

The amendment was *rejected*.

Mr. Joyce moved that the proposed new text be amended in section 2, in item 4513-1111, by inserting at the end thereof the following:- "; provided further, that \$50,000 shall be expended for education and support of patients diagnosed with PKU or related disorders and their families through a grant to NECPAD".

The amendment was *rejected*.

Mr. McGee moved that the proposed new text be amended in section 2, in item 7004-9007, by inserting after "2014" the following: "; provided further, that not less than \$80,000 shall be expended for the department to implement independent technical assistance training for tenant members and members of local tenant organizations".

The amendment was *rejected*.

Mr. Hedlund moved that the proposed new text be amended in section 2, in item 4800-0038, by inserting the following:- "provided further, that not less than \$50,000 shall be expended for the Weymouth Teen Center to provide job skills training, remedial education services, and to promote a social service program promoting growth and social welfare"; and by striking out the figures "\$277,894,460" and inserting in place thereof the figures "\$277,944,460".

The amendment was *rejected*.

Mr. Joyce moved that the proposed new text be amended in section 2, in item 5911-2000, by adding at the end thereof the following:- "; provided further, that funds may be expended for services to the developmentally disabled provided by Grow Associates, Inc. pursuant to section 2 of chapter 182, of the acts of 2008".

The amendment was *rejected*.

Mr. Welch moved that the proposed new text be amended in section 2, in item 4000-0005, by inserting the following:- "provided that not less than \$100,000 shall be expended for the Martin Luther King, Jr. Family Services, Inc. to provide youth development and violence prevention services to at-risk youth"; and by striking out the figure "\$5,000,000" and inserting in place thereof the following figure:- "\$5,100,000".

The amendment was *rejected*.

Messrs. Welch and Lesser moved that the proposed new text be amended in section 2, in item 4800-0040, by inserting the following:- "provided, that not less than \$200,000 shall be expended for Square One Daycare, Inc. in Springfield"; and by striking out the figure "\$45,610,551" and inserting in place thereof the following figure:- "\$45,810,551".

The amendment was *rejected*.

Messrs. Lewis, McGee, Brownsberger and Keenan and Ms. Chang-Diaz moved that the proposed new text be amended in section 2, in item 4516-1000, by striking out the figure "\$12,848,230" and inserting in place thereof the following figure:- "\$14,800,000".

The amendment was *rejected*.

Messrs. Donnelly, Eldridge and Moore moved that the proposed new text be amended in section 2, in item 4510-0790, by striking out the figures "\$731,959" and inserting in place thereof the following figures:- "\$931,959".

The amendment was *rejected*.

Ms. Lovely, Messrs. Eldridge, Joyce and Barrett, Ms. Creem and Mr. Lewis moved that the proposed new text be amended in section 2, in item 4512-0500, by striking out the words:- "For dental health services; provided, that funds shall be expended to maintain a program of dental services for the developmentally disabled;" and inserting in place thereof the following words:-

“For dental health services; provided, that not less than \$1,995,525 shall be expended for the commonwealth’s comprehensive dental program for adults with developmental disabilities; and provided further, that not less than \$100,000 shall be expended for the promotion of services to all dental providers in the commonwealth and to increase after-hour, weekend, and holiday coverage with on-call response and if necessary actual clinical evaluation”; and by striking out the figures “\$2,036,188” and inserting in place thereof the figures”\$2,536,188”.

The amendment was *rejected*.

Ms. Lovely, Messrs. Lewis and Moore, Ms. Flanagan, Mr. Joyce and Ms. Gobi moved that the proposed new text be amended in section 2, in item 9110-1633, by striking out the figure “\$35,546,961” and inserting in place thereof the following figure:- “\$39,546,961”.

The amendment was *rejected*.

Messrs. Lewis and Moore, Ms. Lovely, Mr. Brownsberger, Ms. Gobi, Mr. Keenan, Ms. O'Connor Ives and Mr. Barrett moved that the proposed new text be amended in section 2, in item 5911-2000, by striking out the figure “\$18,996,018” and inserting in place thereof the following figure:- “\$21,996,018”.

The amendment was *rejected*.

Mr. Montigny and Ms. O'Connor Ives moved that the proposed new text be amended by inserting after section ____, the following new sections:-

“SECTION ____. Chapter 32A of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by inserting after section 17K the following section:-

Section 17L. Any coverage offered by the commission to an active or retired employee of the commonwealth insured under the group insurance commission shall provide coverage for medical or drug treatments to correct or repair disturbances of body composition caused by HIV-associated lipodystrophy syndrome, including but not limited to reconstructive surgery, such as suction assisted lipectomy, other restorative procedures, and dermal injections or fillers for reversal of facial lipoatrophy syndrome. The benefits in this section shall not be subject to any greater deductible, coinsurance, copayments or out-of-pocket limits than any other benefits provided by the commission.

SECTION ____. Chapter 175 of the General Laws, as so appearing, is hereby amended by inserting after section 47DD the following section:-

Section 47EE. Any policy of accident and sickness insurance as described in section 108 which provides hospital expense and surgical expense insurance and which is delivered, issued or subsequently renewed by agreement between the insurer and policyholder in the commonwealth; any blanket or general policy of insurance described in subdivision (A), (C) or (D) of section 110 which provides hospital expense and surgical expense insurance and which is delivered, issued or subsequently renewed by agreement between the insurer and the policyholder, within or without the commonwealth; or any employees’ health and welfare fund which provides hospital expense and surgical expense benefits and which is delivered, issued or renewed to any person or group of persons in the commonwealth, shall provide coverage for medical or drug treatments to correct or repair disturbances of body composition caused by lipodystrophy syndrome, including but not limited to reconstructive surgery, such as suction assisted lipectomy, other restorative procedures, and dermal injections or fillers for reversal of facial lipoatrophy syndrome. The benefits in this section shall not be subject to any greater deductible, coinsurance, copayments or out-of-pocket limits than any other benefits provided by the insurer.

SECTION ____. Chapter 176A of the General Laws, as so appearing, is hereby amended by inserting after section 8FF the following section:-

Section 8GG. Any contract between a subscriber and the corporation under an individual or group hospital service plan which is delivered, issued or renewed within the commonwealth shall provide coverage for medical or drug treatments to correct or repair disturbances of body composition caused by HIV-associated lipodystrophy syndrome, including but not limited to reconstructive surgery, such as suction assisted lipectomy, other restorative procedures, and dermal injections or fillers for reversal of facial lipoatrophy syndrome. The benefits in this section shall not be subject to any greater deductible, coinsurance, copayments or out-of-pocket limits than any other benefits provided by the insurer.

SECTION ____. Chapter 176B of the General Laws, as so appearing, is hereby amended by inserting after section 4FF, the following section:-

Section 4GG. Any subscription certificate under an individual or group medical service agreement delivered, issued or renewed within the commonwealth shall provide coverage for medical or drug treatments to correct or repair disturbances of body composition caused by HIV-associated lipodystrophy syndrome, including but not limited to reconstructive surgery, such as suction assisted lipectomy, other restorative procedures, and dermal injections or fillers for reversal of facial lipoatrophy syndrome. The benefits in this section shall not be subject to any greater deductible, coinsurance, copayments or out-of-pocket limits than any other benefits provided by the insurer.

SECTION ____. Chapter 176G of the General Laws, as so appearing, is hereby amended by inserting after section 4X the following section:-

Section 4Y. Any individual or group health maintenance contract shall provide coverage for medical or drug treatments to correct or repair disturbances of body composition caused by HIV-associated lipodystrophy syndrome, including but not limited to reconstructive surgery, such as suction assisted lipectomy, other restorative procedures, and dermal injections or fillers for reversal of facial lipoatrophy syndrome. The benefits in this section shall not be subject to any greater deductible, coinsurance, copayments or out-of-pocket limits than any other benefits provided by the insurer.

SECTION ____ Chapter 118E of the General Laws, as so appearing, is hereby amended by inserting after section 10G the following section:-

Section 10H. The division shall provide coverage for medical or drug treatments to correct or repair disturbances of body composition caused by HIV- associated lipodystrophy syndrome, including but not limited to reconstructive surgery, such as suction assisted lipectomy, other restorative procedures, and dermal injections or fillers for reversal of facial lipoatrophy syndrome. The benefits in this section shall not be subject to any greater deductible, coinsurance, copayments or out-of-pocket limits than any other benefits provided by the division.”

The amendment was *rejected*.

Ms. Lovely moved that the proposed new text be amended in section 2, by inserting after item 4516-1000 the following item: “xxxx-xxxx For the department of public health, which may expend not more than \$1,400,000 to acute care hospitals in order to offset the costs incurred through compliance with the department’s ebola management clinical advisory; provided, that the funds be dispensed through a one-time, need-based application process; and provided further, that special consideration be given to hospitals that are not eligible for federal monies through the Hospital Preparedness Program Ebola Preparedness and Response Activities Funding Opportunity Announcement.....\$1,400,000”.

The amendment was *rejected*.

Ms. Lovely and Mr. Rush moved that the proposed new text be amended in section 2, in item 1410-0251, by adding at the end thereof the following: “provided that \$200,000 be expended for improvements to the living quarters of women veterans”; and by striking out the figures “\$2,592,470” and inserting in place thereof the figures “\$2,792,470”.

The amendment was *rejected*.

Mr. Petrucci and Ms. Lovely moved that the proposed new text be amended in section 2, in item 4513-1026, by inserting at the end thereof the following:- “provided further that no less than \$250,000 shall be expended for Samaritans Inc. of Boston”; and by striking out the figure “\$4,350,000” and inserting in place thereof the following figure:- “\$4,600,000”.

The amendment was *rejected*.

Ms. Forry moved that the proposed new text be amended in section 2, in item 4003-0122, by adding the following: “provided further, that not less than \$75,000 shall be expended for Cape Verdean Community UNIDO, Inc. to support outreach to immigrants in the Roxbury and Dorchester areas of Boston”; and by striking out the figures “\$400,000” and inserting in place thereof the figures “\$475,000”.

The amendment was *rejected*.

Ms. Gobi and Mr. Moore moved that the proposed new text be amended in section 2, in item 4000-0300, by adding the following: “; provided further, that a task force shall be established within MassHealth and funds may be used to hire a consultant with experience in health care finance to analyze processes relative to Third Party Liability billing of Medicare-certified home health agencies to determine possible efficiencies and streamlining, including, but not limited to, homebound status of patients, determining eligibility in the field, and costs of Third Party Liability Activities since January 2011”.

The amendment was *rejected*.

Ms. Forry moved that the proposed new text be amended in section 2, in item 4512-0200, by adding the following: “provided, that programs in substantial regulatory and contractual compliance shall receive not less than the same level of funding in fiscal year 2016 as received in fiscal year 2015”.

The amendment was *rejected*.

Mr. Joyce moved that the proposed new text be amended in section 2, in item 4590-0915, by adding at the end thereof the following:- “provided further, that not less than \$100,000 shall be expended for the Massachusetts Hospital School Summer Program;”.

The amendment was *rejected*.

Ms. Forry moved that the proposed new text be amended in section 2, in item 4510-0110, by adding the following: “provided further, that no less than \$100,000 shall be expended for the operation and implementation of the South Boston Community Health Center and its Youth Ambassador Program and South Boston Leadership Initiative;”; and by striking the figures “\$1,045,901” and inserting in place thereof the figures “\$1,145,901”.

The amendment was *rejected*.

Messrs. Brownsberger, Lewis, Moore, Rush, Welch and deMacedo, Ms. Forry and Mr. Pacheco moved that the proposed new text be amended in section 2, by striking out item 4590-0925 and inserting in place thereof the following item:- “4590-0925 For the costs of a prostate cancer awareness and education program focusing in particular on men with Afro-American heritage, family 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 percent of the funds from this item to a non-profit foundation that shall leverage existing partnerships with other state-funded non-profit 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.....\$1,000,000”.

The amendment was *rejected*.

Messrs. Lewis and Montigny moved that the proposed new text be amended by adding the following section:-

“SECTION X. Chapter 111 of the Massachusetts General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out section 4N and inserting in place thereof the following section:-

Section 4N. (a) The department shall develop, implement and promote an evidence-based outreach and education program about the therapeutic and cost-effective utilization of prescription drugs for physicians, pharmacists and other health care professionals authorized to prescribe and dispense prescription drugs. In developing the program, the department shall consult with physicians, pharmacists, private insurers, hospitals, pharmacy benefit managers, and the MassHealth drug utilization review board.

(b) The program shall arrange for physicians, pharmacists and nurses under contract with the department to conduct face-to-face visits with prescribers, utilizing evidence-based materials and borrowing methods from behavioral science, educational theory and, where appropriate, pharmaceutical industry data and outreach techniques; provided, however, that to the extent possible, the program shall inform prescribers about therapeutically-equivalent pharmaceutical alternatives or other evidence-based treatment options.

The program shall include outreach to: physicians and other health care practitioners who participate in MassHealth, the subsidized catastrophic prescription drug insurance program authorized in section 39 of chapter 19A or the commonwealth care health insurance program; other publicly-funded, contracted or subsidized health care programs; academic medical centers; and other prescribers.

The department shall, to the extent possible, utilize or incorporate into its program other independent educational resources or models proven effective in promoting high quality, evidenced-based, cost-effective information regarding the effectiveness and safety of prescription drugs, including, but not limited to: (i) the Pennsylvania PACE/Harvard University Independent Drug Information Service; (ii) the Academic Detailing Program of the University of Vermont College of Medicine Area Health Education Centers; (iii) the Oregon Health and Science University Evidence-based Practice Center's Drug Effectiveness Review project; and (iv) the South Carolina evidence-based peer-to-peer education program outreach program and (v) research on academic detailing to improve prescribing by faculty at Harvard Medical School/Brigham and Women's Hospital.

(c) The department shall work with MassHealth to obtain access to aggregated prescription data by provider on an ongoing basis for the use of the evidence-based outreach and education program. The department, in conjunction with the executive office of health and human services, shall report to the house and senate committees on ways and means, no later than 6 months after the passage of this act, on data sharing obstacles that may be interfering with effective outreach.

(d) The department may establish and collect fees for subscriptions and contracts with private payers. The department may seek funding from nongovernmental health access foundations and undesignated drug litigation settlement funds associated with pharmaceutical marketing and pricing practices, as well as other sources to ensure the ongoing support for this service.

(e) The department shall establish a fee to be assessed on each pharmaceutical and medical device company that registers with the department annually pursuant to section 6 of chapter 111N. The fee shall be used to fund the academic detailing program pursuant to this section. The department shall set the fee at a level to meet the needs of the program to be determined on an annual basis. The department shall establish regulations for the payment of these fees.

(f) Funds shall be set aside for the purposes of program evaluation to assess the effectiveness and cost-savings associated with this program.

SECTION XX. The department of public health shall promulgate regulations implementing this act no later than 6 months after its passage.”

The amendment was *rejected*.

Mr. Petrucci and Ms. Forry moved that the proposed new text be amended in section 2, in item 4512-0200, by adding at the end thereof the following:- “provided that not less than \$150,000 shall be expended for Self-Esteem Boston’s direct services programs for women in the Boston region and provider training programs”; and by striking out the figures “\$93,869,903” and inserting in place thereof the figures, “\$94,019,903”.

The amendment was *rejected*.

Mr. Petrucci moved that the proposed new text be amended in section 2, in item 9110-9002, by adding at the end thereof the following: “provided that not less than \$150,000 shall be expended for the Rossetti-Cowan Senior Center in Revere”; and by striking the figure “\$11,500,000” and inserting in place the following: “\$11,650,000”.

The amendment was *rejected*.

Messrs. Downing, Rush, Tarr and Eldridge, Ms. Gobi and Ms. Forry moved that the proposed new text be amended in section 2, in item 1410-0250, by inserting at the end thereof the following:- “and provided further, that veteran homeless service centers shall receive a 5 per cent increase in funding over the funds received in fiscal year 2015”.

The amendment was *rejected*.

Messrs. Downing and Rush and Ms. Forry moved that the proposed new text be amended in section 2, in item 1410-0012, by inserting at the end thereof the following:- “and provided further, that veterans outreach centers shall receive a 5 per cent increase in funding over the funds received in fiscal year 2015”.

The amendment was *rejected*.

Ms. O'Connor Ives moved that the proposed new text be amended by inserting, after section XX, the following new section:-
“SECTION XX. Chapter 118E of the General Laws is hereby amended by inserting after Section 77, the following:
Section 78: Any non-profit home health agency in the Commonwealth providing Title XIX services in accordance with 114.3 CMR 50.00 and with Medicaid services comprising at least 7 percent of their total visits shall qualify for a Community-Based Safety Net Adjustment. Said adjustment shall amount to no less than 22 percent for skilled nursing, physical therapy, occupational therapy and speech therapy and 18 percent for home health aide services; provided further those adjustments and the base rate would remain at the same level past 60 days of service.
The adjustment shall not apply to non- profit agencies who currently receive an episodic payment rate for their Medicaid population.”
The amendment was *rejected*.

Mr. Kennedy moved that the proposed new text be amended by inserting, after section ____, the following new sections: -
“SECTION _____. Section 8 of chapter 118E of the General Laws is hereby amended by inserting after the definition of ‘executive office’ the following definition:-
b 1/4. ‘Fiduciary’, a personal representative or trustee to whom power or property has been formally entrusted for the benefit of another, including, but not limited to, an executor, administrator, successor personal representative, special administrator, or a person performing substantially the same function.
SECTION _____. Section 15 of chapter 118E of the General Laws is hereby amended by inserting after paragraph 4, the following paragraph:-
Any person who acts as a fiduciary for a person eligible for assistance and who fails to provide the first 60 dollars of monthly income or to pay for the amount of income that a resident is required to contribute for their care as established by Medicaid shall be liable for such financial loss.”
The amendment was *rejected*.

Mr. Lewis, Mrs. L'Italien, Mr. Barrett and Ms. Lovely moved that the proposed new text be amended in section 2, in item 4000-0700, by adding at the end thereof the following: “; provided further that no less than \$68,000,000 shall be expended for dental services for adults that were included in its state plan or demonstration program in effect on January 1, 2002, and the dental services that were covered for adults in the MassHealth basic program as of January 1, 2002”; and by striking out the figure “\$2,469,752,092” and inserting in the place thereof the figure:- “\$2,537,752,092.”; and by striking out section 61.
The amendment was *rejected*.

Mr. Kennedy moved that the proposed new text be amended by inserting, after section ____, the following new section:-
“SECTION _____. (a) The department of public health shall implement a two-year institutional pharmacy discharge medication pilot program for the purposes of ensuring patient medication adherence; provided that the department shall define institutional pharmacies as retail pharmacies for the purposes of implementing the program. Such a program shall: (1) allow institutional pharmacies to be treated like retail pharmacies for the purposes of providing medication to a patient at the time of discharge; and (2) allow hospitals licensed pursuant to section 51 of Chapter 111 of the General Laws and hospital pharmacists that hold a current license to practice pharmacy in the commonwealth to provide a 14-day supply of medication to a patient at the time of discharge and to perform medication review, reconciliation and counseling.
(b) If at the end of the 2-year pilot the department of public health determines that the program has improved medication adherence, the department of public health shall remove any regulatory barriers that prohibit such a program from expanding.”
The amendment was *rejected*.

Messrs. Petruccelli, Lewis, Brownsberger, Rush, Eldridge and Kennedy, Mrs. L'Italien and Ms. Forry moved that the proposed new text be amended in section 2, in item 4000-0300, by inserting at the end thereof the following:- “provided further, that in calculating rates of payment for children enrolled in MassHealth receiving inpatient and outpatient services at acute care pediatric hospitals and pediatric specialty units as defined in section 8A of Chapter 118E of the General Laws, the executive office shall make a supplemental payment to any acute care pediatric hospital and pediatric specialty unit in the Commonwealth, above base rates, to compensate for high-complexity pediatric care in an amount not less than the amount appropriated in this item in Chapter 83 of the acts of 2013”.
The amendment was *rejected*.

Messrs. deMacedo, Tarr, Ross, Hedlund, Fattman, Moore and Humason moved that the proposed new text be amended in section 2, by inserting the following section:-
“SECTION XXXX. A special commission, to consist of 13 members as follows: the secretary of the executive office of health and human services, or a designee; the commissioner of public health, or a designee; the commissioner of insurance, or a designee; and 10 members who shall be appointed as follows: 3 members appointed by the senate president, 1 of whom shall be the senate chairman of the joint committee on public health, or a designee, 1 of whom shall be a person with Pancreatic Cancer and 1 of whom is a medical specialist in Pancreatic Cancer; 3 members appointed by the speaker of the house of representatives, 1 of whom shall be the house chairman of the joint committee on public health, or a designee, 1 of whom shall be a person with Pancreatic Cancer and 1 of whom is a medical specialist in Pancreatic Cancer; and 4 members appointed by the governor, 1 of whom shall be a person with Pancreatic Cancer, 1 of whom is a medical specialist in Pancreatic Cancer, and 2 members of the public with demonstrated expertise in issues relating to the work of the commission, is hereby established for the purpose of

making an investigation and study to:

- (1) establish a mechanism in order to ascertain the prevalence of Pancreatic Cancer in Massachusetts, and the unmet needs of persons with Pancreatic Cancer and those of their families; collect time of diagnosis statistics and likely risks for Pancreatic Cancer;
- (2) study Pancreatic Cancer prevention, screening, education and support programs for Pancreatic Cancer in the Commonwealth;
- (3) provide recommendations for additional legislation, support programs and resources necessary to meet the unmet needs of persons with Pancreatic Cancer and their families and how to effectuate an early diagnosis and treatment for Pancreatic Cancer patients.

Vacancies in the membership of the commission shall be filled in the same manner provided for the original appointments.

The commission shall organize within 120 days following the appointment of a majority of its members and shall select a chairperson and vice-chairperson from among the members. The chairperson shall appoint a secretary who need not be a member of the commission.

The public members shall serve without compensation, but shall be reimbursed for necessary expenses incurred in the performance of their duties as provided by section 2A of chapter 4 of the General Laws.

The commission shall be entitled to call to its assistance and avail itself of the services of the employees of any state, county or municipal department, board, bureau, commission or agency as it may require and as may be available to it for its purposes.

The executive office of health and human services shall provide staff support to the commission.

The commission shall report to the General Court the results of its investigation and study and its recommendations, if any, together with drafts of legislation necessary to carry its recommendations into effect, by filing the same with the Clerk of the Senate and the Clerk of the House of Representatives on or before December 31, 2015.”

The amendment was *rejected*.

Messrs. Rush and Joyce moved that the proposed new text be amended by striking out section 98 and inserting in place thereof the following section:-

“SECTION 98. The office of Medicaid shall investigate and provide a report on potential cost savings for prescription medications including, but not limited to, the feasibility of joining a Medicaid multistate prescription drug bulk purchase consortium and pursuing new supplemental rebates from prescription drug manufacturers. The report shall include: (i) an update on existing supplemental rebates; (ii) recommendations to increase the amount of supplemental rebates received; (iii) estimated cost savings related to joining a Medicaid multistate prescription drug bulk purchase consortium; (iv) estimated administrative savings or other increased efficiencies related to joining a Medicaid multistate prescription drug bulk purchase consortium; and (v) opportunities for managed care organizations to receive similar rebates or discounts, and (vi) an assessment of the potential impact of potential cost savings initiatives on patient access to innovative medicines. In assessing potential cost savings for prescription medications, the report shall consider cost savings that may result from the utilization of innovative medications including, but not limited to, decreased or avoided hospital stays and reduced long-term chronic care costs. The office shall file the report with the clerks of the house of representatives and senate, the chairs of the joint committee on health care financing and the house and senate committees on ways and means not later than February 1, 2016.”

