

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

UNCORRECTED PROOF OF THE JOURNAL OF THE SENATE.



JOURNAL OF THE SENATE.

Met at eleven minutes past eleven o'clock A.M. (Ms. Chandler in the Chair) (having been appointed by the President, under authority conferred by Senate Rule 4, to perform the duties of the Chair).

The Chair (Ms. Chandler), 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, the Chair (Ms. Chandler) handed the gavel to Ms. Creem for the purpose of an introduction. Ms. Creem then introduced, in the rear of the Chamber, four students from the Charles E. Brown Middle School in Newton. Abby Betzalel, Sydney Eng, Lucy Jenks and Maggie Winters were recognized for their hard work and research in becoming experts on the transportation problems facing workers in the Boston Seaport District. The students presented their end of year extra-credit math project to Senators McGee and Keenan on a new kind of ride-sharing option for the district, known in other communities as "slugging". The Senate applauded their accomplishments and they withdrew from the Chamber.

Reports.

The following reports were severally received and placed on file, to wit:

Report of the State Retiree Benefits Trust Board (pursuant to Section 24(f) of Chapter 32A of the General Laws) submitting its budget for fiscal year 2017 (received June 14, 2016);

Report of the Executive Office for Administration and Finance (pursuant to Section 23 of Chapter 48 of the Acts of 2014) submitting a report on expenditures for planned projects that will enhance the military mission, new partnerships and economic growth (received June 14, 2016);

Report from the Department of Unemployment Assistance (pursuant to Section 14F of Chapter 151A of the General Laws) submitting its May 2016 Unemployment Insurance Trust Fund Report (received June 15, 2016); and

Report of the Norfolk County Registry of Deeds (pursuant to Section 4 of Chapter 4 of the Acts of 2003 and Section 2KKK of Chapter 29 of the General Laws) submitting its plan for expenditure from the County Registers Technological Fund (copies having been forwarded as required to the Senate Committees on Ways and Means and Post Audit and Oversight) (received June 16, 2016).

Petitions.

Petitions were severally presented and referred as follows:

By Ms. Lovely, a petition (accompanied by bill) (subject to Joint Rule 12) of Joan B. Lovely for legislation relative to the Ellen Story Commission on Postpartum Depression;

By Mr. Moore, a petition (accompanied by bill) (subject to Joint Rule 12) of Michael O. Moore and David K. Muradian, Jr. for legislation to authorize the Division of Capital Asset Management and Maintenance to grant an easement to the town of Grafton over a certain parcel of land; and

By Mr. Ross, a petition (accompanied by bill) (subject to Joint Rule 12) of Richard J. Ross and Kevin J. Kuros for legislation

relative to handicapped placards;

Under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.

Reports of Committees.

By Ms. Chang-Diaz, for the committee on Education, on Senate, Nos. 287, 293, 300, 302, 305, 308, 323 and 338, an Order relative to authorizing the joint committee on Education to make an investigation and study of certain current Senate documents relative to school finance and school choice (Senate, No. 2336);

By the same Senator, for the same committee, on Senate, Nos. 306, 307, 322 and 331, an Order relative to authorizing the joint committee on Education to make an investigation and study of certain current Senate documents relative to accountability and compliance (Senate, No. 2337);

By the same Senator, for the same committee, on Senate, Nos. 276, 291, 329, 341, 345 and 349, an Order relative to authorizing the joint committee on Education to make an investigation and study of certain current Senate documents relative to curriculum (Senate, No. 2338);

By the same Senator, for the same committee, on Senate, Nos. 252 and 280, an Order relative to authorizing the joint committee on Education to make an investigation and study of certain current Senate documents relative to early education and expanded learning time (Senate, No. 2339);

By the same Senator, for the same committee, on Senate, Nos. 282, 309 and 350, an Order relative to authorizing the joint committee on Education to make an investigation and study of certain current Senate documents relative to personnel (Senate, No. 2340);

By the same Senator, for the same committee, on Senate, Nos. 270, 272, 277, 319 and 348, an Order relative to authorizing the joint committee on Education to make an investigation and study of certain current Senate documents relative to transportation and the SBA (Senate, No. 2341);

By the same Senator, for the same committee, on Senate, No. 264, an Order relative to authorizing the joint committee on Education to make an investigation and study of a certain current Senate document relative to special education financing (Senate, No. 2342);

By the same Senator, for the same committee, on Senate, Nos. 313 and 328, an Order relative to authorizing the joint committee on Education to make an investigation and study of certain current Senate documents relative to special education (Senate, No. 2343);

By the same Senator, for the same committee, on Senate, Nos. 257, 294, 298, 311 and 325, an Order relative to authorizing the joint committee on Education to make an investigation and study of certain current Senate documents relative to assessments and technology (Senate, No. 2344);

By the same Senator, for the same committee, on Senate, Nos. 301, 316, 317, 342 and 346, an Order relative to authorizing the joint committee on Education to make an investigation and study of certain current Senate documents relative to health education matters (Senate, No. 2345);

