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UNCORRECTED PROOF OF THE JOURNAL OF THE SENATE.



JOURNAL OF THE SENATE.

Thursday, July 30, 2015.

Met at three minutes past eleven o'clock A.M.

The Senator from Hampden and Hampshire, Mr. Humason, led the President, members, guests and staff in the recitation of the pledge of allegiance to the flag.

Distinguished Guests.

There being no objection, during consideration of the Orders of the Day, the President handed the gavel to Mr. Wolf for the purpose of an introduction. Messrs. Wolf and deMacedo then introduced, in the rear of the Chamber, Cape Cod's all-female a capella group, Cape Harmony. The group was visiting the State House celebrating their 10th anniversary. The group performed the songs "Old Cape Cod", "I Want To Dance With Somebody" and "Girls Just Want To Have Fun" for the Senate and they withdrew from the Chamber. They were the guests of Messrs. Wolf and deMacedo.

There being no objection, during consideration of the Orders of the Day, the President handed the gavel to Mr. Tarr for the purpose of an introduction. Mr. Tarr then introduced, in the rear of the Chamber, the Senate Republican Minority Leader from Oregon, Ted Ferrioli. The Senate welcomed him with applause and he withdrew from the Chamber.

There being no objection, during consideration of the Orders of the Day, the President handed the gavel to Mr. Ross for the purpose of an introduction. Mr. Ross then introduced, in the rear of the Chamber, two Republican dignitaries from Oklahoma, State Senator Greg Treat and State Senator A.J. Griffin. The Senate welcomed them with applause and they withdrew from the Chamber.

Communication.

Communication from the Office of the Comptroller (pursuant to Section 2E of Chapter 46 of the Acts of 2015) submitting the Fiscal Year 2016 transfer schedule for the following accounts: 1595-1067, 1595-1068, 1595-6368, 1595-6369, 1595-6370, 1595-6379 (received July 29, 2015),-- **was placed on file.**

Petition.

Mr. DiDomenico presented a petition (accompanied by bill) (subject to Joint Rule 12) of Sal N. DiDomenico for legislation to establish a sick leave bank for Cheryl A. Cole, an employee of the office of Medicaid,-- **and the same was referred, under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.**

Reports of a Committee.

By Ms. Forry, for the committee on Housing, on petition (accompanied by resolve, Senate, No. 709), a Resolve to create a commission to study ways to prevent bullying of tenants in public and subsidized multi-family housing (Senate, No. 1984); **Read and, under Joint Rule 29, referred to the committees on Rules of the two branches, acting concurrently.**

PAPERS FROM THE HOUSE.

A petition (accompanied by bill, House, No. 3694) of Daniel Cullinane (with the approval of the mayor and city council) relative to the retirement classification of Boston school police officers,-- **was referred, in concurrence, to the committee on Public Service.**

A Bill to establish a sick leave bank for Jeremy Bray, an employee of the Department of Correction (House, no. 3657, amended,-- on petition),- **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

Reports

Of the committee on Transportation, asking to be discharged from further consideration

Of the petition (accompanied by bill, House, No. 2957) of Thomas J. Calter and others for legislation to insure the proper maintenance of roads, bridges and other amenities that are privately owned,-- and recommending that the same be referred to the committee on Municipalities and Regional Government; and

Of the petition (accompanied by bill, House, No. 3093) of Theodore C. Speliotis relative to the license renewal exemptions for veterans,-- and recommending that the same be referred to the committee on Public Safety and Homeland Security;

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

Resolutions.

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

Resolutions (filed by Ms. Forry, Ms. Chandler, Mr. Wolf, Ms. Jehlen, Mr. Donnelly, Ms. Gobi and Messrs. Rush, Joyce, Barrett, Lesser, Petruccelli, Eldridge and Keenan) "promoting a multilateral approach to the potential crisis in the Dominican Republic"; and

Resolutions (filed by Mr. Montigny, Ms. Donoghue and Mr. Keenan) "supporting the friendship between Massachusetts and Taiwan in the international community."

Communication.

The Clerk read the following communication:

THE COMMONWEALTH OF MASSACHUSETTS MASSACHUSETTS SENATE

July 29, 2015

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

Dear Mr. Clerk:

On Wednesday, July 29, 2015, I was unable to be present for Roll Call #59 related to overriding the Governor's veto of line item 0321-2100. Had I been present, I would have voted in the affirmative.

I respectfully request that this letter be printed in the Senate Journal. Thank you for your assistance in this matter.

Saludos,
SONIA CHANG-DIAZ
Second Suffolk District

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

PAPERS FROM THE HOUSE

Emergency Preamble Adopted.

An engrossed Bill establishing a sales tax holiday in 2015 (see House, No. 3659, 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 11 to 0.

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

Orders of the Day.

The Orders of the Day were considered, as follows:

Bills

Relative to the authorization of the city of Westfield Retirement Board to grant a superannuation retirement benefit (Senate, No. 1920);

Authorizing the town of Middlefield to continue the employment of police chief Thomas Austin (Senate, No. 1941); and
Authorizing the town of Tyngsborough to grant additional licenses for the sale of alcoholic beverages (House, No. 3691);

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

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.

After remarks, and pending the question of adoption of the amendment previously recommended by the committee on Ways and Means substituting a new draft with the same title (Senate, No. 1974), pending the amendment (Montigny) to the Ways and Means amendment, and pending the main question on ordering the bill to a third reading, Mr. Tarr rose to a point of order which, being stated was that the bill before the Senate was a “money bill” under the Constitution.

The President ruled that it was the opinion of the Chair and Senate Counsel that the bill before the Senate is not intended to affect state tax revenue. Rather, it is a bill intended to make administrative changes at the Department of Revenue to prepare for a potential change in federal tax law and therefore not a “money bill” under the Constitution. Therefore, the point of order was NOT well taken.

Mr. Tarr doubted the ruling of the Chair; and this motion was seconded by Mr. Humason.

After debate, the question on “Shall the ruling of the Chair stand?” was determined by a call of the yeas and nays at twenty-four minutes past eleven o’clock A.M., on motion of Mr. Tarr, as follows, to wit (yeas 32 – nays 6) [**Yeas and Nays No. 91**]:

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	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 twenty-nine minutes past eleven o'clock A.M., the ruling of the Chair stood. After debate, the pending amendment, previously moved by Mr. Montigny, moved that the proposed 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.”,-- was considered.
After remarks, the question on adoption of the amendment was determined by a call of the yeas and nays, at twenty minutes before one o'clock P.M., on motion of Mr. Montigny, as follows to wit (yeas 38 -- nays 0) [**Yeas and Nays No. 92**]

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 seventeen minutes before one o'clock P.M., the amendment was adopted. Messrs. Tarr, Humason and Ross move to amend the proposed new draft by striking section 2 in its entirety. After remarks, the question on adoption of the amendment was determined by a call of the yeas and nays, at five minutes before one o'clock P.M., on motion of Mr. Tarr, as follows to wit (yeas 7 -- nays 31) [**Yeas and Nays No. 93**]

YEAS.

deMacedo, Viriato M.

Keenan, John F.

Fattman, Ryan C.

Ross, Richard J.

Hedlund, Robert L.

Tarr, Bruce E. – **7.**

Humason, Donald F., Jr.

NAYS.

Barrett, Michael J.

Lewis, Jason M.

Brownsberger, William N.

L'Italien, Barbara A.

Chandler, Harriette L.

Lovely, Joan B.

Chang-Diaz, Sonia

McGee, Thomas M.

Creem, Cynthia Stone

Montigny, Mark C.

DiDomenico, Sal N.	Moore, Michael O.
Donnelly, Kenneth J.	O'Connor Ives, Kathleen
Donoghue, Eileen M.	Pacheco, Marc R.
Downing, Benjamin B.	Petrucelli, Anthony
Eldridge, James B.	Rodrigues, Michael J.
Flanagan, Jennifer L.	Rush, Michael F.
Forry, Linda Dorcena	Spilka, Karen E.
Gobi, Anne M.	Timilty, James E.
Jehlen, Patricia D.	Welch, James T.
Joyce, Brian A.	Wolf, Daniel A. – 31.
Lesser, Eric P.	

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

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

“SECTION _ : Section 2 of Chapter 64H as appearing in the 2014 Official Edition is hereby amended by striking the section out in its entirety and inserting in place thereof the following:-

Section 2. (a) An excise is hereby imposed upon sales at retail in the commonwealth, by any vendor, of tangible personal property or of services performed in the commonwealth at the rate of 6.25 per cent of the gross receipts of the vendor from all such sales of such property or services, except as otherwise provided in this chapter. The excise shall be paid by the vendor to the commissioner at the time provided for filing the return required by section sixteen of chapter sixty-two C beginning on or after August 1, 2009 provided that in subsequent years the rate shall be set by the formula established in clause (b).

(b) The excise by any vendor, of tangible personal property or of services performed in the commonwealth shall be taxed at the lesser of: (i) the rate in effect for the prior taxable year minus .25 per cent if the inflation adjusted growth in baseline taxes in the fiscal year ending the June 30 of the previous year exceeds 2.5 per cent and the inflation-adjusted change in baseline taxes for each consecutive 3 month period reported by the commissioner between August and December of the previous year is greater than 0; or (ii) the rate in effect for the prior year, provided that the rate shall not exceed 6.25 per cent or decrease beyond 5 per cent. On or before October 15 of each year, the commissioner shall submit a report to the secretary of administration, the house and senate committees on ways and means and the joint committee on taxation providing a preliminary statement of the sales tax rate for taxable years beginning on or after the following January 1. On or before December 15, the commissioner shall make a final statement of the sales tax rate for the following year to the same recipients.”

Mr. Rodrigues rose to a point of order which, being stated was that the amendment before the Senate was unconstitutional for the reason that the pending amendment would change the current bill into a “money bill”.

The President ruled that it under Article 7 of the Constitution, it states that all “money bills” must originate in the House of Representatives and further that it would be unconstitutional for the Senate to entertain any amendments that would convert the pending bill into a “money bill”. Therefore, the point of order was well taken, and the amendment was laid aside.

Mr. Tarr doubted the ruling of the Chair; and this motion was seconded by Mr. Humason.

After debate, the question on “Shall the ruling of the Chair stand?” was determined by a call of the yeas and nays at one minute past one o'clock P.M., on motion of Mr. Tarr, as follows, to wit (yeas 32 – nays 6) **[Yeas and Nays No. 94]**:

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	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 one o'clock P.M., the ruling of the Chair stood.

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

“SECTION _ : Section 2 of Chapter 64H as appearing in the 2014 Official Edition is hereby amended by striking the section out in its entirety and inserting in place thereof the following:-

Section 2. (a) An excise is hereby imposed upon sales at retail in the commonwealth, by any vendor, of tangible personal property or of services performed in the commonwealth at the rate of 6.25 per cent of the gross receipts of the vendor from all

such sales of such property or services, except as otherwise provided in this chapter. The excise shall be paid by the vendor to the commissioner at the time provided for filing the return required by section sixteen of chapter sixty-two C beginning on or after August 1, 2009 provided that in subsequent years the rate shall be set by the formula established in clause (b).

(b) On or before October 15 of each year, the commissioner shall calculate and publicly announce a revised rate for the excise imposed by this section, to be effective throughout the following calendar year. The rate shall be calculated so that the total amount of revenue collected by this excise in the following calendar year will equal the amount collected in the current calendar year, adjusted by changes in the consumer price index as defined in the Internal Revenue Code, as determined by the commissioner.

(c) Subsection (b) shall apply only after a federal law is enacted that authorizes states to require remote sellers to collect sales and use taxes.”

Mr. Rodrigues rose to a point of order which, being stated was that the amendment before the Senate was unconstitutional for the reason that the pending amendment would change the current bill into a “money bill”.

The President ruled that it under Article 7 of the Constitution, it states that all “money bills” must originate in the House of Representatives and further that it would be unconstitutional for the Senate to entertain any amendments that would convert the pending bill into a “money bill”. Therefore, the point of order was well taken, and the amendment was laid aside.

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

After remarks, the bill (Senate, No. 1974, amended) was then ordered to a third reading.

There being no objection, the rules were suspended, on motion of Mr. Rodrigues and the bill was read a third time.

The question on passing the bill to be engrossed, was determined by a call of the yeas and nays, at thirteen minutes past one o'clock P.M. on the motion of Mr. Tarr as follows, to wit (yeas 32 – nays 6) **[Yeas and Nays No. 95]**:

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	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 seventeen minutes past one o'clock P.M., the bill was passed to be engrossed, its title having been changed by the committee on Bills in the Third Reading to read as follows: "An Act providing for sales tax fairness for main street retailers through minimum simplification". Sent to the House for concurrence.

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 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),--**was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence, its title having been changed by the committee on Bills in the Third Reading to read as follows: "An Act authorizing the town of Marion to grant an easement on Bird Island to the Department of Fish and Game for natural resource purposes".**

Recess.

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

PAPER FROM THE HOUSE

Engrossed Bill.

There being no objection, during consideration of the Orders of the Day, the engrossed Bill establishing a sales tax holiday in 2015 (see House, No. 3659, amended) (which originated in the House), **having been certified by the Senate Clerk to be rightly and truly prepared for final passage, was passed to be enacted and signed by the President and laid before the Governor for his approbation.**

Orders of the Day.

The Orders of the Day were further considered, as follows:

There being no objection, the Senate Bill relative to innovative communities (Senate, No. 1970),-- was taken out of order and considered, the question being on ordering the bill to a third reading.

At seven 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 twelve minutes past two o'clock P.M., a quorum was declared present.

After remarks and pending the question adoption of the amendment previously recommended by the committee on Ways and Means substituting a new draft with the same title (Senate, No. 1982) and pending the main question on ordering the bill to a third reading, Mr. Tarr moved that the proposed new draft be amended by inserting after section __, the following new section:- "SECTION __. Section 148B of chapter 149 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting after the paragraph designation '(a)' in line 1, the following numeral:- (1).

SECTION __. Said section 148B of said chapter 149 is hereby further amended by inserting after the word 'performed,' in line 11, the following words:- (a)(2) An individual who has pre-registered as a payroll-taxpaying entity with the Department of

Revenue and has attested that said registration is being provided ‘voluntarily and free from coercion by any person or entity’ shall be considered to have satisfied test (2) in (a)(1) above if the contract for work:

(1) Provides compensation that equals or exceeds \$30 per hour, or \$1,200 per week, or \$5,160 per month, or

(2) Involves either: a) the provision of services requiring professional certification or licensure and the individual possesses such certification or licensure; or b) conducting business in a franchise relationship subject to the rules and regulations of the Federal Trade Commission, and the relationship complies with those rules and regulations, or

(3) Provides for work that by occupational definition consistently requires any of the following: (a) exercise of discretion and independent judgment with respect to matters of significance; (b) advanced knowledge in a field of science or learning; or (c) invention, imagination, intellect, creativity, originality, or talent in a recognized field or artistic or creative endeavor, or

(4) Grants the individual either ownership of or copyright to the work product.”

After debate, the question on adoption of the amendment was determined by a call of the yeas and nays, at twenty-three minutes before three o’clock P.M., on motion of Mr. Tarr, as follows to wit (yeas 9 -- nays 29) **[Yeas and Nays No. 96]**

YEAS.

Brownsberger, William N.

Moore, Michael O.

deMacedo, Viriato M.

Rodrigues, Michael J.

Fattman, Ryan C.

Ross, Richard J.

Hedlund, Robert L.

Tarr, Bruce E. — **9.**

Humason, Donald F., Jr.

NAYS.

Barrett, Michael J.

Lesser, Eric P.

Chandler, Harriette L.

Lewis, Jason M.

Chang-Diaz, Sonia

L'Italien, Barbara A.

Creem, Cynthia Stone

Lovely, Joan B.

DiDomenico, Sal N.

McGee, Thomas M.

Donnelly, Kenneth J.

Montigny, Mark C.

Donoghue, Eileen M.

O'Connor Ives, Kathleen

Downing, Benjamin B.

Pacheco, Marc R.

Eldridge, James B.

