

**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.

Wednesday, July 29, 2015.

Met at two minutes past one o'clock P.M. (Mr. Pacheco in the Chair).

#### *Report.*

Report of the Department of Elementary and Secondary Education (pursuant to line item 7010-0033 of Chapter 38 of the Acts of 2014) submitting a report on Literacy and Early Literacy Programs (received July 29, 2015),-- **was placed on file.**

#### *Petition.*

Mrs. L'Italien presented a petition (accompanied by bill, Senate, No. 1983) of Barbara L'Italien and Frank A. Moran (by vote of the town) for legislation to authorize the Andover school district to convey a certain parcel of land [Local approval received]; **Under Senate Rule 20, referred to the committee on Municipalities and Regional Government. Sent to the House for concurrence.**

#### *Reports of a Committee.*

By Mr. Donnelly, for the committee on Election Laws, on petition, a Bill to amend the Gloucester city charter (Senate, No. 45) [Local approval received]; and  
By the same Senator, for the same committee, on petition, a Bill relative to the granting of wine and malt alcoholic beverages licenses to be consumed on the premises by the town of Rockport (Senate, No. 46) [Local approval received];  
**Severally read and, under Senate Rule 26, placed in the Orders of the Day for the next session.**

#### *Committees Discharged*

Mr. Montigny, for the committees on Rules of the two branches, acting concurrently, reported, asking to be discharged from further consideration of the Senate Resolve relative to an investigation and study by a special commission relative to the civil service exam (Senate, No. 1427),-- and recommending that the same be referred to the committee on Rules.  
**Under Senate Rule 36, the report was considered forthwith and accepted.**

#### PAPERS FROM THE HOUSE.

A petition (accompanied by bill, House, No. 3693) of Robert F. Fennell and Thomas M. McGee (with the approval of the mayor and city council) relative to the preliminary elections in the city of Lynn,-- **was referred, in concurrence, to the committee on Election Laws.**

#### Bills

Authorizing the town of Marion to grant an easement on Bird Island to the Department of Fish and Game for natural resources management and protection purposes (House, No. 3571, amended,-- on petition) [Local approval received]; and  
Authorizing the town of Stoughton to grant 6 licenses for the sale of all alcoholic beverages to be drunk on the premises (House,

No. 3695, on House, No. 3217) [Local approval received on House, No. 3217];  
**Were severally read and, under Senate Rule 26, placed in the Orders of the Day for the next session.**

There being no objection, at three minutes past one o'clock P.M., the Chair (Mr. Pacheco) declared a recess, subject to the call of the Chair; and, at a quarter past two o'clock P.M., 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.

#### PAPERS FROM THE HOUSE

##### *Emergency Preambles Adopted.*

An engrossed Bill establishing a sick leave bank for Janet Maslowski, an employee of the Trial Court (see House, No. 3364, 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 3 to 0.  
**The bill was signed by the President and sent to the House for enactment.**

An engrossed Bill establishing a sick leave bank for Raoul Santos, an employee of the Military Division (see House, No. 3625, 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 7 to 0.  
**The bill was signed by the President and sent to the House for enactment.**

An engrossed Bill establishing a sick leave bank for Craig Lindberg, an employee of the Department of Correction (see House, No. 3642), 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 6 to 0.  
**The bill was signed by the President and sent to the House for enactment.**

##### *Report of a Committee.*

By Mr. Wolf, for the committee on Labor and Workforce Development, on petition, Resolutions to encourage equitable and diverse gender representation on the boards of companies in the Commonwealth (Senate, No. 1007).  
Pending the question on adoption of the resolutions, at eighteen 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 twenty minutes past two o'clock P.M., a quorum was declared present.  
The resolutions were read. There being no objection, the rules were suspended, on motion of Ms. Spilka, and the resolutions were considered forthwith.  
After remarks, the question on adoption of the resolutions were determined by a call of the yeas and nays; at twenty-six minutes before three o'clock P.M., on motion of Ms. Spilka, as follows, to wit (yeas 38 — nays 0) [**Yeas and Nays No. 56**]:

#### YEAS.

Barrett, Michael J.	Keenan, John F.
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. – 38.

**NAYS – 0.**

**The yeas and nays having been completed at twenty-three minutes before three o'clock P.M., the resolutions were adopted, its title having been changed by the committee on Bills in the Third Reading to read as follows: "Resolutions encouraging equitable and diverse gender representation on the boards of companies in the commonwealth". Sent to the House for concurrence.**

**PAPERS FROM THE HOUSE.**

Petitions were severally referred, in concurrence, as follows, to wit:

Petition (accompanied by bill, House, No. 3697) of Sarah K. Peake and Daniel A. Wolf (by vote of the town) that the town of Orleans be authorized to use certain parcels of state owned land for wastewater purposes;

**Under suspension of Joint Rule 12, to the committee on State Administration and Regulatory Oversight.**

Petition (accompanied by bill, House, No. 3698) of Leah Cole and others for an investigation by a special commission (including members of the General Court) relative to the feasibility of a taxi driver license database;

**Under suspension of Joint Rule 12, to the committee on Transportation.**

*Matter Taken Out of the Notice Section of the Calendar.*

There being no objection, the following matter was taken out of the Notice Section of the Calendar and considered, as follows: The House Bill exempting the position of fire chief in the city of Lowell from the civil service law (House, No. 3267),-- **was read a second time, ordered to a third reading, read a third time, and passed to be engrossed, in concurrence.**

*Orders of the Day.*

The Orders of the Day were considered, as follows:

**Bills**

Providing for an increase in the membership of the board of selectmen for the town of Brimfield to 5 members (Senate, No. 22, changed);

Establishing a special fund for recaptured funds from rehabilitation or receivership property liens or related grants in the town of Athol (Senate, No. 31);

Establishing a special fund for recaptured funds from demolition liens or related grants in the town of Athol (Senate, No. 32);

Authorizing the city of Lynn to grant an additional liquor license for the sale of wine and malt beverages not to be drunk on the premises (Senate, No. 40);

Allowing the city of Everett to increase the fee for lodging house licenses (Senate, No. 1066);

Allowing the city of Everett to increase the fee for second class motor dealers licenses (Senate, No. 1067);

Relative to the position of constable in the town of Carver (Senate, No. 1926);

Amending the town manager act of Arlington authorizing the town manager to appoint the director of assessments (Senate, No. 1934);

Authorizing the town of Nantucket to sell, convey, or otherwise dispose of certain land situated in the town of Nantucket held for open space, recreational or conservation purposes to the Nantucket Islands Land Bank and Madaket Conservation Trust for the same purposes (Senate, No. 1935);

Approving the conveyance of property by the county of Nantucket (Senate, No. 1936);

Authorizing the town of Manchester-by-the-Sea to make permanent improvements to private ways and assess betterments (Senate, No. 1939);

Authorizing the relocation, replacement, reconstruction and maintenance of a piling supported building in the town of Newbury (Senate, No. 1940);

Authorizing the board of selectmen of the town of Topsfield to appoint the town clerk (Senate, No. 1949);

Authorizing the long term lease of the former Anawan school in the town of Rehoboth (House, No. 1846);

Relative to the Nantucket Memorial Airport Fuel Revolving Account (House, No. 1858);

Relative to retired Boston police officers (House, No. 2339);

Authorizing the town of Williamsburg to continue the employment of firefighter Paul Sanderson (House, No. 3191, amended);

Authorizing the town of North Reading to use certain conservation land for public way purposes (House, No. 3267, changed);

Relative to the town manager in the town of Dedham (House, No. 3269, changed);

Reducing the Size of the City Council of the City of Holyoke (House, No. 3329);

Authorizing the town of Norton to use water supply and conservation land for public way purposes (House, No. 3340);

Authorizing the city known as the town of Bridgewater to lease certain property (House, No. 3360);

Authorizing the town of Montague to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (House, No. 3369, amended);

Establishing a four-year term for the office of Mayor of the city of Holyoke (House, No. 3558);

Relative to the interest rate on sewer assessments in the town of Stoughton (House, No. 3561);

Relative to the charter of the city of Newton (House, No. 3563);

Relative to changing the name of the State-Boston Retirement System to the Boston Retirement System (House, No. 3612); and

Establishing a four-year term for the office of City Councilor of the city of Holyoke (House, No. 3680);

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

Ms. Chandler in the Chair, the Senate Bill clearing titles to foreclosed properties (Senate, No. 882),-- was read a second time.