By the same Senator, for the same committee, on Senate, No. 278, an Order relative to authorizing the joint committee on Education to make an investigation and study of a certain current Senate document relative to vocational education (Senate, No. 2346);

By the same Senator, for the same committee, on Senate, Nos. 260 and 347, an Order relative to authorizing the joint committee on Education to make an investigation and study of certain current Senate documents relative to at-risk students (Senate, No. 2347); and

By the same Senator, for the same committee, on Senate, Nos. 247, 259, 320, 333, 337 and 344, an Order relative to authorizing the joint committee on Education to make an investigation and study of certain current Senate documents relative to school climate and discipline (Senate, No. 2348);

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

By Mr. Keenan, for the committee on Bonding, Capital Expenditures and State Assets, that the Senate Bill authorizing the Commissioner of Capital Asset Management and Maintenance to convey certain land containing the Salem Superior Courthouse and County Commissioners Building to the Salem Redevelopment Authority (printed as House, No. 2837),-- **ought to pass; Referred, under Senate Rule 27, to the committee on Ways and Means.**

By Ms. L'Italien, for the committee on Consumer Protection and Professional Licensure, on petition, a Bill authorizing the town of Wenham to grant an additional license for the sale of alcoholic beverages not to be drunk on the premises (Senate, No. 2291) [Local approval received];

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

PAPERS FROM THE HOUSE

Petitions were severally referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 4411) of Danielle W. Gregoire and others (by vote of the town) relative to the charter of the town of Westborough; and

Petition (accompanied by bill, House, No. 4412) of Timothy R. Whelan (by vote of the town) that the town of Dennis be authorized to establish a landfill solar special revenue fund;

Severally, to the committee on Municipalities and Regional Government.

Bills

Relative to certain property located in the town of Belchertown (Senate, No. 4131,-- on petition); and
Establishing a sick leave bank for Patricia Barry, an employee of the Department of Public Health (Senate, No. 4266, amended,-- on petition);

Were severally read and, under Senate Rule 27, referred to the committee on Ways and Means.

Report of the committee on Public Health asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 3472) Brian R. Mannel relative to compensating providers of medical or supervisory care to family members,-- and recommending that the same be referred to the committee on Health Care Financing,-- **was considered forthwith, under Senate Rule 36, and accepted, in concurrence.**

Resolutions.

The following resolutions (having been filed with the Clerk) were severally considered forthwith and adopted, as follows:-
Resolutions (filed by Ms. Gobi) "congratulating the Barre Woman's Club, a non-profit organization on the occasion of its one hundredth anniversary";
Resolutions (filed by Mr. Tarr) "celebrating the National Amateur Radio Field Day of American Radio Relay League."

Communication.

The Clerk read the following communication:

THE COMMONWEALTH OF MASSACHUSETTS
MASSACHUSETTS SENATE

June 10, 2016

Mr. William Welch, Senate Clerk
State House, Room 335
Boston, MA 02119

Dear Honorable Clerk,

On June 9, 2016, during formal session, I was absent from the Chamber because I was attending my daughter's high school graduation.

Thank you in advance for your time. Should you have any questions, please do not hesitate to contact me.

Sincerely,
THOMAS M. McGEE
State Senator
Third Essex

On motion of Ms. O'Connor Ives, the above communication was ordered printed in the Journal of the Senate.

Petition.

On motion of Ms. Jehlen, Senate Rule 20 and Joint Rule 12 were suspended on the petition, presented by Mr. Brownsberger (accompanied by bill) of William N. Brownsberger, William M. Straus, Jay D. Livingstone, Joseph A. Boncore and other members of the General Court for legislation relative to sight-seeing vehicle safety,— **and the same was referred to the committee on Transportation.**
Sent to the House for concurrence.

PAPER FROM THE HOUSE
Engrossed Bill.

An engrossed Bill increasing the membership of the board of health in the town of Framingham (see House, No. 3977, amended) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage, was passed to be enacted and signed by the Acting President (Ms. Chandler) and laid before the Governor for his approbation.

Matters Taken Out of the Orders of the Day.

There being no objection, the following matters were taken out of the Orders of the Day and considered as follows:
The Senate Bill authorizing the town of Tolland to continue the employment of police officer Lester M. Walker (Senate, No. 1372),-- was read a third time.

Pending the question on passing the bill to be engrossed, Mr. Humason moved that the bill be amended in section 1, by striking out the last sentence and inserting in place thereof the following sentence:- “No further deductions shall be made from the regular compensation of Lester M. Walker under chapter 32 of the General Laws for any service subsequent to him reaching 65 years of age, and upon retirement Lester M. Walker shall receive a superannuation retirement allowance equal to that to which he would have been entitled had he retired at the age of 65.”

The amendment was adopted.

The bill (Senate, No. 1372, amended) was then passed to be engrossed.

Sent to the House for concurrence.

The House Bill authorizing the town of Falmouth to convey certain land to the West Falmouth Library Inc. (House, No. 3976, amended),-- was read a third time.

Pending the question on passing the bill to be engrossed, Mr. deMacedo moved that the bill in section 1, in the first sentence, by inserting after the word “contrary”, the following words:- “but subject to paragraphs (a), (b) and (g) of section 16 of chapter 30B of the General Laws”.