Petrucelli, Anthony

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. – 29.

Keenan, John F.

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

Mr. Joyce moved that the proposed new draft be amended in section 1, by inserting after the word "municipality", in line 36, the following words: - "using, to the extent possible, the data standards developed under paragraph (xiii) of subsection (d)";

In said section 1, by inserting after the word "program", in line 41, the following words:- "using, to the extent possible, the data standards developed under paragraph (xiii) of subsection (d)";

In said section 1, by striking out, in line 84, the word "and"; and

In said section 1, by inserting after the word "subsection", in line 86, the following words:- ";

(xiii) develop data standards, in consultation with the Massachusetts office of information technology, that maximize the data sharing capabilities of participating municipalities with other participating municipalities, public agencies and entities and the general public; and

(xiv) seek and encourage participation from startups that may provide cost-beneficial technologies to municipalities, including but not limited to off-the-shelf products, services and other technologies requiring little customization".

The amendment was adopted.

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

"SECTION 4: Chapter 25 of the Massachusetts General Laws, as so appearing, is hereby amended by inserting after section 22 the following section:-

Section 23 – Municipal access to energy consumption data

Section 23 (a.) Upon written request to the department from a municipal official, the utilities regulated by the department shall make available the following data:

(1.) Aggregate annual energy consumption data by municipality for each of the residential, commercial, industrial, and municipal sectors in that municipality for up to 5 prior years;

(2.) Anonymized annual energy consumption data by household at the zip code level for up to 5 prior years;

(3.) Anonymized annual energy consumption data by household at the census tract level for up to 5 prior years ;

(4.) Daily 15-minute peak demand data for commercial and municipal buildings for up to one prior year; and

(5.) Aggregate daily 15-minute peak demand data for the residential sector for up to one prior year.

(b.) The utility shall acknowledge the written request for data within 5 working days, and respond with the requested data within 21 working days. The department shall define special measures for expedited data delivery to municipalities as well as avenues for recourse if the data is not delivered within the parameters established herein.

(c.) The department may promulgate rules and regulations, as necessary, for the implementation of this section." The amendment was *rejected*.

Mr. Keenan moved that the proposed new draft be amended in section 1, by inserting after the word "center", in line 30, the following words:- " ; the Massachusetts e-Health Institute";

In said section 1, by striking out, in line 94, the figure "9" and inserting in place thereof the following figure:- "12";

In said section 1, by inserting after the word "workspaces", in line 100, the following words:- " ; 1 of whom shall be an individual with experience in emerging health care delivery technologies; 1 of whom shall be a mayor or a city manager of a city; 1 of whom shall be a town administrator, manager or executive secretary of a town";

In section 2, by striking out, in line 109, the figure "20" and inserting in place thereof the following figure:- "23";

In said section 2, by striking out, in line 122, the figure "6" and inserting in place thereof the following figure:- "9";

In said section 2, by inserting after the word "designee", in line 124, the following words:- " , 1 of whom shall be the chief executive officer of an emerging health care delivery technology company or a designee, 1 of whom shall be a mayor or a city manager of a city, 1 of whom shall be a town administrator, manager or executive secretary of a town".

After remarks, the amendment was adopted.

Mr. Keenan moved that the proposed new draft be amended by striking the words "and (v)" in lines 133 and 134 and inserting in place thereof the following:-

"(v) the feasibility of adopting procurement rules that encourage open-source software development, such that major technology systems, platforms and products purchased by the state remain open for the development of third party end-user software and application designs that improve ease of access and utilization of said major technology systems; and (vi)".

The amendment was adopted.

Mr. Keenan moved that the proposed new draft be amended in section 1, in line 35, by inserting after the word “body” the following words:- “, in the case of a town, by the board of selectmen; in the case of a city, by the city council, with the mayor’s approval if required by law; and in the case of a municipality having a town council form of government, the town council, and in all other towns, a vote of town meeting”.

The amendment was adopted.

Mr. Keenan moved that the proposed new draft be amended in section 1, in line 94, by striking out the figure:- “9”, and inserting in place thereof the following figure: - “11”;

In section 1, in line 100, by inserting after the word “workspaces”, the following words:- “, 2 of whom shall be representatives of a city and a town municipal government, in the case of a city, a mayor or a city manager, and in the case of a town, a town administrator, manager or executive secretary, “;

In section 2, in line 109, by striking out the figure:- “20”, and inserting in place thereof the following figure: - “22”; and

In section 2, in line 126, by inserting after the word “companies”, the following words:- “, 2 of whom shall be representatives of a city and a town municipal government, in the case of a city, a mayor or a city manager, and in the case of a town, a town administrator, manager or executive secretary,”.

The amendment was *rejected*.

Mr. Ross moved that the proposed new draft be amended in section 1, by striking out the words “subject to appropriation and the laws and regulations relating to the employment of consultants,” in lines 23-24, and inserting in place thereof the following words:- “subject to appropriation and the approbation of the secretary, and in conjunction with the laws and regulations relating to the employment of consultants,”.

After remarks, the amendment was adopted.

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

PAPERS FROM THE HOUSE

Emergency Preamble Adopted.

An engrossed Bill authorizing the town of Marion to grant an easement on Bird Island to the Department of Fish and Game for natural resource purposes (see House, No. 3571, 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 11 to 0.

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

Orders of the Day.

The Orders of the Day were further considered, as follows:

The Senate Bill relative to innovative communities (Senate, No. 1970),-- was again considered, the main question being on ordering the bill to a third reading.

Ms. Chang-Diaz and Ms. Forry moved that the proposed new draft be amended in line 73, by inserting after the word “program” the following new clause:-”, provided that recipients of the grant reflect the diverse racial, ethnic, and gender make-up of the applying innovative community”.

The amendment was *rejected*.

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

Reports of a Committee.

Mr. Montigny, for the committee on Rules, reported that the following matter be placed in the Orders of the Day for the next session:

The House Bill validating the results of a certain town election in the town of Groveland (printed in House, No. 3552).

There being no objection, the rules were suspended, on motion of Mr. Tarr, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.

Mr. Montigny, for the committee on Rules, reported that the following matter be placed in the Orders of the Day for the next session:

The House Bill relative to the Commonwealth Avenue Improvement Project (House, No. 3627).

There being no objection, the rules were suspended, on motion of Mr. Brownsberger, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence, its title having been changed by the committee on Bills in the Third Reading to read as follows: “An Act authorizing the city of Boston to acquire temporary easements over certain parcels of land in the town of Brookline”.

PAPERS FROM THE HOUSE

Message from the Governor — Reductions and Disapprovals — 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 reduced or disapproved in accordance with the provisions of the Constitution.

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

7066-0000 For the operation of the department of higher education; provided, that the department shall recommend savings proposals that permit institutions of public higher education to achieve administrative and program cost reductions, resource re-allocation and program re-assessment and to utilize resources otherwise available to such institutions; provided further, that \$1,000,000 shall be expended for the state university internship incentive program established in item 7066-0000 of section 2 of chapter 139 of the acts of 2012; provided further, that the commonwealth shall contribute funds to each institution in an amount necessary to match private contributions in the current fiscal year to the institution's internship incentive program; provided further, that the commonwealth's contribution shall be equal to \$1 for every \$1 privately contributed to each university's board of trustees or foundation; provided further, that the maximum total contributions from the commonwealth shall be no greater than the amount appropriated herein; provided further, that funds from this program shall not result in direct or indirect reduction in the commonwealth's appropriations to the institutions for operations, scholarships, financial aid or any state appropriation and the department shall promulgate regulations and criteria for said program; provided further, that in order to meet the estimated costs of employee fringe benefits provided by the commonwealth on account of employees of the Massachusetts State College Building Authority and the University of Massachusetts Building Authority and in order to meet the estimated cost of heat, light, power and other services, if any, to be furnished by the commonwealth to projects of these authorities, the boards of trustees of the state colleges, state universities and the University of Massachusetts shall transfer to the General Fund, from the funds received from the operations of the projects, the costs, if any, as shall be incurred by the commonwealth for these purposes in the current fiscal year as determined by the appropriate building authority, verified by the commissioner of higher education and approved by the secretary of administration and finance; provided further, that funds from this account shall be expended for the office of coordination; provided further, that funds from this account may be expended for the commonwealth's share of the cost of the compact for education; provided further, that the office of coordination within the department of higher education, in cooperation with the executive office of labor and workforce development, shall establish a training resources and internship networks (TRAIN) grant program, pursuant to section 179; provided further, that not more than \$200,000 shall be expended for startup and administrative costs for the program; provided further, that not less than \$1,000,000 shall be expended for monthly stipends for participants in the program; provided further, that not less than \$100,000 shall be provided to the department to support assessment and coordination of a system-wide effort to address campus violence, with an emphasis on properly identifying, reporting and responding to sexual violence, coordinating and offering training initiatives and fostering a culture of inclusivity; and provided further, that funds shall be expended for the office of trustee relations.....\$4,449,334.

The Governor reduced this item by \$1,000,000 and struck out the following wording: “; provided further, that \$1,000,000 shall be expended for the state university internship incentive program established in item 7066- 0000 of section 2 of chapter 139 of the acts of 2012; provided further, that the commonwealth shall contribute funds to each institution in an amount necessary to match private contributions in the current fiscal year to the institution's internship incentive program; provided further, that the commonwealth's contribution shall be equal to \$1 for every \$1 privately contributed to each university's board of trustees or foundation; provided further, that the maximum total contributions from the commonwealth shall be no greater than the amount appropriated in this item; provided further, that funds from this program shall not result in direct or indirect reduction in the commonwealth's appropriations to the institutions for operations, scholarships, financial aid or any state appropriation and the department shall promulgate regulations and criteria for said program”.

The question on passing item 7066-0000, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at one minute before three o'clock P.M., as follows, to wit (yeas 31 — nays 7) **[Yeas and Nays No. 97]:**

YEAS.

Barrett, Michael J.

Lewis, Jason M.

Brownsberger, William N.

L'Italien, Barbara A.

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.	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. – 31.
Lesser, Eric P.	

NAYS.

Chang-Diaz, Sonia	Humason, Donald F., Jr.
deMacedo, Viriato M.	Ross, Richard J.
Fattman, Ryan C.	Tarr, Bruce E. – 7.
Hedlund, Robert L.	

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

Item 7009-6400 (ELL in Gateway Cities) was considered as follows:

7009-0000 For grants to establish and operate high-quality, intensive and targeted programs that shall rapidly increase English language learning for middle and high school students in school districts serving Gateway Cities; provided, that grant applications shall provide, at minimum, for after-school enrichment academies to operate during the spring and summer of 2016; provided further, that applications may also provide for acceleration academies to be held during school vacations or for Saturday

sessions during the spring of 2016; provided further, that funds may be set aside for the administration of the programs; provided further, that any new grants awarded from this item in fiscal year 2016 shall comply with the grant application requirements set forth in item 7009-6400 of section 2 of chapter 38 of the acts of 2013; provided further, that the executive office of education may select the same evaluator in fiscal year 2016 as selected in fiscal year 2015; provided further, that grants shall be selected not later than October 1, 2015; and provided further, that appropriated funds may be expended for programs or activities during the summer months.....\$1,200,000.

The Governor disapproved this item.

Ms. Creem in the Chair, the question on passing item 7009-6400, 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 three minutes past three o'clock P.M., as follows, to wit (yeas 34 — nays 4) **[Yeas and Nays No. 98]:**

YEAS.

Barrett, Michael J.	Lesser, Eric P.
Brownsberger, William N.	Lewis, Jason M.
Chandler, Harriette L.	L'Italien, Barbara A.
Chang-Diaz, Sonia	Lovely, Joan B.
Creem, Cynthia Stone	McGee, Thomas M.
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. — 34.

NAYS.

deMacedo, Viriato M.

Hedlund, Robert L.

Fattman, Ryan C.

Tarr, Bruce E. – 4.

The yeas and nays having been completed at six minutes past three o'clock P.M., Item 7099-6400, 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.

Orders of the Day.

The Orders of the Day were further considered, as follows:

The Senate Bill clearing titles to foreclosed properties (Senate, No. 882),-- was considered, the main question being on ordering the bill to a third reading.

Pending the question adoption of the amendment previously recommended by the committee on Ways and Means substituting a new draft with the same title (Senate, No. 1981), and pending the main question on ordering the bill to a third reading, Mr. Eldridge moved that the matter be laid on the table; and, in accordance with the provisions of Senate Rule 24, the consideration of the motion to lay on the table was postponed without question until the next session.

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

PAPERS FROM THE HOUSE

Message from the Governor — Reductions and Disapprovals — 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 reduced or disapproved in accordance with the provisions of the Constitution.

Item 7061-9811 (Creative Challenge Index) was considered as follows:

7061-9811 For the implementation of the recommendations of the commission to develop an index of creative and innovative education established in section 181 of chapter 240 of the acts of 2010 and for the planning and design of a creative and innovative education index to measure how well schools develop and sustain student creativity; provided, that funds shall be expended to provide management oversight of the implementation of the recommendations of the report of the creative and innovative education commission and for establishing online forums for commentary, discussion and review of the plan and design of the index by interested parties, including teachers, high-tech business leaders, education leaders, creativity experts and the public; and provided further, that the commission may pursue opportunities for matching funds.....\$200,000. The Governor disapproved this item.

After remarks, the question on passing item 7061-9811, contained in section 2, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-two minutes past three o'clock P.M., as follows, to wit (yeas 37 - nays 1) [Yeas and Nays No. 99]:

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.
deMacedo, Viriato M.	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.	Petrucelli, Anthony
Eldridge, James B.	Rodrigues, Michael J.
Fattman, Ryan C.	Ross, Richard J.
Flanagan, Jennifer L.	Rush, Michael F.
Forry, Linda Dorcena	Spilka, Karen E.
Gobi, Anne M.	Tarr, Bruce E.
Humason, Donald F., Jr.	Timilty, James E.
Jehlen, Patricia D.	Welch, James T.
Joyce, Brian A.	Wolf, Daniel A. – 37.
Keenan, John F.	

NAYS – 0.

Hedlund, Robert L. – 1.

The yeas and nays having been completed at twenty-three minutes past three o'clock P.M., item 7061-9811, contained in section 2, stands, in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 1599-4417 (EJ Collins Center) was considered as follows:

1599-4417 For the Edward J. Collins, Jr. Center for Public Management in the John W. McCormack Graduate School of Policy and Global Studies at the University of Massachusetts at Boston; provided, that not less than \$500,000 shall be expended by the Edward J. Collins, Jr. Center for one-time costs for a performance management, accountability and transparency program for local governments; and provided further, that this program shall be self-sustaining as of July 1, 2016.....
\$750,000.

The Governor reduced this item by \$500,000 and struck out the following wording “; provided, that not less than \$500,000 shall be expended by the Edward J. Collins, Jr. Center for one-time costs for a performance management, accountability and

transparency program for local governments; and provided further, that this program shall be self-sustaining as of July 1, 2016". The question on passing item 1599-4417, 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-four minutes past three o'clock P.M., as follows, to wit (yeas 32 -nays 6) **[Yeas and Nays No. 100]:**

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	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.