The amendment was *rejected*.

Messrs. Barrett, Moore, Lewis and McGee, Ms. Chang-Diaz, Messrs. Brownsberger and Eldridge, Ms. Forry and Mrs. L'Italien moved that the proposed new text be amended in section 2, in item 4800-0040, by adding at the end thereof the following:-

“provided that not less than \$1,000,000 be expended on a pilot program to increase the frequency and improve the effectiveness of interactions between birth parents and their children who are in the custody of the department and have reunification as a permanency planning goal; and provided further that the department shall submit a plan to the clerks of the house of representatives and senate, the joint committee on children, families and persons with disabilities, and the house and senate committees on ways and means by November 1, 2015, describing how these pilot funds will be expended”; and by striking out the figure “45,610,551” and inserting in place thereof the figure “\$50,000,000”.

The amendment was *rejected*.

Mr. Welch moved that the proposed new text be amended in section 2, in item 1410-0012, by inserting the following:- “provided further that not less than \$300,000 shall be expended to the Veterans First Outreach Center c/o Springfield Chapter 0102 National Association for Black Veterans, Inc., to provide outreach services for Veterans in Hampden County, and the area of services shall include veterans from World War II through Iraq and Afghanistan veterans, who are in need of ongoing veterans outreach services”; and by striking out the figure “\$3,073,641” and inserting in place thereof the following figure:- “\$3,373,641”.

The amendment was *rejected*.

Messrs. Brownsberger and Rush, Ms. Gobi and Messrs. Moore and Lewis moved that the proposed new text be amended in section 2, in item 9110-1636, by adding at the end thereof the following: “provided, that not less than \$50,000 shall be expended for the establishment of and administrative support of regional Financial Abuse Specialist Teams to improve the ability of elder protective services programs to investigate and respond to reports of financial exploitation as recommended by the Elder Protective Service Commission established by section 204 of Chapter 139 of the Acts of 2012; and provided further, that the Executive Office of Elder Affairs shall provide a report to the House and Senate Chairs of the Joint Committee on Elder Affairs on the implementation of FAST Teams on or before June 30, 2016”.

The amendment was *rejected*.

Messrs. Lewis and Rush and Ms. Gobi moved that the proposed new text be amended in section 2, in item 9110-1636, by adding the following words:- “provided further that not less than \$100,000 shall be expended for the establishment of and administrative support of regional Financial Abuse Specialist Teams (FAST Teams) to improve the ability of elder protective services programs to investigate and respond to reports of financial exploitation as recommended by the Elder Protective Service Commission established by section 204 of Chapter 139 of the Acts of 2012; and provided further that the Executive Office of Elder Affairs shall provide a report to the House and Senate Chairs of the Joint Committee on Elder Affairs on the implementation of FAST Teams on or before June 30, 2016”.

The amendment was *rejected*.

Messrs. Welch and Lesser moved that the proposed new text be amended in section 2, in item 1410-0012, by inserting the following:- “provided, that not less than \$300,000 shall be expended for the Springfield Partners for Community Action's Veterans First Program to provide comprehensive outreach services to veterans in Hampden county”; and by striking out the figure “\$3,073,641” and inserting in place thereof the following figure:- “\$3,373,641”.

The amendment was *rejected*.

Messrs. Humason, Tarr, deMacedo and Fattman moved that the proposed new text be amended in section 70 by adding at the end thereof the following:- “; and not later than June 30, 2015, the Massachusetts Housing Finance Agency shall further transfer to the executive office of housing and economic development the amount of \$450,000 from funds previously appropriated to the agency or loans repaid that the agency administers on behalf of the commonwealth, for purposes of procuring a performance effectiveness audit of the emergency shelter provider supply chain, such audit to be procured and administered by the executive office of housing and economic development”.

The amendment was *rejected*.

Mr. Downing moved that the proposed new text be amended by striking section 44 and inserting in place thereof the following new section:-

“SECTION 44. Section 12 of chapter 118E of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by striking out the second paragraph and inserting in place thereof the following paragraph:-

The division may enter into contracts with providers and manufacturers of medical services, equipment and supplies as the division deems necessary to carry out the provisions of this chapter, including, but not limited to, selective contracts, volume purchase contracts, preferred provider contracts and managed care contracts. The division may negotiate the rate of reimbursement to the provider under any such contract, and any such negotiated rate shall not be subject to the provisions of sections 13C to 13E, inclusive.”

The amendment was *rejected*.

Messrs. Downing, Keenan, Moore and Wolf moved that the proposed new text be amended by inserting after line item 4510-0810 the following:-

“xxxx-xxxx For the support of the statewide service delivery system of Children’s Advocacy Centers with funding administered by the Massachusetts Children's Alliance.....\$750,000”.

The amendment was *rejected*.

Mr. Downing and Ms. Gobi moved that the proposed new text be amended by inserting after Section 45 the following section:- “SECTION XX. Section 65 of said Chapter 118E, as so appearing is hereby amended by inserting after the second paragraph the following paragraph:-

Disproportionate share hospitals located in counties with a percentage of the population 65 years or older in excess of the state average by five percent or more shall be paid 101 percent of reasonable costs for services rendered to Medicare patients from available Medicaid funds. For the purposes of this section, the percentage of the population at age 65 or older of any county shall be that enumerated in the most recent federal census. Providers designated as critical access hospitals shall not be subject to the provisions of this section.”

The amendment was *rejected*.

Messrs. Kennedy and Petrucci moved that the proposed new text be amended in section 2, in item 4000-0500, line 14 after the word “item;” the following words:- “provided further, that \$30,000,000 may be expended from this item, or item 4000-0700, if necessary to achieve maximum federal financial participation, to enhance the ability of hospitals to serve populations in need more efficiently and effectively; provided further, that at least \$10,000,000 of said funds be expended from this item, or item 4000-0700 to enhance the ability of community health centers to serve populations in need more efficiently and effectively”.

The amendment was *rejected*.

Mr. Downing moved that the proposed new text be amended by inserting after section 29 the following section:-

“SECTION XX. Section 19 of chapter 32B of the General Laws is hereby amended by striking out, in lines 183 to 186, inclusive, the words ‘at either 3 or 6-year intervals from the date of transfer of subscribers to the commission, as determined by the written agreement which shall specify the withdrawal interval and’ and inserting in place thereof the following words:- ‘after an initial 3-year period from the date of transfer of subscribers to the commission, or biennially thereafter, as determined by the written agreement, which shall specify the’.

Said section 19 of said chapter 32B, as so appearing, is hereby further amended by striking out, in line 196, the word 'October' and inserting in place thereof the following word:- December.

Said section 19 of said chapter 32B, as so appearing, is hereby further amended by inserting after the figure '32A', in line 225, the following:- ; provided, that in order to facilitate a request from a political subdivision for its claims history under this section, the commission shall maintain separate files for the claims information of each political subdivision. Upon written request by the mayor, town manager or the public employee committee of a political subdivision, the commission shall provide the political subdivision with its claims history from the previous year, which shall include, but not be limited to, the following information: monthly claims history, monthly enrollment, large loss claims, benefit changes and a census of enrollees by gender and zip code. The commission may charge a fee for providing the data in an amount determined by the executive director, which shall not be greater than \$1,000. The commission shall provide a detailed data response to such request within 60 days.

Section 23 of said chapter 32B, as so appearing, is hereby amended by striking out, in lines 38 and 39, the words 'at 3 year intervals from the date of transfer of subscribers to the commission' and inserting in place thereof the following words:- upon the expiration of an initial 3-year period from the date of transfer of subscribers to the commission, or biennially thereafter.

Said section 23 of said chapter 32B, as so appearing, is hereby further amended by striking out, in line 41, the word 'October' and inserting in place thereof the following word:- December.

Said section 23 of said chapter 32B, as so appearing, is hereby further amended by inserting after the figure '32A', in line 68, the following:- ; provided that, in order to facilitate a request from a political subdivision for its claims history under this section, the commission shall maintain separate files for the claims information of each political subdivision. Upon written request by the mayor, town manager or the public employee committee of a political subdivision, the commission shall provide the political subdivision with its claims history from the previous year, which shall include, but not be limited to, the following information: monthly claims history, monthly enrollment, large loss claims, benefit changes and a census of enrollees by gender and zip code. The commission may charge a fee for providing the data in an amount determined by the executive director, which shall not be greater than \$1,000. The commission shall provide a detailed data response to such request within 60 days."

The amendment was *rejected*.

Mr. Downing moved that the proposed new text be amended by inserting after section 53 the following section:-

"SECTION XX. Section 11 of Chapter 176J, as amended by Section 177 of chapter 224 of the acts of 2012, is hereby further amended by inserting after the second paragraph the following:-

Carriers shall tier non-profit hospitals based exclusively on adjusted total medical expenses if said provider is the sole acute hospital in a 20-mile radius."

The amendment was *rejected*.

Mr. Petrucci and Ms. Gobi moved that the proposed new text be amended by inserting at the end thereof the following new section:-

"SECTION XXX. Section 1: Section 2GGGG of chapter 29 is hereby amended by striking out the words 'Distressed Hospital', and inserting in place thereof the following words:- ', Distressed Hospital and Distressed Community Health Center'.

Section 2: clause (c) of said Section 2GGGG is hereby amended by adding inserting at the end of subsection (6) the following words:- ', and (7) to strengthen the primary care provider network.

Section 3 clause (d) of said Section 2GGGG is hereby amended by striking out the words 'The commission shall annually award a grant by a competitive grant process to qualified acute hospitals', and inserting in place thereof the following words:- ', The commission shall annually award a grant by a competitive grant process to qualified acute hospitals and community health centers'.

Section 4: clause (e) of said Section 2GGGG of chapter 29 is hereby amended by striking out the words 'acute hospitals', and inserting in place thereof the following words:- ', acute hospitals and community health centers'.

Section 5: clause (f) of Section 2GGGG of chapter 29 is hereby amended by by striking out the words 'acute hospital', and inserting in place thereof the following words:- 'acute hospital or community health center'."

The amendment was *rejected*.

Mr. deMacedo moved that the proposed new text be amended in section 2, in item 5046-0000, by inserting after "sources;" the following:- "provided further, that not less than \$150,000 shall be expended for Massachusetts School Professional Psychology's INTERFACE in Plymouth County".

The amendment was *rejected*.

Ms. Donoghue moved that the proposed new text be amended by adding the end thereof the following three sections:-

"SECTION XX. Subsection (a) of section 12 of chapter 12C of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by striking out the second paragraph and inserting in place thereof the following paragraph:-

The center shall, to the extent feasible, make data in the payer and provider claims database available to payers and providers in real-time; provided, however, that all data-sharing complies with applicable state and federal privacy laws.

SECTION XX. Subsection (b) of said section 12 is hereby amended is hereby amended by striking out the fourth sentence.

SECTION XX. Section 20 of said chapter 12C is hereby amended by striking out subsection (b) and inserting in place thereof the following section:-

(b) The website shall provide updated information on a regular basis, but no more than 90 days after data required to post such information has been reported to the center, and additional comparative quality, price and cost information shall be published as

determined by the center. To the extent possible, the website shall include: (1) comparative price and cost information for the most common referral or prescribed services, as determined by the center, categorized by payer and listed by facility, provider, and provider organization or other groupings, as determined by the center; (2) comparative quality information from the standard quality measure set and verified by the center, available by facility, provider, provider organization or any other provider grouping, as determined by the center, for each such service or category of service for which comparative price and cost information is provided; (3) general information related to each service or category of service for which comparative information is provided; (4) comparative quality information from the standard quality measure set and verified by the center, available by facility, provider, provider organization or other groupings, as determined by the center, that is not service-specific, including information related to patient safety and satisfaction; (5) data concerning healthcare-associated infections and serious reportable events reported under section 51H of chapter 111; (6) definitions of common health insurance and medical terms, including, but not limited to, those determined under sections 2715(g) (2) and (3) of the Public Health Service Act, so that consumers may compare health coverage and understand the terms of their coverage; (7) a list of health care provider types, including but not limited to primary care physicians, nurse practitioners and physician assistants, and what types of services they are authorized to perform in the commonwealth under applicable state and federal scope of practice laws; (8) factors consumers should consider when choosing an insurance product or provider group, including, but not limited to, provider network, premium, cost-sharing, covered services, and tiering; (9) patient decision aids, which are interactive, written or audio-visual tools that provide a balanced presentation of the condition and treatment or screening options, benefits and harms, with attention to the patient's preferences and values, and which may facilitate conversations between patients and their health care providers about preference-sensitive conditions or diseases such as chronic back pain, early stage of breast and prostate cancers, hip osteoarthritis, and cataracts; provided, however, that decision aids shall be made available on, but not be limited to, long-term care and supports and palliative care; (10) a list of provider services that are physically and programmatically accessible for people with disabilities; and (11) descriptions of standard quality measures, as determined by the statewide quality advisory committee and verified by the center.” The amendment was *rejected*.

As previously stated the above amendments were considered as one and rejected.

Ms. Lovely, Mr. Rodrigues, Ms. Donoghue, Mr. Moore, Mrs. L'Italien, Messrs. McGee, Keenan, Montigny, Kennedy and Eldridge, Ms. Forry and Messrs. Welch and Lesser moved that the proposed new text be amended in section 2, in item 7061-9626, by striking out the figure “\$1,970,000” and inserting in place thereof the following figure:- “\$2,970,000”. The amendment was *rejected*.

Ms. O'Connor Ives and Messrs. Hedlund, Tarr, Humason, Moore and Ross moved that the proposed new text be amended by inserting, after section 105, the following new section:-

“SECTION 105A. Notwithstanding section 6B of chapter 11 of the General Laws, the division of local mandates shall review and analyze all unfunded local mandates and deliver a report of the cost and economic impact of these mandates on municipalities.

The division shall also consider mandates placed on school districts, including but not limited to, unfunded mandates and reporting requirements. The division may make recommendations, in consultation with the department of elementary and secondary education, to repeal any reporting requirements that the division deems to no longer serve its intended purpose or be duplicative to other reporting requirements.

Not later than March 1, 2016, the division shall file its report, along with any proposed legislation to mitigate the effects of such mandates, with the clerks of the senate and the house of representatives, the joint committee on municipalities and regional government, the joint committee on education and the house and senate committees on ways and means.”

After remarks, the question on adoption of the amendment was determined by a call of the yeas and nays, at fourteen minute past one o'clock P.M., on motion of Mr. Hedlund, as follows, to wit (*yeas 39 — nays 0*) [**Yeas and Nays No. 40**]:

YEAS.

Barrett, Michael J.

Kennedy, Thomas P.

Brownsberger, William N.

Lesser, Eric P.

Chandler, Harriette L.

Lewis, Jason M.

Chang-Diaz, Sonia

L'Italien, Barbara

Creem, Cynthia Stone

Lovely, Joan B.

deMacedo, Viriato M.	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.	Petrucelli, Anthony
Fattman, Ryan C.	Rodrigues, Michael J.
Flanagan, Jennifer L.	Ross, Richard J.
Forry, Linda Dorcena	Rush, Michael F.
Gobi, Anne M.	Spilka, Karen E.
Hedlund, Robert L.	Tarr, Bruce E.
Humason, Donald F., Jr.	Timilty, James E.
Jehlen, Patricia D.	Welch, James T.
Joyce, Brian A.	Wolf, Daniel A. – 39.
Keenan, John F.	

NAYS – 0.

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

Ms. Creem, Messrs. Moore and Barrett, Mrs. L'Italien, Messrs. McGee, Lewis, Brownsberger and Welch, Ms. Forry, Ms. Flanagan, Messrs. Timilty and Joyce, Ms. Lovely, Messrs. Eldridge, Rush and Humason, Ms. Gobi, Messrs. Ross and Kennedy, Ms. O'Connor Ives and Messrs. deMacedo and Lesser moved that the bill be amended in section 2, in item 7009-9600, by striking out the figure "\$1,000,000" and inserting in place thereof the following figure "\$1,500,000".

The amendment was *rejected*.

Ms. Creem, Mr. Rodrigues, Ms. Lovely, Messrs. Downing, Brownsberger and Fattman, Ms. Flanagan, Mr. Lewis, Mrs. L'Italien and Ms. Gobi moved that the proposed new text be amended in section 2, in item 3000-7050, by striking out the figure "\$19,464,890" and inserting in place thereof the following figure:- "\$22,000,000".

The amendment was *rejected*.

Messrs. Hedlund, Moore and Humason, Ms. Gobi, Messrs. Tarr, Ross and Fattman moved that the proposed new text be amended in section 2, in item 7035-0008, by striking out the figures "\$7,350,000" and inserting in place thereof the figures "\$20,823,023."

After remarks, the amendment was *rejected*.

Ms. Chang-Diaz, Messrs. Lesser, Lewis and Moore, Ms. Lovely, Mr. Ross, Ms. Gobi, Mr. Brownsberger, Ms. O'Connor Ives, Mrs. L'Italien, Mr. Welch, Ms. Forry, Ms. Donoghue and Messrs. Wolf, Humason, McGee, Kennedy, Petruccelli and Eldridge moved that the proposed new text be amended in section 2, in item 7061-9010, by striking out the figure "80,000,000" and inserting in place thereof the following figure:- "84,500,000".

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

Messrs. Tarr and Humason moved that the proposed new text be amended by inserting, after section ____, the following new section: -

"SECTION ____. Paragraph (2) of subsection (i) of said section 89 of chapter 71, as so appearing, is hereby amended by striking out the second subparagraph."

The amendment was *rejected*.

Messrs. Rush, Moore and McGee, Ms. Flanagan, Ms. O'Connor Ives, Ms. Gobi, Ms. Lovely, Messrs. Keenan, Eldridge and deMacedo and Ms. Forry moved that the proposed new text be amended in section 2, in item 8700-1150, by striking out the figure "\$5,250,000" and inserting in place thereof the following figure:- "\$7,250,000".

The amendment was *rejected*.

Mrs. L'Italien moved that the proposed new text be amended in section 2, in item 8324-0000, by adding the following words:- "and provided that no less than \$90,000 be allocated to the Tewksbury Fire Department for municipal improvements to cover the cost of responding to Tewksbury State Hospital"; and by striking out the figure "21,000,065" and inserting in place thereof the following figure:- "21,090,065".

After remarks the amendment was **adopted**.

Messrs. Timilty and Moore moved that the proposed new text be amended by inserting after section 3 the following section:-
"SECTION 3A. Chapter 6 of the General Laws is hereby amended by inserting after section 116 the following section:-
Section 116 1/2. (a) Sums for the estimated expenses of providing annual in-service specialized and statutorily-mandated training programs conducted by the municipal police training committee for veteran and reserve municipal police officers and for those officers employed by agencies who exercise police powers and receive this training from the municipal police training committee, including, but not limited to, environmental police officers and campus police officers at the University of Massachusetts and state universities who exercise police powers, shall be paid to the commissioner of insurance by property and casualty insurance companies by means of a policy surcharge imposed upon a policyholder of a private passenger automobile policy issued by a property and casualty insurance company writing motor vehicle insurance policies in the commonwealth. These training programs shall include: new recruit training provided by the municipal police training committee; development and delivery of distance learning programs by the municipal police training committee; a standards and evaluations program for training courses and instructors of or certified by the municipal police training committee; the development and updating of training programs including curricula by the municipal police training committee; hiring, equipping and training new state police recruits; and the development and operation of a state police cadet program including the hiring, equipping and, subject to appropriation, training of state police cadets and the estimated cost of fringe benefits associated with this training hiring and employment. The amount of any surcharge shall be separately stated on either a billing or policy declaration sent to the insured. The rate of the policy surcharge shall be determined and adjusted annually by the commissioner of insurance to a rate sufficient to generate a surcharge to fund the expenses estimated by the secretary of public safety and security for the purposes described in this subsection.

(b) The policy surcharge shall be collected and remitted to the commissioner of insurance by the property and casualty insurance companies writing motor vehicle insurance policies in the commonwealth on a quarterly basis not later than the twenty-fifth day of the month succeeding the end of the quarter in which it is collected. A company that fails or refuses to collect and remit the policy surcharge to the commissioner of insurance or whose surcharge payments are not postmarked by the due date for quarterly filing shall be liable for a penalty of up to \$100 for each day of delinquency, to be assessed by the commissioner of insurance. The estimated costs shall include an amount equal to the cost of fringe benefits as established by the secretary of administration and finance under section 5D of chapter 29. Any surcharge collected in a fiscal year but not expended by the municipal police training committee or department of state police for the purposes set forth in this section shall be retained by the commonwealth solely for use by the municipal police training committee or department of state police."

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

Mr. Downing and Ms. Gobi moved that the proposed new text be amended in section 2, in item 8910-0110, by striking out the figure "\$13,323,440" and inserting in place thereof the figure "13,788,885"; and in line 8910-1112 by striking the figure "\$167,352" each time it appears, and inserting in place thereof the figure "\$200,000".

The amendment was **adopted**.

Mr. Downing moved that the proposed new text be amended in section 2, in item 8910-0108, by inserting at the end thereof the following: "provided further, that not less than \$200,000 shall be expended for the Franklin County Opioid Education and Awareness Task Force"; and by striking out the figure "\$14,297,242" and inserting in place thereof the figure "14,497,242".

The amendment was **adopted**.

Messrs. Tarr, Ross, deMacedo, Fattman, Moore and Humason and Ms. Flanagan moved that the proposed new text be amended by inserting, after section __, the following new section:-

“SECTION __. Subsection (e) of section 16 of chapter 123 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out the third sentence and inserting in place thereof the following sentence:- The facility shall notify the district attorney which has or had jurisdiction of the criminal case if such approval is sought.”

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

Ms. Donoghue, Messrs. Timilty and Moore, Ms. Forry, Messrs. McGee, Welch and Kennedy, Ms. O'Connor Ives, Mr. Rush, Ms. Lovely, Messrs. Keenan and Montigny and Ms. Chang-Diaz moved that the proposed new text be amended in section 2, in item 8100-0111, by striking out the figure “6,000,000” and inserting in place thereof the following figure:- “8,000,000”.

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

Ms. Lovely, Ms. O'Connor Ives, Messrs. Tarr, Brownsberger and Eldridge and Mrs. L'Italien moved that the proposed new text be amended by inserting, after section __, the following 10 new sections:-

“SECTION __. Section 16 of chapter 125 of the General Laws, as appearing in 2012 Official Edition, is hereby amended by adding, at the end thereof, the following sentence:- The commissioner may, upon approval of the commissioner of probation, place female prisoners held for trial in a community corrections program under chapter 211F.

SECTION __. Section 4 of chapter 126 of the General Laws, as so appearing, is hereby amended by inserting, after the first sentence, the following sentence:- The sheriff, superintendent, keeper or other officer in charge of the jail may, upon approval of the commissioner of probation, place a person, who is charged with crime and committed for trial, in a community corrections program under chapter 211F.

SECTION __. Section 48 of Chapter 127 of the General Laws, as so appearing, is hereby amended by adding, after the third sentence, the following sentence:- The commissioner or the administrators of county correctional facilities may, upon approval of the commissioner of probation, place inmates in a community corrections program under chapter 211F.