The amendment was adopted.

The bill, as amended, was then passed to be engrossed, in concurrence, with the amendment

Sent to the House for concurrence in the amendment.

The House Bill authorizing the town of Wayland to increase the annual spending limit for its recreation department revolving fund (House, No. 3940, amended),-- was read a third time.

Pending the question on passing the bill to be engrossed, Mr. Ross moved that the bill be amended in section 1, by inserting after the word “Laws”, in line 5, the following words:- “; provided, however, that the expenditure limit established in this section shall not apply if said clause (4) of said third paragraph of said section 53E1/2 of said chapter 44 is repealed or if the limit on expenditures established in said clause (4) of said third paragraph of said section 53E1/2 of said chapter 44 is raised such that it exceeds 2 1/2 per cent of the amount raised by taxation by the town in the most recent fiscal year for which a tax rate has been certified pursuant to section 23 of chapter 59 of the General Laws”; and in said section 1, by inserting after the word “except”, in line 6, the following word:- “for”.

The amendment was adopted.

The bill, as amended, was then passed to be engrossed, in concurrence, with the amendment

Sent to the House for concurrence in the amendment.

Orders of the Day.

The Orders of the Day were considered, as follows:

Bills

Relative to contracts in the city of Somerville (Senate, No. 2225);

Relative to the temporary use of the Clapp School in the City of Woburn (Senate, No. 2249);

Authorizing the town of Mendon to return a certain parcel in the town of Mendon to John D. Gannett, Jr. and Ute D. Gannett (Senate, No. 2250);

Relative to the city of Chelsea’s residential tax exemption (Senate, No. 2268);

Establishing a year-round market rate rental housing trust fund in the town of Provincetown (House, No. 3742, amended);

Authorizing the town of Acton to grant 16 additional licenses for the sale of all alcoholic beverages and 6 additional licenses for the sale of wines and malt beverages to be drunk on the premises (House, No. 4185); and

Authorizing the establishment of a municipal job creation and retention trust and project mitigation contribution (“linkage”) program for job creation and retention in the city of Somerville (House, No. 4303).

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

The Senate report of the committee on Labor and Workforce Development ought NOT to pass, on the petition (accompanied by bill, Senate, No. 1004) of Michael J. Rodrigues, Bruce E. Tarr and Steven S. Howitt for legislation to clarify the earned sick time ballot question,-- **was considered; and it was accepted.**

The Senate Bill creating a maximum allowable check-cashing rate (Senate, No. 152),-- was read a second time.

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

Subsequently, at twenty-nine minutes past eleven o’clock A.M., a quorum was declared present.

Subsequently, pending the question on adoption of the pending amendment, previously recommended by the committee on Ways and Means, substituting a new draft with the same title (Senate, No. 2323), and pending the main question on ordering the bill to a third reading, Ms. Forry moved that the proposed new draft be amended in section 2, by inserting after the word

“consideration”, in line 5, the following words:- “in excess of a \$1 service charge”; and

In said section 2, by striking out, in line 6, the words “payable to a natural person in excess of a \$1 service charge”.

After remarks, the amendment was adopted.

Ms. Forry and Mr. Montigny moved that the proposed new draft be amended in section 2, in line eleven, by striking out the figure “2.5” and inserting in place thereof the figure “1.5”.

After remarks, the amendment was adopted.

Ms. Forry and Mr. Montigny moved that the proposed new draft be amended in section 2, in proposed clause (iii) in proposed section 14 of chapter 169A, by inserting after the word “less”, in line 12, the following words:- “or a money order”; and in said section 2, in proposed clause (vi) in proposed section 14 of chapter 169A, by striking out, in line 16, the words “, drafts or money orders” and inserting in place thereof the following words:- “or drafts”.

After remarks, the amendment was adopted.

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

The bill (Senate, No. 2323, amended) was then ordered to a third reading, read a third time and passed to be engrossed. Sent to the House for concurrence.

The Senate Bill increasing the property tax deferral for seniors (Senate, No. 1494),-- was read a second time.

After remarks, and pending the question on ordering the bill to a third reading, Mr. Tarr moved that the bill be amended by adding the following 2 sections:-

"SECTION 2. Section 5K of said chapter 59, as so appearing, is hereby amended by striking out, in line 14, the figure ‘\$1,000’ and inserting in place thereof the following figure:- \$1,500.

SECTION 3. Said section 5K of said chapter 59, as so appearing, is hereby further amended, by striking out, in lines 38 and 39, the words ‘125 volunteer service hours in a given tax year, rather than \$1,000’ and inserting in place thereof the following words:- 175 volunteer service hours in a given tax year, rather than \$1,500.”

After remarks, the question on adoption of the amendment was determined by a call of the yeas and nays at twenty-four minutes before twelve o’clock noon, on motion of Mr. Tarr, as follows, to wit (yeas 35 – nays 0) [Yeas and Nays No. 366]:

YEAS.

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

Gobi, Anne M.