The yeas and nays having been completed at twenty-five minutes past three o'clock P.M., item 1599-4417, 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 8100-1001 (Department of State Police) was considered as follows:

8100-1001 For the administration and operation of the department of state police; provided, that the department shall expend funds from this item to maximize federal grants for the operation of a counter-terrorism unit and the payment of overtime for state police officers; provided further, that the department shall maintain the division of field services which shall include, but not be limited to, the bureau of metropolitan district operations; provided further, that not fewer than 40 officers may be provided to the department of conservation and recreation to patrol the watershed property of the department of conservation and recreation; provided further, that the department shall enter into an interagency agreement with the department of conservation and recreation to provide police coverage on department properties and parkways; provided further, that funds shall be expended from this item for the administration and operation of an automated fingerprint identification system and the motor carrier safety assistance program; provided further, that the department shall execute a service contract with UMass Memorial emergency medical services for not more than \$60,000 for emergency and tactical medical support services and shall allocate not less than \$20,000 for emergency and tactical supplies and equipment for use by the UMass Memorial emergency medical services staff in performing the services; provided further, that not fewer than 5 officers shall be provided to the disabled persons protection commission to investigate cases of criminal abuse; provided further, that not less than \$1,000,000 shall be expended for the payroll costs of the state police directed patrols; provided further, that subject to appropriation communities receiving funds for directed patrols in fiscal year 2008 shall receive an equal disbursement of funds in proportion to the current appropriation in fiscal year 2016; provided further, that funds shall be expended for directed patrols at Constitution Beach in East Boston; provided further, that not less than \$90,000 shall be expended for additional patrols for the summer season at Wollaston Beach and Furnace Brook Parkway in the city of Quincy; provided further, that the creation of a new, or an expansion of the existing, statewide communications network shall include the office of law enforcement in the executive office of energy and environmental affairs at no cost to, or compensation from, that office; provided further, that there shall be a study submitted to the house and senate committees on ways and means not later than January 29, 2016 on traffic details worked by the department of state police, including troops A, B, C, D, E, F and H, over the last year, which shall detail, on a monthly basis: the total number of hours worked on traffic details by state police officers; the total amount paid to state police officers for traffic details; the standard hourly rates for traffic details done by state police officers; and the city or town in which traffic details are performed by state police officers; and provided further, that the department may expend funds from this item for the administration of budgetary, procurement, fiscal, human resources, payroll and other administrative services of the office of the chief medical examiner, the municipal police training committee and the criminal justice information services..... \$268,879,501.

The Governor reduced this item by \$3,812,000 and struck out the following language: “; provided further, that the department shall execute a service contract with UMass Memorial emergency medical services for not more than \$60,000 for emergency and tactical medical support services and shall allocate not less than \$20,000 for emergency and tactical supplies and equipment for use by the UMass Memorial emergency medical services staff in performing the services” and “; provided further, that not less than \$1,000,000 shall be expended for the payroll costs of the state police directed patrols; provided further, that subject to appropriation communities receiving funds for directed patrols in fiscal year 2008 shall receive an equal disbursement of funds in proportion to the current appropriation in fiscal year 2016; provided further, that funds shall be expended for directed patrols at Constitution Beach in East Boston; provided further, that not less than \$90,000 shall be expended for additional patrols for the summer season at Wollaston Beach and Furnace Brook Parkway in the city of Quincy”.

After remarks, the question on passing item 8100-1001, 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-eight minutes past three o'clock P.M., as follows, to wit (yeas 35 - nays 3) [**Yeas and Nays No. 101**]:

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.	Petrucelli, 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 a half past three o'clock P.M., item 8100-1001, 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.

Matter Taken Out of the Notice Section of the Calendar.

There being no objection, the following matter was taken out of the Notice Section of the Calendar and considered as follows:
The House Bill relative to the charter of the city of Newton (House, No. 3563),-- was read a third time.

Pending the question on passing the bill to be engrossed, Ms. Creem moved that the bill be amended by striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 1985.

The amendment was adopted.

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

Sent to the House for concurrence in the amendment.

The President in the Chair, Mr. Brownsberger offered the following remarks:

Statement of Senator William N. Brownsberger.

I am shortly going to absent myself from the Chamber for the rest of today's session for the purpose of attending at a long-scheduled meeting of the District Attorneys Association to discuss criminal justices reforms.

The kind Senator from Boston Senator Chang-Diaz will announce pairs with me on as many votes as we differ on and I will report on how I would have voted on other issues in a communication next week.

I would ask these remarks be printed on the record.

On motion of Mr. Brownsberger, the remarks were printed in the Journal of the Senate.

Orders of the Day.

The Orders of the Day were further considered, as follows:

The Senate Bill relative to innovative communities (Senate, No. 1970),-- was again considered, the main question being on ordering the bill to a third reading.

Ms. Chang-Diaz and Ms. Forry moved that the proposed new draft be amended in line 15, by inserting after the word "marketplace" the following:- " , to develop guidelines to promote the marketplace participation of women and/or minority-owned startups and technology enterprises,".

The amendment was adopted.

Ms. Spilka moved that the proposed new draft be amended by striking out, in line 67, the words "and minority-owned businesses" and inserting in place thereof the following words:- " , minority-owned and veteran-owned startups".

The amendment was adopted.

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

After remarks, the bill (Senate, No. 1982, amended) was then ordered to a third reading.

There being no objection, the rules were suspended, on motion of Ms. Donoghue, and the bill was read a third time.

The question on passing the bill to be engrossed, was determined by a call of the yeas and nays, at twenty-two minutes before four o'clock P.M. on the motion of Ms. Donoghue, as follows, to wit (yeas 36 – nays 2) [**Yeas and Nays No. 102**]:

YEAS.

Barrett, Michael J.

Lesser, Eric P.

Brownsberger, William N.

Lewis, Jason M.

Chandler, Harriette L.

L'Italien, Barbara A.

Chang-Diaz, Sonia

Lovely, Joan B.

Creem, Cynthia Stone

McGee, Thomas M.

deMacedo, Viriato M.

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.	Petrucelli, 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. – 36.

NAYS.

Fattman, Ryan C.	Hedlund, Robert L. – 2.
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**The yeas and nays having been completed at nineteen minutes before four o'clock P.M., the bill (Senate, No. 1986, printed as amended) was passed to be engrossed.
Sent to the House for concurrence.**

PAPERS FROM THE HOUSE

Engrossed Bills—Land Takings for Conservation Etc.

An engrossed Bill authorizing the town of Marion to grant an easement on Bird Island to the Department of Fish and Game for natural resource purposes (see House, No. 3571, amended) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage,-- was put upon its final passage; and, this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution, the question on passing it to be enacted was determined by a call of the yeas and nays, at eighteen minutes before four o'clock P.M., as follows, to wit (yeas 37 - nays 0) [**Yeas and Nays No. 103**]:

YEAS.

Barrett, Michael J.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Chang-Diaz, Sonia	L'Italien, Barbara A.
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 – 0.

ABSENT OR NOT VOTING.

Brownsberger, William N. – 1.

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

An engrossed Bill authorizing the town of North Reading to use certain conservation land for public way purposes (see House, No. 3267, changed, amended) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage,-- was put upon its final passage; and, this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution, the question on passing it to be enacted was determined by a call of the yeas and nays, at a quarter before four o'clock P.M., as follows, to wit (yeas 37 - nays 0) **[Yeas and Nays No. 104]:**

YEAS.

Barrett, Michael J.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Chang-Diaz, Sonia	L'Italien, Barbara A.
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 – 0.

ABSENT OR NOT VOTING.

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

Message from the Governor — Reductions and Disapprovals — 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 reduced or disapproved in accordance with the provisions of the Constitution.

Item 8000-1000 (Evidence Based Programming Grants) was considered as follows:

8000-1000 For a competitive grant program to be administered by the executive office of public safety and security to pilot or expand new or current innovative and evidence-based approaches for improving recidivism outcomes; provided, that eligible applicants shall include executive branch, judicial branch and other county and statewide criminal justice agencies including, but not limited to, the department of correction, the houses of correction, the office of the commissioner of probation, the parole board, the district attorneys' offices, the department of youth services and the committee for public counsel services; provided further, that the office shall limit awards to applicants that clearly and effectively demonstrate: (i) a current or proposed program or practice that is evidence-based or research-based or that is considered a promising practice, to be more specifically defined by the executive office of public safety and security in the application for grant funding; (ii) efforts to ensure quality implementation; and (iii) a commitment to independent evaluation of outcomes; provided further, that eligible applicants shall complete a comprehensive inventory of all current programs and practices, in a manner to be determined by the executive office of public safety and security, to be considered eligible for funding; and provided further, that grant recipients shall make a written commitment to expand the percentage of evidence-based programming currently delivered.....\$250,000.

The Governor disapproved this item.

The question on passing item 8000-1000, contained in section 2, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at six minutes before four o'clock P.M., as follows, to wit (yeas 37 - nays 0) **[Yeas and Nays No. 105]:**

YEAS.

Barrett, Michael J.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Chang-Diaz, Sonia	L'Italien, Barbara A.
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 – 0.

ABSENT OR NOT VOTING.

Brownsberger, William N. – 1.

The yeas and nays having been completed at three minutes before four o'clock P.M., item 8000-1000, 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 7000-9401 (Regional Libraries Local Aid) was considered as follows:

7000-9401 For state aid to regional public libraries; provided, that the board of library commissioners may provide quarterly advances of funds for the purposes authorized by clauses (1) and (3) of section 19C of chapter 78 of the General Laws, as it considers proper, to regional public library systems throughout each fiscal year, in compliance with the office of the comptroller's regulations on state grants, 815 C.M.R. chapter 2.00; provided further, that notwithstanding any general or special law to the contrary, in calculating the fiscal year 2016 distribution of funds appropriated in this item, the board of library commissioners shall employ population figures used to calculate the fiscal year 2015 distribution; provided further, that the board shall provide funds for the continued operation of a single regional library system to serve the different geographic regions of the commonwealth in both eastern and western Massachusetts to serve the residents of those regions; provided further, that notwithstanding any general or special law to the contrary the library of the commonwealth shall receive not less than 40.7 cents for each resident of the commonwealth; and provided further, that not less than \$55,000 shall be expended for traffic improvements at the Milton public library.....\$9,983,482.

The Governor reduced this item by \$55,000 and struck out the following language: “; and provided further, that not less than \$55,000 shall be expended for traffic improvements at the Milton public library”.

After remarks, the question on passing item 7000-9401, 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 two minutes before four o'clock P.M., as follows, to wit (yeas 36 - nays 1)

[Yeas and Nays No. 106]:

YEAS.

Barrett, Michael J.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Creem, Cynthia Stone	L'Italien, Barbara A.
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.	Petrucelli, Anthony
Flanagan, Jennifer L.	Rodrigues, Michael J.
Forry, Linda Dorcena	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Hedlund, Robert L.	Spilka, Karen E.
Humason, Donald F., Jr.	Tarr, Bruce E.
Jehlen, Patricia D.	Timilty, James E.
Joyce, Brian A.	Welch, James T.
Keenan, John F.	Wolf, Daniel A. – 36.

NAYS.

Chang-Diaz, Sonia – **1.**

ABSENT OR NOT VOTING.

The yeas and nays having been completed at four o'clock P.M., item 7000-9401, 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 7000-9501 (Municipal Libraries Local Aid) was considered as follows:

7000-9501 For state aid to public libraries; provided, that notwithstanding any general or special law to the contrary, no city or town shall receive funds from this item in any year when the appropriation of the city or town for free public library services is below an amount equal to 102.5 per cent of the average of the appropriations for free public library services for the 3 years immediately preceding; provided further, that notwithstanding any general or special law to the contrary, the board of library commissioners may grant waivers in excess of the waiver limit set forth in the second paragraph of section 19A of chapter 78 of the General Laws in fiscal year 2016 for a period of not more than 1 year; provided further, that notwithstanding any general or special law to the contrary, of the amount by which this item exceeds the amount appropriated in chapter 194 of the acts of 1998, funds shall be distributed under the guidelines of the municipal equalization grant program, the library incentive grant program and the nonresident circulation offset program; provided further, that notwithstanding any general or special law to the contrary, any payment made under this item shall be deposited with the treasurer of the city or town and held in a separate account and shall be expended by the public library of that city or town without appropriation; and provided further, that \$29,000 shall be distributed equally between the public libraries located in the towns of Granville, Russell, Southwick, Tolland and Montgomery.....\$9,029,000.

The Governor reduced this item by \$29,000 and struck out the following language: “; and provided further, that \$29,000 shall be distributed equally between the public libraries located in the towns of Granville, Russell, Southwick, Tolland and Montgomery”. The question on passing item 7000-9501, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at one minute past four o'clock P.M., as follows, to wit (yeas 35 - nays 2) **[Yeas and Nays No. 107]:**

YEAS.

Barrett, Michael J.	Lewis, Jason M.
Chandler, Harriette L.	L'Italien, Barbara A.
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.
Fattman, Ryan C.	Petrucelli, Anthony
Flanagan, Jennifer L.	Rodrigues, Michael J.

Forry, Linda Dorcena

Ross, Richard J.

Gobi, Anne M.

Rush, Michael F.

Hedlund, Robert L.

Spilka, Karen E.

Humason, Donald F., Jr.

Tarr, Bruce E.

Jehlen, Patricia D.

Timilty, James E.

Joyce, Brian A.

Welch, James T.

Keenan, John F.

Wolf, Daniel A. – **35.**

Lesser, Eric P.

NAYS.

Chang-Diaz, Sonia

deMacedo, Viriato M. – **2.**

ABSENT OR NOT VOTING.

Brownsberger, William N. – **1.**

The yeas and nays having been completed at three minutes past four o'clock P.M., item 7000-9501, 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 1231-1000 (Sewer Rate Relief Funding) was considered as follows:

1231-1000 For the Commonwealth Sewer Rate Relief Fund, established pursuant to section 2Z of chapter 29 of the General Laws.....\$1,100,000.

The Governor disapproved this item.

The question on passing item 1231-1000, contained in section 2, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at four minutes past four o'clock P.M., as follows, to wit (yeas 37 - nays 0) [**Yeas and Nays No. 108**]:

YEAS.

Barrett, Michael J.

Lesser, Eric P.

Chandler, Harriette L.

Lewis, Jason M.

Chang-Diaz, Sonia

L'Italien, Barbara A.

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 – 0.

ABSENT OR NOT VOTING.

Brownsberger, William N. – 1.

The yeas and nays having been completed at six minutes past four o'clock P.M., item 1231-1000, 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 7004-3036 (Housing Services and Counseling) was considered as follows:

7004-3036 For housing services and counseling; provided, that funds shall be expended as grants to nine regional housing consumer education centers operated by the regional nonprofit housing authorities; provided further, that the grants shall be awarded through a competitive application process under criteria established by the department; provided further, that no funds shall be expended from this item in the AA object class for the compensation of state employees; provided further, that the department shall submit annual reports to the secretary of administration and finance, the house and senate committees on ways and means and the joint committee on housing detailing all expenditures of the program, including each regional housing consumer education center, the total number of persons who received information and referral services, the costs for such services rendered per consumer and the identification of consumer issues and trends; provided further, that the department shall report to the house and senate committees on ways and means not later than January 4, 2016 on possible savings and efficiencies

that may be realized through the consolidation of said services; provided further, that not less than \$150,000 shall be expended for the operation of the Springfield Housing Authority's Talk/Read/Succeed! Program; and provided further, that not less than \$100,000 shall be expended for Springfield Neighborhood Housing Services, Inc.\$2,891,992.
The Governor reduced this item by \$650,000.

After remarks, the question on passing item 7004-3036, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at eight minutes past four o'clock P.M., as follows, to wit (yeas 33 - nays 4) **[Yeas and Nays No. 109]:**

YEAS.

Barrett, Michael J.	Lewis, Jason M.
Chandler, Harriette L.	L'Italien, Barbara A.
Chang-Diaz, Sonia	Lovely, Joan B.
Creem, Cynthia Stone	McGee, Thomas M.
DiDomenico, Sal N.	Montigny, Mark C.
Donnelly, Kenneth J.	Moore, Michael O.
Donoghue, Eileen M.	O'Connor Ives, Kathleen
Downing, Benjamin B.	Pacheco, Marc R.
Eldridge, James B.	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. – 33.
Lesser, Eric P.	

NAYS.

deMacedo, Viriato M.

Hedlund, Robert L.

Fattman, Ryan C.

Tarr, Bruce E. – 4.

ABSENT OR NOT VOTING.

Brownsberger, William N. – 1.

The yeas and nays having been completed at ten minutes past four o'clock P.M., item 7004-3036, 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 7002-0032 (John Adams Innovation Institute Fund) was considered as follows:

7002-0032 For a transfer to the John Adams Innovation Institute Fund established in section 6A of chapter 40J of the General Laws..... \$3,000,000.

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

The question on passing 7002-0032, 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 eleven minutes past four o'clock P.M., as follows, to wit (yeas 32 - nays 5) **[Yeas and Nays No. 110]:**

YEAS.