SECTION __. Section 49 of Chapter 127 of the General Laws, as so appearing, is hereby amended by adding after the word ‘facility’ in line 7 the following sentence:- or to participate in a community corrections program under chapter 211F;.

SECTION __. Section 90A of Chapter 127 of the General Laws, as so appearing, is hereby amended by adding after subsection (e) the following subsection:- ; (f) to participate in a community corrections program under chapter 211F; or.

SECTION __. Subsection (a) of section 3 of chapter 211F of the General Laws, as so appearing, is hereby amended by inserting at the end thereof the following sentences:- Under section 49 of chapter 127, the commissioner of corrections or the administrator of a county correctional facility, upon approval of the commissioner of probation, may place in a community corrections program an inmate eligible to participate in education, training or employment under section 48 of chapter 127. Under section 16 of chapter 125 or section 4 of chapter 126, the commissioner of corrections or the administrator of a county correctional facility may, upon approval of the commissioner of probation, place a person who is being held for trial in a community corrections program under chapter 211F.

SECTION __. Subsection (c) of section 3 of chapter 211F of the General Laws, as so appearing, is hereby amended by adding before the word ‘sentence’, in line 8, the following words:- court-ordered.

SECTION __. Section 3 of chapter 211F of the General Laws, as so appearing, is hereby amended by adding the following subsection:-

(e) Participation in a community corrections program may be ordered by the court, in lieu of bail, or as a condition of release consistent with sections 57, 58, and 58A of chapter two hundred and seventy-six and subject to the eligibility requirements of this section.

SECTION __. Subsection (b) of section 4 of chapter 211F of the General Laws, as so appearing, is hereby amended by adding at the end thereof the following sentence:- and by the commissioner of corrections, under sections 48, 49 and 90A of chapter 127, for the purpose of re-entry and reintegration or, under section 16 of chapter 125 or section 4 of chapter 126, for the purpose of community supervision of persons held for trial.

SECTION __. Section 4 of chapter 211F of the General Laws, as so appearing, is hereby amended by adding the following subsection:-

(d) Community corrections programs may be utilized by the probation department for pretrial supervision consistent with section eighty-seven of chapter two hundred and seventy-six.”

The amendment was *rejected*.

Messrs. Rush, deMacedo and Welch, Ms. Gobi and Mr. Eldridge moved that the proposed new text be amended in section 2, in item 4590-0250, by inserting at the end thereof the following: “; for grants of no less than \$350,000 to provide enrolled students’ instruction in cardiopulmonary resuscitation (CPR) and the use of an automated external defibrillator (AED), provided the instruction must be based on an instructional program established by the American Heart Association or the American Red Cross or another program that is approved by the Department of Elementary and Secondary Education and is nationally recognized and uses the most current national evidence-based Emergency Cardiovascular Care guidelines and incorporates psychomotor skills development into the instruction; provided further, that all grant applications submitted to and approved by the department of elementary and secondary education shall include a detailed line-item budget specifying how the funds shall be allocated and expended based on a policy that requires all students to be instructed on CPR as a graduation requirement”; and by striking out the figures “\$12,085,974” and inserting in place thereof the figures “\$12,435,974”.

After remarks, the amendment was *rejected*.

Mr. Tarr, Ms. Flanagan and Messrs. Ross, deMacedo, Fattman, Humason and Pacheco moved that the proposed new text be amended by inserting, after section ___, the following new section:-

“SECTION XX. Chapter 233 of the General Laws is hereby amended by inserting after section 20M the following section:-
Section 20N. (a) No court shall permit or require, and no social worker employed by the department of children and families, or any other witness shall be required, to disclose such social workers home address or home telephone number in any court proceeding or in any proceeding preliminary thereto or in any documents filed with the court, except as otherwise ordered by the court; provided, that said order of the court includes conditions to limit the disclosure of such address or phone number so as to protect the privacy and safety of the social worker. (b) Service of process, summons or subpoena upon a department of children and families social worker in any court proceeding and in any proceeding preliminary thereto, shall be made upon the agency employing such social worker and in accordance with the Massachusetts Rules of Civil or Criminal Procedure governing any service of process. For the purpose of such service the employing agency, upon request, shall certify to the summoning party the name and work address of any such social worker as disclosed by its records, and service upon parties at a work address so certified shall be sufficient.”

After remarks, the amendment was *rejected*.

Messrs. Tarr, Ross, Fattman and Humason moved that the proposed new text be amended by inserting after section ___ the following new section:-

“SECTION ___. Section 2 of chapter 176Q of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking subsection (b) in its entirety and replacing it with the following:-
(b) There shall be a board, with duties and powers established by this chapter, which shall govern the connector. The connector board shall consist of 13 members: the secretary for health and human services, or a designee, who shall serve as chairperson; the director of Medicaid or a designee; the commissioner of insurance or a designee; the executive director of the group insurance commission; 6 members appointed by the governor, 1 of whom shall be a member in good standing of the American Academy of Actuaries, 1 of whom shall be a health economist, 1 of whom shall represent the interests of small businesses, 2 of whom shall be from organizations representing employers, and 1 of whom shall be a member of the Massachusetts chapter of the National Association of Health Underwriters; and 3 members appointed by the attorney general, 1 of whom shall be an employee health benefits plan specialist, 1 of whom shall be a representative of a health consumer organization and 1 of whom shall be a representative of organized labor. No appointee shall be an employee of any licensed carrier authorized to do business in the commonwealth. All appointments shall serve a term of 3 years, but a person appointed to fill a vacancy shall serve only for the unexpired term. An appointed member of the board shall be eligible for reappointment. The board shall annually elect 1 of its members to serve as vice-chairperson.”

The amendment was *rejected*.

Messrs. Tarr, Ross, deMacedo, Fattman and Humason moved that the proposed new text be amended by inserting after section ___ the following new section:-

“SECTION ___. Chapter 176Q, as so appearing, is hereby amended by inserting after section 18 the following two new sections:-
176Q:19 Health Connector Transparency
Section 19. The connector shall be subject to the open meeting law as established under G.L.c. 30A, §§18-25 and subject to public records request as established under G.L.c. 66. A public record for purposes of this section shall include but not be limited to board votes, meeting minutes, financial records, contract, and staff salaries. This information shall also be made publicly available on the website of the connector.
176Q:20 Return on Investment
Section 20. The secretary of administration and finance shall on an annual basis review and evaluate the return on investments made by the connector. Said review and evaluation along with any recommendations shall be filed with the clerks of the house and senate, the house and senate committee on ways, and joint committee on health care financing no later than December 31 annually.”

After debate, the question on adoption of the amendment was determined by a call of the yeas and nays, at six minutes before two o'clock P.M., on motion of Mr. Tarr, as follows, to wit (*yeas 16 — nays 23*) [**Yeas and Nays No. 41**]:

YEAS.

deMacedo, Viriato M.

Moore, Michael O.

Fattman, Ryan C.

O'Connor Ives, Kathleen

Hedlund, Robert L.

Rodrigues, Michael J.

Humason, Donald F., Jr.

Ross, Richard J.

Lewis, Jason M.

Rush, Michael F.

L'Italien, Barbara

Tarr, Bruce E.

Lovely, Joan B.

Timilty, James E.

Montigny, Mark C.

Welch, James T. – 16.

NAYS.

Barrett, Michael J.

Gobi, Anne M.

Brownsberger, William N.

Jehlen, Patricia D.

Chandler, Harriette L.

Joyce, Brian A.

Chang-Diaz, Sonia

Keenan, John F.

Creem, Cynthia Stone

Kennedy, Thomas P.

DiDomenico, Sal N.

Lesser, Eric P.

Donnelly, Kenneth J.

McGee, Thomas M.

Donoghue, Eileen M.

Pacheco, Marc R.

Downing, Benjamin B.

Petruccelli, Anthony

Eldridge, James B.

Spilka, Karen E.

Flanagan, Jennifer L.

Wolf, Daniel A. – 23.

Forry, Linda Dorcena

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

Messrs. Keenan, Moore and Lewis moved that the proposed new text be amended in section 2, in item 4800-1400, by striking out the figure "\$24,298,905" and inserting in place thereof the figure:- "\$28,000,000".
The amendment was *rejected*.

Recess.

There being no objection at one minute 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 seven minutes before three o'clock P.M., the Senate reassembled, the President in the Chair.

Orders of the Day.

The Orders of the Day were further considered as follows:

The House Bill making appropriations for the fiscal year two thousand sixteen for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 3401),-- **was considered, the main question being on ordering the bill to a third reading.**

Messrs. Humason and Tarr, Ms. Gobi, Ms. O'Connor Ives and Messrs. Ross and deMacedo moved that the proposed new text be amended in section 2, in item 5920-2025, by adding at the end thereof the following:- "provided further, that the department shall not reduce the availability or decrease funding for sheltered workshops serving persons with disabilities who voluntarily seek or wish to retain such employment services".

Pending the question on adoption of the amendment, at six minutes before three 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.

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

The amendment (Humason et al) was then considered; and was adopted.

Ms. Flanagan and Mr. Ross moved that the proposed new text be amended by inserting, after section ____, the following new section: -

"SECTION ____: Section 40 of Chapter 258 of the Acts of 2014 is hereby amended by adding at the end thereof the following words:- ; provided, that until said first draft is published, any drug product approved by the food and drug administration for abuse-deterrent labeling shall be deemed an interchangeable abuse deterrent drug product for the purposes of this act."

The amendment was *rejected*.

Ms. Flanagan, Messrs. Rodrigues, Lewis, McGee and Moore, Ms. Lovely, Mr. Joyce and Ms. O'Connor Ives moved that the proposed new text be amended in section 2, in item 4590-0250, by adding at the end thereof the following: "provided that not less than \$40,000 shall be expended to enhance the Commonwealth's program to administer substance abuse screening, brief intervention, and referral to treatment in public schools"; and by striking out the figures "\$12,085,974" and inserting in place thereof the figures:- "\$12,125,974".

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

Mr. Pacheco in the Chair, Mrs. L'Italien moved that the proposed new text be amended in section 2, in item 4800-0038, by inserting after the words "TEMPO program" the following words:- "provided further that not less than \$25,000 shall be expended to Groundwork Lawrence for its youth summer jobs program"; and by striking out the figure "\$277,894,460" and inserting in place thereof the following figure:- "\$277,919,460".

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

Mrs. L'Italien moved that the proposed new text be amended in section 2, in item 1410-0012, by inserting after the word "Veterans" the following:- "provided further that no less than \$50,000 shall be allocated to New England Veterans Liberty House".

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

Mrs. L'Italien, Ms. Lovely, Ms. Gobi, Ms. O'Connor Ives, Messrs. Barrett, Lewis and Brownsberger moved that the proposed new text be amended in section 2, by inserting after item 4590-2001 the following new item:
"4590-#### For statewide public awareness and education, as recommended by the Centers for Disease Control, about the early warning signs of Alzheimer's disease, access to patient services, and the importance of family caregiver education and support, provided through a grant to be administered by a statewide Alzheimer's advocacy and education organization
..... \$200,000".

After remarks, the amendment was *rejected*.

Messrs. Tarr, Ross, deMacedo and Humason moved that the proposed new text be amended by inserting after section ____ the following new section:-

"SECTION ____ . Notwithstanding any general or special law to the contrary, the executive office of health and human services shall form an advisory committee of hospital, nursing home and other provider representatives to assist with the development of a statewide two year pilot program managed by the executive office of health and human services which would waive the requirements for a hospital inpatient stay lasting at least three consecutive days in order to obtain coverage for Medicare patients seeking post-hospital extended care services in a skilled nursing facility (42 U.S.C. § 1395x(1)). Said pilot proposal shall be issued to the federal Centers for Medicare and Medicaid Services no later than January 1, 2016 for their consideration."

The amendment was *rejected*.

Messrs. Tarr, Brownsberger, Humason, Montigny and Ross moved that the proposed new text be amended in section 2, in item 4512-0200, by inserting after the word "beds" in line 19 the following:- "provided further, that not less than \$100,000 shall be expended for the development, implementation, monitoring and documentation of a pilot program in the city of Gloucester and not more than 2 additional and geographically diverse municipalities whereby a municipal police department coordinates a comprehensive, community based diversion program to secure appropriate treatment for those addicted to opiates who voluntary

seek such treatment by appearing at a police station or other public safety facility".
After remarks, the amendment was **adopted**.

Messrs. deMacedo, Tarr, Ross and Humason moved that the proposed new text be amended by inserting, after section xxxx the following new section:-

“ SECTION XXXX. Chapter 119 of the General Laws is hereby amended by adding a new section:-

“Section XXXX. (a) Notwithstanding any general or special law to the contrary, there shall be an independent commission to study and report on the recent case before the Department of Children and Families regarding Justina Pelletier. The commission shall consist of: the secretary of health and human services, or a designee, who shall serve as the chair; the inspector general, or a designee; the attorney general, or a designee; the state auditor, or a designee; 2 members of the house of representatives, 1 of whom shall be appointed by the minority leader, and shall act as chair; and 2 members of the senate, 1 of whom shall be appointed by the minority leader. The commission shall research and assess the cost of the case, and the evidence and reasoning that led the Department of Children and Families to take Justina Pelletier away from her family. The commission shall also conduct an investigation of Massachusetts General Law Chapter 119, section 51A, focusing on the number of families affected and any changes that can be made to the law to limit improper use.

(b) Said report shall be filed with the chair and ranking minority member of the house committee on ways and means, the chair and ranking minority member of the senate committee on ways and means, and the clerks of the House of Representatives and Senate no later than October 15, 2016.”

The amendment was *rejected*.

Mr. Keenan, Ms. Lovely and Mr. Eldridge moved that the proposed new text be amended in section 2, in item 5046-2000, by adding at the end thereof the following:- “; provided, that \$2,000,000 shall be expended for a special initiative for mentally ill homeless individuals”; and by striking out the figure “\$20,134,979” and inserting in place thereof the following figure:- “\$22,134,979”.

The amendment was *rejected*.

Messrs. Rush and Lesser, Mrs. L'Italien, Mr. Welch, Ms. Gobi, Messrs. Humason and Kennedy and Ms. Forry moved that the proposed new text be amended, in section 2E, in item 1595-1067, by striking out the figure “\$44,853,333” and inserting in place thereof the figure “\$49,338,667”; by striking out the figure “\$22,426,667” and inserting in place thereof the figure “\$24,669,334”; and by striking out the figure “\$186,906,667” and inserting place thereof the figure “\$205,597,335”.

The amendment was *rejected*.

Mr. Joyce moved that the proposed new text be amended by inserting after section 53 the following 3 sections:-

“SECTION 53A. Section 17 of chapter 176O of the General Laws, as amended by section 72 of chapter 35 of the acts of 2013, is hereby further amended by inserting after the word ‘inclusive’, in line 2, the following words:- ‘, and 24A’.

SECTION 53B. Subsection (b) of section 24 of said chapter 176O, as appearing in the 2012 Official Edition, is hereby amended by adding the following sentence:- The decision on the appeal shall prominently provide information on the patient’s right to appeal the decision to the office of patient protection including, but not limited to: (A) contact information for the office of patient protection.; (B) a notice of a patient’s right to file a grievance with the office of patient protection; and (C) information on how to file a grievance with the office of patient protection.

SECTION 53C. Said chapter 176O is hereby further amended by inserting after section 24 the following section:-

Section 24A. The office of patient protection shall report overturned or partially overturned behavioral health care denials to the division of insurance; provided, however, that the office shall only share patient information received by the office under the external review process established in subsection (d) of section 24 if the patient or the patient’s guardian has consented to sharing patient information with the division. The division shall review each reported denial to determine whether the denial constitutes a violation of the federal Mental Health Parity and Addiction Equity Act of 2008, § 511 of Public Law 110-343, and applicable state mental health parity laws including, but not limited to: section 22 of chapter 32A; section 47B of chapter 175; section 8A of chapter 176A; section 4A of chapter 176B; and sections 4, 4B and 4M of chapter 176G.

If the division finds evidence that a violation has occurred including, but not limited to, a determination by the office to overturn a health care denial in full or in part, the division shall investigate pursuant to its powers under section 8K of chapter 26.

If the division finds that a violation of the mental health and substance abuse parity laws has occurred, the division shall levy a fine of not less than \$25,000 per violation; provided, however, that the division shall levy an additional fine of not less than \$100,000 per occurrence if an insurer demonstrates a clear pattern or practice of violating the mental health and substance abuse parity laws.

The division shall promulgate regulations to ensure the protection of patients’ information in the division’s custody that shall comply with 42 U.S.C. § 290dd-2, 42 C.F.R. Part 2 and 45 C.F.R. § 164.512.

The division shall post a public notice on the division’s public website if the division finds a violation of mental health parity laws.

The office shall post statistics regarding behavioral health reviews on its public website that shall be organized by insurer and plan type.”

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

Messrs. Keenan, McGee and Joyce, Ms. O'Connor Ives, Messrs. Eldridge and Moore, Ms. Gobi, Ms. Flanagan, Mr. Kennedy and Ms. Forry moved that the proposed new text be amended in section 2, in item 4000-0500, by adding the following words:- "provided further, that of the amount allocated in this line item, not less than \$3,000,000 shall be expended for providers in the PCC mental health and substance abuse plan"; and by striking out the figure "5,931,539,597" and inserting in place thereof the following figure:- "5,934,539,597".

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

Messrs. Tarr, Ross and deMacedo moved that the proposed new text be amended by striking out section 18 and inserting in place thereof the following section:-

"SECTION 18. Chapter 12C of the General Laws is hereby amended by striking out section 2 and inserting in place thereof the following section:-

Section 2. (a) There is hereby established a center for health information and analysis. There shall be a health information and analysis oversight council, with duties and powers established by this section, which shall govern the center; provided, however, that the council shall not oversee the Betsy Lehman center for patient safety and medical error reduction established in section 15.

(b) The council shall consist of 11 members: the secretary of health and human services, ex officio; the secretary of administration and finance, ex officio; 2 of whom shall be appointed by the attorney general of whom 1 shall have experience in cyber security; 2 of whom shall be appointed by the state auditor of whom 1 shall be a health care economist; and 5 of whom shall be appointed by the governor of whom 1 shall have experience in health care delivery or health care management, 1 shall have experience with the use of big data, open data and analytics and 1 shall have experience in finance and budgeting; 1 whom shall be a representative of surcharge payers as defined in section 1 of Chapter 12C of the general laws, and 1 whom shall be a representative of acute care hospitals provided, that the governor shall designate the chairperson. Appointments shall be made without regard to political affiliation. Members of the council shall serve for terms of 5 years. In the case of a vacancy, a successor shall be appointed in the same manner as the original appointment for the remainder of the unexpired term. Members of the council shall be eligible for reappointment. The council shall annually elect 1 of its members to serve as the vice-chair person. Members of the council shall be residents of the commonwealth.

(c) Four members of the council shall constitute a quorum and the affirmative vote of 4 members of the council shall be necessary and sufficient for any action to be taken by the council. No vacancy in the membership of the council shall impair the right of a quorum to exercise all the rights and duties of the commission. Members shall serve without pay, but shall be reimbursed for actual expenses necessarily incurred in the performance of their duties. The chairperson of the board shall report to the governor and to the general court not less than annually.

(d) Any action of the center may take effect immediately and need not be published or posted unless otherwise provided by law. Meetings of the council shall be subject to sections 18 to 25, inclusive, of chapter 30A. The center shall be subject to all other provisions of said chapter 30A, and records pertaining to the administration of the center shall be subject to section 42 of chapter 30 and section 10 of chapter 66. All moneys of the center shall be considered to be public funds for purposes of chapter 12A. Except as otherwise provided in this section, the operations of the center and its council shall be subject to chapter 268A and chapter 268B.

(e) The chairperson shall hire an executive director to supervise the administrative affairs and general management and operations of the center and also serve as secretary of the center, ex officio. The executive director shall receive a salary commensurate with the duties of the office. In the case of a vacancy in the position of executive director, a successor shall be appointed in the same manner as the original appointment for the unexpired term. The person so appointed may be removed from office by the chairperson.

(f) The executive director shall, with the approval of the council:- (i) plan, direct, coordinate and execute administrative functions in conformity with the policies and directives of the council; (ii) employ professional and clerical staff as necessary; (iii) report to the council on all operations under the executive director's control and supervision; (iv) prepare an annual budget and manage the administrative expenses of the center including conducting at least 1 public hearing to review and manage the administrative expenses of the center, and undertake a process to evaluate and recommend alternative methodologies to fund the agency's operating expenses; and (v) undertake any other activities necessary to implement the powers and duties set forth in this chapter.

(g) The council shall:

(i) develop a plan of operation for the center. The plan of operation shall include, but not be limited to: implementation of procedures for operations of the center and implementation of procedures for communications with the executive director; (ii) develop annual research and analysis priorities for the center; provided however, the council shall not require approval of the center's actions under section 38C of chapter 3, section 16 of this chapter or section 17 of chapter 176A; shall conduct at least one public hearing process, review and manage the administrative expenses of the center, and undertake a process to evaluate and recommend alternative methodologies to fund the agency's operating expenses."

(iii) develop guidelines for uniform reporting and data preparation pursuant to sections 8 to 10, inclusive; and

(iv) develop guidelines for the collection, storage and maintenance of the payer and provider claims database established pursuant to section 12.

(h) Chapter 268A shall apply to all council members except that the center may purchase from, sell to, borrow from, contract with or otherwise deal with any organization in which any council member is in anyway interested or involved; provided, however, that such interest or involvement shall be disclosed in advance to the council and recorded in the minutes of the proceedings of the council; and provided further, that no member shall be deemed to have violated section 4 of said chapter 268A

because of such member's receipt of such member's usual and regular compensation from such member's employer during the time in which the member participates in the activities of the council."

The amendment was *rejected*.

Mr. Donnelly, Ms. Donoghue and Ms. O'Connor Ives moved that the proposed new text be amended by inserting the text of Senate document numbered 1943, relative to Mobile Integrated Health Services.

The amendment was *rejected*.

Mr. Keenan and Ms. O'Connor Ives moved that the proposed new text be amended in section 2, by inserting the following new line item:-

"xxxx-xxxx For a pilot program, to be administered by the department of public health, to stimulate prescription drug monitoring program utilization and innovation, the purpose of which shall be to promote the integration of the prescription drug monitoring program with commonly used electronic health records software, and other end-user software innovations. The department shall identify not fewer than three regions with a high incidence of prescription opiate drug addiction, and shall, in each region, and in collaboration with the Massachusetts Medical Society, the Massachusetts Association of Pharmacists, the Massachusetts Independent Pharmacists Association, and the Massachusetts Hospital Association, select one pharmacy, one hospital department, and one private practice facility to participate in the pilot program. The department shall solicit end-user software and application designs that: (i) improve ease of access and utilization of the prescription drug monitoring program for practitioners; (ii) support integration of the prescription drug monitoring program with the electronic health records software used at each location within a region; and, (iii) allow practitioners to compile and visualize data in a manner that supports the development of best practices for prescribing and dispensing as relevant to each location. A different design shall be selected for implementation in each of the three regions, and selection criteria established by the department shall consider each design's scalability. The department may collaborate with the Massachusetts Technology Park, the Massachusetts Life Sciences Corridor, regional chambers of commerce, or any other innovation and technology hub to solicit said designs from sources within the Commonwealth \$500,000".

After remarks, the amendment was *rejected*.