Timilty, James E.

Humason, Donald F., Jr.

Welch, James T.

Jehlen, Patricia D.

Wolf, Daniel A. – **35.**

Keenan, John F.

NAYS – 0.

ABSENT OR NOT VOTING.

Barrett, Michael J.

Joyce, Brian A.

Chang-Diaz, Sonia

Pacheco, Marc R. – **4.**

The yeas and nays having been completed at nineteen minutes before twelve o'clock noon, the amendment was adopted.

Messrs. Donnelly and Tarr moved that the bill be amended by adding at the end thereof the following sections:-
“SECTION XX. The last paragraph of clause eighteenth A of section 5 of chapter 59 of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by inserting after the word ‘or,’ in line 522, the following text:- one year after.
SECTION XX. The last paragraph of clause Forty-first A of section 5 of chapter 59 of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by inserting after the word ‘or,’ in line 1062, the following text:- one year after.”
After remarks, the question on adoption of the amendment was determined by a call of the yeas and nays at sixteen minutes before twelve o'clock noon, on motion of Mr. Donnelly, as follows, to wit (yeas 35 – nays 0) [Yeas and Nays No. 367]:

YEAS.

Boncore, Joseph A.

Lesser, Eric P.

Brady, Michael D.

Lewis, Jason M.

Brownsberger, William N.

L'Italien, Barbara A.

Chandler, Harriette L.

Lovely, Joan B.

Creem, Cynthia Stone

McGee, Thomas M.

deMacedo, Viriato M.

Montigny, Mark C.

DiDomenico, Sal N.

Moore, Michael O.

Donnelly, Kenneth J.

O'Connor Ives, Kathleen

Donoghue, Eileen M.	O'Connor, Patrick M.
Downing, Benjamin B.	Rodrigues, Michael J.
Eldridge, James B.	Ross, Richard J.
Fattman, Ryan C.	Rush, Michael F.
Flanagan, Jennifer L.	Spilka, Karen E.
Forry, Linda Dorcena	Tarr, Bruce E.
Gobi, Anne M.	Timilty, James E.
Humason, Donald F., Jr.	Welch, James T.
Jehlen, Patricia D.	Wolf, Daniel A. – 35.
Keenan, John F.	

NAYS – 0.

ABSENT OR NOT VOTING.

Barrett, Michael J.	Joyce, Brian A.
Chang-Diaz, Sonia	Pacheco, Marc R. – 4.

The yeas and nays having been completed at thirteen minutes before twelve o'clock noon, the amendment was adopted.

The bill (Senate, No. 1494, amended) was then ordered to a third reading and read a third time.

The question on passing the bill to be engrossed was determined by a call of the yeas and nays at twelve minutes before twelve o'clock noon, on motion of Mr. Tarr, as follows, to wit (yeas 36 – nays 0) [Yeas and Nays No. 368]:

YEAS.

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

Chandler, Harriette L.	Lovely, Joan B.
Creem, Cynthia Stone	McGee, Thomas M.
deMacedo, Viriato M.	Montigny, Mark C.
DiDomenico, Sal N.	Moore, Michael O.
Donnelly, Kenneth J.	O'Connor Ives, Kathleen
Donoghue, Eileen M.	O'Connor, Patrick M.
Downing, Benjamin B.	Rodrigues, Michael J.
Eldridge, James B.	Ross, Richard J.
Fattman, Ryan C.	Rush, Michael F.
Flanagan, Jennifer L.	Spilka, Karen E.
Forry, Linda Dorcena	Tarr, Bruce E.
Gobi, Anne M.	Timilty, James E.
Humason, Donald F., Jr.	Welch, James T.
Jehlen, Patricia D.	Wolf, Daniel A. – 36.

NAYS – 0.

ABSENT OR NOT VOTING.

Chang-Diaz, Sonia	Pacheco, Marc R. – 3.
Joyce, Brian A.	

The yeas and nays having been completed at eight minutes before twelve o'clock noon, the bill was passed to be engrossed. Sent to the House for concurrence.

The House Bill relative to housing, operations, military service, and enrichment (House, No. 4285),-- was read a second time. After remarks and pending the question on adoption of the pending amendment, previously recommended by the committee on Ways and Means (striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2325), and pending the main question on ordering the bill to a third reading, Messrs. Rodrigues and OConnor moved that the proposed new text be amended by inserting the following section:-

“SECTION __. Chapter 2 of the General Laws is hereby amended by adding the following section:

Section 62. The Gold Star Families Memorial Monument located in Bicentennial Park in the city of Fall River shall be the official Gold Star Families Memorial Monument of the commonwealth.”

After remarks, the amendment was adopted.

Messrs. Joyce and OConnor moved that the proposed new text be amended in section 2, by adding after the words “correction officers” the following:- “, or any other public employee.”
After remarks, the question on adoption of the amendment was determined by a call of the yeas and nays at ten minutes past twelve o’clock noon, on motion of Mr. Joyce, as follows, to wit (yeas 37 – nays 0) [Yeas and Nays No. 369]:

YEAS.

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

NAYS – 0.