Barrett, Michael J.

Lesser, Eric P.

Chandler, Harriette L.

Lewis, Jason M.

Chang-Diaz, Sonia

L'Italien, Barbara A.

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

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.

Fattman, Ryan C.

Ross, Richard J.

Hedlund, Robert L.

Tarr, Bruce E. – **5.**

Humason, Donald F., Jr.

ABSENT OR NOT VOTING.

Brownsberger, William N. – **1.**

The yeas and nays having been completed at twelve minutes past four o'clock P.M., item 7002-0032, 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 7007-1202 (Massachusetts Computing Attainment Network) was considered as follows:

7007-1202 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 develop and implement a plan to promote and establish computer science education in public schools as required by section 6H of chapter 40J of the General Laws; provided, that the Massachusetts Technology Collaborative shall seek out matching private funds equal to \$1 for every \$1 contributed by the collaborative; provided further, that a report shall be filed 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 that includes a 3-year strategic plan, annual goals and progress in achieving those goals; provided further, that said report shall be published on the Massachusetts Technology Collaborative's website; and provided further, that not less than \$200,000 shall be expended to facilitate the development of regional accelerators and incubators for technology start-ups.....\$1,700,000.

The Governor reduced this item by \$700,000.

The question on passing item 7007-1202, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at thirteen minutes past four o'clock P.M., as follows, to wit (yeas 32 - nays 5) [**Yeas and Nays No. 111**]:

YEAS.

Barrett, Michael J.

Lesser, Eric P.

Chandler, Harriette L.

Lewis, Jason M.

Chang-Diaz, Sonia

L'Italien, Barbara A.

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
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.

Fattman, Ryan C.	Ross, Richard J.
Hedlund, Robert L.	Tarr, Bruce E. – 5.
Humason, Donald F., Jr.	

ABSENT OR NOT VOTING.

Brownsberger, William N. – **1.**

The yeas and nays having been completed at a quarter past four o'clock P.M., item 7007-1202, 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 1100-1100 (ANF Administration) was considered as follows:

1100-1100 For the office of the secretary; provided, that the secretary shall provide biannual reports, the first of which shall be submitted not later than July 31, 2015 and the second not later than February 2, 2016 to the house and senate committees on ways and means; provided further, that the reports shall summarize existing and proposed collective bargaining agreements in an

electronic format which shall include the following information for each agreement: (i) the session law for the previously agreed upon collective bargaining agreement; (ii) the current agreement status; (iii) the collective bargaining unit and unit number; (iv) the full-time equivalent employees subject to the agreement by item; (v) a description of the membership of the unit; (vi) the total salary base of the most recent previous agreement; (vii) the start date and expiration date of the most recent agreement; (viii) the estimated total fiscal impact of the agreement compared to the previous agreement; and (ix) the base salary increases required by the agreement by effective time; provided further, that the executive office for administration and finance and the office of employee relations shall meet with the house and senate committees on ways and means following the submission of each report to discuss the information in the report, including any collective bargaining agreements that are set to expire over the next 12 months and the current status of negotiations; provided further, that agencies within the executive office may, with the prior approval of the secretary, streamline and improve administrative operations pursuant to interdepartmental service agreements; provided further, that the executive office shall provide quarterly reports to the house and senate committees on ways and means detailing federal grant applications submitted and federal grants received by executive branch agencies during the applicable reporting period; provided further, that the executive office for administration and finance shall coordinate with the executive office of health and human services to develop a pay-for-performance model to promote employment among recipients of programs administered or contracted by the department of transitional assistance; provided further, that the executive office may coordinate with the Social Impact Bond Technical Assistance Lab at the Harvard University Kennedy School to develop the pay-for-performance model; provided further, that the executive office shall report to the house and senate committees on ways and means not later than March 1, 2016 on efforts to develop the pay-for-performance model and on the feasibility of implementing that model in fiscal year 2017; and provided further, that \$100,000 shall be expended, pursuant to section 172 of this act, for a consultant from an independent research organization to develop a funding formula for the sheriffs..... \$3,261,202.

The Governor struck out the following wording: “; provided, that the secretary shall provide biannual reports, the first of which shall be submitted not later than July 31, 2015 and the second not later than February 2, 2016 to the house and senate committees on ways and means; provided further, that the reports shall summarize existing and proposed collective bargaining agreements in an electronic format which shall include the following information for each agreement: (i) the session law for the previously agreed upon collective bargaining agreement; (ii) the current agreement status; (iii) the collective bargaining unit and unit number; (iv) the full-time equivalent employees subject to the agreement by item; (v) a description of the membership of the unit; (vi) the total salary base of the most recent previous agreement; (vii) the start date and expiration date of the most recent agreement; (viii) the estimated total fiscal impact of the agreement compared to the previous agreement; and (ix) the base salary increases required by the agreement by effective time; provided further, that the executive office for administration and finance and the office of employee relations shall meet with the house and senate committees on ways and means following the submission of each report to discuss the information in the report, including any collective bargaining agreements that are set to expire over the next 12 months and the current status of negotiations; provided further, that agencies within the executive office may, with the prior approval of the secretary, streamline and improve administrative operations pursuant to interdepartmental service agreements; provided further, that the executive office shall provide quarterly reports to the house and senate committees on ways and means detailing federal grant applications submitted and federal grants received by executive branch agencies during the applicable reporting period; provided further, that the executive office for administration and finance shall coordinate with the executive office of health and human services to develop a pay-for-performance model to promote employment among recipients of programs administered or contracted by the department of transitional assistance; provided further, that the executive office may coordinate with the Social Impact Bond Technical Assistance Lab at the Harvard University Kennedy School to develop the pay-for-performance model; provided further, that the executive office shall report to the house and senate committees on ways and means not later than March 1, 2016 on efforts to develop the pay-for-performance model and on the feasibility of implementing that model in fiscal year 2017”.

The question on passing item 1100-1100, contained in section 2, in concurrence, the objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at sixteen minutes past four o'clock P.M., as follows, to wit (yeas 31 - nays 6) **[Yeas and Nays No. 112]:**

YEAS.

Barrett, Michael J.

Lewis, Jason M.

Chandler, Harriette L.

L'Italien, Barbara A.

Chang-Diaz, Sonia

Lovely, Joan B.

Creem, Cynthia Stone

McGee, Thomas M.

DiDomenico, Sal N.	Montigny, Mark C.
Donnelly, Kenneth J.	Moore, Michael O.
Donoghue, Eileen M.	O'Connor Ives, Kathleen
Downing, Benjamin B.	Pacheco, Marc R.
Eldridge, James B.	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. – 31.
Lesser, Eric P.	

NAYS.

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

ABSENT OR NOT VOTING.

Brownsberger, William N. – **1.**

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

Item 1102-3199 (Office of Facilities Management) was considered as follows:

1102-3199. For the operation of the office of facilities management, including the cost of utilities and associated contracts for properties managed by the division; provided, that the office shall continue to provide funding for all janitorial services at the same level provided in fiscal year 2015 for all the buildings under the jurisdiction of the office; provided further, that, on or before August 30, 2015, the division shall submit to the joint committee on state administration and regulatory oversight, a list of all properties, including, but not limited to, boathouses, skating rinks, land, buildings and athletic fields, that are offered for lease by the commonwealth, and include the agency that has care and custody of each property, the terms of said leases, the lease rates

of said leases, the last time the lease was renegotiated, the name of the lessee, the address of the lease, the appraised value of each property, whether the property is occupied, the rate of rent, the name of the entity that maintains the property and the yearly cost of such maintenance and the amount of revenue collected for each property for each of the last 10 years..... \$11,117,966.

The Governor struck out the following wording: “, on or before August 30, 2015,” and “appraised” and “for each of the last 10 years”.

The question on passing item 1102-3199, contained in section 2, in concurrence, the objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty minutes past four o'clock P.M., as follows, to wit (yeas 32 - nays 5) **[Yeas and Nays No. 113]:**

YEAS.

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

NAYS.

deMacedo, Viriato M.

Humason, Donald F., Jr.

Fattman, Ryan C.

Tarr, Bruce E. – 5.

Hedlund, Robert L.

ABSENT OR NOT VOTING.

Brownsberger, William N. – 1.

The yeas and nays having been completed at twenty-two minutes past four o'clock P.M., item 1102-3199, contained in section 2, stands, in concurrence, notwithstanding the objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 2000-1207 (State Climatologist) was considered as follows: 2000-1207. For the office of the state climatologist; provided, that not later than September 30, 2015, the office shall report to the executive office of energy and environmental affairs, the chancellor at the University of Massachusetts at Amherst, the executive office for administration and finance and the house and senate committees on ways and means detailing the planned activities of the office in fiscal year 2016.....\$200,000.

The Governor disapproved this item.

After debate, the question on passing item 2000-1207, contained in section 2, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-five minutes past four o'clock P.M., as follows, to wit (yeas 33 - nays 4) **[Yeas and Nays No. 114]:**

YEAS.

Barrett, Michael J.

Lewis, Jason M.

Chandler, Harriette L.

L'Italien, Barbara A.

Chang-Diaz, Sonia

Lovely, Joan B.

Creem, Cynthia Stone

McGee, Thomas M.

DiDomenico, Sal N.

Montigny, Mark C.

Donnelly, Kenneth J.

Moore, Michael O.

Donoghue, Eileen M.

O'Connor Ives, Kathleen

Downing, Benjamin B.

Pacheco, Marc R.

Eldridge, James B.

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.

Jehlen, Patricia D.

Timilty, James E.

Joyce, Brian A.

Welch, James T.

Keenan, John F.

Wolf, Daniel A. – **33**.

Lesser, Eric P.

NAYS.

deMacedo, Viriato M.

Humason, Donald F., Jr.

Hedlund, Robert L.

Tarr, Bruce E. – **4**.

ABSENT OR NOT VOTING.

Brownsberger, William N. – **1**.

The yeas and nays having been completed at twenty-seven minutes past four o'clock P.M., item 2000-1207, 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 2000-0100 (Environmental Affairs Administration) was considered as follows: 2000-0100. For the operation of the office of the secretary of energy and environmental affairs, including the water resources commission, the hazardous waste facility site safety council, the coastal zone management program, and environmental impact reviews conducted under chapter 30 of the General Laws; provided, that not less than \$100,000 shall be expended for a carbon sequestration program in West Springfield..... \$6,311,774.

The Governor reduced this item by \$100,000 and struck out the following wording: “; provided, that not less than \$100,000 shall be expended for a carbon sequestration program in the city known as the town of West Springfield”.

After remarks, the question on passing item 2000-0100, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at a half past four o'clock P.M., as follows, to wit (yeas 34 - nays 2) **[Yeas and Nays No. 115]:**

YEAS.

Barrett, Michael J.

Lewis, Jason M.

Chandler, Harriette L.

L'Italien, Barbara A.

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.
Fattman, Ryan C.	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.	Tarr, Bruce E.
Joyce, Brian A.	Timilty, James E.
Keenan, John F.	Welch, James T.
Lesser, Eric P.	Wolf, Daniel A. – 34.

NAYS.

deMacedo, Viriato M.	Hedlund, Robert L. – 2.
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PAIRED.

YEAS.

NAYS.

Brownsberger, William N.	Chang-Diaz, Sonia (<i>present</i>) – 2.
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The yeas and nays having been completed at twenty-seven minutes before five o'clock P.M., item 2000-0100, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 2200-0107 (Recycling and Solid Waste) was considered as follows:

2200-0107 For housing and supportive services for unaccompanied youth pursuant to chapter 450 of the acts of 2014..... \$2,000,000.

The Governor reduced this item by \$25,000 and struck out the following wording: “; and provided further, that not less than

\$25,000 shall be expended for environmental improvements at the transfer station in the town of Sherborn”.

After remarks, the question on passing item 2200-0107, 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-four minutes before five o'clock P.M., as follows, to wit (yeas 36 – nays 0) **[Yeas and Nays No. 116]:**

YEAS.

Barrett, Michael J.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Creem, Cynthia Stone	L'Italien, Barbara A.
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.	Petrucelli, Anthony
Flanagan, Jennifer L.	Rodrigues, Michael J.
Forry, Linda Dorcena	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Hedlund, Robert L.	Spilka, Karen E.
Humason, Donald F., Jr.	Tarr, Bruce E.
Jehlen, Patricia D.	Timilty, James E.
Joyce, Brian A.	Welch, James T.
Keenan, John F.	Wolf, Daniel A. – 36.

NAYS – 0.

PAIRED.

YEAS.

NAYS.

Brownsberger, William N.

Chang-Diaz, Sonia (*present*) – **2**.

The yeas and nays having been completed at twenty-two minutes before five o'clock P.M., item 2200-0107, 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 2330-0100 (Marine Fisheries) was considered as follows:

2330-0100 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 \$225,000 and struck out the following wording: “; provided further, than not less than \$175,000 shall be expended for shellfish propagation in Barnstable, Dukes and Nantucket counties to be administered jointly by the director of marine fisheries and counties” and “; provided further, that not less than \$50,000 shall be expended for programs at the Fishing Academy, Inc., for young people in greater Boston”.

The question on passing item 2330-0100, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-one minutes before five o'clock P.M., as follows, to wit (yeas 35 – nays 1) [**Yeas and Nays No. 117**]:

YEAS.

Barrett, Michael J.

Lewis, Jason M.

Chandler, Harriette L.

L'Italien, Barbara A.

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

Flanagan, Jennifer L.

Rodrigues, Michael J.

Forry, Linda Dorcena

Ross, Richard J.

Gobi, Anne M.

Rush, Michael F.

Hedlund, Robert L.

Spilka, Karen E.

Humason, Donald F., Jr.

Tarr, Bruce E.

Jehlen, Patricia D.

Timilty, James E.

Joyce, Brian A.

Welch, James T.

Keenan, John F.

Wolf, Daniel A. – 35.

Lesser, Eric P.

NAYS.

Fattman, Ryan C. – 1.

PAIRED.

YEAS.

NAYS.

Brownsberger, William N.

Chang-Diaz, Sonia (*present*) – 2.

The yeas and nays having been completed at nineteen minutes before five o'clock P.M., item 2330-0100, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 7002-0010 (Executive Office of Housing and Economic Development Administration) was considered as follows:
7002-0010 For the operation of the office of the secretary of housing and economic development, including the operation of the Massachusetts permit regulatory office and the operation of the office of the wireless and broadband affairs director; provided, that agencies within the executive office may, with the prior approval of the secretary, streamline and improve administrative operations pursuant to interdepartmental service agreements; provided further, that not less than \$100,000 shall be expended for the 495/MetroWest Suburban Edge Community Commission established in section 233 of chapter 165 of the acts of 2014; and provided further, that the executive office of housing and economic development, in cooperation with the commonwealth corporation, shall award not less than \$300,000 to the New England Center for Arts and Technology.....
\$2,720,994.

The Governor reduced this item by \$100,000 and struck out the following wording: “; provided further, that not less than \$100,000 shall be expended for the 495/MetroWest Suburban Edge Community Commission established in section 233 of chapter 165 of the acts of 2014”.

The question on passing item 7002-0010, 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 eighteen minutes before five o'clock P.M., as follows, to wit (yeas 36 – nays 0) **[Yeas and Nays No. 118]:**

YEAS.

Barrett, Michael J.

Lesser, Eric P.

Chandler, Harriette L.

Lewis, Jason M.

Creem, Cynthia Stone	L'Italien, Barbara A.
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.	Petrucelli, Anthony
Flanagan, Jennifer L.	Rodrigues, Michael J.
Forry, Linda Dorcena	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Hedlund, Robert L.	Spilka, Karen E.
Humason, Donald F., Jr.	Tarr, Bruce E.
Jehlen, Patricia D.	Timilty, James E.
Joyce, Brian A.	Welch, James T.
Keenan, John F.	Wolf, Daniel A. – 36.

NAYS – 0.

PAIRED.

YEAS.

NAYS.

Brownsberger, William N.

Chang-Diaz, Sonia (*present*) – 2.