**Pending the question on adoption of the amendment, previously recommended by the committee on Ways and Means, and pending the main question on ordering the bill to a third reading, on motion of Mr. Barrett, the further consideration thereof was postponed until the next session.**

The Senate Bill relative to innovative communities (Senate, No. 1970),-- was read a second time.

**Pending the question on adoption of the amendment, previously recommended by the committee on Ways and Means, and pending the main question on ordering the bill to a third reading, on motion of Mr. Petrucci, the further consideration thereof was postponed until the next session.**

The Senate Bill to promote sales tax fairness for main street retailers through minimum simplification (Senate, No. 1541),-- was considered, the main question being on ordering the bill to a third reading.

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

The pending amendment, previously recommended by the committee on Ways and Means, that the bill be amended substituting a new draft with the same title (Senate, No. 1974),-- was then considered.

Mr. Montigny that the pending new draft be amended in section 1, by striking out the last paragraph and inserting in place thereof the following paragraph:-

“The commissioner shall establish a uniform certification process in alignment with the process established by the Streamlined Sales and Use Tax Agreement Governing Board for the certification of software providers under this section and approved by the inspector general.”

**Pending the question on adoption of the amendment, pending the question on adoption of the proposed Ways and Means new draft, and pending the main question on ordering the bill to a third reading, Mr. Montigny further moved that the amendment be printed in the calendar pursuant to the provisions of Senate Rule 31; and the motion was seconded by Ms. Lovely.**

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

PAPERS FROM THE HOUSE

*Engrossed Bills—Land Takings for Conservation Etc.*

An engrossed Bill relative to the conveyance of easements in the town of Eastham (see House, No. 3651) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage,— was put upon its final passage; and, this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution, the question on passing it to be enacted was determined by a call of the yeas and nays, at ten minutes before three o'clock P.M., as follows, to wit (yeas 38 - nays 0) **[Yeas and Nays No. 57]:**

**YEAS.**

Barrett, Michael J.	Keenan, John F.
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. – 38.

**NAYS – 0.**

**The yeas and nays having been completed at seven minutes before three o'clock P.M., the bill was passed to be enacted, two-thirds of the members present having agreed to pass the same, and it was signed by the Acting President (Ms. Chandler) and laid before the Governor for his approbation.**

An engrossed Bill authorizing the town of Bourne to grant an easement over a certain parcel of land (see Senate, No. 33) (which originated in the Senate), having been certified by the Senate Clerk to be rightly and truly prepared for final passage,-- was put upon its final passage; and, this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution, the question on passing it to be enacted was determined by a call of the yeas and nays, at six minutes before three o'clock P.M., as follows, to wit (yeas 38 - nays 0) [**Yeas and Nays No. 58**]:

**YEAS.**

Barrett, Michael J.

Keenan, John F.

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. – 38.

**NAYS – 0.**

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

*Engrossed Bills.*

The President in the Chair, the following engrossed bills (all of which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage, were severally passed to be enacted and were signed by the President and laid before the Governor for his approbation, to wit:

Establishing a sick leave bank for Janet Maslowski, an employee of the Trial Court (see House, No. 3364, amended);  
 Establishing a sick leave bank for Raoul Santos, an employee of the Military Division (see House, No. 3625, amended); and  
 Establishing a sick leave bank for Craig Lindberg, an employee of the Department of Correction (see House, No. 3642).

*Message from the Governor — Disapprovals and Reductions -- General Appropriations Bill.*

A message from His Excellency the Governor, returning, with his disapproval of certain items and sections and parts of certain items, and reductions in certain items contained in the engrossed Bill making appropriations for the fiscal year 2016 for the maintenance of the departments, boards commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (see House, No. 3650), which on Wednesday, July 8, 2015, had been laid before the Governor for his approbation,— came from the House, in part, several items and sections having been passed by the House notwithstanding the reduction or disapproval of the Governor.

The message (House, No. 3675) was read; and the Senate proceeded to reconsider several items, which had been disapproved in accordance with the provisions of the Constitution.

Item 0321-2100 (Correctional Legal Services) was considered as follows:

0321-2100. For the expenses of Prisoners' Legal Services.....\$1,374,683.

The Governor reduced this item by \$190,504.

After remarks, the question on passing item 0321-2100, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-two minutes before four o'clock P.M., as follows, to wit (yeas 37 — nays 0) **[Yeas and Nays No. 59]:**

**YEAS.**

Barrett, Michael J.	Lesser, Eric P.
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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.	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. – 37.
Keenan, John F.	

**NAYS – 0.**

**ABSENT OR NOT VOTING.**

Chang-Diaz, Sonia – 1.

**The yeas and nays having been completed at eighteen minutes before four o'clock P.M., item 0321-2100, contained in section 2, stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**



Item 0336-0002 (Housing Court Department) was considered as follows:

0336-0002. For the operation of the housing court department.....\$8,117,822.

The Governor reduced this item by \$291,470.

The question on passing item 0336-0002, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at seventeen minutes before four o'clock P.M., as follows, to wit (yeas 38 — nays 0) [**Yeas and Nays No. 60**]:

**YEAS.**

Barrett, Michael J.	Keenan, John F.
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. — <b>38.</b>

**NAYS – 0.**

**The yeas and nays having been completed at eleven minutes before four o'clock P.M., item 0336-0002, contained in section 2, stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 0334-0001 ( Land Court Department ) was considered as follows:

0334-0001. For the operation of the land court department.....\$3,881,275.

The Governor reduced this item by \$235,527.

The question on passing item 0334-0001, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at ten minutes before four o'clock P.M., as follows, to wit (yeas 38 - nays 0) [**Yeas and Nays No. 61**]:

**YEAS.**

Barrett, Michael J.	Keenan, John F.
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. – 38.

**NAYS – 0.**

**The yeas and nays having been completed at eight minutes before four o'clock P.M., contained in section 2, item 0334-0001 stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 0640-0300 (Massachusetts Cultural Council) was considered as follows: 0640-0330 For the services and operations of the council, including grants to or contracts with public and nonpublic entities; provided, that the council may expend the amounts appropriated in this item for the purposes of the council as provided in sections 52 to 58, inclusive, of chapter 10 of the General Laws; provided further, that 25 per cent of the amount appropriated in this item shall be transferred quarterly from the State Lottery and Gaming Fund to the General Fund; provided further, that a person employed under this item shall be considered an employee within the meaning of section 1 of chapter 150E of the General Laws and shall be placed in the appropriate bargaining unit; 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 the Bradford section of the city of Haverhill; and provided further, that not less than \$100,000 shall be expended for the Playwright Mentoring Project at Barrington Stage Company, Inc. in the city of Pittsfield.....\$14,160,000.