ABSENT OR NOT VOTING.

Chang-Diaz, Sonia

Pacheco, Marc R. – 2.

The yeas and nays having been completed at fourteen minutes past twelve o'clock noon, the amendment was adopted.

Messrs. Tarr and O'Connor moved that the proposed new text be amended by inserting at the end thereof the following new section:-

“SECTION __. Any city, town or district in the Commonwealth may, subject to the approval of the city, town or district's legislative body, designate a place on its municipal property tax bills or motor vehicle excise tax bills or mail with such tax bills a separate form whereby taxpayers of the city, town or district can voluntarily check off, donate, and pledge an amount of money which shall increase the amount already due to a fund under the supervision of the local veterans agent, the board or officer in charge of the collection of the municipal charge, fee or fine, or the town collector of taxes.

The purpose of this fund is to provide support for veterans and their dependents in need of immediate assistance with food, transportation, heat, and oil expenses. The city, town or district's Veterans Services Department shall a) establish an application process for veterans and their dependents to obtain assistance; b) establish standards for acceptable documentation of veteran status or dependent status; and c) establish financial eligibility criteria for determining need and amount of assistance for eligible applicants. It shall be responsible for reviewing each applicant, and fairly applying these eligibility and level of need standards.” After remarks, the amendment was adopted.

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

“SECTION X. Section 2 of chapter 90, as appearing in the 2014 Official Edition, is hereby amended by inserting, after line 523, the following new paragraph:- The registrar shall recognize the eligibility of the next of kin of a member of the military, in possession of a Gold Star Lapel Button, under regulations prescribed by the United States Secretary of Defense, to obtain a ‘Gold Star Family’ registration plate. Possession of a Gold Star Lapel Button and a letter of approval, both issued by the United States Department of Defense, shall be sufficient proof of eligibility for the registrar to furnish a Gold Star Family registration plate. The possession of a Gold Star Lapel Button shall not be a requirement of eligibility for persons who have otherwise presented satisfactory evidence of Gold Star family member status as determined by the registrar.”

After remarks, the amendment was adopted.

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

“SECTION XX. Said section 35CC of said chapter 10, as so appearing in the 2014 Official Edition of the General Laws, is hereby amended, in line 8, by inserting after the words ‘action’, the following words:- ‘or related to military service’.”

After remarks, the amendment was adopted.

Ms. Gobi moved that the proposed new text be amended by inserting after section 21, the following section:-

“SECTION 22. Section 5 of Chapter 115 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting after the sixth paragraph the following paragraph:-

Any city or town may incur liability and make expenditures in any fiscal year in excess of available appropriations for veterans' benefits provided that such expenditures are approved by the town manager and the finance or advisory committee in a town having a town manager, by the selectmen and the finance or advisory committee in any other town, by the city manager and the city council in a city having a city manager or by the mayor and city council in any other city; provided, however, that the appropriation for such purposes in said fiscal year equaled or exceeded the appropriation for said purposes in the prior fiscal year. Expenditures made under authority of this section shall be certified to the board of assessors and included in the next annual tax rate. Every city or town shall annually, not later than September fifteenth, report to the division of local services of the department of revenue the total amounts appropriated and expended, including any funding or reimbursements received from the commonwealth, for veterans' benefits in the fiscal year ending on the preceding June thirtieth.”

After remarks, the amendment was adopted.

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

“SECTION __. The fifteenth paragraph of section 2 of chapter 90 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting after the word ‘furnish’, in line 411, the following words:- ‘without charge’.

SECTION __. Said paragraph of said section 2 of said chapter 90, as so appearing, is hereby further amended by striking out the third sentence.

SECTION __. Said section 2 of said chapter 90, as so appearing is hereby further amended by adding the following paragraph:- Notwithstanding any provision of this section, no veteran, who is the owner of a private passenger motor vehicle or a motorcycle, shall be charged an annual fee for a distinctive registration plate.”

The amendment was rejected.

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

“SECTION __. Section 52A ½ of chapter 149 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out the first paragraph and inserting in place thereof the following paragraph:-

An employee who is a veteran as defined in clause Forty-third of section 7 of chapter 4 or is a member of a department of war veterans listed in section 17 of chapter 8 shall be allowed and granted a leave of absence on Veterans Day and Memorial Day, with pay.”

Pending the question on adoption of the amendment, Mr. OConnor moved that the pending amendment (Ross) be further amended by adding to the end thereof the following:- “All privately owned businesses must not open their stores or places of business to the public until the hour of one o'clock in the afternoon on Memorial Day.”

After remarks, the further amendment (OConnor) was rejected.

The pending amendment (Ross) was then considered and it was adopted.

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

“SECTION __. Section 38 of chapter 262 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting at the end thereof the following new line:- ‘No fee for recording a declaration of homestead shall be issued to a disabled veteran, as defined in section 1 of chapter 31.’”

The amendment was rejected.