The yeas and nays having been completed at a quarter before five o'clock P.M., item 7002-0010, 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.

Engrossed Bills.

An engrossed Bill authorizing the city of Boston to acquire temporary easements over certain parcels of land in the town of Brookline (see House, No. 3627), **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.**

An engrossed Bill validating the results of a certain town election in the town of Groveland (see House Bill, printed in House, No. 3552) (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.**

Message from the Governor — Reductions and Disapprovals — 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 and sections, which had been reduced or disapproved in accordance with the provisions of the Constitution.

Item 7004-9322 (Secure Job Initiative) was considered as follows:

7004-9322 For the Secure Jobs Connect pilot program for job training, job search services and 12 months of housing stabilization services, if not otherwise available, to families receiving assistance under items 7004-0101, 7004-0108, 7004-9024 or 7004-9316; provided, that the program shall be administered by agencies that have demonstrated experience working in partnership with regional administering agencies, including, but not limited to: Community Teamwork, Inc.; Father Bill's & MainSpring, Inc.; HAP, Inc.; Jewish Vocational Services; and SER-Jobs for Progress, Inc.; provided further, that the department shall report, by type of service or program provided, on: (i) housing situation (including stability of housing) of program participants; (ii) employment status (including employment history) of program participants; (iii) total number of program participants; and (iv) number of program participants who are no longer receiving assistance under items 7004-0101, 7004-0108, 7004-9024 or 7004-9316; provided further, that the department shall utilize rental assistance provided under item 7004-9024 to ensure effective participation under this program; and provided further, that participating agencies shall seek additional federal, state or private funds to ensure the effective continuation of regional partnerships..... \$750,000.

The Governor struck out the following wording: “; provided further, that the department shall utilize rental assistance provided under item 7004-9024 to ensure effective participation under this program”.

After remarks, the question on passing item 7004-9322, contained in section 2, in concurrence, the objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at four minutes before five o'clock P.M., as follows, to wit (yeas 31 – nays 6) **[Yeas and Nays No. 119]:**

YEAS.

Barrett, Michael J.	Lewis, Jason M.
Chandler, Harriette L.	L'Italien, Barbara A.
Chang-Diaz, Sonia	Lovely, Joan B.
Creem, Cynthia Stone	McGee, Thomas M.
DiDomenico, Sal N.	Montigny, Mark C.
Donnelly, Kenneth J.	Moore, Michael O.
Donoghue, Eileen M.	O'Connor Ives, Kathleen
Downing, Benjamin B.	Pacheco, Marc R.

Eldridge, James B.	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. – 31.
Lesser, Eric P.	

NAYS.

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

ABSENT OR NOT VOTING.

Brownsberger, William N. – 1.

The yeas and nays having been completed at two minutes before five o'clock P.M., item 7004-9322, contained in section 2, stands, in concurrence, notwithstanding the objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 3000-1050 (EEC Assessment) was considered as follows:

3000-1050 For an assessment of the provision of childcare supports funded in items 3000-3060, 3000-4040 and 3000-4060; provided, that the assessment shall be directed by a nonprofit research organization with demonstrated experience assessing the business practices, service delivery and financial systems of state-subsidized childcare programs; provided further, that the department shall consider the research and assessment conducted through this item to be a continuation and expansion of the research authorized by item 1599-0500 of section 2 of chapter 38 of the acts of 2013; provided further, that the goals of the assessment shall be: (i) to identify promising practices and alternative strategies used by other states in the design and administration of a blended-funding system using both contracts and vouchers; (ii) to explore the implications for improving the efficiency and effectiveness of contracts and vouchers in the commonwealth's childcare subsidy system; and (iii) to examine childcare subsidy policies and processes and other related policies that affect childcare providers' availability and willingness to serve children in the early education and care subsidy system with either contracts or vouchers; provided further, that the nonprofit organization directing the assessment may partner with other entities with expertise in state-subsidized childcare systems in order to complete all aspects of the assessment; provided further, that the organization conducting the assessment shall provide to the house and senate committees on ways and means, not later than March 1, 2016, a report on the progress to date, obstacles encountered and preliminary findings; and provided further, that any unexpended funds appropriated for this item shall not revert but shall be made available for purposes of this item until June 30, 2017.....\$300,000.

The Governor disapproved this item

The question on passing item 3000-1050, contained in section 2, in concurrence, the disapproval of His Excellency the Governor

to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at one minute before five o'clock P.M., as follows, to wit (yeas 36 – nays 1) **[Yeas and Nays No. 120]:**

YEAS.

Barrett, Michael J.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Chang-Diaz, Sonia	L'Italien, Barbara A.
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
Flanagan, Jennifer L.	Rodrigues, Michael J.
Forry, Linda Dorcena	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Hedlund, Robert L.	Spilka, Karen E.
Humason, Donald F., Jr.	Tarr, Bruce E.
Jehlen, Patricia D.	Timilty, James E.
Joyce, Brian A.	Welch, James T.
Keenan, John F.	Wolf, Daniel A. – 36.

NAYS.

Fattman, Ryan C. – **1.**

ABSENT OR NOT VOTING.

Brownsberger, William N. – **1.**

The yeas and nays having been completed at one minute past five o'clock P.M., item 3000-1050, 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 3000-2000 (Child Care Resource and Referral) was considered as follows: 3000-2000 For the regional administration and coordination of services provided by child care resource and referral agencies.....\$\$6,675,311.

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

After remarks the question on passing item 3000-2000, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at three minutes past five o'clock P.M., as follows, to wit (yeas 33 – nays 4) [**Yeas and Nays No. 121**]:

YEAS.

Barrett, Michael J.	Lewis, Jason M.
Chandler, Harriette L.	L'Italien, Barbara A.
Chang-Diaz, Sonia	Lovely, Joan B.
Creem, Cynthia Stone	McGee, Thomas M.
DiDomenico, Sal N.	Montigny, Mark C.
Donnelly, Kenneth J.	Moore, Michael O.
Donoghue, Eileen M.	O'Connor Ives, Kathleen
Downing, Benjamin B.	Pacheco, Marc R.
Eldridge, James B.	Petrucelli, 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. – 33.

Lesser, Eric P.

NAYS.

deMacedo, Viriato M.

Humason, Donald F., Jr.

Fattman, Ryan C.

Tarr, Bruce E. – 4.

ABSENT OR NOT VOTING.

Brownsberger, William N. – 1.

The yeas and nays having been completed at five minutes past five o'clock P.M., item 3000-2000, contained in section 2, stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 3000-6025 (Commonwealth Preschool Partnership Initiative) was considered as follows:

3000-6025 For grants in fiscal year 2016 to support planning activities in cities, towns, regional school districts or educational collaboratives currently providing pre-kindergarten or preschool opportunities, to expand pre-kindergarten or preschool opportunities on a voluntary basis to children ages 2 years and 9 months to 3 years and 11 months old; provided, that planning grants shall be awarded through a competitive process established by the department of early education and care utilizing the Massachusetts Preschool Expansion Grant public-private partnership model; provided further, that preference shall be given in awarding these funds to districts serving high percentages of high-needs students; and provided further, that notwithstanding any general or special law to the contrary, funds distributed from this item shall be deposited with the treasurer of the city, town, regional school district or educational collaborative and held in a separate account and shall be expended by the school committee of the city, town, regional school district or educational collaborative without further appropriation.....\$500,000.

The Governor disapproved this item.

The question on passing item 3000-6025, contained in section 2, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at six minutes past five o'clock P.M., as follows, to wit (yeas 37 – nays 0) **[Yeas and Nays No. 122]:**

YEAS.

Barrett, Michael J.

Lesser, Eric P.

Chandler, Harriette L.

Lewis, Jason M.

Chang-Diaz, Sonia

L'Italien, Barbara A.

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 – 0.

ABSENT OR NOT VOTING.

Brownsberger, William N. – 1.

The yeas and nays having been completed at seven minutes past five o'clock P.M., item 3000-6025, contained in section 2, stands, in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 7061-9408 (Targeted Intervention) was considered as follows:

7061-9408 For targeted intervention to schools and districts at risk of or determined to be underperforming under sections 1J and 1K of chapter 69 of the General Laws, schools and districts which have been placed in the accountability status of identified for improvement, corrective action or restructuring pursuant to departmental regulations, or which have been designated commonwealth priority schools or commonwealth pilot schools pursuant to said regulations; provided, that no funds shall be expended in any school or district that fails to file a comprehensive district plan pursuant to the provisions of section 1I of said chapter 69; provided further, that the department shall only approve reform plans with proven, replicable results in improving student performance; provided further, that in carrying out the provisions of this item, the department may contract with school support specialists, turnaround partners and such other external assistance as is needed in the expert opinion of the commissioner to successfully turn around failing school and district performance; provided further, that no funds shall be expended on targeted

intervention unless the department shall have approved, as part of the comprehensive district improvement plan, a professional development plan which addresses the needs of the district as determined by the department; provided further, that eligible professional development activities for the purposes of this item shall include, but not be limited to: professional development among teachers of the same grade levels and teachers of the same subject matter across grade levels, professional development focused on improving the teacher's content knowledge in the field or subject area in which the teacher is practicing, professional development which provides teachers with research based strategies for increasing student success, professional development teaching the principles of data driven instruction, and funding which helps provide common planning time for teachers within a school and within the school district; provided further, that funds may be expended for the purchase of instructional materials pursuant to section 57 of chapter 15 of the General Laws; provided further, that no funds shall be expended on instructional materials except where the purchase of such materials is part of a comprehensive plan to align the school or district curriculum with the Massachusetts curriculum frameworks; provided further, that preference in distributing funds shall be made for proposals which coordinate reform efforts within all schools of a district in order to prevent conflicts between multiple reforms and interventions among the schools; provided further, that the department shall issue a report not later than January 7, 2016 describing and analyzing all intervention and targeted assistance efforts funded by this item; provided further, that the report shall be provided to the secretary of administration and finance, the senate president, the speaker of the house, the chairs of the house and senate ways and means committees, and the house and senate chairs of the joint committee on education; provided further, that no funds shall be expended on recurring school or school district expenditures unless the department and school district have developed a long-term plan to fund such expenditures from the district's operational budget; provided further, that for the purpose of this item, appropriated funds may be expended for programs or activities during the summer months; provided further, that any funds distributed from this item to a city, town or regional school district shall be deposited with the treasurer of such city, town or regional school district and held in a separate account and shall be expended by the school committee of such city, town or regional school district without further appropriation, notwithstanding any general or special law to the contrary; provided further, the department shall give priority to programs that have the capacity to serve not less than 25 per cent of a district's middle school population and make available documentation of a minimum of \$1 in private sector, local or federal funds for every \$1 in state funds; provided further, that \$250,000 shall be expended for the continuation of the parent engagement program under item 7061-9408 of section 2 of chapter 182 of the acts of 2008; provided further, that \$200,000 shall be expended for an innovative pilot program to address the early literacy proficiency gap and to increase access to early education in the town of Milton; and provided further, that not less than \$60,000 shall be expended for a supplemental science program for the public schools in the town of Randolph.....\$8,448,413.

The Governor reduced this item by \$510,000 and struck out the following wording: “; provided further, that \$250,000 shall be expended for the continuation of the parent engagement program under item 7061-9408 of section 2 of chapter 182 of the acts of 2008; provided further, that \$200,000 shall be expended for an innovative pilot program to address the early literacy proficiency gap and to increase access to early education in the town of Milton; and provided further, that not less than \$60,000 shall be expended for a supplemental science program for the public schools in the town of Randolph”.

After remarks, the question on passing item 7061-9408, 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 eight minutes past five o'clock P.M., as follows, to wit (yeas 36 – nays 0) **[Yeas and Nays No. 123]:**

YEAS.

Barrett, Michael J.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Creem, Cynthia Stone	L'Italien, Barbara A.
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.	Petrucelli, Anthony
Flanagan, Jennifer L.	Rodrigues, Michael J.
Forry, Linda Dorcena	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Hedlund, Robert L.	Spilka, Karen E.
Humason, Donald F., Jr.	Tarr, Bruce E.
Jehlen, Patricia D.	Timilty, James E.
Joyce, Brian A.	Welch, James T.
Keenan, John F.	Wolf, Daniel A. – 36.

NAYS – 0.

PAIRED.

YEAS.

NAYS.

Brownsberger, William N.

Chang-Diaz, Sonia (*present*) – 2.

The yeas and nays having been completed at eleven minutes past five o'clock P.M., item 7061-9408, 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 7061-9611 (After-School and Out-of-School) was considered as follows:

7061-9611 For grants or subsidies for after-school and out-of-school programs; provided, that preference shall be given to after-school proposals developed collaboratively by public and non-public schools and private community-based programs; provided further, that applicants shall detail funds received from all public sources for existing after-school and out-of-school programs and the types of programs and students served by the funds; provided further, that the department of elementary and secondary education shall select grant recipients not later than September 30, 2015; provided further, that appropriated funds may be expended for programs or activities during the summer months; provided further, that not less than \$100,000 shall be expended for the Resiliency for Life program to support academic intervention and dropout prevention; provided further, that not less than \$10,000 shall be expended for the Steps to Success program in the town of Brookline; provided further, that not less than \$60,000 shall be expended for the construction of a children's community playground at the Alfred J. Gomes elementary school in the city of New Bedford; provided further, that not less than \$25,000 shall be expended for a 1-time grant program to be administered by Southcoast Health System, Inc. for the purchase of automated external defibrillators, with possible applicants to include municipalities, school districts, including regional school districts, and nonprofit organizations located in the city of New Bedford for use in schools, youth sports facilities and other youth centers that serve financially disadvantaged children; provided further, that local matching funds may be provided through the municipality or school district by local appropriation or through donations

from nonprofit organizations or individual, corporate, or foundation gifts; provided further, that the grant program shall be designated as the Sean Patrick Toomey memorial grant; provided further, that not less than \$100,000 shall be expended for the renovation of the stage and auditorium of Agawam High School in the city of Agawam; provided further, that not less than \$15,000 shall be expended for summer programming through Auburn Youth and Family Services, Inc.; and provided further, that funds shall be expended to convene regional networks to work with the department of elementary and secondary education and the department of early education and care to support the implementation of school-community partnerships.....\$2,310,000.

The Governor reduced this item by \$170,000 and struck out the following wording: “; provided further, that appropriated funds may be expended for programs or activities during the summer months; provided further, that not less than \$100,000 shall be expended for the Resiliency for Life program to support academic intervention and dropout prevention; provided further, that not less than \$10,000 shall be expended for the Steps to Success program in the town of Brookline; provided further, that not less than \$60,000 shall be expended for the construction of a children’s community playground at the Alfred J. Gomes elementary school in the city of New Bedford”.

The question on passing item 7061-9611, 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 twelve minutes past five o’clock P.M., as follows, to wit (yeas 36 -nays 0) **[Yeas and Nays No. 124]**:

YEAS.

Barrett, Michael J.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Creem, Cynthia Stone	L'Italien, Barbara A.
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.	Petrucelli, Anthony
Flanagan, Jennifer L.	Rodrigues, Michael J.
Forry, Linda Dorcena	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Hedlund, Robert L.	Spilka, Karen E.

Humason, Donald F., Jr.

Tarr, Bruce E.

Jehlen, Patricia D.

Timilty, James E.

Joyce, Brian A.

Welch, James T.

Keenan, John F.

Wolf, Daniel A. – 36.

NAYS – 0.

PAIRED.

YEAS.

NAYS.

Brownsberger, William N.

Chang-Diaz, Sonia (*present*) – 2.