The Governor reduced this item by \$2,374,800 and struck the following wording “; 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 the Bradford section of the city of Haverhill; and provided further, that not less than \$100,000 shall be expended for the Playwright Mentoring Project at Barrington Stage Company, Inc. in the city of Pittsfield”.

After remarks, the question on passing item 0640-0300, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at four minutes before four o'clock P.M., as follows, to wit (yeas 38 -nays 0) **[Yeas and Nays No. 62]:**

**YEAS.**

Barrett, Michael J.

Keenan, John F.

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. – 38.

**NAYS – 0.**

**The yeas and nays having been completed at one minute before four o'clock P.M., item 0640-0300, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

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

7100-0200 For the operation of the University of Massachusetts; provided, that notwithstanding any general or special law to the contrary, the university may establish and organize auxiliary organizations, subject to policies, rules and regulations adopted by the board, to provide essential functions which are integral to the educational mission of the university; provided further, that notwithstanding any general or special law to the contrary, the university may enter into leases of real property without prior approval of the division of capital asset management and maintenance; provided further, that not less than \$200,000 shall be allocated for the Clemente Course in the Humanities, administered by the Massachusetts Foundation for the Humanities in partnership with the University of Massachusetts Boston and the University of Massachusetts Dartmouth and local social service agencies, which provides college-level humanities instruction and support service free of charge and for college credit to low-income adults; provided further, that the funds shall be contingent upon a match of not less than \$1 in federal contributions or \$1 in private or corporate contributions for every \$1 in state grant funding; provided further, that the University of Massachusetts shall expend funds for the University of Massachusetts Amherst Cranberry Station; provided further, that the University of Massachusetts shall expend funds for the operation of the Massachusetts office of public collaboration at the University of Massachusetts Boston, for capital lease payments from the University of Massachusetts to the Massachusetts Development Finance Agency and for annual operations of the advanced technology and manufacturing center in Fall River; provided further, that funds may be expended for the operation of the Future of Work Research Initiative at the University of Massachusetts Labor

Centers at the Amherst, Boston, Dartmouth and Lowell campuses; and provided further, that \$125,000 shall be expended for the University of Massachusetts 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.....\$531,807,373.

The Governor reduced this item by \$5,250,472.

After remarks, the question on passing item 7100-0200, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at two minutes past four o'clock P.M., as follows, to wit (yeas 38 - nays 0) **[Yeas and Nays No. 63]**:

**YEAS.**

Barrett, Michael J.	Keenan, John F.
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. – 38.

**NAYS – 0.**

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

Item 7502-0100 (Berkshire Community College) was considered as follows:

7502-0100 For Berkshire Community College.....\$10,371,027

The Governor reducing this item by \$23,521.

After remarks, the question on passing item 7502-0100, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at six minutes past four o'clock P.M., as follows, to wit (yeas 37 - nays 1) **[Yeas and Nays No. 64]:**

**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.

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. – 37.
Keenan, John F.	

**NAYS.**

deMacedo, Viriato M. – 1.

**The yeas and nays having been completed at nine minutes past four o'clock P.M., item 7502-0100, contained in section 2, stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 7516-0100 (Middlesex Community College) was considered as follows:

7516-0100 For Middlesex Community College.....\$21,919,236.

The Governor reduced this item by \$74,152.

After remarks, the question on passing item 7516-0100, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at ten minutes past four o'clock P.M., as follows, to wit (yeas 35 - nays 3) [**Yeas and Nays No. 65**]:

**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.	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.
Flanagan, Jennifer L.	Ross, Richard J.
Forry, Linda Dorcena	Rush, Michael F.
Gobi, Anne M.	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. – 35.
Lesser, Eric P.	

**NAYS.**

deMacedo, Viriato M.	Hedlund, Robert L. – 3.
Fattman, Ryan C.	

**The yeas and nays having been completed at twelve minutes past four o'clock P.M., item 7516-0100, contained in section 2, stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 7512-0100 (Quinsigamond Community College) was considered as follows:  
 7512-0100 For Quinsigamond Community College.....\$19,777,823.  
 The Governor reduced this item by \$216,509.

After remarks, the question on passing item 7512-0100, contained in Section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at nineteen minutes past four o'clock P.M., as follows, to wit (yeas 35 - nays 3) [**Yeas and Nays No. 66**]:

**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.	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.
Flanagan, Jennifer L.	Ross, Richard J.
Forry, Linda Dorcena	Rush, Michael F.
Gobi, Anne M.	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. – 35.
Lesser, Eric P.	

**NAYS.**

deMacedo, Viriato M.	Hedlund, Robert L. – 3.
Fattman, Ryan C.	

**The yeas and nays having been completed at twenty-four minutes past four o'clock P.M., item 7512-0100, contained in section 2, stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 7518-0100 (Bunker Hill Community College) was considered as follows:

7518-0100 For Bunker Hill Community College.....\$24,053,931.

The Governor reduced this item by \$103,734.

After remarks, the question on passing item 7518-0100, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-six minutes past four o'clock P.M., as follows, to wit (yeas 34 - nays 4) **[Yeas and Nays No. 67]:**

**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.	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	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Humason, Donald F., Jr.	Spilka, Karen E.
Jehlen, Patricia D.	Timilty, James E.
Joyce, Brian A.	Welch, James T.
Keenan, John F.	Wolf, Daniel A. – <b>34.</b>

**NAYS.**

deMacedo, Viriato M.	Hedlund, Robert L.
Fattman, Ryan C.	Tarr, Bruce E. – <b>4.</b>

The yeas and nays having been completed at twenty-eight minutes past four o'clock P.M., item 7518-0100, contained in section 2, stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 7066-0036 (STEM Starter Academy) was considered as follows: 7066-0036 For a science, technology, engineering and mathematics (STEM) Starter Academy program to be implemented through the department of higher education at one or more of the Massachusetts community colleges to benefit student populations identified by the department as having expressed a high level of interest in STEM majors and STEM careers and yet are underperforming on STEM academic assessments; provided, that the STEM Starter Academy program shall incorporate best practice design elements from established STEM career pathways initiatives including, but not limited to, those recognized by the Massachusetts' Plan for Excellence in STEM Education and any subsequent STEM plans recognized by the department; provided further, that the STEM Starter Academy shall incorporate employer and industry collaboration to address workforce needs in high-demand fields, industry contextualized STEM curriculum, embedded mathematics and English language remediation and student supports and other STEM education research-based strategies that promote enrollment, enhance retention and increase post-secondary graduation rates and pathways to job placement or transfer to four-year degree programs; provided further, that appropriated funds may be expended for programs or activities during the summer months; and provided further, that the house and senate committees on ways and means, the joint committee on higher education and the joint committee on education shall receive an evaluation of this program and its impact not later than September 30, 2016.....\$4,750,000.

The Governor reduced this item by \$1,250,000.

After remarks, the question on passing item 7066-0036, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at a half past four o'clock P.M., as follows, to wit (yeas 38 - nays 0) **[Yeas and Nays No. 68]:**

**YEAS.**

- |                          |                         |
|--------------------------|-------------------------|
| Barrett, Michael J.      | Keenan, John F.         |
| 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. – 38.