Mr. Keenan moved that the proposed new text be amended by inserting after section 8 the following section:-

“SECTION 8A. Section 2C of chapter 60 of the General Laws, as so appearing, is hereby amended by after the word ‘penalty’, in line 57, the following words:- ‘; provided, however, that the municipality shall not arrange for and assign or transfer to a purchaser the right to receive payments if the municipality receives notice before the transfer that the taxpayer is a veteran as defined in section 7 of chapter 4.’”

The amendment was adopted.

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

SECTION __. Chapter 23 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by adding the following section:-

SECTION 26. Notwithstanding any other general or special law to the contrary, veterans who reside in the Commonwealth may be exempted from apprenticeship, school and other requirements to acquire a permit or license to perform work in an area requiring a license. The commissioner shall promulgate rules and regulations to award veterans exemption from requirements or credits towards licensure for all related military experience and schooling in the area in which the veteran seeks to be licensed. The rules and regulations shall include, but not be limited to, accepting military training and work experience in lieu of apprenticeship fully or partially, as the licensing authority determines, and exempting the veteran from apprenticeship and other requirements.

The amendment was rejected.

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

“SECTION __. Chapter 21 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting, after section 3E, the following section:- 3F. Veterans, as defined by clause 43, section 7 of chapter 4, shall not be required to pay charges and fees, including day-use parking fees and recreation visitor fees, for entrance to public forest lands and public beaches under the control and care of the department of conservation and recreation.

SECTION __. Section 2D of chapter 132A, as so appearing, is hereby amended by striking out, in line 16, the words ‘disabled veteran’ and inserting in place thereof the following words:- Veterans, as defined by clause 43, section 7 of chapter 4.”

The amendment was rejected.

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

“SECTION __. The department of veterans’ services, in conjunction with the department of revenue, shall study the feasibility and analyze the merits of implementing a sliding scale property tax abatement for veterans and spouses, currently implemented under clause 22 of section 5 of chapter 59, based upon a percentage of disability as defined by the United State Department of Veterans Affairs. The study shall include, but not be limited to, the methodology of granting such exemption in other states, the utilization of a sliding scale based on the percentage of disability of the veteran for the awarding of such exemption to veterans and spouses, the impact on disabled veterans and any anticipated monetary cost to the commonwealth or to municipalities that the exemption may cause. The department of veterans’ services, in conjunction with the department of revenue, shall submit its findings and legislative recommendations to the clerks of the house and senate, the house and senate committees on ways and means and the joint committee on veterans and federal affairs not later than March 15, 2017.”

The amendment was adopted.

Mr. Ross moved that the proposed new text be amended by inserting after section 2, the following section:-

“SECTION 2A. Section 42 of said chapter 15A, as appearing in section 5 of chapter 108 of the acts of 2012, is hereby amended by adding the following subsection:-

(c) For the purposes of admission and tuition expenses at a public institution of higher education, the council shall consider a veteran, as defined in section 7 of chapter 4, a resident of the commonwealth if the veteran: (i) was honorably discharged from the United States armed services after at least 1 year of active service, excluding time spent at a military service academy; and (ii) designates the commonwealth as the veteran’s intended domicile, moves to the commonwealth for the purpose of establishing residency and successfully establishes residency in the commonwealth within 1 year after matriculation in a public institution of higher education. If a veteran considered to be a resident of the commonwealth for the purposes of admission and tuition expenses does not satisfy clauses (i) and (ii), the veteran shall no longer be considered a resident of the commonwealth and shall be invoiced for the expenses that the veteran would have paid if the veteran had not been considered a resident of the commonwealth.”

After remarks, the amendment was adopted.

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

“SECTION XX. There shall be a special commission to study the need for accessible homes for people with mobility limitations, including the elderly, returning veterans with disabilities, and households that include persons with disabilities. This commission

shall review and evaluate options related to the application of Visitability, or Basic Home Design, which would expand opportunities for people with mobility limitations to visit their families, friends, and neighbors.

The commission shall examine the need to expand basic accessibility features in homes to ensure that people with mobility limitations have quality relationships with their families and friends, and the opportunity to fully integrate into their communities. The commission shall consider the extent to which accomplishing this requires an investment in building a housing supply that is responsive to the needs of people as they age and can adapt to the needs of future generations.

The commission shall file a report with the clerks of the senate and house of representatives not later than 180 days after first convening. The report shall (a) identify studies with demographic analyses that consider the proportion of present and future households having a member with a mobility limitation, (b) examine existing housing, and the design and rate of new housing being built that would allow a person with a mobility limitation to visit, or otherwise be accommodated temporarily, or for a longer period of time, (c) consider the total number of family members who would likely occupy a single housing unit over its functionally useful life, and the likelihood that during this time, someone with a mobility limitation would live there and would be better accommodated if the home had features related to Visitability, or Basic Home Design, and (d) by reviewing other studies and conducting such other analyses as the commission in its discretion believes are relevant to its determination of the need to expand the number of visitable homes in the commonwealth.

The commission report shall examine strategies to increase public awareness of (a) the need for visitable homes, (b) the options that would be effective in expanding the number of such homes that are available to meet this need in communities across the commonwealth, and (c) the costs and benefits of a successful program that accomplishes these ends.