The yeas and nays having been completed at fourteen minutes past five o'clock P.M., item 7061-9611, 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 7010-0005 (Department of Elementary and Secondary Education) was considered as follows:

7010-0005 For the operation of the department of elementary and secondary education; provided, that not less than \$60,000 shall be expended for school zone safety improvements in the town of Franklin; provided further, that not less than \$90,000 shall be expended for emergency response coordination for Hingham public schools; provided further, that not less than \$100,000 shall be expended for a school resource officer for Cohasset public schools; provided further, that not less than \$88,000 shall be expended for a school resource officer for Hull public schools; provided further, that not less than \$30,000 shall be expended for the Dennis Yarmouth regional school district; provided further, that not less than \$20,000 shall be expended for the operation of Camp Pohelo in Tewksbury; provided further, that not less than \$25,000 shall be expended for the Wilmington High School Wildcat Community Service Program; provided further, that not less than \$12,000 shall be expended for the Tewksbury High School Best Buddies Program; provided further, that not less than \$60,000 shall be expended for school safety in the town of Medway; provided further, that not less than \$100,000 shall be expended for a school safety pilot program in the city of Lowell; provided further, that not less than \$100,000 shall be expended for the Aspire Mentor Corps, which shall expend funds for programs that utilize retired teachers to mentor novice public school elementary and secondary education teachers; provided further, that not less than \$300,000 shall be expended for Holliston School District for first year costs associated with a post-high school special education transition program and other educational expenses at Holliston High School; and provided further, that not less than \$220,000 shall be expended for computer hardware replacement and technology for public schools in the city known as the town of Weymouth..... \$14,442,522.

The Governor reduced this item by \$1,193,000 and struck out the following language: “; provided, that not less than \$60,000 shall be expended for school zone safety improvements in the town of Franklin; provided further, that not less than \$90,000 shall be expended for emergency response coordination for Hingham public schools; provided further, that not less than \$100,000 shall be expended for a school resource officer for Cohasset public schools; provided further, that not less than \$88,000 shall be expended for a school resource officer for Hull public schools; provided further, that not less than \$30,000 shall be expended for the Dennis-Yarmouth regional school district; provided further, that not less than \$20,000 shall be expended for the operation of Camp Pohelo in the town of Tewksbury; provided further, that not less than \$25,000 shall be expended for the Wilmington High School Wildcat community service program” and “; provided further, that not less than \$60,000 shall be expended for school safety in the town of Medway; provided further, that not less than \$100,000 shall be expended for a school safety pilot program in the city of Lowell; provided further, that not less than \$100,000 shall be expended for the Aspire Mentoring Corps, which shall expend funds for programs that utilize retired teachers to mentor novice public school elementary and secondary education teachers; provided further, that not less than \$300,000 shall be expended for the Holliston school district for first-year costs associated with a post-high school special education transition program and other educational expenses at Holliston high school; and provided further, that not less than \$220,000 shall be expended for computer hardware replacement and technology for public schools in the city known as the town of Weymouth”.

The question on passing item 7010-0005, 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 a quarter past five o'clock P.M., as follows, to wit (yeas 36 — nays 0) [**Yeas and Nays No. 125**]:

YEAS.

Barrett, Michael J.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Creem, Cynthia Stone	L'Italien, Barbara A.
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.	Petrucelli, Anthony
Flanagan, Jennifer L.	Rodrigues, Michael J.
Forry, Linda Dorcena	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Hedlund, Robert L.	Spilka, Karen E.
Humason, Donald F., Jr.	Tarr, Bruce E.
Jehlen, Patricia D.	Timilty, James E.
Joyce, Brian A.	Welch, James T.
Keenan, John F.	Wolf, Daniel A. — 36.

NAYS — 0.

PAIRED.

YEAS.

NAYS.

Brownsberger, William N.

Chang-Diaz, Sonia (*present*) – **2**.

The yeas and nays having been completed at seventeen minutes past five o'clock P.M., item 7010-0005, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 4000-0014 (Edward M. Kennedy CHC) was considered as follows:

4000-0014. For the Edward M. Kennedy Community Health Center, Inc. to professionally train community health workers to serve as the patient link to medical and social services for the disenfranchised population throughout the Worcester and MetroWest regions..... \$100,000.

The Governor disapproved this item.

The question on passing Item 4000-0014, contained in section 2, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at eighteen minutes past five o'clock P.M., as follows, to wit (yeas 37 — nays 0) [**Yeas and Nays No. 126**]:

YEAS.

Barrett, Michael J.

Lesser, Eric P.

Chandler, Harriette L.

Lewis, Jason M.

Chang-Diaz, Sonia

L'Italien, Barbara A.

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 — 0.

ABSENT OR NOT VOTING.

Brownsberger, William N. — 1.

The yeas and nays having been completed at twenty minutes past five o'clock P.M., item 4000-0014, 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 4200-0200 (Detained Residential) was considered as follows:

4200-0200 For pre-trial detention programs, including purchase-of-service and state-operated programs; provided, that the department shall expend not less than \$500,000 to expand the Detention Diversion Advocacy Program to be coordinated by the Robert F. Kennedy Children's Action Corps to prevent high-risk juveniles presenting before the court from penetrating further into the juvenile justice system..... \$27,187,833.

The Governor reduced this item by \$500,000 and struck out the following wording: “; provided, that the department shall expend not less than \$500,000 to expand the Detention Diversion Advocacy Program to be coordinated by the Robert F. Kennedy Children's Action Corps to prevent high-risk juveniles presenting before the court from penetrating further into the juvenile justice system”.

The question on passing item 4200-0200, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-one minutes past five o'clock P.M., as follows, to wit (yeas 32 — nays 4) [**Yeas and Nays No. 127**]:

YEAS.

Barrett, Michael J.

Lewis, Jason M.

Chandler, Harriette L.

L'Italien, Barbara A.

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.

Ross, Richard J.

Hedlund, Robert L.

Rush, Michael F.

Jehlen, Patricia D.

Spilka, Karen E.

Joyce, Brian A.

Timilty, James E.

Keenan, John F.

Welch, James T.

Lesser, Eric P.

Wolf, Daniel A. – 32.

NAYS.

deMacedo, Viriato M.

Humason, Donald F., Jr.

Fattman, Ryan C.

Tarr, Bruce E. – 4.

PAIRED.

YEAS.

NAYS.

Brownsberger, William N.

Chang-Diaz, Sonia (*present*) – 2.

The yeas and nays having been completed at twenty-three minutes past five o'clock P.M., item 4200-0200, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 4000-0051 (Family Resource Centers) was considered as follows:

4000-0051 For the operation and support of the network of child and family service programs throughout the commonwealth, including family resource centers supported through this item and item 4800-0200; provided, that centers within this item shall be consistent with the requirements of section 16U of chapter 6A of the General Laws and demonstrate adherence to an evidence-based model of service and use of measurable outcomes to assess quality; provided further, that the executive office of health and human services shall provide biannual progress updates to the secretary of administration and finance, the joint committee on children, families and persons with disabilities and the house and senate committees on ways and means; provided further, that not later than March 13, 2016, the executive office shall file a biannual report with the house and senate committees on ways and means; provided further, that the report shall detail the number of children and families served at each center, the types of programs, program outcomes, client feedback and progress on data sharing between centers; and provided further, that the

network of child and family service programs shall coordinate with the executive office of health and human services, the department of early education and care and municipal police departments to provide emergency assistance to runaway children at times when the juvenile court is not open, consistent with the requirements of section 39H of chapter 119 of the General Laws.....\$2,500,000.

The Governor reduced this item by \$890,480.

After remarks, the question on passing item 4000-0051, 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 37 — nays 0) **[Yeas and Nays No. 128]:**

YEAS.

Barrett, Michael J.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Chang-Diaz, Sonia	L'Italien, Barbara A.
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 – 0.

ABSENT OR NOT VOTING.

Brownsberger, William N. – 1.

The yeas and nays having been completed at twenty-seven minutes past five o'clock P.M., item 4000-0051, 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 5046-0000 (Adult Support Services) was considered as follows:

5046-0000 For adult mental health and support services; provided, that the department may allocate funds in an amount not to exceed \$5,000,000 from item 5095-0015 to this item, as necessary, under allocation plans submitted to the house and senate committees on ways and means 30 days before any such transfer, for residential and day services for clients formerly receiving care at department facilities; provided further, that the department shall report to the house and senate committees on ways and means on the distribution of funds per adult and child planning population and the types of services received in each region for fiscal year 2016, not later than February 1, 2016; provided further, that the department shall maintain in fiscal year 2016 the community-based placements established under item 5046-0005 in chapter 165 of the acts of 2014; provided further, that not less than \$1,300,000 shall be expended for jail diversion programs; provided further, that the department shall expend not less than \$250,000 to continue an assisted outpatient treatment pilot program that began in fiscal year 2015 to treat residents who suffer from serious and persistent mental illness and experience repeated interaction with law enforcement or have a high rate of recurring hospitalization due to their mental illness either through a voluntary agreement with the resident or by a court order mandating that the resident receive the treatment described in this program; provided further, that the department shall report not later than March 1, 2016 to the house and senate committees on ways and means and the joint committee on mental health and substance abuse on the progress and results of the program and any identified barriers and challenges to treatment for the aforementioned treatment group; provided further, that not less than \$150,000 shall be expended for the International Institute of New England for culturally and linguistically appropriate mental health services for immigrants and refugees; provided further, that not less than \$100,000 shall be expended for William James College's, formerly known as Massachusetts School of Professional Psychology's, Interface in Plymouth County; and provided further, that the department shall expend for clubhouses not less than the amount of 2015 expenditures for clubhouses..... \$375,349,785.

General Fund 96.46%

Community First Trust Fund 3.54%

The Governor reduced this item by \$875,000 and struck out the following wording: “; provided further, that the department shall expend not less than \$250,000 to continue an assisted outpatient treatment pilot program that began in fiscal year 2015 to treat residents who suffer from serious and persistent mental illness and experience repeated interaction with law enforcement or have a high rate of recurring hospitalization due to their mental illness either through a voluntary agreement with the resident or by a court order mandating that the resident receive the treatment described in this program; provided further, that the department shall report not later than March 1, 2016 to the house and senate committees on ways and means and the joint committee on mental health and substance abuse on the progress and results of the program and any identified barriers and challenges to treatment for the aforementioned treatment group; provided further, that not less than \$150,000 shall be expended for the International Institute of New England for culturally and linguistically appropriate mental health services for immigrants and refugees; provided further, that not less than \$100,000 shall be expended for the Interface referral service of William James College, Inc., formerly known as Massachusetts School of Professional Psychology, in Plymouth county”.

Mr. Petrucci in the Chair, the question on passing item 5046-0000, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-seven minutes past five o'clock P.M., as follows, to wit (yeas 36 - nays 0) [**Yeas and Nays No. 129**]:

YEAS.

Barrett, Michael J.

Lesser, Eric P.

Chandler, Harriette L.

Lewis, Jason M.

Creem, Cynthia Stone

L'Italien, Barbara A.

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.

Petrucelli, Anthony

Flanagan, Jennifer L.

Rodrigues, Michael J.

Forry, Linda Dorcena

Ross, Richard J.

Gobi, Anne M.

Rush, Michael F.

Hedlund, Robert L.

Spilka, Karen E.

Humason, Donald F., Jr.

Tarr, Bruce E.

Jehlen, Patricia D.

Timilty, James E.

Joyce, Brian A.

Welch, James T.

Keenan, John F.

Wolf, Daniel A. – **36.**

NAYS – 0.

PAIRED.

YEAS.

NAYS.

Brownsberger, William N.

Chang-Diaz, Sonia (*present*) – **2.**

The yeas and nays having been completed at twenty-nine minutes past five o'clock P.M., item 5046-0000, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 4510-0600 (Environmental Health Program) was considered as follows:

4510-0600 For an environmental and community health hazards program, including control of radiation and nuclear hazards, consumer products protection, food and drugs, lead poisoning prevention under chapter 482 of the acts of 1993, lead-based paint inspections in day care facilities, inspection of radiological facilities, licensing of x-ray technologists and the administration of the bureau of environmental health assessment under chapter 111F of the General Laws; provided, that not less than \$20,000 shall be allocated to the Monponsett Watershed Association for testing and reporting of cyanobacteria and related contaminants in Monponsett pond in the towns of Halifax and Hanson for the period of July 1, 2015 to September 30, 2015, inclusive; and provided further, that \$103,000 shall be expended to address new concerns associated with bacterial contamination of marine waters and shellfish..... \$4,350,791.

The Governor reduced this item by \$103,000 and struck out the following wording: “; and provided further, that \$103,000 shall be expended to address new concerns associated with bacterial contamination of marine waters and shellfish”.

After remarks, the question on passing item 4510-0600, 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 36 — nays 0) **[Yeas and Nays No. 130]:**

YEAS.

Barrett, Michael J.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Creem, Cynthia Stone	L'Italien, Barbara A.
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.	Petrucelli, Anthony
Flanagan, Jennifer L.	Rodrigues, Michael J.
Forry, Linda Dorcena	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Hedlund, Robert L.	Spilka, Karen E.
Humason, Donald F., Jr.	Tarr, Bruce E.

Jehlen, Patricia D.

Timilty, James E.

Joyce, Brian A.

Welch, James T.

Keenan, John F.

Wolf, Daniel A. – **36.**

NAYS – 0.

PAIRED.

YEAS.

NAYS.

Brownsberger, William N.

Chang-Diaz, Sonia (*present*) – **2.**

The yeas and nays having been completed at twenty-seven minutes before six o'clock P.M., item 4510-0600, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 4512-0225 (Gamblers Treatment) was considered as follows:

4512-0225 For the department of public health, which may expend not more than \$1,500,000 for a compulsive gamblers' treatment program from unclaimed prize money held in the State Lottery Fund for more than 1 year from the date of the drawing when the unclaimed prize money was won and from the proceeds of a multi-jurisdictional lottery game under subsection (e) of section 24A of chapter 10 of the General Laws; provided, that the state comptroller shall transfer the amount to the General Fund; and provided further, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system..... \$1,500,000.

The Governor reduced this item by \$500,000 and struck out the following wording: "For the department of public health, which may expend not more than \$1,500,000 for a compulsive gamblers' treatment program from unclaimed prize money held in the State Lottery Fund for more than 1 year from the date of the drawing when the unclaimed prize money was won and from the proceeds of a multi-jurisdictional lottery game under subsection (e) of section 24A of chapter 10 of the General Laws".

The question on passing item 4512-0225, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-six minutes before six o'clock P.M., as follows, to wit (yeas 32 — nays 5) [**Yeas and Nays No. 131**]:

YEAS.

Barrett, Michael J.

Lewis, Jason M.

Chandler, Harriette L.

L'Italien, Barbara A.

Chang-Diaz, Sonia

Lovely, Joan B.

Creem, Cynthia Stone

McGee, Thomas M.

DiDomenico, Sal N.

Montigny, Mark C.

Donnelly, Kenneth J.	Moore, Michael O.
Donoghue, Eileen M.	O'Connor Ives, Kathleen
Downing, Benjamin B.	Pacheco, Marc R.
Eldridge, James B.	Petrucelli, Anthony
Flanagan, Jennifer L.	Rodrigues, Michael J.
Forry, Linda Dorcena	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Jehlen, Patricia D.	Spilka, Karen E.
Joyce, Brian A.	Timilty, James E.
Keenan, John F.	Welch, James T.
Lesser, Eric P.	Wolf, Daniel A. – 32.

NAYS.

deMacedo, Viriato M.	Humason, Donald F., Jr.
Fattman, Ryan C.	Tarr, Bruce E. – 5.
Hedlund, Robert L.	

ABSENT OR NOT VOTING.

Brownsberger, William N. – 1.

The yeas and nays having been completed at twenty-three minutes before six o'clock P.M., item 4512-0225, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 4512-0500 (Dental Health Program) was considered as follows:

4512-0500 For dental health services; provided, that \$300,000 shall be expended for the Forsyth Institute's Center for Children's Oral Health to expand its ForsythKids programming focused on children and adolescents and to explore the emerging association between oral health status and academic performance; provided further, that not less than \$1,495,525 shall be expended for the commonwealth's comprehensive dental program for adults with developmental disabilities; and provided further, that not less than \$100,000 shall be expended for the promotion of services to all dental providers in the commonwealth and to increase after-hour, weekend, and holiday coverage with on-call response and if necessary actual clinical evaluation..... \$2,036,188.