**NAYS – 0.**

**The yeas and nays having been completed at twenty-eight minutes before five o'clock P.M., item 7066-0036, contained in section 2, stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 7077-0023 (Tufts Veterinary) was considered as follows:

7077-0023 For a contract with the Cummings School of Veterinary Medicine at Tufts University; provided, that funds shall be expended under a resident veterinary tuition remission plan as approved by the commissioner of higher education for supportive veterinary services provided to the commonwealth; provided further, that prior year costs may be paid from this item; provided further, that funds appropriated in this item shall support bioterrorism prevention research related to diseases that can be transmitted from animals to humans, in consultation with Massachusetts emergency authorities; and provided further, that the school may work in consultation with the Norfolk County Agricultural School on veterinary programs.....\$5,000,000.

The Governor reduced this item by \$1,000,000.

After remarks, the question on passing item 7077-0023, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at a twenty-four minutes before five o'clock P.M., as follows, to wit (yeas 38 - nays 0) **[Yeas and Nays No. 69]:**

**YEAS.**

Barrett, Michael J.	Keenan, John F.
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. – 38.

NAYS – 0.

**The yeas and nays having been completed at twenty-two minutes before five o'clock P.M., item 7077-0023, contained in section 2, stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 7030-1002 (Kindergarten Expansion Grants) was considered as follows:

7030-1002 For kindergarten expansion grants to provide grant awards to continue quality enhancement of existing full-day kindergarten classrooms; provided, that the department shall administer a grant program to encourage the voluntary expansion of high quality, full-day kindergarten education throughout the commonwealth; provided further, that grants funded through this appropriation shall not annualize to more than \$18,000 per classroom in subsequent fiscal years; provided further, that preference shall be given to grant applicants with high percentages of students scoring in levels 1 or 2 on the Massachusetts Comprehensive Assessment System exam and school districts which serve free or reduced lunch to at least 35 per cent of their students, as determined by the department based on available data; provided further, that any grant funds distributed from this item shall be deposited with the treasurer of such city, town or regional school district and held in a separate account and, notwithstanding any general or special law to the contrary, shall be expended by the school committee of such city, town or regional school district without further appropriation; and provided further, that such program shall supplement and shall not supplant currently funded local, state and federal programs at the school or in the school district.....\$18,589,713.

The Governor reduced this item by \$17,589,713.

After remarks, the question on passing item 7030-1002, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at a quarter before five o'clock P.M., as follows, to wit (yeas 38 - nays 0) **[Yeas and Nays No. 70]:**

**YEAS.**

Barrett, Michael J.	Keenan, John F.
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. – <b>38.</b>

**NAYS – 0.**

**The yeas and nays having been completed at thirteen minutes before five o'clock P.M., item 7030-1002, contained in section 2, stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 1100-6000 (Small Business Capital Access Program) was considered as follows:

1100-6000 For a reserve to provide loan guarantees to small businesses pursuant to section 57 of chapter 23A of the General Laws to be administered by the Massachusetts office of business development, in cooperation with the Massachusetts Business Development Corporation.....\$1,100,000.

The Governor disapproved this item.

The question on passing item 1100-6000, contained in section 2, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twelve minutes before five o'clock P.M., as follows, to wit (yeas 38 - nays 0) **[Yeas and Nays No. 71]:**

**YEAS.**

Barrett, Michael J.	Keenan, John F.
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. – 38.

**NAYS – 0.**

The yeas and nays having been completed at ten minutes before five o'clock P.M., item 1100-6000, contained in section 2, stands, in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 7004-9024 (Massachusetts Rental Voucher Program) was considered as follows:

7004-9024 For a program of rental assistance for low-income families and elderly persons through mobile and project-based vouchers; provided, that such assistance shall only be paid under a program known as the Massachusetts rental voucher program; provided further, that the income of eligible households shall not exceed 50 per cent of the area median income; provided further, that the department of housing and community development may award mobile vouchers to eligible households currently occupying project-based units that shall expire due to the nonrenewal of project-based rental assistance contracts; provided further, that the department, as a condition of continued eligibility for vouchers and voucher payments, may require disclosure of social security numbers by participants and members of a participant's household in the Massachusetts rental voucher program for use in verification of income with other agencies, departments and executive offices; provided further, that if a participant or member of a participant's household fails to provide a social security number for use in verifying the household's income and eligibility, then that household shall no longer be eligible for a voucher or to receive benefits from the voucher program; provided further, that the monthly dollar amount of each voucher shall be the department-approved monthly rent of the unit less the monthly amount paid for rent by the household; provided further, that any household that is proven to have caused intentional damage to its rental unit in an amount exceeding 2 months of rent during any 1-year period shall be terminated from the program; provided further, that if a mobile voucher's use is or has been discontinued, then the mobile voucher shall be re-assigned; provided further, that subsidies shall not be reduced due to the cost of inspections; provided further, that notwithstanding any general or special law to the contrary, each household holding a voucher shall pay at least 30 per cent, but not more than 40 per cent, of its income as rent; provided further, that the department shall establish the amounts of the mobile vouchers and the project-based 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 department may impose certain obligations for each participant in the Massachusetts rental voucher program through a 12-month contract which shall be executed by the participant and the department; provided further, that such obligations may include, but shall not be limited to, job training, counseling, household budgeting and education, as defined in regulations promulgated by the department and to the extent these programs are available; provided further, that each participant shall be required to undertake and meet these contractually established obligations as a condition for continued eligibility in the program; provided further, that for continued eligibility, each participant shall execute this 12-month contract on or before September 1, 2015 if the participant's annual eligibility recertification date occurs between June 30, 2015 and September 1, 2015, and otherwise on or before the annual eligibility recertification date; provided further, that any participant who is over the age of 60 years or who is disabled may be exempt from any obligations unsuitable under particular circumstances; provided further, that the department may assist housing authorities at their written request in the immediate implementation of a homeless prevention program utilizing alternative housing resources available to them for low-income families and the elderly by designating participants in the Massachusetts rental voucher program as at risk of displacement by public action through no fault of their own; provided further, that participating local housing authorities may take all steps necessary to enable them to transfer mobile voucher program participants from the Massachusetts rental voucher program into another housing subsidy program; and provided further, that the total amount appropriated and re-appropriated under this item shall include unexpended funds up to \$8,000,000 appropriated for this item in fiscal year 2015 which shall not revert, but shall be made available for purposes of this item for fiscal year 2016..... \$90,931,597.

The Governor reduced this item by \$3,000,000 and struck the following wording “; provided further, that for continued eligibility, each participant shall execute this 12-month contract on or before September 1, 2015 if the participant's annual eligibility recertification date occurs between June 30, 2015 and September 1, 2015, and otherwise on or before the annual eligibility recertification date” and “; provided further, that the department may assist housing authorities at their written request in the immediate implementation of a homeless prevention program utilizing alternative housing resources available to them for low-income families and the elderly by designating participants in the Massachusetts rental voucher program as at risk of displacement by public action through no fault of their own”.



After remarks, the question on passing item 7004-9024, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at seven minutes before five o'clock P.M., as follows, to wit (yeas 38 - nays 0) **[Yeas and Nays No. 72]:**

**YEAS.**

Barrett, Michael J.	Keenan, John F.
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. – 38.