Mr. Lesser, Ms. Flanagan, Mr. Keenan and Ms. Lovely moved that the proposed new text be amended by inserting after section ____, the following new section:-

"SECTION ____ . Section 24A of chapter 94C of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out, in lines 27 and 28, the words '7 days' and inserting in place thereof the following words:- 24 hours."

After remarks, the question on adoption of the amendment was determined by a call of the yeas and nays, at twenty-five minutes before four o'clock P.M., on motion of Mr. Lesser, as follows, to wit (*yeas 39 — nays 0*) [**Yeas and Nays No. 42**]:

YEAS.

Barrett, Michael J.	Kennedy, Thomas P.
Brownsberger, William N.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Chang-Diaz, Sonia	L'Italien, Barbara
Creem, Cynthia Stone	Lovely, Joan B.
deMacedo, Viriato M.	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.	Petruccelli, Anthony
Fattman, Ryan C.	Rodrigues, Michael J.
Flanagan, Jennifer L.	Ross, Richard J.
Forry, Linda Dorcena	Rush, Michael F.
Gobi, Anne M.	Spilka, Karen E.
Hedlund, Robert L.	Tarr, Bruce E.
Humason, Donald F., Jr.	Timilty, James E.
Jehlen, Patricia D.	Welch, James T.
Joyce, Brian A.	Wolf, Daniel A. – 39.
Keenan, John F.	

NAYS – 0.

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

Mr. Lewis moved that the proposed new text be amended in section 2, in item 4512-0200, by adding the following words:- “; provided further, that not less than \$50,000 shall be expended to the town of Stoneham to hire a substance abuse coalition coordinator; and provided further, that not less than \$50,000 shall be expended to the substance abuse coalition in the city known as the town of Franklin”.

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

Mr. McGee moved that the proposed new text be amended by adding the following new section -:
 “SECTION XX. Section 33 of chapter 158 of the acts of 2014 is hereby amended by adding the following new words: -
 Hardship exceptions to any work or education requirements shall be granted when a resident lacks access to available employment or an affordable education program, when a resident lacks affordable and reliable transportation to get to a job or education program, when a resident lacks safe and affordable child care, when a resident is a person with a disability or health condition or the caretaker of a family member with a disability or health condition that interferes with the ability to meet the generally applicable requirements, or when a resident demonstrates good cause for not being able to participate in whole or in part in such programs. For each week that a resident is entitled to a hardship exemption, 35 hours shall be deducted from the generally applicable annual hourly requirement. The education requirements in this program may be fulfilled, without limitation, by post-secondary courses, high school courses, adult basic education, English as a Second Language programs, general high school equivalency degree programs, vocational training programs, life skills programs, financial literacy programs, and any other activities countable toward work requirements under the program of Transitional Aid to Families with Dependent Children, provided that the number of countable hours of certain education and training programs shall be determined in accordance with the Department of Early Education and Care rules for calculating a service need for an income eligible child care subsidy under 606 C.M.R. § 10.04(1)(b)(1.) (d.). The grievance and tenant participation requirements under Department of Housing and Community Development regulations at 760 CMR 6 shall apply to this program. The housing authority will report quarterly on the implementation and results of the program beginning on January 1, 2016 to the Department of Housing and Community Development, the Joint Committee on Housing and the House and Senate Committees on Ways and Means. The provisions of this section shall also apply to any pilot programs funded through item 7004-0114 in section 2 of the annual state budget.”
 The amendment was *rejected*.

Ms. Lovely, Mrs. L'Italien, Messrs. Moore, Barrett, Lewis and Brownsberger, Ms. Gobi, Mr. Eldridge and Ms. Chang-Diaz moved that the proposed new text be amended in section 2, in item 5920-2025, by striking out the figure "\$173,509,830" and inserting in place thereof the following figure:- "\$183,209,830".
After remarks, the amendment was *rejected*.

Messrs. Downing, Lesser and Eldridge moved that the proposed new text be amended in section 2, in item 4510-0790, by striking out the figure "\$731,959" and inserting in place thereof the figure "\$931,959".
The amendment was *rejected*.

Ms. Lovely and Messrs. Lewis and Eldridge moved that the proposed new text be amended in section 2, in item 4590-0250, by striking out the figure "\$12,085,974" and inserting in place thereof the following figure:- "\$12,307,055".
After remarks, the amendment was *rejected*.

Ms. Forry and Mr. McGee moved that the proposed new text be amended in section 2, in item 4512-0200, by adding the following: "provided further, that not less than the amount appropriated in item 4512-0200 of Section 2 of chapter 165 of the Acts of 2014 shall be expanded for the Gavin Foundation,"; and by striking out the figures by striking the figures "\$93,869,903" and inserting in place thereof the figures "\$94,119,903".
After remarks, the amendment was *rejected*.

Mr. Eldridge moved that the proposed new text be amended by inserting after section XX, the following new section:-
"SECTION XX. Section 25 of chapter 118E of the General Laws, as so appearing, is hereby amended by inserting, after subsection (5), the following subsection:-
(6) A college savings account established and maintained pursuant to, or consistent with, section 529 of the Internal Revenue Code.

SECTION X. Subsection (b) of section 110 of chapter of the acts of 1995, as amended by section 22 of chapter 158 of the acts of 2014, is hereby further amended by inserting at the end thereof the following:- ' ; provided further, that an assistance unit shall be allowed the value and balance of a college savings account established and maintained pursuant to, or consistent with, section 529 of the Internal Revenue Code'."

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

Ms. Forry moved that the proposed new text be amended in section 2, by inserting after item 4513-1026 the following item:
"4513-1098 For the provision of statewide support services for survivors of homicide victims, including outreach services, burial assistance, grief counseling and other support services; provided, that funds shall be expended as grants in the aggregate amount of \$150,000 to the Louis D. Brown Peace Institute, a community based support organization dedicated to serving families and communities impacted by violence.....\$150,000".
After remarks, the amendment was *rejected*.

Ms. Forry, Messrs. Rush, Brownsberger, Rodrigues and Moore, Mrs. L'Italien, Ms. O'Connor Ives, Ms. Lovely, Mr. McGee, Ms. Gobi and Messrs. Kennedy, Montigny and Ross moved that the proposed new text be amended in section 2, in item 7004-0101, by adding the following:- "provided further, that no less than \$75,000 shall be expended for the Playspace Program operated by Horizons for Homeless Children"; and by striking out the figures "\$153,873,948" and inserting in place thereof the following figures "\$153,948,948".
After remarks, the amendment was *rejected*.

Ms. Forry moved that the proposed new text be amended in section 2, in item 4510-0110, by adding at the end thereof the following: "provided, that not less than \$50,000 shall be expended for the Mattapan Integrative Care Partnership Pilot program among the Mattapan Community Health Center, Mattahunt Community Center, Mattahunt Elementary School, and the Wheelock College Social Work Department for a behavioral health practice at the Mattapan Community Health Center and support a full time licensed social worker to bring mental health care to the community's youth and to improve the coordination of care"; and by striking out the figures "\$1,045,901" and inserting in place thereof the figures "\$1,095,901".
After remarks, the amendment was **adopted**.

Mr. Lewis moved that the proposed new text be amended by inserting the following section:-
"SECTION X. The Chapter 17 of the Massachusetts General Laws, as appearing in the 2014 Official Edition, are hereby amended by inserting after Section 19 the following new Section:-
Section 20: There shall be established upon the books of the commonwealth a separate fund to be known as the Public Health Data Warehouse Trust Fund to be expended, without further appropriation, by the department of public health. The commissioner of public health shall, as trustee, administer the fund. The fund shall consist of revenues collected by the commonwealth including: (i) any revenue from appropriations or other monies authorized by the general court and specifically designated to be credited to the fund; (ii) any funds from public and private sources, including gifts, grants and donations; (iii) any interest earned on such revenues; and (iv) any funds provided from other sources. The department may incur expenses and the comptroller may certify for payment amounts in anticipation of expected receipts, but no expenditure shall be made from the fund that would cause the fund to be in deficit at the close of a fiscal year. Monies deposited in the fund that are unexpended at the end of the

fiscal year shall not revert to the General Fund.”; and
In section 2, by inserting after line item 4580-1000 the following item:-
“XXXX-XXXX For the Public Health Data Warehouse Trust Fund..... \$4,000,000.”
The amendment was *rejected*.

Ms. Forry moved that the proposed new text be amended in section 2, in item 4800-0038, by adding the following: “provided further, that no less than \$75,000 shall be expended for Julie’s Family Learning Program”; and by striking out the figures “\$277,894,460” and inserting in place thereof the following figure: “\$277,969,460”.
After remarks, the amendment was **adopted**.

Ms. Creem and Mr. Barrett moved that the proposed new text be amended in section 2, in item 4110-3010, by striking out the figure “\$3,007,613” and inserting in place thereof the following figure:- “\$3,307,613”.
After remarks, the amendment was **adopted**.

Messrs. deMacedo, Tarr, Ross, Hedlund, Fattman, Moore and Humason moved that the proposed new text be amended in section 2, in item 4513-1111, by inserting after the word “reduction” the following words:- “(x) pancreatic cancer prevention and screening”.
After remarks, the amendment was *rejected*.

Mr. Barrett, Ms. Forry, Messrs. Moore, Brownsberger and Lewis, Ms. Gobi, Ms. Lovely, Ms. Donoghue, Mr. Eldridge and Mrs. L’Italien moved that the proposed new text be amended in section 2, by inserting after item 9110-1633 the following item:
“9110-1635 For an adjustment to increase the approved program rates issued under 114.4 CMR 17.03 to provide a rate add-on for wages, compensation and/or salary and associated employee-related costs to personnel providing homemaker and personal care homemaker services to elderly clients under items 9110-1500, 9110-1630, and 4000-0600.....\$3,000,000
Community First Trust Fund..... 100%”.
The amendment was *rejected*.

Mr. Lesser, Ms. Gobi, Mr. Lewis, Mrs. L’Italien, Ms. Forry, Mr. Moore, Ms. Flanagan, Mr. Fattman, Ms. Lovely, Messrs. Eldridge, Rodrigues, Welch, Humason, Kennedy and Brownsberger, Ms. Donoghue and Messrs. McGee, Joyce and deMacedo moved that the proposed new text be amended in section 2, by striking out item 4590-1507 and inserting in place thereof the following:-
“4590-1507 For matching grants to the Massachusetts Alliance of Boys & Girls Clubs, Inc., the Alliance of Massachusetts YMCAs, Inc., the YWCA organizations, nonprofit community centers and teen empowerment and youth development programs; provided, that the department of public health shall award at least the full amount of each grant to each organization previously included in the youth-at-risk grants, provided that those organizations applied for funds in fiscal year 2016, upon commitment of matching funds from those organizations; provided further, that the department of public health shall award not less than \$1,100,000 to the Massachusetts Alliance of Boys & Girls Clubs, Inc., which shall be distributed equally between the alliance’s member organizations; and provided further, that the department shall award not less than \$900,000 to the Alliance of Massachusetts YMCAs, Inc., which shall be distributed between the alliance’s member organizations.....\$3,800,000”.
The amendment was **adopted**.

Ms. Chandler, Messrs. Barrett and Moore, Mrs. L’Italien, Messrs. Lewis, McGee and Keenan and Ms. Gobi moved that the proposed new text be amended in section 2, in item 4120-6000, by adding the following words:- “; provided, that notwithstanding any general or special law to the contrary, the commission shall establish a pilot community center to be located in Worcester county by June 30, 2016”; and by striking out the figure “14,817,983” and inserting in place thereof the following figure:- “15,817,983”.
The amendment was **adopted**.

Mrs. L’Italien, Ms. Lovely and Mr. Kennedy moved that the proposed new text be amended in section 2, in item 5920-3020, by adding the following words:- “; and provided further, that not less than \$300,000 shall be expended for the commission on autism established under chapter 226 of the acts of 2014”; and by striking out the figure “6,000,000” and inserting in place thereof the following figure:- “6,300,000”.
After remarks, the question on adoption of the amendment was determined by a call of the yeas and nays, at twenty-three minute past four o’clock P.M., on motion of Mrs. L’Italien, as follows, to wit (*yeas 38 — nays 0*) [**Yeas and Nays No. 43**]:

YEAS.

Barrett, Michael J.

Keenan, John F.

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

NAYS – 0.

ABSENT OR NOT VOTING.

Petruccelli, Anthony – **1.**

The yeas and nays having been completed at twenty-eight minutes past four o'clock P.M., the amendment was **adopted.**

Messrs. Keenan and Brownsberger, Ms. Gobi, Mr. Ross, Ms. Donoghue, Ms. O'Connor Ives, Mrs. L'Italien, Messrs. Montigny and Moore and Ms. Creem moved that the proposed new text be amended by inserting the following new section:-

“SECTION __. The Secretary for Health and Human Services, in coordination with the Department of Public Health and the Division of Insurance, shall conduct a review of carrier practices which require certain categories of drugs, including those that are administered by injection or infusion, to be dispensed by a third-party specialty pharmacy directly to a patient or to a provider with the designation that such drugs be used for a specific patient and not for the general use of the provider. The secretary shall make recommendations to the General Court for the regulation or restriction of said practice as appropriate and if necessary to ensure patient safety and to meet reasonable cost containment goals, which may include recommendations for statutory changes. Notwithstanding any General or special law to the contrary, until such recommendations are filed, or until July 1st 2016, whichever occurs earlier, no insurance carrier shall require that a cancer-related or chronic-illness related drug be purchased and delivered to a patient, to a patient’s guardian or representative, or to a patient’s chosen provider only through a third-party specialty pharmacy; provided, however, that nothing in this section shall prohibit a patient or provider, including a home health agency or hospice, from choosing to receive such drugs from a third-party specialty pharmacy. For the purposes of this section the terms “cancer-related drug” and “chronic-illness related drug” shall mean a controlled substance that is indicated for the treatment of cancer or another chronic illness, or for managing the side effects of such treatment, and that must be administered by injection in a clinic, hospital, or physician’s office and which the patient’s treating healthcare provider has determined cannot be reasonably self-administered by a patient to whom the drug is prescribed or by an individual assisting the patient with self-administration; and the term “carrier” shall include those defined in section 1 of chapter 176O as well as health plans that are under contract to the group insurance commission established under Chapter 32A of the General Laws.”

After remarks the amendment was *rejected*.

Mr. Downing moved that the proposed new text be amended in section 2, in item 4510-0710, by inserting at the end the following: “provided further, that not more than \$200,000 shall be expended on a competitive grant program to be awarded to groups of two or more rural communities intending to jointly provide ambulance services for the recruitment, training, continuing education and certification of emergency medical technicians”; and by striking out the figure “\$10,683,173” and inserting in place thereof the following figure:- “10,883,173”.

The amendment was *rejected*.

Recess.

There being no objection, at twenty-six minutes before five o’clock A.M., the President declared a recess subject to the call of the Chair; and, at seven o’clock P.M., the Senate reassembled, Mr. DiDomenico in the Chair.

Suspension of Senate Rule 38A.

Mr. Ross 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.

Recess.

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

Orders of the Day.

The Orders of the Day were further considered as follows:

The House Bill making appropriations for the fiscal year two thousand sixteen for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 3401),-- **was considered, the main question being on ordering the bill to a third reading.**

At twenty-nine minutes past seven 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. Subsequently, at twenty-eight minutes before eight o’clock, P.M., a quorum was declared present.

Messrs. Tarr, Hedlund, Ross, deMacedo and Humason moved that the proposed new text be amended by inserting, after section __, the following new section: -:

“SECTION __. (a) Notwithstanding any general or special law to the contrary, after complying with clause (a) of section 5C of chapter 29 of the General Laws, the comptroller shall dispose of the consolidated net surplus in the budgetary funds for fiscal year 2015 by transferring: (i) \$25,000,000 to the Massachusetts Community Preservation Trust Fund, established by section 9 of chapter 44B of the General Laws; and (ii) the remaining balance to the Commonwealth Stabilization Fund. (b) All transfers pursuant to this section shall be made from the undesignated fund balances in the budgetary funds proportionally from the undesignated fund balances; provided, however, that no such transfer shall cause a deficit in any of the funds.”

Mr. Petrucci in the Chair, the amendment was *rejected*.

Ms. Creem, Messrs. Brownsberger, deMacedo, Keenan, Timilty, Hedlund, Tarr, Barrett and McGee, Ms. O'Connor Ives, Ms. Gobi, Ms. Flanagan, Messrs. Eldridge, Lewis and Lesser, Ms. Forry, Messrs. Welch and Moore, Ms. Donoghue, Mr. Downing, Ms. Lovely, Messrs. Montigny and Kennedy, Mrs. L'Italien and Messrs. Joyce, Humason, Wolf and Ross moved that the proposed new text be amended by inserting, after section __, the following new section:-

“SECTION XX. (a) Notwithstanding any general or special law to the contrary, after complying with clause (a) of section 5C of chapter 29 of the General Laws, the comptroller shall dispose of the consolidated net surplus in the budgetary funds for fiscal year 2015 by transferring: (i) \$25,000,000 to the Massachusetts Community Preservation Trust Fund, established by section 9 of chapter 44B of the General Laws; and (ii) the remaining balance to the Commonwealth Stabilization Fund. (b) All transfers pursuant to this section shall be made from the undesignated fund balances in the budgetary funds proportionally from the undesignated fund balances; provided, however, that no such transfer shall cause a deficit in any of the funds.”

The amendment was *rejected*.

Messrs. Hedlund, Moore, Tarr, Ross, Fattman and Humason moved that the proposed new text be amended by inserting the following section:-

“SECTION XX. (a) Notwithstanding any general or special law to the contrary, and except as provided in subsection (b), no state agency, authority, or other entity created by the General Court, shall expend any state funds, incur any liability, indebtedness or obligation, directly or indirectly, by guaranty, indemnification agreement, bond undertaking or otherwise to procure, host, aid, further or remediate the effects of, the 2024 Olympics.

(b) Because efficient transportation is essential to the economy of the state, and because efficient transportation is essential to the success of the 2024 Olympics, nothing in this section shall prevent any state agency, authority, or other entity created by the General Court, from spending state funds, incurring liabilities and obligations, or entering into other agreements for the purpose of the repair, maintenance, construction and operation of the state’s transportation system including, without limitation, roads, bridges, tunnels, rail lines, buses, boats and other means of transportation, even if such expenditures may also facilitate procuring, hosting, aiding, furthering, or remediating the effects of, the 2024 Olympics.

(c) Nothing in this section shall prohibit any state agency, authority, or other entity created by the General Court, from expending the proceeds of, or servicing the debt created by, bonds authorized and issued, or performing contracts entered into, before the effective date of this section, even if they relate to procuring, hosting, aiding, furthering or remediating the effects of the 2024 Olympics.

(d) The term “authority,” as used in this section, shall have the meaning given to it in section 39 of chapter 3 of the General Laws.

At nineteen minutes before eight o’clock, P.M., Mr. Hedlund doubted the presence of a quorum; and, a count of the Senate determined that a quorum was present.

After debate, the question on adoption of the amendment was determined by a call of the yeas and nays, at five minute before eight o'clock P.M., on motion of Mr. Hedlund, as follows, to wit (*yeas 17 — nays 22*) **[Yeas and Nays No. 44]:**

YEAS.

deMacedo, Viriato M.	Lovely, Joan B.
Downing, Benjamin B.	Montigny, Mark C.
Eldridge, James B.	Moore, Michael O.
Fattman, Ryan C.	O'Connor Ives, Kathleen
Flanagan, Jennifer L.	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Hedlund, Robert L.	Tarr, Bruce E.
Humason, Donald F., Jr.	Timilty, James E. – 17.
Jehlen, Patricia D.	

NAYS.

Barrett, Michael J.	Kennedy, Thomas P.
Brownsberger, William N.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Chang-Diaz, Sonia	L'Italien, Barbara
Creem, Cynthia Stone	McGee, Thomas M.
DiDomenico, Sal N.	Pacheco, Marc R.
Donnelly, Kenneth J.	Petruccelli, Anthony
Donoghue, Eileen M.	Rodrigues, Michael J.
Forry, Linda Dorcena	Spilka, Karen E.
Joyce, Brian A.	Welch, James T.
Keenan, John F.	Wolf, Daniel A. – 22.

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

Mr. Joyce and Ms. Forry moved that the proposed new text be amended, in section 2E, in item 1595-6368, by inserting the following:- “; provided further, funds may be expended to create and implement a Noise Abatement Program to mitigate the adverse impact of airplane noise and pollution in communities that are located within 15 miles of Boston Logan Airport and affected by three or more flight paths”.

The amendment was *rejected*.

Messrs. Tarr, Hedlund, Ross, deMacedo, Fattman and Humason moved that the proposed new text be amended in section 100 by inserting after the word “Laws” the following words:- “(iii) \$15,000,000 shall be distributed to cities and towns in accordance with section 34 of chapter 90. The distribution shall be executed not later than October 31, 2015; provided further, that any funds distributed shall be considered one-time funding, and shall not be considered part of a municipality’s Unrestricted General Government Aid in fiscal years 2015 and 2016; provided further, the distribution shall in no way constitute a new and continuing funding source for cities and towns”.

The amendment was *rejected*.

Messrs. Donnelly, Eldridge, Moore and Joyce moved that the proposed new text be amended in section 2, in item 0330-0601, by adding at the end thereof the following:- “provided further that the trial court shall maintain the same level of mental health courts operating during Fiscal Year 2015 and that not less than \$1,500,000 shall be expended to expand new mental health courts in un-served districts”; and by striking out the figures “\$3,229,651” and inserting in place thereof the figures:- “\$4,729,651”.

The amendment was *rejected*.

Messrs. Montigny, Moore and Ross and Ms. Lovely moved that the proposed new text be amended by inserting the text of Senate document numbered 1944, relative to human trafficking update.

The amendment was **adopted**.

Messrs. Lesser, Welch and Downing moved that the proposed new text be amended in section 2, in item 0330-0601, by adding at the end thereof the following:- “provided further, that not less than \$500,000 shall be expended for the creation of a drug court in the city of Springfield”; and by striking out the figure “\$3,229,651” and inserting in place thereof the following figure

“\$3,729,651”.

The amendment was *rejected*.

Messrs. Rush, deMacedo and Montigny moved that the proposed new text be amended by inserting after section XX the following sections:-

“SECTION XX. Section 1 of chapter 94C of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by inserting after the definition of ‘oral prescription’ the following definition:-

‘Outsourcing facility,’ an entity at 1 geographic location or address that (i) is engaged in the compounding of sterile drug preparations, (ii) has registered with the federal Food and Drug Administration as an outsourcing facility pursuant to 21 U.S.C. § 353b and (iii) has registered with the board pursuant to M.G.L. c. 112, §36E.

SECTION XX. Section 6 of said chapter 94C, as so appearing, is hereby amended by striking out, in line 2, the words ‘or wholesale druggist’ and inserting in place thereof the following words:- , wholesale druggist or outsourcing facility.

SECTION XX. Section 7 of said chapter 94C, as so appearing, is hereby amended by striking out, in lines 1 and 2, the words ‘or wholesale druggist’ and inserting in place thereof the following words:- , wholesale druggist or outsourcing facility.

SECTION XX. Said section 7 of said chapter 94C, as so appearing, is hereby further amended by inserting after the word ‘druggist’, in line 9, the following words:- and outsourcing facility.