The Governor reduced this item by \$300,000 and struck out the following wording: “; provided, that \$300,000 shall be expended for the Forsyth Institute's Center for Children's Oral Health to expand its ForsythKids programming focused on children and

adolescents and to explore the emerging association between oral health status and academic performance”. After remarks, the question on passing item 4512-0500, 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-one minutes before six o’clock P.M., as follows, to wit (yeas 36 — nays 0) **[Yeas and Nays No. 132]:**

YEAS.

Barrett, Michael J.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Creem, Cynthia Stone	L'Italien, Barbara A.
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.	Petrucelli, Anthony
Flanagan, Jennifer L.	Rodrigues, Michael J.
Forry, Linda Dorcena	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Hedlund, Robert L.	Spilka, Karen E.
Humason, Donald F., Jr.	Tarr, Bruce E.
Jehlen, Patricia D.	Timilty, James E.
Joyce, Brian A.	Welch, James T.
Keenan, John F.	Wolf, Daniel A. — 36.

NAYS — 0.

PAIRED.

YEAS.

NAYS.

Brownsberger, William N.

Chang-Diaz, Sonia (*present*) – 2.

The yeas and nays having been completed at nineteen minutes before six o'clock P.M., item 4512-0500, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 4513-1111 (Health Promotion and Disease Prevention) was considered as follows:

4513-1111. For the promotion of health and disease prevention including, but not limited to, the following programs: (i) breast cancer prevention; (ii) diabetes screening and outreach; (iii) ovarian cancer screening; (iv) hepatitis C prevention and management; (v) multiple sclerosis screening, information, education and treatment programs and the multiple sclerosis home living navigating key services program administered by the Central New England Chapter of the National Multiple Sclerosis Society; (vi) colorectal cancer prevention; (vii) prostate cancer screening, education and treatment with a particular focus on African American males; (viii) osteoporosis education; (ix) maintenance of the statewide lupus database; and (x) \$100,000 shall be expended for macular degeneration research into prevention and treatment at the Schepens Eye Research Institute; provided, that funds may be expended for the operation of the Betsy Lehman center for patient safety and medical error reduction; provided further, that not less than \$30,000 shall be expended for the FIT Body & Soul program at COGIC Family Services, Inc. in the city of Springfield; provided further, that not less than \$50,000 shall be expended for education and support of patients diagnosed with PKU or related disorders and their families through a grant to the New England Connection for PKU and Allied Disorders, Inc.; provided further, that not less than \$35,000 shall be expended for the New North Citizens' Council, Inc.; provided further, that not less than \$50,000 shall be expended for the Haitian American Public Health Initiative to provide vital healthcare and education services to families and children in the Haitian community in the city of Boston and town of Milton; and provided further, that notwithstanding any general or special law to the contrary, \$250,000 shall be appropriated for Mass in Motion programming, contingent upon receipt of matching prevention federal block grant funds..... \$3,952,386.

The Governor reduced this item by \$215,000 and struck out the following wording: “; provided, that \$100,000 shall be expended for macular degeneration research into prevention and treatment at The Schepens Eye Research Institute, Inc.” and “; provided further, that not less than \$30,000 shall be expended for the FIT Body & Soul program at COGIC Family Services, Inc. in the city of Springfield” and “; provided further, that not less than \$35,000 shall be expended for the New North Citizen Council, Inc.; provided further, that not less than \$50,000 shall be expended for the Haitian American Public Health Initiative to provide vital healthcare and education services to families and children in the Haitian community in the city of Boston and the town of Milton”.

The question on passing item 4513-1111, 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 eighteen minutes before six o'clock P.M., as follows, to wit (yeas 31 — nays 5) **[Yeas and Nays No. 133]:**

YEAS.

Barrett, Michael J.

L'Italien, Barbara A.

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.	Petrucelli, Anthony
Flanagan, Jennifer L.	Rodrigues, Michael J.
Forry, Linda Dorcena	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Jehlen, Patricia D.	Spilka, Karen E.
Joyce, Brian A.	Timilty, James E.
Keenan, John F.	Welch, James T.
Lesser, Eric P.	Wolf, Daniel A. – 31.
Lewis, Jason M.	

NAYS.

deMacedo, Viriato M.	Humason, Donald F., Jr.
Fattman, Ryan C.	Tarr, Bruce E. – 5.
Hedlund, Robert L.	

PAIRED.

YEAS.

NAYS.

Brownsberger, William N.	Chang-Diaz, Sonia (<i>present</i>) – 2.
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The yeas and nays having been completed at sixteen minutes before six o'clock P.M., Item 4513-1111, 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 4510-0110 (Community Health Centers) was considered as follows:
 4510-0110. For community health center services; provided, that not less than the amount appropriated in item 4510-0110 of section 2 of chapter 38 of the acts of 2013 shall be expended on a statewide program of technical assistance to community health centers to be provided by a statewide primary care association qualified under Section 330A(f)(1) of the Public Health Service Act, as codified at 42 USC 254c(f)(1); provided further, that not less than \$100,000 shall be expended for the operation and implementation of the South Boston Community Health Center and its Youth Ambassador Program and South Boston Leadership Initiative; and provided further, that not less than \$50,000 shall be expended for the Mattapan Integrative Care Partnership Pilot

program among the Mattapan Community Health Center, Mattahunt Community Center, Mattahunt Elementary School, and the Wheelock College Social Work Department for a behavioral health practice at the Mattapan Community Health Center and support a full time licensed social worker to bring mental health care to the community's youth and to improve the coordination of care..... \$1,195,901.

The Governor reduced this item by \$150,000 and struck out the following wording: “; provided further, that not less than \$100,000 shall be expended for the operation and implementation of the South Boston Community Health Center, Inc. and its Youth Ambassador Program and South Boston Leadership Initiative; and provided further, that not less than \$50,000 shall be expended for the Mattapan Integrative Care Partnership pilot program among the Mattapan Community Health Center, Inc., Mattahunt Community Center, Mattahunt elementary school, and the Wheelock College social work department for a behavioral health practice at the Mattapan Community Health Center, Inc. and support a full-time licensed social worker to bring mental health care to the community's youth and to improve the coordination of care”.

After remarks, the question on passing item 4510-0110, 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 fourteen minutes before six o'clock P.M., as follows, to wit (yeas 35 — nays 1) **[Yeas and Nays No. 134]:**

YEAS.

Barrett, Michael J.	Lewis, Jason M.
Chandler, Harriette L.	L'Italien, Barbara A.
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
Flanagan, Jennifer L.	Rodrigues, Michael J.
Forry, Linda Dorcena	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Hedlund, Robert L.	Spilka, Karen E.
Humason, Donald F., Jr.	Tarr, Bruce E.
Jehlen, Patricia D.	Timilty, James E.

Joyce, Brian A.

Welch, James T.

Keenan, John F.

Wolf, Daniel A. – 35.

Lesser, Eric P.

NAYS.

Fattman, Ryan C. – 1.

PAIRED.

YEAS.

NAYS.

Brownsberger, William N.

Chang-Diaz, Sonia (*present*) – 2.

The yeas and nays having been completed at twelve minutes before six o'clock P.M., item 4510-0110, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

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

4000-0300. For the operation of the executive office of health and human services, including the operation of the managed care oversight board; provided, that the executive office shall provide technical and administrative assistance to agencies under the purview of the secretariat receiving federal funds; provided further, that the executive office shall monitor the expenditures and completion timetables for systems development projects and enhancements undertaken by all agencies under the purview of the secretariat and shall ensure that all measures are taken to make such systems compatible with one another for enhanced interagency interaction; provided further, that the executive office shall ensure that any collaborative assessments for children receiving services from multiple agencies within the secretariat shall be performed within existing resources; provided further, that funds appropriated in this item shall be expended for administrative and contracted services related to the implementation and operation of programs authorized by chapter 118E of the General Laws; provided further, that the executive office and its agencies, when contracting for services on the islands of Martha's Vineyard and Nantucket, shall take into consideration the increased costs associated with the provision of goods, services and housing on said islands; provided further, that the executive office shall contract with Martha's Vineyard Community Services, Inc. for no less than \$75,000 to increase access to health and human services on Martha's Vineyard and Nantucket, and such funds shall be used to cover feasible travel costs associated with arranging access to health and human services; provided further that on or before December 31, 2015, not less than \$150,000 shall be provided to Noble Hospital, a federal and state disproportionate share hospital that is geographically isolated, to improve the access entry way for all patients, especially those challenged with disabilities, provided that such funds are matched by an equal or greater amount by Noble Hospital; provided further, that in consultation with the center for health information and analysis, no rate increase shall be provided to existing Medicaid provider rates without taking all measures possible under Title XIX of the Social Security Act to ensure that rates of payment to providers shall not exceed the rates that are necessary to meet only those costs which shall be incurred by efficiently and economically operated providers in order to provide services of adequate quality; provided further, that no expenditures shall be made that are not federally reimbursable, including those related to Titles XIX or XXI of the Social Security Act or the MassHealth demonstration waiver pursuant to section 1115(a) of said Social Security Act or the community first demonstration waiver pursuant to section 1115 of said Social Security Act, whether made by the executive office or another commonwealth entity, except as required for: (i) the equivalent of MassHealth standard benefits for children under age 21 who are in the care or custody of the department of youth services or the department of children and families; (ii) dental benefits provided to clients of the department of developmental services who are age 21 or over; or (iii) cost containment efforts, the purposes and amounts of which have been submitted to the executive office for administration and finance and the house and senate committees on ways and means 30 days prior to making these expenditures; provided further, that the office of Medicaid shall apply an add-on to reimburse the managed care organizations and senior care organizations under contract with the commonwealth for the full costs associated with the Affordable Care Act's annual insurer fee, as specified in section 9010(a) of the Affordable Care Act, Public Law 111-148; provided further, that the add-on shall be exclusive of any additional rate increase currently being proposed for the fiscal year 2016; provided further, that subject to the availability of federal financial participation, the add-on shall include the related tax liability for the annual insurer fee; provided

further, that MassHealth shall provide a report not later than March 1, 2016 to the house and senate committees on ways and means and the joint committee on health care financing on the amount of reimbursement of the Affordable Care Act's insurer fee and the related tax liability and the methodology for calculating the reimbursement to the managed care organizations and senior care organizations; provided further, that the executive office of health and human services may continue to recover provider overpayments made in the current and prior fiscal years through the Medicaid management information system, and these recoveries shall be considered current fiscal year expenditure refunds; provided further, that the executive office may collect directly from a liable third party any amounts paid to contracted providers under said chapter 118E for which the executive office later discovers another third party is liable if no other course of recoupment is possible; provided further, that no funds shall be expended for interpretive services directly or indirectly related to a settlement or resolution agreement with the office of civil rights or any other office, group or entity; provided further, that interpretive services currently provided shall not give rise to enforceable legal rights for any party or to an enforceable entitlement to interpretive services; provided further, that notwithstanding any general or special law to the contrary, the commissioner of mental health shall approve any prior authorization or other restriction on medication used to treat mental illness in accordance with written policies, procedures and regulations of the department of mental health; provided further, that the executive office shall submit to the house and senate committees on ways and means and the joint committee on health care financing not later than December 5, 2015 a report detailing utilization of the Health Safety Net Trust Fund established in section 66 of said chapter 118E; provided further, that the report shall include: (a) the number of persons whose medical expenses were billed to the Health Safety Net Trust Fund in fiscal year 2015; (b) the total dollar amount billed to the Health Safety Net Trust Fund in fiscal year 2015; (c) the demographics of the population using the Health Safety Net Trust Fund; and (d) the types of services paid for out of the Health Safety Net Trust Fund in fiscal year 2015; provided further, that the office of Medicaid shall coordinate with the health policy commission in the development of care delivery and payment models in the MassHealth program, including patient centered medical homes and accountable care organizations, in order to ensure alignment of such models with the commission's certification programs under sections 14 and 15 of chapter 6D; provided further, that the secretary of health and human services, in consultation with the secretary of administration and finance, shall file an implementation plan with the clerks of the house of representatives and senate not later than October 1, 2015, detailing how the executive office of health and human services will implement modern, digital integrated eligibility determination processes as required by section 16 of chapter 6A in order to achieve maximum federal reimbursement before December 2018; provided further, that MassHealth shall provide a report, no later than October 1, 2015, to the house and senate committees on ways and means on the feasibility of federal reimbursement for transitional support services; provided further, that not less than \$200,000 shall be expended for the Maris Center for Women in the town of Salisbury; provided further, that funds shall be provided in an amount not less than the total appropriated in item 1599-2009 in section 2 of chapter 182 of the acts of 2008; provided further, that in calculating rates of payment for children enrolled in MassHealth receiving inpatient and outpatient services at acute care pediatric hospitals and pediatric specialty units as defined in section 8A of Chapter 118E of the General Laws, the executive office shall make a supplemental payment to any acute care pediatric hospital and pediatric specialty unit in the Commonwealth, above base rates, to compensate for high-complexity pediatric care in an amount not less than fifty percent of the amount appropriated in this item in Chapter 165 of the acts of 2014; provided further, that any projection of deficiency in item 4000-0430, 4000-0500, 4000-0600, 4000-0640, 4000-0700, 4000-0875, 4000-0880, 4000-0885, 4000-0940, 4000-0950, 4000-0990, 4000-1400, 4000-1420 or 4000-1425 shall be reported to the house and senate committees on ways and means not less than 90 days before the projected exhaustion of funding; provided further, that any unexpended balance in these accounts shall revert to the General Fund on June 30, 2016; provided further, that \$50,000 shall be expended for the direct payroll costs of a MassHealth liaison to the trial court responsible for the administration of health insurance benefits for participants in the specialty courts; provided further, that the executive office of health and human services shall expend not less than \$100,000 to develop a pilot program in Norfolk county to incentivize independent home health care nurses to work with patients with rare diseases and disorders including, but not limited to, Rett Syndrome and mitochondrial diseases; provided further, that in the development of the program, the executive office shall review the reimbursement rates for independent home care nurses and consider restructuring the rate system so that independent home care nurses who agree to treat patients with more severe needs are compensated at a higher rate; provided further, that funds may be expended for the operation of the office of health equity within the executive office of health and human services; provided further, that not less than \$25,000 shall be expended for the Harvard Street Neighborhood Health Center for purposes including, but not limited to, addressing adult mental health and support services, including the opiate addiction epidemic through the implementation of substance abuse treatment programs and other programs to ensure access to healthcare for anyone regardless of their ability to pay for services rendered; provided further, \$150,000 shall be expended for the work of the Massachusetts unaccompanied homeless youth commission to determine the scope of need among unaccompanied youth and young adults ages 24 and younger who are experiencing homelessness, and to identify and implement potential models for appropriate service delivery to unaccompanied homeless youth in urban, suburban, and rural areas of the commonwealth; and provided further, that not later than January 18, 2016, the executive office of health and human services shall submit a report to the house and senate committees on ways and means detailing the methodology used to project caseload and utilization in fiscal year 2015 and fiscal year 2016.....\$92,240,452.

The Governor reduced this item by \$300,000 and struck out the following wording: “; provided further that on or before December 31, 2015, not less than \$150,000 shall be provided to Noble Hospital, a federal and state disproportionate share hospital that is geographically isolated, to improve the access entry way for all patients, especially those challenged with disabilities; provided further, that those funds are matched by an equal or greater amount by Noble Hospital” and “; provided further, that \$50,000 shall be expended for the direct payroll costs of a MassHealth liaison to the trial court responsible for the

administration of health insurance benefits for participants in the specialty courts” and “; provided further, that the executive office of health and human services shall expend not less than \$100,000 to develop a pilot program in Norfolk county to incentivize independent home health care nurses to work with patients with rare diseases and disorders including, but not limited to, Rett Syndrome and mitochondrial diseases”.

After remarks, the question on passing item 4000-0300, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at eleven minutes before six o'clock P.M., as follows, to wit (yeas 36 — nays 0) **[Yeas and Nays No. 135]:**

YEAS.