The commission report shall review the policies underlying existing publicly financed and funded housing development programs in state government and in local jurisdictions in the commonwealth and determine the extent to which there are policies that have been adopted or are under consideration involving Visitability, or Basic Home Design, as a minimum accessibility standard, and consider the reasonable options for extending the coverage of such policies to all new housing produced in the commonwealth.

The commission report shall consider the policy changes necessary to meet the need for visitable homes in the commonwealth by the year 2040, or such other year as the commission may determine to be more appropriate during its review. It shall formulate its recommendations taking into account the best practices and experiences in other jurisdictions, including a comparison of the effectiveness of incentives versus adoption of building code standards that are central to Visitability, or Basic Home Design.

The commission shall consist of 3 members of the senate, 1 of whom shall be appointed co-chair of the commission; 3 members of the house of representatives, 1 of whom shall be appointed co-chair of the commission; the Secretary of the Executive Office of Elder Affairs, or a designee; the Secretary of the Department of Veterans' Services, or a designee; the Director of the Office on Disability, or a designee; the Secretary of Housing and Economic Development, or a designee; the Executive Director of the Architectural Access Board, or a designee; the Administrator of the Board of Building Regulations and Standards, or a designee; the Executive Director of the Massachusetts Municipal Association, or a designee; the Executive Director of the Disability Law Center of Massachusetts, or a designee; the Executive Director of the Boston Center for Independent Living, or a designee; the state director of AARP Massachusetts, or a designee; the Executive Director of Citizens' Housing and Planning Association, or a designee; the President of the Home Builders Association of Massachusetts, or a designee; the President of the Massachusetts Association of Community Development Corporations, or a designee; the president of Soldier On, Inc., or a designee; and an architect appointed by the governor who has considerable experience in single-family home accessibility issues related to Visitability, or Basic Home Design.

All appointments shall be made not later than 60 days after the effective date of this resolve. The chairpersons shall meet with the commission not later than 90 days after the effective date of this resolve, and shall meet not less than bi-monthly thereafter.

The Special commission shall be empowered to hold regular public meetings, fact-finding hearings and other public forums as it considers necessary. Members shall not receive compensation for their services.

The commission shall report on its recommendations, including recommendations for legislation, if any, to the senate president, the speaker of the house, and the governor."

After remarks, the amendment was adopted.

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

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

(t) There shall be a credit for any employer based in Massachusetts who hires a veteran upon an honorable discharge from at least 90 days of service. The credit shall be \$500 per month of employment for each newly hired full time veteran and \$750 per month of employment for each newly hired disabled veteran. The credit shall be available for the first 12 months of employment and shall not exceed \$50,000 per business in any calendar year. This section shall expire on July 1, 2021."

The amendment was rejected.

Messrs. Humason, Lesser and Welch moved that the proposed new text be amended in section 10, in subsection (a), by striking out the second sentence; and

In said section 10, in said subsection (a), by adding the following sentence:- "The executive director shall have access to all property of the commonwealth under the oversight of the department of veterans services in order to carry out the duties of the office; provided, however, the board of trustees of the Soldiers' Home in Massachusetts or the Soldiers' Home in Holyoke shall not be subject to the control of the executive director; and provided further the executive director shall not have control over the day-to-day operations of the Soldiers' Home in Massachusetts or the Soldiers' Home in Holyoke, including but not limited to personnel and admissions decisions."

After remarks, the amendment was adopted.

Ms. Spilka moved that the proposed new text be amended in section 6, by striking out, in lines 42 and 43, the words “any seniority or” and inserting in place thereof the following words:- “seniority or any”; and

In section 10, by inserting after the word “management”, in line 86, the following word:- “, military”.

The amendment was adopted.

Subsequently, Ms. O’Connor Ives, Messrs. Tarr and OConnor moved that the proposed new text be amended by adding at the end the following section:-

“SECTION 22. The office of veterans’ homes and housing, in consultation with the department of revenue, shall study the feasibility of offering a tax rebate to a landlord who leases a dwelling unit to a veteran, as defined in section 7 of chapter 4, or a dependent of a veteran who receives veterans’ benefits pursuant to chapter 115 at a rate below fair market value. The office shall submit its findings and legislative recommendations to the clerks of the house and senate, the house and senate committees on ways and means and the joint committee on veterans and federal affairs not later than March 15, 2017.”

After remarks, the amendment was adopted.

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

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

The question on passing the bill to be engrossed was determined by a call of the yeas and nays at thirteen minutes past one o’clock P.M., on motion of Mr. Rush, as follows, to wit (yeas 37 – nays 0) [Yeas and Nays No. 370]:

YEAS.

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

Gobi, Anne M.

Timilty, James E.

Humason, Donald F., Jr.

Welch, James T.

Jehlen, Patricia D.

Wolf, Daniel A. – 37.

Joyce, Brian A.

NAYS – 0.

ABSENT OR NOT VOTING.

Chang-Diaz, Sonia

Pacheco, Marc R. – 2.