SECTION XX. Section 12 of said chapter 94C, as so appearing, is hereby amended by striking out, in line 2 , the words ‘or wholesale druggist’ and inserting in place thereof the following words:- , wholesale druggist or outsourcing facility.

SECTION XX. Said section 12 of said chapter 94C, as so appearing, is hereby further amended by striking out, in line 8, the words ‘or a wholesale druggist’ and inserting in place thereof the following words:- , wholesale druggist or outsourcing facility.

SECTION XX. Section 13 of said chapter 94C, as so appearing, is hereby amended by striking out, in lines 2, 17, 28, 33 and 47, the words ‘or wholesale druggist’ and inserting in place thereof, in each instance, the following words:- , wholesale druggist or outsourcing facility.

SECTION XX. Section 14 of said chapter 94C, as so appearing, is hereby amended by striking out, in lines 2 and 10, the words ‘or wholesale druggist’ and inserting in place thereof, in each instance, the following words:- , wholesale druggist or outsourcing facility.”; and

“SECTION XX. Chapter 112 of the General Laws is hereby amended by inserting after section 36D the following section:-

Section 36E. (a) As used in this section and in sections 24 to 42D, inclusive, the following words shall, unless the context clearly requires otherwise, have the following meanings:-

‘Outsourcing facility’, an entity at 1 geographic location or address that (i) is engaged in the compounding of sterile drug preparations and (ii) has registered with the federal Food and Drug Administration (‘FDA’) as an outsourcing facility pursuant to 21 U.S.C. § 353b.

‘Operate as an outsourcing facility’, compound and distribute a sterile drug preparation within or outside of the commonwealth: (i) in volumes inconsistent with routinely observed volume patterns associated with patient-specific prescriptions or (ii) in the absence of accountability documentation.

(b) The board may, upon application made in such manner and form as it shall determine, register an entity located within the commonwealth that intends to operate as an outsourcing facility. An applicant for registration as an outsourcing facility shall provide proof of the following: (i) valid, current registration with the federal Food and Drug Administration (‘FDA’), pursuant to 21 U.S.C. § 353b, federal Food Drug and Cosmetic Act (‘FDCA’) § 503B; (ii) inspection by the FDA in connection with the FDCA § 503B registration within the 2 years immediately preceding the application; and (iii) application and eligibility for registration to manufacture or distribute controlled substances pursuant to section 12 of chapter 94C. If the applicant has met requirements (i) and (iii), but has not been inspected by the FDA within the 2 years immediately preceding the application, the applicant may receive a provisional registration to compound, but may not distribute a sterile drug preparation within or outside of the commonwealth until it has been inspected pursuant to the requirements of this paragraph. The application for registration as an outsourcing facility shall be accompanied by a fee for registration in an amount to be determined by the secretary of administration and finance pursuant to section 3B of chapter 7. Said fee shall be deposited into the Quality in Health Professions Trust Fund established by section 35X of chapter 10.

(c) The board may, upon application made in such manner and form as it shall determine, register an entity located outside of the Commonwealth that intends to operate as a non-resident outsourcing facility. An applicant for registration as a non-resident outsourcing facility shall provide proof of the following: (i) valid, current registration with the FDA, pursuant to 21 U.S.C. § 353b, federal Food Drug and Cosmetic Act § 503B; (ii) inspection by the FDA in connection with the FDCA § 503B registration within the 2 years immediately preceding the application; and (iii) application and eligibility for registration to manufacture or distribute controlled substances pursuant to section 12 of chapter 94C. The application for registration as a non-resident outsourcing facility shall be accompanied by a fee for registration in an amount to be determined by the secretary of administration and finance pursuant to section 3B of chapter 7. Said fee shall be deposited into the Quality in Health Professions Trust Fund established by section 35X of chapter 10.

(d) Registrations issued pursuant to this section shall expire on December 31 of each odd numbered year following the date of its issue and may be renewed upon application made in such manner and form as the board shall determine. An applicant for renewal of a registration issued pursuant to this section shall provide satisfactory proof of valid, current registration with the FDA, pursuant to 21 U.S.C. § 353b, federal Food Drug and Cosmetic Act § 503B. The application for renewal of a registration as an outsourcing facility shall be accompanied by a fee for registration in an amount to be determined by the secretary of administration and finance pursuant to section 3B of chapter 7. Said fee shall be deposited into the Quality in Health Professions

Trust Fund established by section 35X of chapter 10.

(e) Grounds for denial of a registration, revocation or suspension of a registration or non-renewal of a registration issued pursuant to this section shall include, but shall not be limited to: (i) failure to maintain current, valid registration with the FDA, pursuant to 21 U.S.C. § 353b; (ii) an inspection by the FDA that results in a Warning Letter which prohibits commercial distribution by the registered facility of sterile drug preparations within or outside of the commonwealth; (iii) material misrepresentation, omission or falsification of any information furnished to the board; (iv) failure to comply with reporting requirements established by the board with respect to registration with, or inspections by, the FDA; (v) failure to adhere to the most current standards established under cGMP; (vi) the applicant's or registrant's lack of suitability; or (vii) failure to maintain a current, valid Massachusetts Controlled Substances Registration. This provision shall not limit the board's authority pursuant to M.G.L. ch. 112, §§ 42A and 61.

SECTION XX. Subsection (a) of section 39D of said chapter 112, as appearing in section 18 of chapter 159 of the acts of 2014, is hereby amended by striking out the word 'sections 39F' and inserting in place thereof the following word:- sections 36E

SECTION XX. Section 39F of said chapter 112, as so appearing, is hereby amended by striking out subsection (c) and inserting in place thereof the following subsection:-

(c) An entity that intends to compound and distribute a sterile drug preparation or a complex non-sterile drug within or outside of the commonwealth: (i) in volumes inconsistent with routinely observed volume patterns associated with patient-specific prescriptions; or (ii) in the absence of accountability documentation shall adhere to the most current standards established under cGMP when engaging in any form of compounding. Such entities shall either: register as a producer of drugs with the federal Food and Drug Administration pursuant to 21 U.S.C. § 360, federal Food Drug and Cosmetic Act § 510; or register as an outsourcing facility with both the federal Food and Drug Administration pursuant to 21 U.S.C. § 353b, federal Food Drug and Cosmetic Act § 503B, and the board pursuant to section 36E before engaging in any sterile compounding or complex non-sterile compounding.

SECTION XX. Section 39J of said chapter 112, as so appearing, is hereby amended by striking out subsection (d), each time it appears, and inserting in place thereof the following 2 subsections:-

(d) No pharmacy, pharmacist or outsourcing facility operating outside of the commonwealth shall be authorized to prescribe, ship, mail, sell, transfer or dispense sterile drug preparations or complex non-sterile drug preparations in the commonwealth unless the sterile drug preparations or complex non-sterile drug preparations are compounded in a pharmacy or outsourcing facility that has been granted a non-resident sterile compounding license, non-resident complex non-sterile compounding license or non-resident outsourcing facility registration pursuant to this chapter.

(e) Non-resident pharmacies holding a non-resident pharmacy license under this section shall be subject to the requirements of section 24A of chapter 94C; provided, however, that non-resident pharmacies shall not be eligible for a waiver under said section 24A. An application for licensure under this section shall not be approved unless the applicant has demonstrated the ability to comply with said section 24A. The board may revoke a non-resident pharmacy license for failure to comply with said section 24A.

SECTION XX. The first paragraph of section 42A of said chapter 112, as appearing in the 2012 Official Edition, is hereby amended by striking out, in line 3, the words 'and pharmacy' and inserting in place thereof the following words: - , pharmacies, outsourcing facilities,.

SECTION XX. The second paragraph of section 42A of said chapter 112, as so appearing, is hereby amended by striking out, in line 18, the words 'or engage in the retail drug business' and inserting in place thereof the following words:- , engage in the retail drug business or operate an outsourcing facility.

SECTION XX. The fourth paragraph of said section 42A of said chapter 112, as appearing in section 21 of chapter 159 of the acts of 2014, is hereby amended by inserting after the words 'renew a pharmacy license' the following words:- or outsourcing facility registration.

SECTION XX. The fifth paragraph of said section 42A of said chapter 112, as so appearing, is hereby amended by striking out clause (i) and inserting in place thereof the following clause:- (i) issue a cease and desist notice or quarantine notice requiring the cessation or restriction of any and all pharmacy operations or outsourcing facility operations and prohibiting the use of medications prepared by or in possession of a pharmacy or outsourcing facility."

The amendment was **adopted**.

Messrs. Barrett and Brownsberger moved that the proposed new text be amended by inserting, after section XX, the following new section:-

"SECTION XX. The division of capital asset management and maintenance shall carry out a study of the Greene Pool at the Fernald Center in the city of Waltham. The study shall determine the financial, management, legal, and other measures necessary to ensure the long-term viability of the Greene Pool as a therapeutic pool for persons with disabilities. In carrying out the study, the division shall coordinate with and seek input from the department of developmental services, the city of Waltham, and organizations and individuals currently utilizing the Greene Pool. The division shall complete the study and issue a report containing its findings and recommendations by no later than December 31, 2015. While the study is being carried out and through June 30, 2016, the division and the department of developmental services shall maintain the current level of service and hours of operation at the Greene Pool."

The amendment was *rejected*.

Mr. Lesser and Ms. Gobi moved that the proposed new text be amended by inserting after section 80, the following section:-
“SECTION 80A. Notwithstanding any general or special law to the contrary, the Massachusetts Department of Transportation shall conduct a feasibility study relative to high-speed rail access between the cities of Springfield and Boston. The study shall examine and evaluate the costs and economic opportunities related to establishing high-speed rail service between the cities of Springfield and Boston including, but not limited to: (i) the projected capital costs; (ii) the projected operating costs and revenue estimates; (iii) the projected ridership levels; (iv) the prospect of operating high-speed rail service on existing rights of way and other operational issues, including upgrades to the at-grade crossings in the towns of Ashland and Framingham; (v) the environmental and community impact estimates; (vi) the availability of federal, state, local and private sector funding sources; and (vii) the resulting economic, social and cultural benefits to the greater Springfield region and the commonwealth as a whole.
The department shall file the report with the clerks of the house and senate, the chairs of the house and senate committee on ways and means and the senate and house chairs of the joint committee on transportation not later than December 1, 2016.”
The amendment was **adopted**.

Mr. Lesser moved that the proposed new text be amended in section 8, by striking out, in line 56, the word “and”; in said section 8, by inserting after the word “department”, in line 58, the following words:- “; and (50) exercise all the powers and duties formerly exercised by the outdoor advertising board under chapter 93”; and by inserting after section 106 the following section:-
“SECTION 106A. Clause (50) of section 3 of chapter 6C of the General Laws, as inserted by section 8, shall take effect as of November 1, 2009.”
The amendment was **adopted**.

Messrs. Tarr, deMacedo and Fattman moved that the proposed new text be amended by inserting, after section ____, the following new section:-
“SECTION ____. Chapter 169 of the Acts of 2008, as amended by Chapter 209 of the Acts of 2012, is hereby further amended by inserting after the final paragraph the following paragraph:
Any proposal submitted under this section 83A may include clean energy generation only up to a level necessary to firm and assure delivery of Class I resources under that proposal. For the purposes of this section 83A, clean energy generation shall mean, individually or collectively, (i) Class I RPS eligible renewable energy generation as defined under section 11F of said chapter 25A, to the extent that such Class IO clean energy generation represents incremental generation from sources built after 2003 and delivered into the ISO New England Control Area after June 1, 2014, or (2) hydroelectric generation necessary to firm and assure delivery of Class I resources under that proposal. All clean energy generation shall use appropriate unit-specific tracking to ensure the delivery of clean energy. Notwithstanding and general of special law to the contrary, any such hydroelectric generation necessary to firm and assure delivery of Class I resources included in a long-term contract under this section shall not count towards the aggregate cap on long-term contracts under this section.
Chapter 169 of the Acts of 2008, as amended by Chapter 209 of the Acts of 2012, is hereby further amended in the first sentence of the sixth paragraph, by inserting, after the phrase, ‘Distribution companies shall not enter into long-term contracts under this section that would, in the aggregate,’ the phrase ‘provide Class I resources that’.”
The amendment was *rejected*.

Mr. Montigny moved that the proposed new text be amended in section 2, in item 2810-0100, by adding at the end thereof the following:- “provided further, that not less than \$60,000 shall be expended for Community Boating, Inc. of New Bedford for programming for financially disadvantaged children”; and by striking out the figures “41,824,985” and inserting in place thereof the following figures:- “41,884,985”.
The amendment was **adopted**.

Mr. Tarr, Ms. Gobi, Messrs. Ross, deMacedo, Fattman, Moore and Humason and Ms. Lovely moved that the proposed new text be amended in section 2, in item 2511-0100, by adding at the end thereof the following: “provided further, that not less than \$25,000 shall be extended to the University of Massachusetts Extension program to conduct apiary research and education relative to honey bee mortality, as well as to provide general support and make recommendations on preventing hive loss to the apiary inspection program, county beekeeping associations and statewide pollinator stewardship efforts”; and by striking out the figures “\$5,779,718” and inserting in place thereof the figures “\$5,804,718”.
The amendment was **adopted**.

Ms. Gobi moved that the proposed new text be amended in section 2, in item 2800-0101, by striking out the words:- “provided further, that the department shall continue to make payments pursuant to chapter 616 of the acts of 1957;”; and by inserting at the end thereof the following section:-
“SECTION AA. Chapter 10 of the General Laws is hereby amended by inserting after section 35AAA the following section :-
Section 35BBB. There shall be established and set up on the books of the commonwealth a separate fund to be known as the Flood Control Compact Fund which shall be administered by the department of conservation and recreation. The fund shall be credited with: (i) all sums received by the commonwealth on account of compacts authorized by the general court, including sums received from other states of the United States; (ii) any appropriations, bond proceeds or other monies authorized or transferred by the general court and specifically designated to be credited to the fund; (iii) interest or investment earnings on any such monies; and (iv) all other amounts credited or transferred to the fund from any other fund or source. Amounts credited to the

fund may be expended, without further appropriation, by the department for costs arising under any compact authorized by the general court, including, but not limited, to reimbursing cities and towns in the commonwealth or other states of the United States and their political subdivisions for costs in accordance with a compact. The unexpended balance in the fund at the end of a fiscal year shall not revert to the General Fund but shall remain available for expenditure in subsequent fiscal years. No expenditure made from the fund shall cause the fund to become deficient at any point.”

The amendment was **adopted**.

Mr. Lewis moved that the proposed new text be amended in section 2, in item 2260-8870, by inserting the following words:- “provided further that not less than \$50,000 shall be expended to the Town of Winchester for the purpose for the soil remediation of Skillings Field”; and by striking out the figure “\$14,409,902” and inserting in place thereof the following figure:- “14,459,902”.

The amendment was *rejected*.

Messrs. Tarr, Ross, deMacedo, Fattman and Humason moved that the proposed new text be amended by inserting, after section ___, the following new section :-

“SECTION_. Section 1. Section 148B of chapter 149 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting after the paragraph designation “(a)” in line 1, the following numeral:- (1)
Section 2. Said section 148B of said chapter 149, as so appearing, is hereby further amended by inserting after the word ‘performed.’, in line 11, the following words:- (a)(2) An individual who has pre-registered as a payroll-taxpaying entity with the Department of Revenue and has attested that said registration is being provided ‘voluntarily and free from coercion by any person or entity’ shall be considered to have satisfied test (2) in (a)(1) above if the contract for work:
(1) Provides compensation that equals or exceeds \$30 per hour, or \$1,200 per week, or \$5,160 per month, or
(2) Involves either: a) the provision of services requiring professional certification or licensure and the individual possesses such certification or licensure; or b) conducting business in a franchise relationship subject to the rules and regulations of the Federal Trade Commission, and the relationship complies with those rules and regulations, or
(3) Provides for work that by occupational definition consistently requires any of the following: (a) exercise of discretion and independent judgment with respect to matters of significance; (b) advanced knowledge in a field of science or learning; or (c) invention, imagination, intellect, creativity, originality, or talent in a recognized field or artistic or creative endeavor, or
(4) Grants the individual either ownership of or copyright to the work product.”

The amendment was *rejected*.

Mr. Moore moved that the proposed new text be amended in section 2, in item 1599-0026, by inserting after the word “Ashland;” the following:- “provided further, that not less than \$65,000 shall be expended for public safety improvements and historic renovations in the town of Millbury”; and by striking out the figure “\$8,530,000” and inserting in place thereof the following figure:-”\$8,595,000”.

The amendment was **adopted**.

Messrs. Moore, Rodrigues and Brownsberger, Ms. Forry, Ms. Donoghue, Messrs. Welch, Lesser and McGee, Ms. O'Connor Ives, Ms. Lovely, Mr. Eldridge, Ms. Gobi, Ms. Chang-Diaz, Mr. Lewis, Mrs. L'Italien and Mr. Humason moved that the proposed new text be amended in section 2, in item 7007-0300, by adding the following words:- “; provided further, that funds may be expended for the Massachusetts food trust program established pursuant to section 65 of chapter 23A of the general laws”.

The amendment was **adopted**.

Mr. deMacedo moved that the proposed new text be amended in section 2, in item 7008-0900, by adding the following:- “provided further, that any unexpended funds appropriated for road and infrastructure improvements for Heritage Museums and Gardens in the town of Sandwich in fiscal year 2015 shall not revert but shall be made available for the purposes of this item until June 2016”.

The amendment was *rejected*.

Mr. Montigny moved that the proposed new text be amended in section 2, in item 7008-0900, by adding at the end thereof the following:- “provided further, that not less than \$125,000 shall be expended for the Frederick Douglass House in New Bedford; provided further, that not less than \$100,000 shall be expended for AHA! Art, History & Architecture in New Bedford to establish and enhance outreach and educational programs to benefit financially disadvantaged children in the Greater New Bedford area; provided further, that not less than \$150,000 shall be expended for Zeiterion Theatre, Inc. in the city of New Bedford to provide access to cultural programming for financially disadvantaged children; provided further, that not less than \$80,000 shall be expended for the Dennison Memorial Community Center in the city of New Bedford for the purposes of educational programs to benefit financially disadvantaged children in the Greater New Bedford area”; and by striking out the figures “7,500,000” and inserting in place thereof the following figures:- “7,955,000”.

The amendment was **adopted**.

Mr. Joyce moved that the proposed new text be amended by inserting, after section ___, the following section:- “SECTION_. Notwithstanding any general or special law to the contrary, in administering the federal Community Development Block Grant program the state shall, to the extent possible, distribute funds to communities where the population

exceeds 30,000 residents and where fifty percent or more of the community's public school students are eligible for free or reduced lunch under the eligibility guidelines promulgated by the federal government under 42 U.S.C. 1758.”
The amendment was *rejected*.

Mr. Lewis moved that the proposed new text be amended in section 2, in item 7004-0099, by adding the following words:- “provided that not less than \$100,000 shall be expended to Housing Families, Inc. in the city of Malden for providing educational support programming for homeless children through the GREAT Youth and Families Program”; and by striking out the figure “\$7,902,360” and inserting in place thereof the following figure:- “\$8,002,360”.
The amendment was **adopted**.

Mr. Lesser, Ms. Lovely, Ms. O'Connor Ives, Messrs. Barrett and Eldridge, Ms. Donoghue and Messrs. Wolf, Humason and deMacedo moved that the proposed new text be amended in section 2, in item 7008-0900, by adding at the end thereof the following:- “provided further, that not less than \$400,000 shall be expended for opening the 11 visitor information centers from Memorial Day to Columbus Day”; and by striking out the figure “\$7,500,000” and inserting in place thereof the following figure “\$7,900,000”.
The amendment was **adopted**.

Mr. Kennedy moved that the proposed new text be amended by inserting, after section __, the following new section:- “SECTION __. Section 40 of chapter 236 of the acts of 2014 is hereby amended by striking out the figure ‘2015’ and inserting in place thereof, the following figure:-2016.”
The amendment was *rejected*.

Messrs. Welch, Humason and Lesser moved that the proposed new text be amended in section 2, in item 7004-0099, by inserting the following:- “provided, that \$350,000 shall be expended for the expansion of a homeless resource center located at a homeless shelter in the city of Springfield”; and by striking out the figure “\$7,902,360” and inserting in place thereof the following figure:- “\$8,252,360”.
After remarks, the amendment was *rejected*.

Messrs. Montigny, Eldridge and Ross moved that the proposed new text be amended in section 2, in item 7061-0012, by adding at the end thereof the following:- “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”; and by striking out the figures “271,572,425” and inserting in place thereof the following figures:- “271,722,425”.
The amendment was **adopted**.

Messrs. Wolf, Brownsberger, Welch, Lewis, Moore and Joyce, Ms. Chang-Diaz, Ms. Lovely and Messrs. Eldridge and Lesser moved that the proposed new text be amended in section 2, in item 0950-0050, by adding the following words:- “; provided, that funds shall be used to provide operational support pursuant to section 37O of chapter 71 of the General Laws”; and by striking out the figure “300,000” and inserting in place thereof the following figure:- “500,000”.
After remarks, the amendment was **adopted**.

Mr. McGee moved that the proposed new text be amended in section 2, by inserting after item 7009-9600 the following item:
“7009-XXXX For the operation of a pilot sharing program designed to provide school districts with funds to partner with local community based organizations and to share identifiable student data; provided further the pilot program will last no longer than three years; provided further the executive office of education provides funds to two school districts in the commonwealth recommended by the Afterschool and Out-of-School Time Coordinating Council; provided the afterschool and out-of-school time coordinating council will conduct quantitative and qualitative analysis on the pilot; provided further the afterschool and out-of-school time coordinating council will provide a report on the effects of the data sharing pilot on students participating in programs partnered with the school districts..... \$300,000”.
The amendment was *rejected*.

Mr. Moore and Ms. Forry moved that the proposed new text be amended in section 2, in item 7027-0019, by adding the following words:- “; and provided further, that not less than \$150,000 shall be expended for Bottom Line to provide college transition and college retention services for low-income or aspiring first-generation college students”; and by striking out the figure “2,800,000” and inserting in place thereof the following figure:- “2,950,000”.
The amendment was **adopted**.

Mrs. L'Italien, Messrs. McGee and Moore, Ms. Lovely, Ms. Gobi and Mr. Ross moved that the proposed new text be amended by adding at the end thereof the following section:-
“SECTION XXXX. Chapter 15A, as so appearing, is hereby amended by inserting after section 30 the following section:
Section 30A. (a) Public institutions of higher education shall offer inclusive opportunities to support individuals with intellectual disabilities and autism spectrum disorders who are seeking to continue academic, career and technical, and independent living instruction in order to prepare for gainful employment. Individuals with intellectual disabilities and autism spectrum disorders shall not be required to take any standardized college entrance aptitude test, have a high school diploma or its equivalent, or

obtain a passing score on the Massachusetts Comprehensive Assessment in order to gain admission and enrollment in credit-bearing and non-credit courses that include students without disabilities, including enrollment in credit-bearing courses in audit status for students who may not meet course pre-requisites and requirements, and participate in internships or work-based training in settings with non-disabled students. Students with intellectual disabilities and autism spectrum disorders shall be socially and academically integrated with non-disabled students to the maximum extent possible, with provision of individual supports and services to support inclusion in academic courses, extracurricular activities and other aspects of the institution of higher education's regular postsecondary program.”; and

By inserting the following new section:-

“SECTION XXXY. Said Chapter 15A, as so appearing, is hereby amended by inserting after section 39 the following section: Section 39A. Students with intellectual disabilities and autism spectrum disorders enrolled in public secondary schools shall be allowed to enroll in credit and noncredit courses in public higher education institutions in the commonwealth that include non-disabled students, including enrollment in credit-bearing courses in audit status for students who may not meet course pre-requisites or requirements, with necessary supports, services, and accommodations provided by the student's school committee, to facilitate the student's enrollment and to support inclusion in academic courses, extracurricular activities, internships, work experiences, and other aspects of the institution of higher education's regular postsecondary program and provide a free and appropriate public education.”