**NAYS – 0.**

The yeas and nays having been completed at four minutes before five o'clock P.M., item 7004-9024, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 7007-0952 (Zoo New England) was considered as follows: 7007-0952 For the operation of the Commonwealth Zoological Corporation established under chapter 92B of the General Laws; provided, that funds appropriated in this item shall be expended to promote private fundraising, achieve self-sufficiency and serve as a catalyst for urban economic development and job opportunities for local residents; provided further, that the corporation shall take all steps necessary to increase the amount of private funding available for the operation of the zoos; provided further, that funding in this item shall not be transferred through interdepartmental service agreements; provided further, that the corporation shall report to the house and senate committees on ways and means not later than February 1, 2016 on the status of, and amounts collected from, the private fundraising and enhanced revenue efforts identified in the draft Massachusetts zoos business and operations plan dated December 1996; and provided further, that funds may be expended on a matching program to encourage private and corporate donations to support the Franklin Park Zoo and Stone Zoo.....\$4,900,000.

Massachusetts Tourism Fund.....100%

The Governor reduced this item by \$1,000,000.

After remarks, the question on passing item 7007-0952, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at five o'clock P.M., as follows, to wit (yeas 35 - nays 3) **[Yeas and Nays No. 73]:**

**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.	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.

Timilty, James E.

Jehlen, Patricia D.

Welch, James T.

Joyce, Brian A.

Wolf, Daniel A. – 35.

Keenan, John F.

**NAYS.**

deMacedo, Viriato M.

Tarr, Bruce E. – 3.

Humason, Donald F., Jr.

**The yeas and nays having been completed at three minutes past five o'clock P.M., item 7007-0952, contained in section 2, stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

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

4000-0700 For health care services provided to medical assistance recipients under the executive office's health care indemnity or third party liability plan, to medical assistance recipients not otherwise covered under the executive office's managed care or senior care plans and for MassHealth benefits provided to children, adolescents and adults under section 9 of chapter 118E of the General Laws and clauses (a) to (d), inclusive, and clause (h) of subsection (2) of section 9A of said chapter 118E and section 16C of said chapter 118E; provided, that no payments for special provider costs shall be made from this item without the prior written approval of the secretary of administration and finance; provided further, that no funds shall be expended from this item for children and adolescents under clause (c) of said subsection (2) of said section 9A of said chapter 118E whose family incomes as determined by the executive office exceed 150 per cent of the federal poverty level; provided further, that children who have aged out of the custody of the department of children and families shall be eligible for benefits through the age limit specified in MassHealth's approved state plan; provided further, that funds shall be expended from this item for members who qualify for early intervention services; provided further, that funds may be expended from this item for health care services provided to the recipients in prior fiscal years; provided further, the funds appropriated in item 4000-0265 of section 2A of chapter 142 of the acts of 2011 shall again be appropriated for the same dollar amount as in said item 4000-0265 and shall be distributed in and managed in the same manner as designated in section 60 of chapter 118 of the acts of 2012; provided further, that the executive office shall not, in fiscal year 2016, fund programs relating to case management with the intention of reducing length of stay for neonatal intensive care unit cases; provided further, that notwithstanding the foregoing, funds may be expended from this item for the purchase of third party insurance including, but not limited to, Medicare for any medical assistance recipient; provided further, that the executive office may reduce MassHealth premiums or copayments or offer other incentives to encourage enrollees to comply with wellness goals; provided further, that funds may be expended from this item for activities relating to disability determinations or utilization management and review, including patient screenings and evaluations, regardless of whether such activities are performed by a state agency, contractor, agent, or provider; provided further, that not later than March 1, 2016, the executive office shall report to the house and senate committees on ways and means on the dental coverage available to MassHealth recipients as of January 1, 2016 as it compares to dental coverage available to MassHealth recipients on January 1, 2010; and provided further, that the executive office shall maintain full-year coverage for adult dental fillings and adult denture coverage.....\$2,478,152,092.

The Governor reduced this item by \$7,400,000.

After remarks, the question on passing item 4000-0700, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I,

Article II, of the Constitution, at seven minutes past five o'clock P.M., as follows, to wit (yeas 33 - nays 5) [**Yeas and Nays No. 74**]:

**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.	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.	Rush, Michael F.
Forry, Linda Dorcena	Spilka, Karen E.
Gobi, Anne M.	Timilty, James E.
Jehlen, Patricia D.	Welch, James T.
Joyce, Brian A.	Wolf, Daniel A. – <b>33.</b>
Keenan, John F.	

**NAYS.**

deMacedo, Viriato M.	Ross, Richard J.
Hedlund, Robert L.	Tarr, Bruce E. – <b>5.</b>

Humason, Donald F., Jr.

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

Item 4000-0007 (Unaccompanied Homeless Youth Services) was considered as follows:

4000-0007 For housing and supportive services for unaccompanied youth pursuant to chapter 450 of the acts of 2014.....\$2,000,000.

The Governor disapproved this item.

After remarks, the question on passing item 4000-0007, contained in section 2, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twelve minutes past five o'clock P.M., as follows, to wit (yeas 38 — nays 0) **[Yeas and Nays No. 75]:**

**YEAS.**

Barrett, Michael J.	Keenan, John F.
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. – 38.

**NAYS – 0.**

**The yeas and nays having been completed at a quarter past five o'clock P.M., item 4000-0007, contained in section 2, stands, in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 3000-4040 (Birth Through Pre School) was considered as follows:

3000-4040 For costs associated with reducing the waitlist for income-eligible early education and care programs; provided, that funds from this item may be transferred to item 3000-4060.....\$12,000,000.

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

After remarks, the question on passing item 3000-4040, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at nineteen minutes past five o'clock P.M., as follows, to wit (yeas 38 — nays 0) [**Yeas and Nays No. 76**]:

**YEAS.**

Barrett, Michael J.	Keenan, John F.
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. – 38.

**NAYS – 0.**

**The yeas and nays having been completed at twenty-one minutes past five o'clock P.M., item 3000-4040, contained in section 2, stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 1599-2004 (Health Care Cost Containment Reserve) was considered as follows:

1599-2004 For a reserve to be administered by the health policy commission to develop a pilot program to implement a model of field triage of behavioral health patients under medical control by specially-trained emergency medical services providers, care for appropriate patients at home by such providers in coordination with behavioral health care providers, and transport of appropriate, non-medically complex patients to a behavioral health site of care for most effective treatment rather than to an acute hospital emergency department; provided, that the commission shall implement this pilot to triage behavioral health patients in the greater Quincy area affected by the recent hospital closure; provided further, that in developing the program, the commission shall consider evidence-based practices from successful programs implemented locally, nationally, or internationally; 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 on its results, including its 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.....\$500,000.

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

After remarks, the question on passing item 1599-2004, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-four minutes past five o'clock P.M., as follows, to wit (yeas 38 — nays 0) **[Yeas and Nays No. 77]:**

**YEAS.**

Barrett, Michael J.	Keenan, John F.
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. – 38.

**NAYS – 0.**

**The yeas and nays having been completed at twenty-seven minutes past five o'clock P.M., item 1599-2004, contained in section 2, stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 3000-7070 (Reach Out And Read) was considered as follows:

3000-7070 For Reach Out and Read, Inc.; provided, that the funds distributed through Reach Out and Read, Inc. shall be contingent upon a match of not less than \$1 in private or corporate contributions for every \$1 in state grant funding.....\$1,000,000.