The yeas and nays having been completed at seventeen minutes past one o'clock P.M., the bill was passed to be engrossed, in concurrence, with the amendment. [For text of Senate amendment, printed as amended, see Senate, No. 2350]. Sent to the House for concurrence in the amendment.

Resolutions.

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

The Chair (Ms. Chandler) requested that Mr. Tarr come to the Rostrum for the purposes reading the Resolutions (filed by Mr. Tarr, Ms. Chandler, Ms. Forry, Messrs. Rosenberg, Eldridge, Barrett, Boncore, Montigny, Pacheco, and Keenan, Ms. Spilka, Messrs. Timilty and McGee, Ms. Donoghue, Mr. DiDomenico, Ms. L'Italien, Ms. Creem, Messrs. Lesser, Ross and Donnelly, Ms. Gobi, Mr. Joyce, Ms. Flanagan, Messrs. Rodrigues, Downing, Fattman, Humason, Lewis, Rush, Moore and Welch, Ms. Lovely, Messrs. Brownsberger, OConnor, Brady and deMacedo and Ms. Jehlen) "condemning the terrorist attack committed at the Pulse Nightclub and expressing the Commonwealth's deepest sympathy to the people of Florida", as follows:

WHEREAS, in the early morning hours of June 12, 2016, a terrorist assailant attacked the Pulse Nightclub in Orlando, Florida, killing 49 people and wounding at least 53 others; and

WHEREAS, there were many victims of this heinous act of violence; and

WHEREAS, among those killed Was Stanley Almodovar III, of the city of Springfield who was a patron of the nightclub and had recently moved to Florida; and

WHEREAS, also killed in the attack was Kim Morris of the city of Northampton who had moved to Florida to care for her mother and had only worked at Pulse for 3 weeks before the attack occurred; and

WHEREAS, Jeffrey Rodriguez, a native of the city Of Leominster, remains hospitalized and in critical condition; and

WHEREAS, Angel Colon, a native of the town of Framingham was also wounded; and

WHEREAS, this tragic event constitutes the deadliest act of terror committed in the United States since September 11, 2001 and the deadliest targeted attack against the LGBTQ community in the history of the United States; and

WHEREAS, with an enduring commitment to resilience in the face of terrorism, the Massachusetts Senate condemns the atrocity at the Pulse Nightclub and avows its support to the families affected, the Latino community, the LGBTQ community and all those in the United States who have been affected by this senseless tragedy; and

WHEREAS, the Massachusetts Senate recognizes the fact that this attack was, in essence, an attack on important foundational principles of our country and that every citizen is entitled to life, liberty and the pursuit of happiness; and

WHEREAS, while experiencing the profound sadness and sense of loss caused by the deaths and injuries resulting from this incident, the Massachusetts Senate remains steadfast in its resolve to condemn terror and violence and support and defend freedom and protect the lives of all citizens of the Commonwealth and all Americans; now therefore be it

RESOLVED, that the Massachusetts Senate hereby condemns the violent terrorist attack perpetrated on our fellow citizens and stands in solidarity with all those affected by this tragedy across our nation; and be it further

RESOLVED, that a copy of these resolutions be transmitted forthwith by the Clerk of the Senate to Governor Richard Scott of the state of Florida and the Florida legislature.

On motion of the Chair, Ms. Chandler, the Senate moved to adjourn in memory of the victims of the Florida terrorist attack.

Moment of Silence.

At the request of the Chair (Ms. Chandler), the members, guests and staff stood in a moment of silence and reflection to the victims in the Florida terrorist attack.

PAPERS FROM THE HOUSE.

The following House Orders (severally approved by the committees on Rules of the two branches, acting concurrently) were considered as follows:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Consumer Protection and Professional Licensure be granted until Friday, July 1, 2016, within which time to make its final report on current House document numbered 4188.

The rules were suspended, on motion of Ms. L'Italien, and, after remarks, the order (House, No. 4396) was considered forthwith; and adopted, in concurrence.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Consumer Protection and Professional Licensure be granted until Friday, July 1, 2016, within which time to make its final report on current House document numbered 172.

The rules were suspended, on motion of Ms. L'Italien, and, after remarks, the order (House, No. 4405) was considered forthwith; and adopted, in concurrence.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Environment, Natural Resources and Agriculture be granted until Thursday, June 30, 2016, within which time to make its final report on current House document numbered 4254.

The rules were suspended, on motion of Mr. Eldridge, and, after remarks, the order (House, No. 4391) was considered forthwith; and, was adopted, in concurrence.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on State Administration and Regulatory Oversight be granted until Wednesday, June 22, 2016, within which time to make its final report on current Senate document numbered 2169, and House documents numbered 4130, 4151, 4293, 4294, 4295, and 4329.

The rules were suspended, on motion of Mr. Tarr, and after remarks, the order (House, No. 4383) was considered forthwith; and adopted, in concurrence.

Order Adopted.

On motion of Ms. Lovely,--

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

On motion of Mr. Tarr, at twenty-one minutes before two o'clock P.M., the Senate adjourned, in memory of the victims in the Florida terrorist attack, to meet again on Monday next at eleven o'clock A.M.