The amendment was *rejected*.

Messrs. Tarr, Lewis, Humason and Rush and Ms. O'Connor Ives moved that the proposed new text be amended in section 2, in item 7010-0033, by striking out the words “that the Bay State Reading Institute and Reading Recovery shall receive an amount not less than the amounts appropriated in items 7010-0020 and 7030-1005 in section 2 of chapter 165 of the acts of 2014,” and inserting in place thereof the following words:- ““that the Bay State Reading Institute shall receive an amount not less than \$400,000 and Reading Recovery shall receive an amount not less than \$400,000.”.

The amendment was *rejected*.

Mr. Montigny moved that the proposed new text be amended in section 2, in item 7061-9611, by adding at the end thereof the following:- “provided further that no less than \$60,000 shall be expended for the construction of a children's community playground at the Alfred J. Gomes Elementary School in the city of New Bedford; provided further, that no less than \$25,000 shall be expended for a 1-time grant program to be administered by Southcoast Health System, Inc. for the purchase of automated external defibrillators, with possible applicants to include municipalities, school districts, including regional school districts, and non-profit organizations located in the city of New Bedford for use in schools, youth sports facilities, and other youth centers that serve financially disadvantaged children; provided further, that local matching funds may be provided through the municipality or school district by local appropriation or through donations from non-profit organizations or individual, corporate, or foundation gifts; and provided further that such a grant program shall be designated the Sean Patrick Toomey Memorial Grant”;

and by striking out the figures “1,790,109” and inserting in place thereof the figures “1,875,109”.

The amendment was **adopted**.

Mr. Moore, Ms. Gobi, Mrs. L'Italien, Mr. Keenan, Ms. Flanagan, Messrs. Barrett and Brownsberger, Ms. Forry, Ms. Donoghue, Messrs. Lesser, Lewis and McGee, Ms. Lovely, Messrs. Joyce, Eldridge, Downing, Welch and Rush, Ms. Chang-Diaz, Mr. Montigny and Ms. O'Connor Ives moved that the proposed new text be amended in section 2, in item 1599-0042, by striking out the figure “\$2,500,000” and inserting in place thereof the following figure:- “\$5,250,000”.

The amendment was **adopted**.

Messrs. Joyce, McGee, Moore and Rush, Ms. Lovely, Mr. Ross, Ms. Gobi, Messrs. Montigny, Lewis and Kennedy, Mrs. L'Italien, Ms. Donoghue, Messrs. Brownsberger and Hedlund, Ms. O'Connor Ives, Mr. Eldridge, Ms. Flanagan and Messrs. deMacedo and Rodrigues moved that the proposed new text be amended in section 2, in item 7030-1002, by striking the words “provided further, that funds remaining in this item after grants have been issued to all cities, towns or regional school districts willing and able to expand kindergarten programs to full-day programs shall be divided among each of the programs that received funds through this item in fiscal year 2015 in a manner proportional to the distribution of funds to cities, towns and regional school districts in fiscal year 2015;”; and by striking the figure “\$1,000,000” and inserting in place thereof the figure:- “\$18,589,713”.

After remarks, by a vote of 8 to 16, the amendment was *rejected*.

Messrs. Fattman, Humason, deMacedo, Tarr and Ross moved that the proposed new text be amended inserting after section 104 the following section:-

“SECTION 104A. (a) Notwithstanding any general or special law to the contrary, the department of elementary and secondary education shall submit a report to identify a funding source to provide a school district that has experienced at least a 20 student increase during fiscal year 2015 of the number of students who are classified as English language learners. Any such funding source shall provide for an additional cost reimbursement for the English language learners. The study shall consider the feasibility of the reimbursement being equal to the positive difference, if any, between: (i) the number of enrolled English language learners as of October 1, 2014 and (ii) the number of enrolled English language learners for fiscal year 2016 as measured by the census of the students on October 1, 2015; provided, however, that the reimbursement for each student shall be in an amount equal to the amount of reimbursement provided for in chapter 70 of the General Laws for an English language

learner for that school district.

(b) The study along with any recommendations shall be submitted to the clerks of the house and senate, house and senate committees on ways and means, and the joint committee on education not later than March 1, 2016.”

The amendment was **adopted**.

Messrs. deMacedo, Tarr, Ross, Moore and Humason moved that the proposed new text be amended in section 2, by inserting after section 56 the following section:-

“SECTION 56A. Item 7504-0102 of section 2 of chapter 165 of the acts of 2014 is hereby amended by adding the following words:- ‘; provided, that any unexpended funds in this item remaining at the end of fiscal year 2015 shall not revert but shall be made available for the purposes of this item until January 1, 2017.’”

The amendment was **adopted**.

Messrs. Petruccelli, Eldridge and Moore, Ms. Gobi, Mrs. L'Italien, Mr. Lewis, Ms. Forry, Ms. Flanagan, Messrs. Tarr, Barrett, Brownsberger and Rodrigues, Ms. Donoghue, Messrs. Lesser and Welch, Ms. Lovely, Messrs. Keenan and Humason, Ms. O'Connor Ives and Mr. Wolf moved that the proposed new text be amended in section 2, by inserted after item 7061-9611 the following item:-

“7061-9612 For the implementation of section 1P of chapter 69 of the General Laws to create safe and supportive school environments; provided, that not less than \$400,000 shall be expended for the safe and supportive schools grant program; provided further, that grants shall be awarded to schools and districts that create action plans based on the elements of the safe and supportive schools framework and self-assessment tool; provided further, that districts shall create district plans that support recipient schools; provided further, that the department shall host regional trainings related to the safe and supportive schools framework; and provided further, that funding shall be allocated to an independent evaluation of this grant program.....\$500,000”.

The amendment was **adopted**.

Ms. Chang-Diaz moved that the proposed new text be amended in section 2, in item 7009-1700, by adding at the end thereof the following:- “; provided that not less than \$200,000 and up to \$1,500,000 may be expended on improvements to the differential licensing infrastructure of the department of early education and care, to include the purchase of hand-held devices to be used for real-time, on-site data entry”; and by striking out the figure “\$18,248,629” and inserting in place thereof the following figure:- “18,448,629”.

The amendment was **adopted**.

Messrs. Lesser, Barrett and Montigny moved that the proposed new text be amended in section 2, in item 7035-0002, by adding at the end thereof the following:- “provided further, that not less than \$250,000 shall be expended for Operation A.B.L.E. of Greater Boston to provide basic workforce and skills training, employment services and job re-entry support to older worker;” and by striking out the figure “\$30,374,160” and inserting in place thereof the following figure “\$30,624,160”.

The amendment was **adopted**.

Messrs. Kennedy, Timilty, Rush, Moore and McGee moved that the proposed new text be amended in section 2, in item 7066-0000, in line 35 by striking out after the word “finance;” the following words: “provided further, that the department, in conjunction with the departments of higher education in the 5 other New England states, shall develop a regional student program for implementation in fiscal year 2017; provided further, that the program shall provide tuition discounts to out-of-state students seeking to attend Massachusetts institutions of higher education that provide academic programs not offered in the students’ home states; provided further, that the program shall secure tuition discounts for Massachusetts students seeking to attend institutions of higher education in one of the other 5 New England states that provide academic programs not offered in Massachusetts; provided further, that the department shall provide to the house and senate committees on ways and means, not later than March 1, 2016, a report on the progress to date on the planning and implementation of the program; provided further, that funds from this account shall be expended for the office of coordination; provided further, that funds from this account may be expended for the Commonwealth’s share of the cost of the compact for education; and provided further, that funds shall be expended for the office of trustee relations”.

The amendment was *rejected*.

Mr. Moore moved that the proposed new text be amended by inserting after section 3 the following section:-

“SECTION 3A. Chapter 6 of the General Laws is hereby amended by adding the following section:-Section 218. There shall be a corrections advisory board, hereinafter called the board, to provide independent advice to the corrections’ providers, including the sheriffs, to: (i) improve coordination efforts between and among the sheriffs, the department of correction, the courts and community corrections programs; and (ii) identify and establish best practices in all aspects of corrections’ operations including, but not limited to, accounting, human resources, care and custody of inmates, special inmate populations, civil process, community corrections, health and mental health care management, inmate rehabilitation and reentry, capital, master and strategic planning, inmate tracking and transportation and procurement.

The board shall include: the secretary of public safety and security, the chair of the parole board, the commissioner of correction, the commissioner of probation, the secretary of administration and finance, the president of the Massachusetts Sheriffs Association, Inc., or their designees, each of whom shall serve ex-officio; 9 persons to be appointed by the governor, 1 of whom

shall have experience in the areas of workforce development and ex-offender rehabilitation, 1 of whom shall have experience in the area of reintegration and rehabilitation of female ex-offenders, 1 of whom shall have experience in treating people with mental illness and substance abuse, 1 of whom shall have experience in government accounting practices, 1 of whom shall have experience in human resources management, 1 of whom shall have experience in independent auditing and 1 of whom shall be a representative of organized labor; 2 persons to be appointed by the president of the Massachusetts Sheriffs Association, Inc.; and 2 persons to be appointed by the chief justice of the supreme judicial court. Appointed members shall serve for terms of 3 years. In the event of a vacancy in office, a successor shall be appointed in like manner by the appropriate appointing authority. Ten members shall constitute a quorum and all members shall be voting members. The board shall annually elect a chairperson from among its members and shall be supported by the executive office for administration and finance. Board members shall be considered state employees for the purposes of chapter 268A.

The chairperson shall hold meetings at least quarterly, 1 of which shall be the annual meeting, and shall notify all board members and the sheriffs of the time and place of the meetings. Special meetings may be called at any time by a majority of the board members and shall be called by the chairperson upon written application of at least 8 members. Members of the board shall not receive compensation but shall be reimbursed for their expenses actually and necessarily incurred in the discharge of their duties. The sheriffs and any other interested parties may address the board during its meetings and provide written information to the board for its consideration.

The board shall make a report, not later than June 1 of every even-numbered year and shall file a copy of the report with the governor, the clerks of the house and senate, the senate and house committees on ways and means, the joint committee on public safety and homeland security, the joint committee on the judiciary and the joint committee on state administration and regulatory oversight.”; and

By inserting after section 86 the following section:-

“SECTION 86A. Subject to appropriation, the human resources division in the executive office for administration and finance shall conduct, in consultation with the sheriffs and Massachusetts Sheriffs Association, Inc., a comprehensive assessment that shall lead to statewide standards for classification, recruitment, promotion, compensation and professional standards for sheriffs’ offices. The assessment shall include, but not be limited to, standardizing job titles and classification, job postings, minimum testing requirements and other employment practices. The human resources division shall issue a report of its assessment by April 30, 2016 and shall require that implementation of the standards shall begin not later than September 1, 2016. A copy of the human resources division’s assessment shall be sent to the senate and house chairs of the joint committee on state administration and regulatory oversight, the chairs of the house and senate committees on ways and means, the clerks of the house and senate, the senate and house chairs of the joint committee on public safety and homeland security, the secretary of administration and finance and the secretary of public safety and security.”

The amendment was **adopted**.

Ms. Chang-Diaz moved that the proposed new text be amended by striking out section 46 and inserting in place thereof the following section:-

“SECTION 46. Chapter 127 of the General Laws is hereby amended by inserting after section 119 the following section:-
Section 119A. (a) As used in this section, the following words shall, unless the context clearly requires otherwise, have the following meanings:

‘Conditional medical parole plan’, a comprehensive written medical and psychosocial care plan that is specific to the prisoner and shall include, but not be limited to: (i) the proposed course of treatment; (ii) the proposed site for treatment and post-treatment care; (iii) documentation that medical providers qualified to provide the medical services identified in the conditional medical parole plan are prepared to provide those services; and (iv) the financial program in place to cover the cost of the plan for the duration of the conditional medical parole which shall include eligibility for enrollment in commercial insurance, Medicare or Medicaid or access to other adequate financial resources for the duration of the conditional medical parole.

‘Department’, the department of correction.

‘Permanent and total disability’, as determined by a licensed physician, a permanent and irreversible physical incapacitation as a result of an existing physical or medical condition that was unknown at the time of sentencing or, since the time of sentencing, has progressed such that the prisoner does not pose a public safety risk.

‘Prisoner’, a committed offender and any other person placed in custody in a correctional facility in accordance with the law.

‘Secretary’, the secretary of public safety and security.

‘Terminal illness’, an incurable condition caused by illness or disease that was unknown at the time of sentencing or, since the time of sentencing, has progressed to render the prisoner terminally ill, that will likely cause the death of the prisoner within 18 months and that is so debilitating that the prisoner does not pose a public safety risk.

(b) Except as otherwise provided in this section and notwithstanding any other general or special law to the contrary, a prisoner may be eligible for conditional medical parole due to a terminal illness or permanent and total disability. A prisoner shall be eligible for conditional medical parole if the commissioner or secretary determines that the prisoner has been diagnosed with a permanent and total disability or terminal illness under the procedures described in subsections (c) and (d); provided, however, that no prisoner serving a sentence imposed upon a conviction under sections 1 and 2 of chapter 265, no prisoner considered a habitual criminal under subsection (b) of section 25 of chapter 279 and no prisoner serving a sentence imposed upon a conviction of a sex offense shall be eligible for release under this section.

(c) The superintendent of the correctional facility shall consider a prisoner for conditional medical parole upon a request for conditional medical parole filed by the prisoner, the prisoner’s attorney, the prisoner’s next of kin or a correction officer. The

superintendent shall review the request for consideration and make a recommendation to the commissioner within 15 days after receipt of the request for conditional medical parole. If, upon an investigation of the request, the superintendent determines that the request should be approved, the superintendent shall recommend, in writing, to the commissioner that the prisoner be released. The commissioner shall file a petition with the parole board for extraordinary relief. The commissioner shall notify, in writing, the district attorney, the prisoner, the prisoner's attorney, the prisoner's next of kin or a correction officer and, if applicable under chapter 258B, the victim or the victim's family, that the prisoner is being considered for conditional medical parole subject to this section and the parties receiving the notice shall have an opportunity to be heard through a written or oral statement as to the release of the prisoner. The commissioner shall file an affidavit with the petition confirming that the notice has been provided. The commissioner shall file with the petition a conditional medical parole plan and an assessment of the prisoner's medical and psychosocial condition and the risk the prisoner poses to society, including:

(i) a written diagnosis by a physician licensed to practice medicine in the commonwealth under section 2 of chapter 112 that includes: (A) a description of the terminal illness, physical incapacity or chronic condition; and (B) a prognosis concerning the likelihood of recovery from the terminal illness, physical incapacity or chronic condition; provided, however, that the physician shall be employed by the department or shall be employed by a hospital or medical facility used by the department for the medical treatment of prisoners; and

(ii) an assessment of the risk for violence and recidivism that the prisoner poses to society.

If the superintendent denies the request for conditional medical parole, the superintendent shall provide to the prisoner a statement, in writing, of the reason for the denial. A prisoner electing to appeal a denial made by the superintendent shall file an appeal with the commissioner within 30 days.

(d) A sheriff shall consider a prisoner for conditional medical parole upon a request for conditional medical parole filed by the prisoner, the prisoner's attorney, the prisoner's next of kin or a correction officer. The sheriff shall review the request for consideration and make a recommendation to the secretary within 15 days after receipt of the request for conditional medical parole. If, upon an investigation of the request, the sheriff determines that the request should be approved, the sheriff shall recommend, in writing, to the secretary that the prisoner be released. The secretary shall file a petition with the parole board for extraordinary relief. The secretary shall notify, in writing, the district attorney, the prisoner, the prisoner's attorney, the prisoner's next of kin and, if applicable under chapter 258B, the victim or the victim's family, that the prisoner is being considered for conditional medical parole subject to this section and the parties receiving the notice shall have an opportunity to be heard through a written or oral statement as to the release of the prisoner. The secretary shall file an affidavit with the petition confirming that the notice has been provided. The secretary shall file with the petition a conditional medical parole plan and an assessment of the prisoner's medical and psychosocial condition and the risk the prisoner poses to society, including:

(i) a written diagnosis by a physician licensed to practice medicine in the commonwealth under section 2 of chapter 112 that includes: (A) a description of the terminal illness, physical incapacity or chronic condition; and (B) a prognosis concerning the likelihood of recovery from the terminal illness, physical incapacity or chronic condition; provided, however, that the physician shall be employed by the department or shall be employed by a hospital or medical facility used by the department for the medical treatment of prisoners; and

(ii) an assessment of the risk for violence and recidivism that the prisoner poses to society.

If the sheriff denies the request for conditional medical parole, the secretary shall provide to the prisoner a statement, in writing, of the reason for the denial. A prisoner electing to appeal a denial made by the sheriff shall file an appeal with the secretary within 30 days.

(e) The authority to grant a conditional medical parole shall reside solely within the discretion of the parole board. In making this determination, the board shall consider:

(i) the nature and severity of the prisoner's crime;

(ii) the prisoner's prior criminal record;

(iii) the prisoner's disciplinary, behavioral and rehabilitative record during the term of incarceration;

(iv) the current age of the prisoner and the prisoner's age at the time of the crime;

(v) the length of the prisoner's sentence and the amount of time left to serve;

(vi) the recommendations of the district attorney and the victim or the victim's representative;

(vii) the nature of the prisoner's medical condition or terminal illness and the extent of care the prisoner will require as a result;

(viii) the danger, if any, the prisoner poses to the public if released;

(ix) appropriate release plans, including family or outside resources; and

(x) any other factors the board considers relevant.

The board shall make a determination of whether to grant conditional medical parole within 15 days after receiving a petition from the commissioner or secretary for release of a prisoner with a terminal illness and within 30 days after receiving a motion for release of a permanently and totally disabled prisoner.

A denial of conditional medical parole by the board shall not affect a prisoner's eligibility for any other form of parole or release under applicable law.

Any decision made by the board pursuant to this section shall be final; provided, however, that the decision shall not preclude a prisoner's eligibility for conditional medical parole in the future.

(f) A prisoner granted release under this section shall be under the jurisdiction, supervision and control of the board. The board shall impose terms and conditions for such release that shall apply through the date upon which the prisoner's sentence would have expired. These conditions shall require, but need not be limited to requiring:

(i) the released prisoner's care be consistent with the care specified in the conditional medical parole plan as approved by the

board;

- (ii) the released prisoner to cooperate with and comply with the prescribed conditional medical parole plan and with reasonable requirements of medical providers to whom the released prisoner is to be referred for continued treatment;
- (iii) the released prisoner to be subject to supervision by the board; and
- (iv) the released prisoner to comply with any conditions of release set by the board.

Not less than 24 hours before the date of a conditional medical parole, the board shall notify, in writing, the district attorney, the department of state police and the police department in the city or town in which the released prisoner shall reside and, if necessary under chapter 258B, the victim or the victim's family, that the prisoner's request for release has been granted by the board and the terms and conditions of release.

The board may revise, alter or amend the terms and conditions of a conditional medical parole at any time. The board shall promptly order a prisoner returned to the custody of the department or the county correctional facility to await a revocation hearing if the board receives credible information that a prisoner has failed to comply with a reasonable condition set upon the prisoner's release or if, upon discovery that the terminal illness or permanent and total disability has improved to the extent that the prisoner would no longer be eligible for conditional medical parole under this section. If the board subsequently revokes a prisoner's conditional medical parole, the prisoner shall resume serving the balance of the sentence with credit given only for the duration of the prisoner's conditional medical parole served in compliance with all reasonable conditions in this subsection. Revocation of a prisoner's conditional medical parole shall not preclude a prisoner's eligibility for another form of parole or release under applicable law; provided, however, that such revocation may be used as a factor in determining eligibility for that other form of parole or release. Revocation of a prisoner's conditional medical parole due to a change in the prisoner's medical condition shall not preclude a prisoner's eligibility for conditional medical parole in the future or for another form of parole or release under applicable law.

(g) The commissioner, the secretary and the chairperson of the parole board shall promulgate rules and regulations necessary to implement this section.

(h) The commissioner and the secretary shall make reasonable efforts to educate, inform and train department employees about this section and shall furnish those employees with appropriate resources and services to implement this section.

(i) The commissioner and the secretary shall jointly file an annual report not later than March 1 with the clerks of the house of representatives and the senate, the chairs of the house and senate committees on ways and means and the senate and house chairs of the joint committee on the judiciary detailing: (i) each prisoner in the custody of the department who is receiving treatment for a terminal illness or condition and each prisoner in the custody of the department who is receiving treatment for a permanent or incapacitating disability, including the race and ethnicity of the prisoner, the offense under which the prisoner was sentenced, and a detailed description of the prisoner's physical and mental condition, provided, however, that any identifying information shall be kept confidential; (ii) the number of prisoners in the custody of the department or the sheriffs who applied for conditional medical parole under subsections (c) and (d) and the race and ethnicity of each applicant;; (iii) the number of prisoners who have been granted conditional medical parole and the race and ethnicity of each prisoner granted release; (iv) the nature of the illness of the applicants; (v) the counties where the prisoners have been released to; (vi) the nature of the placement pursuant to the conditional medical parole plan; (vii) the categories of reasons for denial for prisoners who have been denied conditional medical parole; (viii) the number of prisoners petitioning for conditional medical parole on more than 1 occasion; and (ix) the number of prisoners released who have been returned to the custody of the department and the reasons for those returns."

The amendment was **adopted**.

Mr. Wolf moved that the proposed new text be amended in section 2, in item 4000-0300, by adding at the end thereof the following:- "Provided further, that the Executive Office of Health and Human Services and its agencies, when contracting for services on the islands of Martha's Vineyard and Nantucket, shall take into consideration the increased costs associated with the provision of goods, services and housing on said islands".

The amendment was *rejected*.

Mrs. L'Italien, Ms. Donoghue, Mr. Moore and Ms. O'Connor Ives moved that the proposed new text be amended in section 2, in item 4590-0915, by inserting in line 12, after the word "system" the following:- "provided further that Tewksbury State Hospital shall maintain the same number of beds in Fiscal Year 2016 as was maintained in Fiscal Year 2015".

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

Mrs. L'Italien, Ms. Lovely, Messrs. Keenan, Brownsberger, Timilty and Lewis, Ms. Gobi, Ms. Chang-Diaz and Messrs. Fattman and Moore moved that the proposed new text be amended in section 2, in item 5920-3000, by striking out the figure: "\$1,888,141" and inserting in place thereof the following figure:- "\$56,388,141".

The amendment was **adopted**.

Ms. Flanagan, Messrs. Barrett and Lewis and Ms. Gobi moved that the proposed new text be amended in section 2, in item 4800-0015, by inserting after the words "unit 8 employees" the following: "provided further, that the department shall expend not less than was expended in fiscal year 2015 for attorneys; provided further, that these funds shall mitigate attorney caseloads in those areas furthest from the statewide weighted caseload standard with the goal of achieving an attorney caseload ratio of 60 to 1 statewide".

The amendment was **adopted**.