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



The question on passing item 3000-7070, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-eight minutes past five o'clock P.M., as follows, to wit (yeas 38 — nays 0) **[Yeas and Nays No. 78]**:

**YEAS.**

Barrett, Michael J.	Keenan, John F.
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. — 38.

NAYS – 0.

The yeas and nays having been completed at a half past five o'clock P.M., item 3000-7070, contained in section 2, stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 1599-1450 (Health Policy Commission Substance Abuse) was considered as follows:

1599-1450 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, early intervention providers, 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 Governor reduced this item by \$250,000 and struck the following wording “; 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, early intervention providers, and social service providers to provide full family care”.

The question on passing item 1599-1450, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-nine minutes before six o'clock P.M., as follows, to wit (yeas 35 — nays 3) **[Yeas and Nays No. 79]:**

YEAS.

Barrett, Michael J.	Keenan, John F.
Brownsberger, William N.	Lesser, Eric P.
Chandler, Harriette L.	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.	Petruccelli, Anthony
Flanagan, Jennifer L.	Rodrigues, Michael J.
Forry, Linda Dorcena	Rush, Michael F.
Gobi, Anne M.	Spilka, Karen E.
Hedlund, Robert L.	Timilty, James E.
Humason, Donald F., Jr.	Welch, James T.
Jehlen, Patricia D.	Wolf, Daniel A. – 35.
Joyce, Brian A.	

**NAYS.**

Chang-Diaz, Sonia	Tarr, Bruce E. – 3.
Ross, Richard J.	

**The yeas and nays having been completed at twenty-seven minutes before six o'clock P.M., item 1599-1450, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 4510-0790 (Regional Emergency Med. Services) was considered as follows:  
 4510-0790 For regional emergency medical services; provided, that no funds shall be expended in the AA object class; and provided further, that the regional emergency medical services councils, designated under 105 C.M.R. 170.101 and the central medical emergency direction centers that were in existence on January 1, 1992, shall remain the designated councils and central medical emergency direction centers.....\$831,959.

The Governor reduced this item by \$100,000.  
 The question on passing item 4510-0790, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-five minutes before six o'clock P.M., as follows, to wit (yeas 34 — nays 3) **[Yeas and Nays No. 80]:**

**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.	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	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Hedlund, Robert L.	Spilka, Karen E.
Jehlen, Patricia D.	Timilty, James E.
Joyce, Brian A.	Welch, James T.
Keenan, John F.	Wolf, Daniel A. – 34.

**NAYS.**

deMacedo, Viriato M.	Humason, Donald F., Jr. – 3.
Fattman, Ryan C.	

**ANSWERED “PRESENT”.**

Tarr, Bruce E. (*present*) – 1.

**The yeas and nays having been completed at twenty-two minutes before six o'clock P.M., item 4510-0790, contained in section 2, stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 4513-1000 (Family Health Services) was considered as follows:  
 4513-1000. For the provision of family health services; provided, that not less than \$5,313,981 shall be expended for comprehensive family planning services, including HIV counseling and testing, community-based health education and outreach services provided by agencies certified as comprehensive family planning agencies; provided further, that not less than \$100,000 shall be expended for the program's critical congenital heart defects screening activities; and provided further, that funds may be

expended for the Massachusetts birth defects monitoring program.....\$5,624,931.  
 The Governor reduced this item by \$600,000 and struck the following wording “; provided further, that not less than \$100,000 shall be expended for the program's critical congenital heart defects screening activities”.  
 After remarks, the question on passing item 4513-1000, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at nineteen minutes before six o'clock P.M., as follows, to wit (yeas 37 — nays 1) **[Yeas and Nays No. 81]:**

**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.       | 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. — 37.   |

Keenan, John F.

**NAYS.**

Chang-Diaz, Sonia – 1.

**The yeas and nays having been completed at seventeen minutes before six o'clock P.M., item 4513-1000 , contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 4590-0925 (Prostate Cancer Research) was considered as follows:

4590-0925. For the costs of a prostate cancer awareness and education program focusing in particular on men with African-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.....\$500,000.

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

The question on passing item 4590-0925, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at sixteen minutes before six o'clock P.M., as follows, to wit (yeas 37 — nays 1) [**Yeas and Nays No. 82**]:

**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.	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. – 37.
Keenan, John F.	

**NAYS.**

Chang-Diaz, Sonia – 1.

**The yeas and nays having been completed at fourteen minutes before six o'clock P.M., item 4590-0925, contained in section 2, stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 7000-9506 (Technology and Automated Resources) was considered as follows:  
 7000-9506 For the technology and automated resource sharing networks; provided, that not less than \$40,000 shall be expended for the purpose of technology upgrades at West Boylston Public Library.....\$2,116,564.

The Governor reduced this item by \$40,000 and struck the following wording “; provided, that not less than \$40,000 shall be expended for technology upgrades at West Boylston public library”.

The question on passing item 7000-9506, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at thirteen minutes before six o'clock P.M., as follows, to wit (yeas 34 - nays 4) [**Yeas and Nays No. 83**]:

**YEAS.**

Barrett, Michael J.	Lewis, Jason M.
Brownsberger, William N.	L'Italien, Barbara
Chandler, Harriette L.	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	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Humason, Donald F., Jr.	Spilka, Karen E.
Jehlen, Patricia D.	Tarr, Bruce E.
Joyce, Brian A.	Timilty, James E.
Keenan, John F.	Welch, James T.
Lesser, Eric P.	Wolf, Daniel A. – 34.

**NAYS.**

Chang-Diaz, Sonia	Fattman, Ryan C.
deMacedo, Viriato M.	Hedlund, Robert L. – 4.

**The yeas and nays having been completed at ten minutes before six o'clock P.M., item 7000-9506, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 7002-1508 (MassTech Innovation and Entrepreneurship Programs) was considered as follows:

7002-1508 For the Massachusetts Technology Park Corporation established in section 3 of chapter 40J of the General Laws and doing business as the Massachusetts Technology Collaborative, to establish programs that provide advice and training from successful, experienced entrepreneurs for start-up enterprises and that create a talent pipeline to technology start-ups and innovation companies; provided, that an entrepreneur and start-up mentoring program shall be established, in consultation with the Massachusetts Technology Development Corporation established in section 2 of chapter 40G of the General Laws and doing business as MassVentures, to provide assistance, mentoring and advice to start-ups and innovation companies by connecting early-stage entrepreneurs, technology start-ups and small businesses with successful, experienced business enterprises and capital financing; provided further, that funds shall be expended for paid internships for students seeking careers in technology and innovation industries to work with companies competing actively in those fields; provided further, that the Massachusetts Technology Collaborative shall seek private funds necessary to match contributions equal to \$1 for every \$1 contributed by the Massachusetts Technology Collaborative through the internship program; provided further, that as a condition of such grants being awarded, the Massachusetts Technology Collaborative shall reach agreement with the grant recipient on performance measures and indicators that shall be used to evaluate the performance of the grant recipient in carrying out the activities described in the recipient's application; provided further, that the Massachusetts Technology Collaborative shall file annual reports for the duration of the programs with the chairs of the house and senate committees on ways and means and the house and senate chairs of the joint committee on economic development and emerging technologies, by June 15; provided further, that the paid internship program report shall include the number of placements of students in paid internships during the academic year and an analysis of the impact of the program on the ability of its participants to enter the full-time job market in the technology and innovation industries after graduation; provided further, that the entrepreneurship program report shall include an overview of the activities of the programs, the number of participants in the programs and an analysis of the impact of the programs on the



success of the participants' start-up business ventures; and provided further, that the funds appropriated in this item shall not revert but shall be made available for these purposes through June 30, 2018.....\$1,500,000.

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

The question on passing item 7002-1508, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at nine minutes before six o'clock P.M., as follows, to wit (yeas 32 — nays 6) [**Yeas and Nays No. 84**]:

**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.	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. — 32.

**NAYS.**

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

Ross, Richard J.

Hedlund, Robert L.

Tarr, Bruce E. – 6.

**The yeas and nays having been completed at seven minutes before six o'clock P.M., item 7002-1508, contained in section 2, stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

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

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

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

The question on passing item 7003-0606, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at six minutes before six o'clock P.M., as follows, to wit (yeas 36 — nays 2) **[Yeas and Nays No. 85]:**

**YEAS.**

Barrett, Michael J.

Keenan, John F.

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.

Humason, Donald F., Jr.

Timilty, James E.

Jehlen, Patricia D.

Welch, James T.

Joyce, Brian A.

Wolf, Daniel A. – 36.

**NAYS.**

Hedlund, Robert L.

Tarr, Bruce E. – 2.

**The yeas and nays having been completed at three minutes before six o'clock P.M., item 7003-0606, contained in section 2, stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 1599-2003 (Uniform Law Commission) was considered as follows:

1599-2003 For the purpose of funding the Uniform Law Commission; provided, that prior fiscal year payments may be payable from this item \$70,000.

The Governor reduced this item by \$70,000.

After remarks, the question on passing item 1599-2003, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at six o'clock P.M., as follows, to wit (yeas 32 — nays 6) [**Yeas and Nays No. 86**]:

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.

Petrucelli, 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. – 32.

**NAYS.**

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

**The yeas and nays having been completed at three minutes past six o'clock P.M., item 1599-2003, contained in section 2, stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 7003-0803 (One Stop Career Centers) was considered as follows:

7003-0803 For the one-stop career centers.....\$4,525,491.

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

The question on passing item 7003-0803, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at four minutes past six o'clock P.M., as follows, to wit (yeas 36 — nays 2) **[Yeas and Nays No. 87]:**

**YEAS.**

Barrett, Michael J.	Keenan, John F.
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.
Humason, Donald F., Jr.	Timilty, James E.
Jehlen, Patricia D.	Welch, James T.
Joyce, Brian A.	Wolf, Daniel A. – 36.

**NAYS.**

Hedlund, Robert L.	Tarr, Bruce E. – 2.
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**The yeas and nays having been completed at a six minutes past six o'clock P.M., Item 7003-0803 stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 7003-0808 ( Massachusetts Workforce Professionals Association ) was considered as follows:

7003-0808 For the operation of the Massachusetts Workforce Professionals Association.....\$75,000.

The Governor reduced this item by \$75,000.

The question on passing item 7003-0808, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at seven minutes past six o'clock P.M., as follows, to wit (yeas 34 - nays 4) [**Yeas and Nays No. 88**]:

**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.	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	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Hedlund, Robert L.	Spilka, Karen E.
Jehlen, Patricia D.	Timilty, James E.
Joyce, Brian A.	Welch, James T.
Keenan, John F.	Wolf, Daniel A. – 34.

**NAYS.**

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

**The yeas and nays having been completed at nine minutes past six o'clock P.M., item 7003-0808 stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

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A Bill establishing a sales tax holiday in 2015 (House, No. 3659, amended,-- on petition),-- was read. There being no objection, the rules were suspended, on the motion of Ms. Donoghue, and the bill was read a second time. Pending the question on ordering the bill to a third reading, Mr. Tarr moved that the bill be amended by inserting after section \_\_\_\_\_, the following new section \_\_\_ :-  
 “SECTION \_\_. Chapter 64H of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting, after section 6, the following:-  
 Section 6A. The commissioner of revenue shall annually designate, by July 15 of each calendar year, a two-day weekend in August during which no excise shall be imposed upon non-business sales at retail in the commonwealth of tangible personal property, as defined in section 1 of this chapter, but for the purposes of this section, tangible personal property shall not include telecommunications, gas, steam, electricity, motor vehicles, boats, meals, or any single item whose price is in excess of \$2,500. For the days designated by the commissioner pursuant to the provisions of this section, a vendor in the commonwealth shall not add to the sales price or collect from any non-business purchaser an excise upon sales at retail of tangible personal property, as defined in section 1 of this chapter. The commissioner of revenue shall not require any vendor to collect and pay excise upon sales at retail of tangible personal property purchased on said designated days. Any excise erroneously or improperly collected

during the designated days shall be remitted to the department of revenue. This section shall not apply to the sale of telecommunications, tobacco products subject to the excise imposed by chapter 64C of the General Laws, gas, steam, electricity, motor vehicles, motorboats, meals, or any single item whose price is in excess of \$2,500.

When choosing the designated days, the commissioner shall take into consideration the observance of any religious and secular days of observation occurring therein; provided further, that the commissioner shall designate such days so as to maximize the economic benefit to the commonwealth.

Reporting requirements imposed upon vendors of tangible personal property, by law or by regulation, including, but not limited to, the requirements for filing returns required by chapter 62C of the General Laws, shall remain in effect for sales for the days designated by the commissioner.

On or before December 31 of each year, the commissioner of revenue shall certify to the comptroller the amount of sales tax forgone, as well as new revenue raised from personal and corporate income taxes and other sources, because of this act. The commissioner shall issue a report, detailing by fund the amounts under general and special laws governing the distribution of revenues under this chapter which would have been deposited in each fund, without this act.

The commissioner of revenue shall issue instructions or forms, or promulgate rules or regulations, necessary for the implementation of this act.”

After debate, the amendment was *rejected*. Mr. Tarr moved to amend the bill by inserting after section \_\_, the following new section:-

“SECTION \_\_. Chapter 64H of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting, after section 6, the following:-

Section 6A. The commissioner of revenue shall annually designate, by July 15 of each calendar year, a two-day weekend in August during which no excise shall be imposed upon non-business sales at retail in the commonwealth of tangible personal property, as defined in section 1 of this chapter, but for the purposes of this section, tangible personal property shall not include telecommunications, gas, steam, electricity, motor vehicles, boats, meals, or any single item whose price is in excess of \$2,500. For the days designated by the commissioner pursuant to the provisions of this section, a vendor in the commonwealth shall not add to the sales price or collect from any non-business purchaser an excise upon sales at retail of tangible personal property, as defined in section 1 of this chapter. The commissioner of revenue shall not require any vendor to collect and pay excise upon sales at retail of tangible personal property purchased on said designated days. Any excise erroneously or improperly collected during the designated days shall be remitted to the department of revenue. This section shall not apply to the sale of telecommunications, tobacco products subject to the excise imposed by chapter 64C of the General Laws, gas, steam, electricity, motor vehicles, motorboats, meals, or any single item whose price is in excess of \$2,500.

When choosing the designated days, the commissioner shall take into consideration the observance of any religious and secular days of observation occurring therein; provided further, that the commissioner shall designate such days so as to maximize the economic benefit to the commonwealth.

Reporting requirements imposed upon vendors of tangible personal property, by law or by regulation, including, but not limited to, the requirements for filing returns required by chapter 62C of the General Laws, shall remain in effect for sales for the days designated by the commissioner.