Ms. Flanagan, Messrs. Moore and Barrett, Ms. Donoghue, Messrs. Brownsberger, Rodrigues, Lewis, McGee, Joyce, Downing, Keenan and Eldridge, Ms. Gobi, Ms. Lovely, Ms. O'Connor Ives, Mrs. L'Italien, Messrs. Rush, Wolf and Welch, Ms. Forry and Messrs. Kennedy, Lesser, Humason, Pacheco, Donnelly and Montigny moved that the proposed new text be amended in section 2, in item 4800-1100, by striking the figure "\$201,819,297" and inserting in place thereof the following figure:- "\$203,819,297"; and by adding the following language after the words "fair hearing system":- "provided further, that the department shall make efforts to expend funds on the hiring of social worker technicians; and provided further, that the department shall report monthly to the Joint Committee on Children, Families, and Persons with Disabilities and the House and Senate Committees on Ways and Means the current average caseload for social workers and how many workers would need to be hired to get to a 15 to 1 caseload ratio for every worker".

The amendment was **adopted**.

Mr. Joyce moved that the proposed new text be amended by inserting after section __ the following new section:-

"SECTION __, Chapter 19B of the General Laws is hereby amended by adding the following section:-

Section 19. No program which is operated, funded or licensed by the department of developmental services shall employ the use of Level III Aversive Interventions to reduce or eliminate maladaptive behaviors; provided, however, that individual-specific exceptions allowing the use of Level III Aversive Interventions to reduce or modify behavior may be granted to individuals who, as of September 1, 2011, have an existing court-approved treatment plan which includes the use of Level III Aversive Interventions. Such exception may be granted each year if the exception is contained in an individual's behavior treatment plan, approved by the court prior to September 1, 2011. Any Level III Aversive Interventions administered under this section shall comply with 115 CMR 5.14 (4)(b)4."

The amendment was **adopted**.

Mr. Rodrigues, Ms. Lovely, Ms. Donoghue, Messrs. Lewis and Eldridge, Mrs. L'Italien and Mr. Moore moved that the proposed new text be amended in section 2, in item 4590-1507, in line 10, by striking out the figure "\$900,000" and inserting in place thereof the following figure:- "\$1,100,000"; by inserting at the end thereof the following words:- "and provided further, that not less than \$200,000 shall be provided to the Alliance of Massachusetts YMCAs, Inc., to support impact speaking engagements for high school aged youth on the subject of substance abuse"; and by striking out the figure "\$3,700,000" and inserting in place thereof the following figure:- "\$4,100,000".

The amendment was *rejected*.

Messrs. Montigny, McGee and Tarr, Ms. Gobi and Mr. Moore moved that the proposed new text be amended in section 2, in item 4000-0600, by adding at the end thereof the following:- "provided further, that MassHealth shall reimburse nursing home facilities for up to and including 20 medical leave of absence days and shall reimburse such facilities for up to 10 nonmedical leave of absence days; provided further, that medical leave of absence days shall include an observation stay in a hospital in excess of 24 hours; provided further, that not later than January 1, 2016, MassHealth shall report to the house and senate committees on ways and means the following for the fiscal year 2015: (a) the number of nursing facility clients on a leave of absence, delineated by nursing facility, by medical leave of absence days and medical leave of absence days that exceeded 10 days per hospital stay, nonmedical leave of absence days, and the total number of days on leave of absence unduplicated member count; (b) licensed beds monthly capacity levels per nursing homes and the monthly total number of empty beds per nursing facility, total number of all nursing home residents, and total MassHealth nursing home residents; (c) six separate MassHealth payment rates and the average payment amount rate per nursing facility client resident; and (d) actual number of nursing home residents for each of the six payment categories in (c); (e) the aggregate payment amount per nursing facility by month; and (f) all reports shall delineate by nursing home, including grand totals where appropriate".

The amendment was **adopted**.

Messrs. Lewis, Moore, Rodrigues and McGee, Ms. Flanagan, Mr. Eldridge, Ms. Forry, Mr. Tarr, Ms. Lovely, Ms. Gobi, Ms. Donoghue, Mr. Montigny, Mrs. L'Italien and Mr. Lesser moved that the proposed new text be amended in section 2, in item 4513-1111, by adding the following words:- "and provided further, notwithstanding any general or special law to the contrary, \$250,000 shall be appropriated for Mass in Motion programming, contingent upon receipt of matching prevention federal block grant funds"; and by striking out the figure "\$3,187,386" and inserting in place thereof the following figure:- "\$3,687,386".

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

Mr. Lewis, Ms. Gobi, Messrs. Brownsberger and Eldridge and Ms. O'Connor Ives moved that the proposed new text be amended by adding the following section:-

"SECTION 34A. Subsection (b) of section 7B of said chapter 64C, as appearing in section 47 of chapter 46 of the acts of 2013, is hereby amended by adding the following paragraph:-

In addition to the excise imposed by the preceding paragraph, an excise shall be imposed on fruit-flavored or other nontobacco-flavored cigars and smoking tobacco held in the commonwealth at the rate of 170 per cent of the wholesale price of such products. This excise shall be imposed on cigar distributors at the time the fruit-flavored or other nontobacco-flavored cigars or smoking tobacco are manufactured, purchased, imported, received or acquired in the commonwealth. The excise shall not be imposed on any such cigars or smoking tobacco that: (i) are exported from the commonwealth; or (ii) are not subject to taxation by the commonwealth pursuant to any federal law."; and

By inserting after section 105 the following section:-

“SECTION 105A. The comptroller shall transfer the revenues received under the second paragraph of section 7B of chapter 64C of the General Laws during fiscal year 2016, in an amount not to exceed \$4,000,000, to item 4590-0300 for smoking prevention and cessation programs.”

After debate, the question on adoption of the amendment was determined by a call of the yeas and nays, at seven minute before nine o'clock P.M., on motion of Mr. Hedlund, as follows, to wit (*yeas 26 — nays 13*) [**Yeas and Nays No. 45**]:

YEAS.

Barrett, Michael J.	Lesser, Eric P.
Brownsberger, William N.	Lewis, Jason M.
Chandler, Harriette L.	L'Italien, Barbara
Chang-Diaz, Sonia	Lovely, Joan B.
Creem, Cynthia Stone	McGee, Thomas M.
DiDomenico, Sal N.	Montigny, Mark C.
Donnelly, Kenneth J.	O'Connor Ives, Kathleen
Downing, Benjamin B.	Pacheco, Marc R.
Eldridge, James B.	Petrucelli, Anthony
Forry, Linda Dorcena	Spilka, Karen E.
Jehlen, Patricia D.	Timilty, James E.
Joyce, Brian A.	Welch, James T.
Keenan, John F.	Wolf, Daniel A. – 26.

NAYS.

deMacedo, Viriato M.	Kennedy, Thomas P.
Donoghue, Eileen M.	Moore, Michael O.
Fattman, Ryan C.	Rodrigues, Michael J.
Flanagan, Jennifer L.	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.

Hedlund, Robert L.

Tarr, Bruce E. – 13.

Humason, Donald F., Jr.

The yeas and nays having been completed at two minutes before nine o'clock P.M., the amendment was **adopted**.

Ms. Flanagan moved that the proposed new text be amended by inserting after section 105 the following section:-

“SECTION 105A. The division of insurance, in consultation with the bureau of substance abuse services, shall conduct a study of health plan pharmacy and medical benefit design for extended-release injectable naltrexone. The study shall include, but not be limited to, the average time from the issuance of a prescription for extended-release injectable naltrexone to the delivery of the medication and policies to expedite delivery and reduce barriers to patient access in all settings of care. The division and the bureau shall report their findings to the joint committee on mental health and substance abuse and the joint committee on financial services not later than October 1, 2015.”

The amendment was **adopted**.

Messrs. Keenan and Tarr, Ms. O'Connor Ives, Mr. Wolf, Ms. Forry and Mr. Ross moved that the proposed new text be amended by inserting after section 105 the following section:-

“SECTION 105A. Notwithstanding any general or special law to the contrary, the secretary of health and human services, in collaboration with the department of public health shall conduct or provide for an examination of the prescribing and treatment history, including court ordered treatment or treatment within the criminal justice system, of persons in the commonwealth who suffered fatal opiate overdoses in calendar year 2014 and to make a report in an aggregate and de-identified form on trends discovered through the examination.

Notwithstanding any general or special law to the contrary, to facilitate the examination, the department shall request, and the relevant offices and agencies shall provide, any information necessary to complete the examination from the division of medical assistance, the executive office of public safety and security, the center for health information and analysis, the office of patient protection and the chief justice of the trial court, which may include, but shall not be limited to: data from the prescription drug monitoring program; the all-payer claims database; the criminal offender record information database; and the court activity record information. To the extent feasible, the department shall request data from the Massachusetts Sheriffs Association, Inc. relating to treatment within houses of correction.

Not later than February 1, 2016, the secretary for health and human services shall publish a report on the findings of the examination including, but not limited to: (i) instances of multiple provider episodes, meaning a single patient having access to opiate prescriptions from more than 1 provider; (ii) instances of poly-substance access, meaning a patient having simultaneous prescriptions for an opiate and a benzodiazepine or for an opiate and another drug which may enhance the effects or the risks of drug abuse or overdose; (iii) the overall opiate prescription history of the individuals, including whether the individuals had access to legal prescriptions for opiate drugs at the time of their deaths; (iv) whether the individuals had previously undergone voluntary or involuntary treatment for substance addiction or behavioral health; (v) whether the individuals had attempted to enter but were denied access to treatment for substance addiction or behavioral health; (vi) whether the individuals had received past treatment for a substance overdose; (vii) whether any individuals had been previously detained or incarcerated and, if so, whether they had received treatment during the detention or incarceration.

The report shall be filed with the clerks of the house of representatives and senate, and the house and senate chairs of the joint committee on mental health and substance abuse, the joint committee on public health, the joint committee on health care financing and the house and senate committees on ways and means.

Not later than October 1, 2015 the secretary shall file a work plan providing a status update on the report which describes the steps being taken to complete the report. The secretary shall file the report with the clerks of the house of representatives and senate and the house and senate chairs of the joint committee on mental health and substance abuse, the joint committee on public health, the joint committee on health care financing and the house and senate committees on ways and means.”

The amendment was **adopted**.

Ms. Forry moved that the proposed new text be amended in section 2, in item 4000-0300, by inserting the following words:- “; provided further, that not less than \$25,000 shall be expanded for LAL #000091 as designated by the Health Resources Services Administration located in the medically underserved area I.D. 01525 for purposes to include, but not limited to, addressing adult mental health and support services including the opiate addiction epidemic through the implementation of substance abuse treatment programs and other programs to ensure access to healthcare for anyone regardless of their ability to pay for services rendered”; and by striking out the figure “90,898,463” and inserting in place thereof the following figure:- “90,923,463”.

The amendment was **adopted**.

Ms. Chandler, Messrs. Moore and Lewis, Mrs. L'Italien, Ms. Gobi, Messrs. Rush, Keenan, Wolf, McGee and Rodrigues, Ms. Donoghue, Ms. Flanagan, Messrs. Montigny and Eldridge, Ms. Lovely, Mr. Kennedy, Ms. O'Connor Ives, Ms. Forry and Messrs. Pacheco, deMacedo, Barrett, Lesser, Brownsberger, Welch, Timilty, Hedlund, Donnelly and Humason moved that the proposed new text be amended in section 2, in item 4000-0640, by adding the following words:- “provided further, that not less than

\$5,000,000, or 70 per cent of any supplemental rate reimbursements in excess of \$291,600,000 made pursuant to this item in fiscal year 2016 shall be expended to fund a rate add-on for wages, benefits and related employee costs of direct care staff of nursing homes; provided further, that the MassHealth agency shall adopt all additional regulations and procedures necessary to carry out this section"; and by striking out the figure "291,600,000" and inserting in place thereof the following figure:- "296,600,000".

The amendment was **adopted**.

Ms. Creem, Messrs. Brownsberger, Lewis, Moore, McGee, Eldridge and Keenan, Ms. Lovely, Mrs. L'Italien, Mr. Barrett, Ms. Forry and Ms. Chang-Diaz moved that the proposed new text be amended in section 2, in item 4513-1130, by adding at the end thereof the following: "; and provided further, that funds shall be expended for the public health model of community engagement and intervention services for crisis housing for sexual violence and intimate partner violence in the lesbian, gay, bisexual, transgender, and questioning communities"; and by striking out the figures "\$5,827,078" and inserting in place thereof the figures "\$7,500,000".

The amendment was *rejected*.

Mr. Montigny and Ms. Gobi moved that the proposed new text be amended in section 2, in item 4513-1121, by adding the following words:- "; provided further, that the department of public health shall expend not less than \$200,000 to 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 not less than \$200,000 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 not less than \$100,000 shall be expended to oversee the operation and administration of designated primary stroke service hospital programs, established by 105 CMR 130.1400; and provided further, that said 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 surveyor who shall be primarily responsible for ensuring compliance with primary stroke service designation criteria"; and

By inserting after section 104 the following section:-

"SECTION 104A. (a) Notwithstanding any general or special law to the contrary, the department of public health shall establish guidelines for establishing a statewide stroke system of care and shall develop a program of accreditation that shall designate tiered stroke centers of care that include acute ready, primary stroke centers and comprehensive stroke center. The department shall incorporate any existing hospital stroke designations that are nationally recognized including but not limited to the Joint Commission, American Heart Association and department of public health to reduce duplicative accreditation requirements. The department may suspend or revoke a hospital's designation, after notice and a hearing, if the department of public health determines that the hospital is not in compliance with the requirements of this section. The department shall promulgate regulations to implement the program by June 30, 2016.

(b) The office of emergency medical services shall establish pre-hospital care protocols related to the assessment, treatment and transport of stroke patients by licensed emergency medical services providers. The protocols shall include, but not be limited to, plans based on a specified time frame upon the onset of symptoms for the triage and transport of stroke patients to the closest and most appropriate stroke center of care. The office shall also provide training and outreach to emergency medical service providers on these pre-hospital care protocols and also provide technical assistance on the implementation of these protocols.

(c) The department shall convene an advisory board to provide recommendations to the department when developing regulations under subsection (a) and pre-hospital care protocols under subsection (b). In making its recommendations the board shall consider: (i) current stroke data; (ii) stroke systems of care; (iii) medical best practices; (iv) point of entry protocols; (v) current stroke guidelines; (vi) existing stroke system accreditation programs that may be accepted by the department to meet the department's established tier designations or criteria; and (vii) any relevant information needed by the board to make its recommendations.

The board shall consist of 11 members appointed by the commissioner of public health: 2 directors of regional emergency medical services councils or their designees; a representative from the American Heart Association, Inc.; the president of the Massachusetts Hospital Association, Inc. or a designee; the president of the Massachusetts Council of Community Hospitals, Inc. or a designee; a representative of the Massachusetts Ambulance Association, Incorporated; the president of the Professional Fire Fighters of Massachusetts or a designee; the president of the Massachusetts College of Emergency Physicians, Inc. or a designee; a representative of the Massachusetts Neurological Association.; the president of the Massachusetts Medical Society or a designee; and a patient advocate. Appointees shall serve without compensation. The board shall make preliminary recommendations to the commissioner of public health not later than December 14, 2015. The board shall provide ongoing advisory support as determined necessary by the commissioner."

The amendment was **adopted**.

Messrs. deMacedo, Tarr, Ross, Fattman and Humason moved that the proposed new text be amended by inserting the text of Senate document numbered 1945, relative to outsourcing facilities.

The amendment was *rejected*.

Mr. Downing and Ms. Gobi moved that the proposed new text be amended, in section 2E, in item 1595-6368, by inserting at the end thereof the following words:- “provided further, that not less than \$400,000 shall be provided to Berkshire Rides to maintain transportation services and to study the feasibility of establishing a self-sufficient, county-wide employment transportation system; provided further, that not less than \$400,000 shall be provided to the Montachusett regional transit authority for a contract with Community Transit Services, Inc., or any successor agency engaged by the Montachusett regional transit authority, to maintain transportation services and to study the feasibility of establishing a self-sufficient, county-wide employment transportation system”; and by striking out the figure “\$367,220,340” and inserting in place thereof the following figure:- “\$368,020,340”.

The amendment was **adopted**.

Messrs. Wolf, Tarr and Rodrigues and Ms. Gobi moved that the proposed new text be amended in section 2, in item 2330-0100, by adding the following: “provided further, that \$103,000 shall be expended to address new concerns associated with bacterial contamination of marine waters and shellfish”; and by striking out the figures “\$5,722,419” and inserting in place thereof the figures “\$5,825,419”.

The amendment was *rejected*.

Messrs. Wolf, Tarr and Rodrigues, Ms. Gobi and Mr. Montigny moved that the proposed new text be amended in section 2, in item 4510-0600, by adding the following: “provided that \$103,000 shall be expended to address new concerns associated with bacterial contamination of marine waters and shellfish”; and by striking out the figures “\$4,462,669” and inserting in place thereof the figures “\$4,565,669”.

The amendment was **adopted**.

Ms. Donoghue, Mr. Rodrigues, Ms. O'Connor Ives, Ms. Flanagan, Ms. Forry, Ms. Chang-Diaz, Ms. Gobi, Ms. Lovely and Messrs. Eldridge, Montigny, Wolf and Humason moved that the proposed new text be amended in section 2, in item 7007-1202, by adding the following words:- “; and provided further, that not less than \$200,000 shall be expended to facilitate the development of regional accelerators and incubators for technology start-ups”; and by striking out the figure “\$1,500,000” and inserting in place thereof the following figure:- “\$1,700,000”.

The amendment was **adopted**.

Mr. Donnelly, Ms. Flanagan, Ms. Donoghue, Ms. O'Connor Ives, Mrs. L'Italien and Messrs. Hedlund, Ross and Kennedy moved that the proposed new text be amended by inserting after section 53 the following section:-

“SECTION 53A. Chapter 176D of the General Laws is hereby amended by inserting after section 3B the following section:-
Section 3C. (a) As used in this section, the following words shall have the following meanings unless the context clearly requires otherwise:-

‘Ambulance service provider’, a person or entity licensed by the department of public health pursuant to section 6 of chapter 111C to establish or maintain an ambulance service.

‘Emergency ambulance services’, emergency services that an ambulance service provider may render under its ambulance service license when a condition or situation in which an individual has a need for immediate medical attention or if the individual, bystander or emergency medical services provider perceives the potential for the need for immediate medical attention.

‘Insurance policy’ or ‘insurance contract’, a contract of insurance, motor vehicle insurance, indemnity, medical or hospital service, dental or optometric services, suretyship or annuity issued, proposed for issuance or intended for issuance by any insurer.

‘Insured’, an individual entitled to ambulance services benefits pursuant to an insurance policy or insurance contract.

‘Insurer’, a person as defined in section 1; a health maintenance organization as defined in section 1 of chapter 176G; a non-profit hospital service corporation organized pursuant to chapter 176A; an organization as defined in section 1 of chapter 176I that participates in a preferred provider arrangement as defined in said section 1 of said chapter 176I; a carrier offering a small group health insurance plan pursuant to chapter 176J; a company as defined in section 1 chapter 175; an employee benefit trust; a self-insurance plan; or a company certified pursuant to section 34A of chapter 90 and which may issue a policy of motor vehicle liability insurance pursuant to section 113A of said chapter 175 that provides insurance for the expense of medical coverage.

(b) Notwithstanding any general or special law to the contrary, if an ambulance service provider provides an emergency ambulance service to an insured but is not an ambulance service provider under contract to the insurer maintaining or providing the insured’s insurance policy or insurance contract, the insurer maintaining or providing the insurance policy or insurance contract shall pay the ambulance service provider directly and promptly for the emergency ambulance service rendered to the insured. The payment shall be made to the ambulance service provider notwithstanding that the insured’s insurance policy or insurance contract contains a prohibition against the insured assigning benefits under the insurance policy or insurance contract so long as the insured executes an assignment of benefits to the ambulance service provider and the payment shall be made to the ambulance service provider if an insured is either incapable or unable as a practical matter to execute an assignment of benefits under an insurance policy or insurance contract which does not prohibit an assignment of benefits or in connection with an insurance policy or insurance contract that contains a prohibition against an assignment of benefits. An ambulance service provider shall not be considered to have been paid for an emergency ambulance service rendered to an insured if the insurer makes payment for the emergency ambulance service to the insured. An ambulance service provider shall have a right of action against an insurer that fails to make a payment to it under this subsection.

(c) Payment to an ambulance service provider shall be pursuant to pricing schedules established by regulation by the secretary of

health and human services. The pricing schedules shall ensure that the payments reflect the actual cost of providing the services within a municipality. The schedules shall reflect geographic differences and population density that disproportionately affect access in a municipality when compared to similarly positioned municipalities. The secretary shall review the pricing schedules every 3 years.

(d) An ambulance service provider receiving payment for emergency ambulance services pursuant to subsections (b) and (c) shall be considered to have been paid in full for the emergency ambulance services provided to the insured and shall have no further right or recourse to bill the insured for emergency ambulance services, with the exceptions of coinsurance, co-payments or deductibles for which the insured is responsible pursuant to the insured's insurance policy or insurance contract.

(e) Nothing in this section shall be construed to limit or adversely affect an insured's right to receive benefits under an insurance policy or insurance contract providing insurance coverage for emergency ambulance services. Nothing in this section shall create an entitlement on behalf of an insured to coverage for emergency ambulance services if the insured's insurance policy or insurance contract provides no coverage for emergency ambulance services.

(f) The secretary shall enforce this section." ; and

By inserting after section 105 the following section:-

"SECTION 105A. (a) The secretary of health and human services shall implement regulations to establish the pricing schedules set forth in subsection (c) of section 3C of chapter 176D of the General Laws. When developing the rate, the division shall seek comments from the ambulance service advisory council established in subsection (b).

(b) There shall be an ambulance service advisory council to advise the secretary on the pricing schedules set forth in subsection (c) of section 3C of chapter 176D. The council shall be appointed by the secretary and consist of the following members or a designee: (i) the secretary of public safety and security; (ii) the commissioner of the group insurance commission; (iii) a representative of the Fire Chiefs Association of Massachusetts; (iv) the president of the Massachusetts Municipal Association; (v) the president of the Massachusetts Association of Health Plans, Inc.; (vi) the president of the Professional Fire Fighters of Massachusetts; (vii) a representative of the Massachusetts Ambulance Association, Incorporated; and (viii) the president of a commercial insurer. The council shall make recommendations for pricing schedules that consider (A) cost differences associated with differences in geography and population density that impact services; (B) differences in distances travelled for services; and (C) the actual cost of providing services."

The amendment was **adopted**.

Messrs. Rodrigues, Pacheco, Montigny, Timilty, Joyce, Moore and Wolf moved that the proposed new text be amended in section 2, in item 5047-0001, by adding the following words: "; provided, that there shall not be a reduction in services in the Southeast area related to the alignment of state operated Emergency Services; provided further, that any change in state operated Emergency Services in the Southeast area shall comply with section 52 to 55, inclusive of chapter 7 of the General Laws".

The amendment was **adopted**.

Messrs. Barrett and Eldridge moved that the proposed new text be amended in section 2, in item 4200-0200, by adding at the end thereof the following:- "provided, that the department shall expend not less than \$500,000 to expand the Detention Diversion Advocacy Program, to be coordinated by the Robert F. Kennedy Children's Action Corps, that prevents high risk juveniles presenting before the court from penetrating further into the juvenile justice system"; and by striking out the figure "\$26,687,833" and inserting in place thereof the figure "\$27,187,833".

The amendment was **adopted**.

The President in the Chair, Ms. Creem moved that the proposed new text be amended by inserting after section 4 the following section:-

"SECTION 4A. Clause (10) of section 18 ¾ of said chapter 6A, as appearing in section 4 of chapter 284 of the acts of 2014, is hereby amended by striking out the words 'and (v) the effectiveness of section 128B of chapter 140' and inserting in place thereof the following words:- '(v) the effectiveness of section 128B of chapter 140; and (vi) aggregate data concerning the annual number of transactions involving multiple purchases of firearms and the purchase of 5 or more firearms in a 4-month period by the same licensee, including an analysis of whether any such firearms were used in a crime identified and reported under section 131Q of chapter 140.'"; and

By inserting after section 46 the following section:-

"SECTION 46A. The second paragraph of section 131Q of chapter 140 of the General Laws, as appearing in section 70 of chapter 284 of the acts of 2014, is hereby amended by inserting after the words 'in this section' the following words:- and data analyzing whether the license number used for the purchase or transfer of a firearm used in a crime was associated with the purchase or transfer of another firearm within a 12-month period and the number of such firearms purchased or transferred."

After debate, by a vote of 9 to 18, the amendment was rejected

Ms. Creem in the Chair, Mr. Welch, Mrs. L'Italien, Ms. Flanagan, Mr. Eldridge, Ms. Gobi, Messrs. Humason and Lewis, Ms. O'Connor Ives, Messrs. Moore, Montigny, Wolf, Brownsberger, Lesser, Ross and Timilty, Ms. Forry and Messrs. Downing and Kennedy moved that the proposed new text be amended in section 2, in item 4000-0700, by inserting after the word "coverage;" the following words:- "provided further, that not later than May 1, 2016, MassHealth shall provide not less than \$3,948,705 for an increase to reimbursement rates for any acute care hospital that has greater than 63 per cent of its gross patient service revenue from governmental payers and free care as determined by the executive office of health and human services in the amount of 10 per cent added to its adjudicated payment amount per discharge, or APAD, and 5 per cent added to its outpatient payment amount per episode or PAPE, or of reimbursement provided under any subsequent outpatient payment methodologies; provided further,

that not later than May 1, 2016, MassHealth shall provide a supplemental payment of \$2,051,295 for inpatient and outpatient behavioral and mental health services provided by acute care hospitals that have greater than 63 per cent of gross patient service revenue from governmental payers and free care as determined by the executive office of health and human services, provided, however, that such add on amounts shall be prioritized for services to children and adolescents;”.

After remarks, the question on adoption of the amendment was determined by a call of the yeas and nays, at nine minutes before ten o'clock P.M., on motion of Mr. Welch, as follows, to wit (*yeas 39 — nays 0*) [**Yeas and Nays No. 46**]:

YEAS.

Barrett, Michael J.	Kennedy, Thomas P.
Brownsberger, William N.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Chang-Diaz, Sonia	L'Italien, Barbara
Creem, Cynthia Stone	Lovely, Joan B.
deMacedo, Viriato M.	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.	Petruccelli, Anthony
Fattman, Ryan C.	Rodrigues, Michael J.
Flanagan, Jennifer L.	Ross, Richard J.
Forry, Linda Dorcena	Rush, Michael F.
Gobi, Anne M.	Spilka, Karen E.
Hedlund, Robert L.	Tarr, Bruce E.
Humason, Donald F., Jr.	Timilty, James E.
Jehlen, Patricia D.	Welch, James T.
Joyce, Brian A.	Wolf, Daniel A. — 39.

Keenan, John F.

NAYS – 0.

The yeas and nays having been completed at six minutes before ten o'clock P.M., the amendment was **adopted**.

Recess.

There being no objection, at five minutes before ten o'clock P.M., the Chair (Ms. Creem) declared a recess subject to the call of the Chair; and, at eleven minutes past eleven o'clock P.M., the Senate reassembled, the President in the Chair.

Orders of the Day.

The Orders of the Day were further considered as follows:

The House Bill making appropriations for the fiscal year two thousand sixteen for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 3401),-- **was considered, the main question being on ordering the bill to a third reading.**

Mr. Tarr, Mrs. L'Italien, Ms. Gobi, Ms. Lovely, Ms. O'Connor Ives, Messrs. Ross, Hedlund, deMacedo, Wolf, Humason and Moore, Ms. Forry and Messrs. Joyce and Montigny moved that the proposed new text be amended by inserting a new section at the end thereof:-

“SECTION__ The Secretary of Health and Human Services and the Secretary of Elder Affairs shall file an application to seek a waiver with the Center for Medicaid and Medicare Services (CMS) to amend the Commonwealth of Massachusetts’ 1915 (c) elderly waiver, provided that such amendment must be revenue neutral , that any program of home and community based services in which family members are permitted to serve as paid caregivers, funded pursuant to Section 9 of Chapter 118E shall include spouses within the definition of a family member.”

The amendment was *rejected*.

At eleven minutes past eleven 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.

Subsequently, at twelve minutes past eleven o'clock P.M., a quorum was declared present.

Messrs. Keenan, Eldridge, Lewis and Moore moved that the proposed new text be amended by striking out section 80 and inserting in place thereof the following section:-

“SECTION 80. (a) The secretary of transportation shall prepare a report that includes an analysis of: (i) the consolidation of core administrative functions of the Massachusetts Department of Transportation as required by section 5 of chapter 6C of the General Laws; (ii) the achievement of goals identified by the healthy transportation compact in section 33 of said chapter 6C; (iii) the progress or achievements of the performance and asset management advisory council; (iv) the development of a long-term statewide transportation plan pursuant to subsection (d) of section 30 of said chapter 6C; (v) the work of the internal project controls unit required by subsection (c) of section 39 of said chapter 6C; (vi) the amount of taxes assessed pursuant to section 24 of chapter 161A of the General Laws; (vii) the department and the authority’s progress in achieving the benchmarks in sections 60 and 61 of chapter 46 of the acts of 2013; (viii) the department’s removal of employee salaries from capital expenditures, including an update of the number, if any, of employee salaries funded by capital expenditures and the cost of the salaries; (ix) the parking pilot program required by section 80 of said chapter 46; and (x) obtaining mitigation payments from private entities to cover capital and operating costs generated by the impacts of nearby developments.

(b) The report shall further include an analysis and assessment of current capacity constraints, safety conditions and the state of good repair of the commonwealth’s transportation system, including all modes of surface transportation. The assessment shall analyze the current planned operating and capital expenditures of the department, including the Massachusetts Bay Transportation Authority and the regional transit authorities, and shall consider and state the baseline of the surface transportation revenues currently available and projected to be available from all sources in all modes of surface transportation, regardless of the fund in which they are kept, from fiscal year 2016 through fiscal year 2027. The baseline assessment shall: (i) project spending for the maintenance of the existing system, the completion of all expansion projects the commonwealth is legally bound to complete and capital improvements and projects included in the fiscally-constrained, long-range transportation plans mandated by federal law; (ii) consider and incorporate any additional expenditures necessary to implement the most recent capital plans of the Massachusetts Bay Transportation Authority and the Massachusetts Department of Transportation. The report shall recommend specific and quantified potential new revenue sources pertaining to both operating and capital funds in fiscal year 2016 through fiscal year 2027, in order to fully address any deficiencies in capacity, safety or state of good repair identified in its assessment; provided, that the report’s revenue recommendations shall consider the needs of both the Massachusetts Bay Transportation Authority and the statewide transportation system and provided further that said report may include recommendations beyond own-source revenues and shall remain consistent with the Massachusetts Bay Transportation Authority

fare policy set forth in section 61 of chapter 46 of the acts of 2013.

(c) The secretary shall provide status updates of department and authority actions relative to the items identified in this section with the joint committee on transportation not later than August 15, 2015 and October 15, 2015 and shall file its final report with the clerks of the house of representatives and the senate, the joint committee on transportation and the house and senate committees on ways and means not later than December 15, 2015. Thereafter, the Massachusetts Bay Transportation Authority Fiscal and Management Control Board, established in section 80A, shall provide monthly updates to the joint committee on transportation.

The amendment was **adopted**.

Messrs. Tarr, McGee, Hedlund, Ross, Humason, deMacedo and Fattman, Mrs. L'Italien, Mr. Montigny, Ms. O'Connor Ives, Mr. Donnelly, Ms. Lovely, Mr. Moore, Ms. Donoghue, Mr. Brownsberger, Ms. Forry and Messrs. Barrett, Keenan and Pacheco moved that the proposed new text be amended by inserting the text of Senate document numbered 1946, relative to fiscal management control board.

After remarks, the question on adoption of the amendment was determined by a call of the yeas and nays, at twenty-four minute before twelve o'clock midnight, on motion of Mr. Tarr, as follows, to wit (*yeas 40 — nays 0*) [**Yeas and Nays No. 47**]:

YEAS.

Barrett, Michael J.	Kennedy, Thomas P.
Brownsberger, William N.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Chang-Diaz, Sonia	L'Italien, Barbara
Creem, Cynthia Stone	Lovely, Joan B.
deMacedo, Viriato M.	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.	Petruccelli, Anthony
Fattman, Ryan C.	Rodrigues, Michael J.
Flanagan, Jennifer L.	Ross, Richard J.
Forry, Linda Dorcena	Rosenberg, Stanley C.
Gobi, Anne M.	Rush, Michael F.
Hedlund, Robert L.	Spilka, Karen E.

Humason, Donald F., Jr.

Tarr, Bruce E.

Jehlen, Patricia D.

Timilty, James E.

Joyce, Brian A.

Welch, James T.

Keenan, John F.

Wolf, Daniel A. – 40.

NAYS – 0.

The yeas and nays having been completed at twenty-two minutes before twelve o'clock midnight, the amendment was **adopted**.

Ms. Spilka moved that the proposed new text be amended in section 1A, in line 47, by striking out the figure “\$90.0”, each time it appears, and inserting in place thereof, in each instance, the following figure:- “\$100.0”;

In said section 2, in item 0526-0100, by striking out the figure “\$942,145” and inserting in place thereof the following figure:- “\$1,127,145”;

In said section 2, in item 0610-0010, by striking out the figure “\$350,000” and inserting in place thereof the following figure:- “\$435,000”;

In said section 2, in item 0640-0300, by striking out the figure “\$12,000,000” and inserting in place thereof the following figure:- “\$14,160,000”;

In said section 2, in item 1410-0012, by striking out the figure “\$3,073,641” and inserting in place thereof the following figure:- “\$3,247,641”;

In said section 2, in item 1410-1616, by striking out the figure “\$385,000” and inserting in place thereof the following figure:- “\$729,000”;

In said section 2, in item 1599-0026, by striking out the figure “\$8,530,000” and inserting in place thereof the following figure:- “\$10,541,000”;

In said section 2, in item 2200-0100, by striking out the figure “\$29,170,620” and inserting in place thereof the following figure:- “\$29,520,620”;

In said section 2, in item 2200-0107, by striking out the figure “\$400,000” and inserting in place thereof the following figure:- “\$525,000”;

In said section 2, in item 2310-0200, by striking out the figure “\$15,268,483” and inserting in place thereof the following figure:- “\$15,413,483”;

In said section 2, in item 2800-0100, by striking out the figure “\$4,786,687” and inserting in place thereof the following figure:- “\$5,056,687”;

In said section 2, in item 2800-0101, by striking out the words:- “\$100,000 be expended”, inserted by amendment 292, and inserting in place thereof the following words:- “not less than \$100,000 shall be expended”;

In said section 2, in item 2810-0100, by striking out the figure “\$41,824,985” and inserting in place thereof the following figure:- “\$44,163,985”;

In said section 2, in item 3000-3060, by inserting after the words “required by the regulations” the following words:- “; provided further, that families involved with transitional aid to families with dependent children shall not be charged fees for care provided under this item”;

In said section 2, in item 4000-0300, by striking out the figure “\$90,898,463” and inserting in place thereof the following figure:- “\$91,073,463”;

In said section 2, in item 4000-0500, by inserting after the words “federal poverty level” the following words:- “; provided further, that up to \$30,000,000 shall be expended from this item, or item 4000-0700 if necessary, to achieve maximum federal financial participation and to enhance the ability of hospitals and community health centers to serve populations in need more efficiently and effectively; provided further, that the executive office shall maximize federal reimbursements for state expenditures made to these providers; provided further, that such expenditures may include up to \$30,000,000 for fiscal year 2015 or fiscal year 2016”;

In said section 2, in item 4510-0600, by striking out the figure “\$4,462,669” and inserting in place thereof the following figure:- “\$4,585,669”;

In said section 2, in item 4510-0710, by striking out the words “not less than \$3,460,999” and inserting in place thereof the following word:- “funds”;

In said section 2, in item 4512-0200, by striking out the figure “\$93,869,903” and inserting in place thereof the following figure:- “\$94,569,903”;

In said section 2, in item 4513-1111, by striking out the figure “\$3,187,386” and inserting in place thereof the following figure:- “\$3,902,386”;

In said section 2, in item 4590-0250, by striking out the figure “\$12,085,974” and inserting in place thereof the following figure:-

“\$12,230,974”;

In said section 2, in item 4590-1507, by striking out the figure “\$3,700,000” and inserting in place thereof the following figure:- “\$3,900,000”;

In said section 2, in item 4800-0038, by striking out the figure “\$277,894,460” and inserting in place thereof the following figure:- “\$278,219,460”;

In said section 2, in item 4800-0041, by striking out the figure “\$249,564,682” and inserting in place thereof the following figure:- “\$250,440,914”;

In said section 2, in item 5046-0000, by striking out the words “in municipalities that provide equal matching funds from other public or private sources”;

In said section 2, in item 7000-9401, by striking out the figure “\$9,692,731” and inserting in place thereof the following figure:- “\$9,938,482”;

In said section 2, in item 7002-0020, by striking out the figure “\$945,000” and inserting in place thereof the following figure:- “\$1,535,000”;

In said section 2, in item 7003-1206, by striking out the figure “\$900,000” and inserting in place thereof the following figure:- “\$1,365,000”;

In said section 2, in item 7004-0099, by striking out the words “\$175,000 be expended”, inserted by amendment 489, and inserting in place thereof the following words:- “not less than \$175,000 shall be expended”;

In said section 2, in said item 7004-0099, by striking out the figure “\$7,902,360” and inserting in place thereof the following figure:- “\$8,272,360”;

In said section 2, in item 7004-0102, by striking out the figure “\$44,700,000” and inserting in place thereof the following figure:- “\$45,125,000”;

In said section 2, in item 7004-3036, by striking out the figure “\$1,741,922” and inserting in place thereof the following figure:- “\$1,991,922”;

In said section 2, in item 7006-0010, by striking out the figure “\$16,493,118” and inserting in place thereof the following figure:- “\$17,501,641”;

In said section 2, in item 7008-0900, by striking out the figure “\$7,500,000” and inserting in place thereof the following figure:- “\$12,110,000”;

In said section 2, in item 7010-0005, by striking out the figure “\$13,625,797” and inserting in place thereof the following figure:- “\$13,870,797”;

In said section 2, in item 7027-0019, by striking out the figure “\$2,800,000” and inserting in place thereof the following figure:- “\$3,025,000”;

In said section 2, in item 7035-0002, by striking out the figure “\$30,374,160” and inserting in place thereof the following figure:- “\$31,224,160”;

In said section 2, in item 7061-9408, by striking out the figure “\$7,580,375” and inserting in place thereof the following figure:- “\$7,840,375”;

In said section 2, in item 7061-9412, by striking out the words “and make recommendations for sustainable and lower cost models for schools with expanded learning time”;

In said section 2, in item 7061-9611, by striking out the figure “\$1,780,109” and inserting in place thereof the following figure:- “\$1,890,109”;

In said section 2, in item 8000-0600, by striking out the figure “\$2,226,406” and inserting in place thereof the following figure:- “\$2,716,406”;

In said section 2, in item 8324-0000, by striking out the figure “\$21,000,065” and inserting in place thereof the following figure:- “\$23,390,065”;

In said section 2, in item 8700-0001, by striking out the figure “\$9,973,671” and inserting in place thereof the following figure:- “\$10,273,671”;

In said section 2, in item 8900-0001, by striking out the figure “\$567,883,603” and inserting in place thereof the following figure:- “\$570,151,603”;

In said section 2, in item 8910-0108, by striking out the figure “\$14,297,242” and inserting in place thereof the following figure:- “\$14,682,242”;

In said section 2, in item 9110-9002, by striking out the figure “\$11,500,000” and inserting in place thereof the following figure:- “\$13,015,000”;

In section 2E, in item 1595-6368, by striking out the figure “\$367,220,340” and inserting in place thereof the following figure:- “\$368,025,340”;

In section 27, by striking out, in line 315, the word “programs” and inserting in place thereof the following word:- “agencies”;

In section 33, by striking out, in line 398, the words “necessary to investigate and conduct” and inserting in place thereof the following words:- “or to federal law enforcement for the purpose of investigating or prosecuting criminal offenses relative to contraband tobacco distribution or conducting other”;

By inserting after section 57 the following 2 sections:-

“SECTION 57A. Item 1102-2009 of section 2 of chapter 237 of the acts of 2014 is hereby amended by striking out the words ‘while they pursue their education and training’ and inserting in place thereof the following words:- , faculty and staff, and for members of surrounding communities while they pursue their education and training or employment.

SECTION 57B. Item 2840-7024 of section 2B of chapter 286 of the acts of 2014 is hereby amended by striking out the figure

'\$8,000,000' and inserting in place thereof the following figure:- \$9,000,000.”;

In section 91, by striking out, in lines 1155 to 1157, inclusive, the words “whose eligibility statuses have been determined by the department of transitional assistance to have changed as a result of the implementation of clauses (1) and (2) of subsection (e) of section 110 of chapter 5 of the acts of 1995” and inserting in place thereof the following words:- “who would have been exempt under clause (1) of subsection (e) of section 110 of chapter 5 of the acts of 1995 but are not exempt under regulations that may be adopted by the department pursuant to section 39 of chapter 158 of the acts of 2014 to implement said clause (1) of said subsection (e) of said section 110 of said chapter 5”;

In said section 91, by striking out, in lines 1163 to 1165, inclusive, the words “whose eligibility statuses have been determined by the department to have changed as a result of the implementation of clauses (1) and (2) of subsection (e) of section 110 of chapter 5 of the acts of 1995” and inserting in place thereof the following words:- “who would have been exempt under clause (1) of subsection (e) of section 110 of chapter 5 of the acts of 1995 but are not exempt under regulations that may be adopted by the department pursuant to section 39 of chapter 158 of the acts of 2014 to implement said clause (1) of said subsection (e) of said section 110 of said chapter 5”;

By inserting after section 105 the following 2 sections:-

“SECTION 105A. The department of public health may promulgate regulations or guidelines to implement the municipal naloxone bulk purchase program established pursuant to section 2SSSS of chapter 29 of the General Laws.

SECTION 105B. Notwithstanding and general or special law to the contrary, the department of public health shall promulgate regulations to implement the fee established in section 33 of chapter 46 of the General Laws. The regulations shall guarantee that the municipal portion of the fee shall not be less than the highest municipal fee set as of June 30, 2015 for a certified copy of a vital record issued by a city or town clerk.”;

In section 105A, by striking out the words “Up to”, inserted by amendment 747, and inserting in place thereof the following words:- “Notwithstanding section 35AAA of chapter 10 of the General Laws, up to”; and

By inserting after section 108 the following section:-

“SECTION 108A. Section 32 shall take effect as of January 1, 2015 and shall apply to tax years beginning on or after January 1, 2015.”

The amendment was **adopted**.

The Ways and Means amendment was then adopted, as amended, and the bill was ordered to a third reading and read a read a third time.

Suspension of Senate Rule 38A½ .

Mr. Tarr moved that Senate Rule 38A½ be suspended to allow the Senate to continue in session beyond the hour of midnight; and, there being no objection, on further motion of the same Senator, the rule was suspended without a recorded yea and nay vote.

After remarks, the question on passing the bill to be engrossed was determined by a call of the yeas and nays at thirteen minutes past twelve o'clock midnight, on motion of Ms. Spilka, as follows, to wit (yeas 40 — nays 0) [Yeas and Nays No. 48]:

YEAS.

Barrett, Michael J.	Kennedy, Thomas P.
Brownsberger, William N.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Chang-Diaz, Sonia	L'Italien, Barbara
Creem, Cynthia Stone	Lovely, Joan B.
deMacedo, Viriato M.	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.	Petruccelli, Anthony
Fattman, Ryan C.	Rodrigues, Michael J.
Flanagan, Jennifer L.	Rosenberg, Stanley C.
Forry, Linda Dorcena	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Hedlund, Robert L.	Spilka, Karen E.
Humason, Donald F., Jr.	Tarr, Bruce E.
Jehlen, Patricia D.	Timilty, James E.
Joyce, Brian A.	Welch, James T.
Keenan, John F.	Wolf, Daniel A. – 40.

NAYS – 0.

The yeas and nays having been completed at a quarter past twelve o'clock midnight, the bill was passed to be engrossed, in concurrence, with the amendments [For text of Senate amendments, see Senate, No. 1930, printed as amended]. Sent to the House for concurrence in the amendments.

Order Adopted.

On motion of Ms. Chandler,--

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.

Adjourn In Memory of William J. "Bill" Spence

The Senator from Plymouth and Norfolk, Mr. Hedlund, moved that when the Senate adjourns today, it adjourn in memory of former State Representative William J. "Bill" Spence.

Former State Representative William J. "Bill" Spence was a visionary, activist and entrepreneur; his life was devoted to service, both to family and community.

Bill grew up in Rockland and attended the Fessenden School, Phillips Exeter Academy and was a graduate of both Harvard College and Harvard Business School.

Bill served in the United States Navy as an officer during the Korean War and was an elected member of the Massachusetts House of Representatives, serving constituents on the South Shore from 1969-1975.

Bill was instrumental in changing the music scene in Boston in the 1960's, bringing both local bands and up and coming major rock n' roll musicians to the Surf Ballroom, his club on the South Shore of Boston.

He had the foresight to book the Rolling Stones for their first US tour and ran the first major integrated concert in the South at a time when segregation was still the norm.

Bill was also ahead of his time in the field of public transportation, operating the first commuter boat from the South Shore to Boston in 1975.

He was the former President of Mass Bay Lines and Interferry, an international association of ferryboat operators from around the world.

Bill is survived by his wife of 62 years, Wilma Collins Spence, his four children, Jay Spence and his wife Bonnie Baldwin of Pembroke, Darcie Spence of Mill Valley, California, Jeffrey Spence and his wife Mary Brigid Ratelle of Charlotte, North Carolina, Kerry Spence and her husband Robert Fitzgerald of Needham, his brother John Spence of Duxbury, his brother-in-law John Collins of Wellesley Hills, his sister-in-law Barbara Spence of Scituate, 11 grandchildren, many nieces and nephews and many friends, neighbors and colleagues.

It was his hope to be remembered as a considerate husband, father and friend to all.

Accordingly, as a mark of respect in memory of William J. "Bill" Spence, at sixteen minutes past twelve o'clock midnight, on motion of Ms. Chandler, the Senate adjourned to meet again on Tuesday next at eleven o'clock A.M.