On or before December 31 of each year, the commissioner of revenue shall certify to the comptroller the amount of sales tax forgone, as well as new revenue raised from personal and corporate income taxes and other sources, because of this act. The commissioner shall issue a report, detailing by fund the amounts under general and special laws governing the distribution of revenues under this chapter which would have been deposited in each fund, without this act.

The commissioner of revenue shall issue instructions or forms, or promulgate rules or regulations, necessary for the implementation of this act.

SECTION 2. Section 6A shall expire on December 31, 2017.”

After debate, the question on adoption of the amendment was determined by a call of the yeas and nays, at twenty-seven minutes past six o'clock P.M., on motion of Mr. Tarr, as follows to wit (yeas 6 -- nays 32 [**Yeas and Nays No. 89**])

#### YEAS.

deMacedo, Viriato M.

Ross, Richard J.

Fattman, Ryan C.

Tarr, Bruce E.

Humason, Donald F., Jr.

Timilty, James E. – 6.

#### NAYS.

Barrett, Michael J.	Keenan, John F.
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.	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.
Hedlund, Robert L.	Spilka, Karen E.
Jehlen, Patricia D.	Welch, James T.
Joyce, Brian A.	Wolf, Daniel A. – 32.

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

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

The question on passing the bill to be engrossed, in concurrence, was determined by a call of the yeas and nays, at seven minutes past seven o'clock P.M. on the motion of Ms. Donoghue as follows, to wit (yeas 27 — nays 11) **[Yeas and Nays No. 90]:**

**YEAS.**

Chandler, Harriette L.	Lovely, Joan B.
deMacedo, Viriato M.	McGee, Thomas M.
DiDomenico, Sal N.	Montigny, Mark C.



Donoghue, Eileen M.	Moore, Michael O.
Downing, Benjamin B.	O'Connor Ives, Kathleen
Fattman, Ryan C.	Pacheco, Marc R.
Flanagan, Jennifer L.	Petrucelli, Anthony
Forry, Linda Dorcena	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Jehlen, Patricia D.	Spilka, Karen E.
Joyce, Brian A.	Tarr, Bruce E.
Keenan, John F.	Timilty, James E.
Lesser, Eric P.	Welch, James T. – 27.
L'Italien, Barbara	

**NAYS.**

Barrett, Michael J.	Hedlund, Robert L.
Brownsberger, William N.	Humason, Donald F., Jr.
Chang-Diaz, Sonia	Lewis, Jason M.
Creem, Cynthia Stone	Rodrigues, Michael J.
Donnelly, Kenneth J.	Wolf, Daniel A. – 11.
Eldridge, James B.	

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

*Engrossed Bill.*

An engrossed Bill exempting the position of fire chief in the city of Lowell from the civil service law (see House, No. 3620) (which originated in the House), **having been certified by the Senate Clerk to be rightly and truly prepared for final passage, was passed to be enacted and signed by the President and laid before the Governor for his approbation.**

*Matter Taken Out of the Orders of the Day.*

There being no objection, the following matter was taken out of the Orders of the Day and considered as follows:  
The House Bill authorizing the town of North Reading to use certain conservation land for public way purposes (House, No. 3620),-- was read a third time.

Pending the question on passing the bill to be engrossed, Mr. Tarr moved that the bill be amended by inserting after section 1 the following 2 sections:-

“SECTION 1A. The town of North Reading shall transfer a parcel of land under the care, custody, management and control of the board of selectmen and dedicated for general municipal purposes to the conservation commission and the parcel shall be dedicated for conservation purposes. If no suitable parcel can be transferred to the conservation commission, the town shall acquire a parcel of land or a conservation restriction upon private or public land as defined in section 31 of chapter 184 of the General Laws. The land shall be dedicated or restricted to conservation purposes and under the jurisdiction of the conservation commission. The parcel dedicated pursuant to this section shall be of equal or greater size and value for conservation, park or water supply purposes when compared to the parcel described in section 1.

SECTION 1B. If the land conveyed pursuant to section 1 ceases to be used for the purposes described in said section 1 by a discontinuance vote of town meeting, the care, custody and control of the land shall transfer to the town of North Reading conservation commission for conservation, water supply or public park purposes upon a vote of the town meeting.”

**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.**

*Order Adopted.*

On motion of Mr. Tarr,--

*Ordered,* That when the Senate adjourns today, it adjourn to meet again tomorrow at eleven o'clock A.M., in a full formal session with a calendar.

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*Adjourn In Memory of Marine Gunnery Sgt. Thomas J. Sullivan*

The Senator from Hampden and Hampshire, Mr. Lesser, and the Senator from Hampden, Mr. Welch, moved that when the Senate adjourns today, it adjourn in memory of Marine Gunnery Sgt. Thomas J. Sullivan of Springfield, who gave his life while defending his country during an attack on a Naval Reserve Center on Thursday, July 16, 2015, in Chattanooga, Tennessee at the age of 40.

Gunnery Sgt. Sullivan was born in Springfield, Massachusetts on March 22, 1975 and was raised in East Forest Park by his parents Jeremiah “Jerry” and Mary “Betty” (Vecchiarelli) Sullivan of Hampden. He attended Holy Cross School and graduated from Cathedral High School in 1994. Sullivan received his Bachelor’s Degree in Criminal Justice and was working towards his Master’s Degree as well.

Proudly serving in the United States Marine Corps since enlisting in 1997, Sullivan’s most recent assignment was with Mike Battery, 3rd Battalion, 14th Marine Regiment, 4th Marine Division, Marine Forces Reserve. Sullivan had been enlisted nearly 18 years, serving two tours of duty in Iraq. He received a number of awards and commendations, including: two Purple Hearts; a Combat Action Ribbon; four Good Conduct Medals; a Navy Marine Corps Achievement Medal; a Korean Defense Service Medal; a Recruiting Ribbon; two Iraq Campaign Medals; five Sea Service Deployment Ribbons; an Armed Forces Service Medal; a Humanitarian Service Medal; a Global War on Terrorism Service Medal; a Global War on Terrorism Expeditionary Medal; and the National Defense Service Medal.

During the attack, Gunnery Sgt. Sullivan ran back towards the gunfire to save his wounded colleagues rather than getting himself to safety. He was a hero right to the end.

Sullivan truly loved being a Marine, and he was very good at what he did. He was a devoted fan of the Dropkick Murphys. And above all else, he loved being an uncle to his nephew and three nieces.

The loss of Gunnery Sgt. Sullivan is deeply felt by those who knew him in Springfield, as well as countless others across our Commonwealth and country.

In addition to his parents Jerry and Betty, Gunnery Sgt. Sullivan is survived by his maternal grandmother Mary Vecchiarelli, whom he would often text and call; his brother Joseph “Joe” Sullivan of Hampden; his sister Dianne Sullivan Caron and her husband John of Wilbraham; his beloved nephew and nieces — Connor Hendrix, Chloe Sullivan, Nikki Caron and Mary Kate Caron; his uncle Patrick Sullivan and his family; and his aunt Dianne Mullin, her husband Mark and their family.

Gunnery Sgt. Sullivan is an American hero, and we will never forget him.

Accordingly, as a mark of respect in memory of Marine Gunnery Sgt. Thomas J. Sullivan, at seventeen minutes past seven o'clock P.M., on motion of Mr. Eldridge, the Senate adjourned to meet again on Thursday next at eleven o'clock A.M.

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