Barrett, Michael J.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Creem, Cynthia Stone	L'Italien, Barbara A.
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.	Petrucelli, Anthony
Flanagan, Jennifer L.	Rodrigues, Michael J.
Forry, Linda Dorcena	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Hedlund, Robert L.	Spilka, Karen E.
Humason, Donald F., Jr.	Tarr, Bruce E.
Jehlen, Patricia D.	Timilty, James E.
Joyce, Brian A.	Welch, James T.
Keenan, John F.	Wolf, Daniel A. — 36.

NAYS – 0.

PAIRED.

YEAS.

NAYS.

Brownsberger, William N.

Chang-Diaz, Sonia (*present*) – 2.

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

Item 8000-0110 (Criminal Justice Information Systems) was considered as follows:

8000-0110. For the operation of the department of criminal justice information services, including criminal justice information services, criminal offender record information services, firearms support services and victim services; provided, that funds may be expended to enable local housing authorities to have access to criminal offender record information when determining whether applicants are qualified for state-assisted housing.....\$1,950,000.

The Governor reduced this item by \$375,500.

The question on passing item 8000-0110, 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 before six o'clock P.M., as follows, to wit (yeas 36 — nays 0) [**Yeas and Nays No. 136**]:

YEAS.

Barrett, Michael J.

Lewis, Jason M.

Chandler, Harriette L.

L'Italien, Barbara A.

Chang-Diaz, Sonia

Lovely, Joan B.

Creem, Cynthia Stone

McGee, Thomas M.

DiDomenico, Sal N.

Montigny, Mark C.

Donnelly, Kenneth J.

Moore, Michael O.

Donoghue, Eileen M.

O'Connor Ives, Kathleen

Downing, Benjamin B.

Pacheco, Marc R.

Eldridge, James B.

Petrucelli, 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. — **33.**

Lesser, Eric P.

NAYS.

deMacedo, Viriato M.

Humason, Donald F., Jr.

Fattman, Ryan C.

Tarr, Bruce E. — **4.**

ABSENT OR NOT VOTING.

Brownsberger, William N. — **1.**

The yeas and nays having been completed at five minutes before six o'clock P.M., item 8000-0110, contained in section 2, stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 1595-6370 (CTF Transfer to RTA) was considered as follows:

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

Commonwealth Transportation Fund 100%

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

After remarks, the question on passing item 1595-6370, 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 before six o'clock P.M., as follows, to wit (yeas 36 — nays 1) [**Yeas and Nays No. 137**]:

YEAS.

Barrett, Michael J.

Lesser, Eric P.

Chandler, Harriette L.

Lewis, Jason M.

Chang-Diaz, Sonia

L'Italien, Barbara A.

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
Flanagan, Jennifer L.	Rodrigues, Michael J.
Forry, Linda Dorcena	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Hedlund, Robert L.	Spilka, Karen E.
Humason, Donald F., Jr.	Tarr, Bruce E.
Jehlen, Patricia D.	Timilty, James E.
Joyce, Brian A.	Welch, James T.
Keenan, John F.	Wolf, Daniel A. – 36.

NAYS.

Fattman, Ryan C. – **1.**

ABSENT OR NOT VOTING.

Brownsberger, William N. – **1.**

The yeas and nays having been completed at two minutes before six o'clock P.M., item 1595-6370, 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 7113-0101 (Gallery 51 at the Berkshire Center) was considered as follows:

7113-0101 For Gallery 51 at the Berkshire Cultural Resource Center in the city of North Adams to be administered by the Massachusetts College of Liberal Arts..... \$75,000.

The Governor disapproved this item.

The question on passing item 7113-0101, contained in section 2, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at one minute before six o'clock P.M., as follows, to wit (yeas 31 — nays 6) **[Yeas and Nays No. 138]:**

YEAS.

Barrett, Michael J.	Lewis, Jason M.
Chandler, Harriette L.	L'Italien, Barbara A.
Chang-Diaz, Sonia	Lovely, Joan B.
Creem, Cynthia Stone	McGee, Thomas M.
DiDomenico, Sal N.	Montigny, Mark C.
Donnelly, Kenneth J.	Moore, Michael O.
Donoghue, Eileen M.	O'Connor Ives, Kathleen
Downing, Benjamin B.	Pacheco, Marc R.
Eldridge, James B.	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. – 31.
Lesser, Eric P.	

NAYS.

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

ABSENT OR NOT VOTING.

The yeas and nays having been completed at one minute past six o'clock P.M., item 7113-0101, 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 7004-0099 (Department of Housing and Community Development Administration) was considered as follows:

7004-0099 For the operation of the department of housing and community development; provided, that the department may make expenditures against federal grants for certain direct and indirect costs under a cost overhead allocation plan approved by the comptroller; provided further, that the comptroller shall maintain an account on the Massachusetts management accounting and reporting system to make these expenditures; provided further, that expenditures made against the account shall not be subject to appropriation and may include the cost of personnel; provided further, that the department shall provide full cooperation to the research organization selected under item 3000-1050 and shall make available to the research organization any information and data needed to assist with the requirements of said item 3000-1050; provided further, that notwithstanding any general or special law, rule or regulation to the contrary, the department may conduct annual verifications of household income levels based upon state tax returns to administer the state and federal housing subsidy programs funded in items 7004-0108, 7004-9005, 7004-9024, 7004-9030, 7004-9033 and 7004-9316 and items 7004-9009, 7004-9014, 7004-9019 and 7004-9020 of section 2D; provided further, that as a condition of eligibility or continued occupancy by an applicant or tenant, the department may require disclosure of the social security number of an applicant or tenant and members of the applicant's or tenant's household for use in verification of income eligibility; provided further, that the department may deny or terminate participation in subsidy programs for failure by an applicant or tenant to provide a social security number for use in verification of income eligibility; provided further, that the department may consult with the department of revenue, the department of transitional assistance or any other state or federal agency to conduct this income verification; provided further, that notwithstanding any general or special law to the contrary, these state agencies shall consult and cooperate with the department and furnish any information in possession of the agencies including, but not limited to, tax returns and applications for public assistance or financial aid; provided further, that in conducting this income verification, the director of the department may enter into an interdepartmental service agreement with the commissioner of revenue to utilize the department of revenue's wage reporting and bank match system to verify the income and eligibility of participants in federally assisted housing programs and that of members of the participants' households; provided further, that notwithstanding section 12 of chapter 490 of the acts of 1980, the department may authorize neighborhood housing services corporations to retain, reassign and re-loan funds received in repayment of loans made under the neighborhood housing services rehabilitation program; provided further, that the department shall, not later than September 1, 2015, promulgate and uniformly enforce regulations clarifying that a household that otherwise qualifies for any preference or priority for state subsidized housing based on homeless or at-risk status shall retain that preference or priority notwithstanding receipt of assistance that is intended to be temporary, including, but not limited to, any temporary or bridge subsidies provided with state or federal funds, which shall include households receiving assistance under item 7004-0108 after July 1, 2013; provided further, that the department shall provide the caseload forecasting office with enrollment data and any other information pertinent to caseload forecasting that is requested by the office on a monthly basis; provided further, that such information shall be provided in a manner that meets all applicable federal and state privacy and security requirements; provided further, that not less than \$15,000 shall be expended for the Turning Point Day Resource Center for the Homeless in the town of Wareham; provided further, that not less than \$50,000 shall be expended for Methuen Arlington Neighborhood, Inc.; provided further, that not less than \$75,000 shall be expended for World is Our Classroom, Inc. serving the towns of Holyoke, Westfield, Chicopee and Greenfield; provided further, that not less than \$50,000 shall be expended for the South Worcester Neighborhood Improvement Corporation; provided further, that not less than \$175,000 shall be expended for the provision of emergency services operated by Community Action Programs Inter-City, Inc. for the communities of Chelsea, Revere and Winthrop; provided further, that not less than the amount appropriated in item 7004-0099 of section 2 of chapter 165 of the acts of 2014 shall be expended for the implementation and evaluation of establishing a homeless family preference in private multi-family housing; provided further, that the town of Holbrook shall receive not less than the amount appropriated in item 7004-0099 of section 2 of chapter 139 of the acts of 2012 for a community action grant; provided further, that not less than \$200,000 shall be expended for affordable housing in the town of Medway; provided further, that not less than \$45,000 shall be expended for a caseworker position under the Housing Assistance Corporation in the Hyannis section of the town of Barnstable to assist residents of Martha's Vineyard who are homeless or at risk of homelessness; provided further, that not less than \$175,000 shall be expended for a demonstration affordable housing project being conducted by The Arc of Bristol County; and provided further, that not less than \$100,000 shall be expended to Housing Families, Inc. in the city of Malden for providing educational support programming for homeless children through the GREAT Youth and Families Program..... \$8,687,359

The Governor reduced this item by \$370,000 and struck out the following wording: “; provided further, that not less than \$50,000 shall be expended for Methuen Arlington Neighborhood, Inc.; provided further, that not less than \$75,000 shall be expended for World is Our Classroom, Inc. serving the towns of Holyoke, Westfield, Chicopee and Greenfield” and “; provided further, that the town of Holbrook shall receive not less than the amount appropriated in item 7004-0099 of section 2 of chapter 139 of the acts of 2012 for a community action grant” and “; provided further, that not less than \$45,000 shall be expended for a caseworker

position under the Housing Assistance Corporation in the Hyannis section of the town of Barnstable to assist residents of Martha's Vineyard who are homeless or at risk of homelessness” and “; and provided further, that not less than \$100,000 shall be expended to Housing Families, Inc. in the city of Malden for providing educational support programming for homeless children through the GREAT Youth and Families Program”.

The question on passing item 7004-0099, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at four minutes past six o'clock P.M., as follows, to wit (yeas 32 — nays 4) **[Yeas and Nays No. 139]:**

YEAS.

Barrett, Michael J.	Lewis, Jason M.
Chandler, Harriette L.	L'Italien, Barbara A.
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.	Ross, Richard J.
Hedlund, Robert L.	Rush, Michael F.
Jehlen, Patricia D.	Spilka, Karen E.
Joyce, Brian A.	Timilty, James E.
Keenan, John F.	Welch, James T.
Lesser, Eric P.	Wolf, Daniel A. — 32.

NAYS.

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

Tarr, Bruce E. – 4.

PAIRED.

YEAS.

NAYS.

Brownsberger, William N.

Chang-Diaz, Sonia (*present*) – 2.

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

Item 7004-0108 (HomeBase Program) was considered as follows:

7004-0108 For a program of short-term housing assistance to help families eligible for temporary emergency shelter under item 7004-0101 in addressing obstacles to maintaining or securing housing; provided, that the assistance provided under this item shall include not less than 12 months of housing stabilization and economic self-sufficiency case management services for each family receiving benefits hereunder; provided further, that no other assistance from this item shall exceed \$8,000 in a 12-month period; provided further, that a family shall not receive more than a combined sum of \$8,000 in a 12-month period from this item and item 7004-9316; provided further, that so long as they meet the requirements of their housing stabilization plan, a family that received household assistance pursuant to this item whose income exceeds 50 per cent of area median income shall not become ineligible for assistance due to exceeding the income limit for a period of 6 months from the date that the 50 per cent level was exceeded; provided further, that a family shall not be deemed ineligible as a result of any single violation of a self-sufficiency plan; provided further, that the department shall take all steps necessary to enforce regulations to prevent abuse in the short-term housing transition program, including a wage match agreement with the department of revenue; provided further, that a family that was terminated from the program or did not make a good faith effort to follow its housing stabilization plan during the term of its assistance shall be ineligible for benefits pursuant to item 7004-0101 and this item for 24 months from the last date the family received assistance pursuant to item 7004-0101 and this item, including housing stabilization and economic self-sufficiency case management services; provided further, that a family's housing stabilization plan shall adequately accommodate the ages and disabilities of the family members; provided further, that families receiving benefits under this program who are found ineligible for continuing benefits shall be eligible for aid pending a timely appeal pursuant to chapter 23B of the General Laws; provided further, that families who are denied assistance pursuant to this item may appeal that denial pursuant to said chapter 23B, including subsection (F) of section 30 of said chapter 23B and regulations adopted to implement said chapter 23B; provided further, that benefits under this item shall only be provided to residents of the commonwealth who are citizens of the United States or aliens lawfully admitted for permanent residence or otherwise permanently residing under color of the law in the United States; provided further, that the department, as a condition of continued eligibility for assistance pursuant to this program, may require disclosure of social security numbers by all members of a family receiving assistance hereunder for use in verification of income with other agencies, departments and executive offices; provided further, that if a family member fails to provide a social security number for use in verifying the family's income and eligibility, then the family shall no longer be eligible to receive benefits from this program; provided further, that the department shall administer this program through the following agencies unless administering agencies are otherwise procured by the department: the Berkshire Housing Development Corporation; Central Massachusetts Housing Alliance, Inc.; Community Teamwork, Inc.; the Housing Assistance Corporation; the Franklin County Regional Housing and Redevelopment Authority; HAP, Inc.; Metropolitan Boston Housing Partnership, Inc.; the Lynn Housing Authority and Neighborhood Development; South Middlesex Opportunity Council, Inc.; the South Shore Housing Development Corporation; and RCAP Solutions, Inc.; provided further, that the department shall reallocate financing based on performance-based statistics from under-performing service providers to above average service providers in order to move as many families from hotels, motels or shelters into more sustainable housing; provided further, that the department shall use funds provided for this program for stabilization workers to focus efforts on housing retention, and link households to supports including job training, education, job search and childcare opportunities available and may enter into agreements with other public and private agencies for the provision of such services, and that a stabilization worker shall be assigned to each household; provided further, that funds shall be used to transition families served by the program to more rapidly move them into temporary or permanent sustainable housing; provided further, that notwithstanding any general or special law to the contrary, 60 days before promulgating or amending any regulation, administrative practice or policy that would alter eligibility for or the level of benefits pursuant to this program to less than the benefit level available on June 30, 2015, the department shall file with the house and senate committees on ways and means and the clerks of the house of representatives and senate a report setting forth the justification for such changes, including, but not limited to, any determination by the secretary of housing and economic development that available appropriations will be insufficient to meet projected expenses; provided further, that this item shall be subject to appropriation and, in the event of a deficiency, nothing in this item shall give rise to or shall be construed as giving rise

to any enforceable right or entitlement to services in excess of the amounts appropriated herein; and provided further, that household assistance funds shall be advanced to the administering agencies at the end of each month and prior to the next month's disbursement, the amount of which shall be estimated based on the prior month's expenditure with a reconciliation not less than annually.....\$31,249,331.

The Governor struck out the following wording: “; and provided further, that household assistance funds shall be advanced to the administering agencies at the end of each month and prior to the next month's disbursement, the amount of which shall be estimated based on the prior month's expenditure with a reconciliation not less than annually”.

The question on passing item 7004-0108, contained in section 2, in concurrence, the objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at eight minutes past six o'clock P.M., as follows, to wit (yeas 33 — nays 4) **[Yeas and Nays No. 140]:**

YEAS.

Barrett, Michael J.	Lewis, Jason M.
Chandler, Harriette L.	L'Italien, Barbara A.
Chang-Diaz, Sonia	Lovely, Joan B.
Creem, Cynthia Stone	McGee, Thomas M.
DiDomenico, Sal N.	Montigny, Mark C.
Donnelly, Kenneth J.	Moore, Michael O.
Donoghue, Eileen M.	O'Connor Ives, Kathleen
Downing, Benjamin B.	Pacheco, Marc R.
Eldridge, James B.	Petrucelli, 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. — 33.
Lesser, Eric P.	

NAYS.

deMacedo, Viriato M.

Humason, Donald F., Jr.

Fattman, Ryan C.

Tarr, Bruce E. – 4.

ABSENT OR NOT VOTING.

Brownsberger, William N. – 1.

The yeas and nays having been completed at ten minutes past six o'clock P.M., item 7004-0108, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

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

1599-0026 For a reserve to support municipal improvements; provided, that not more than \$2,000,000 shall be expended for an incentive program for communities and municipalities engaging in the use of best practices determined by the Community Compact Cabinet created by Executive Order No. 554 issued January 23, 2015; provided further, that not less than \$3,000,000 shall be expended for a multi-year competitive grant program to provide financial support for 1-time or transition costs related to regionalization and other efficiency initiatives, with allowable applicants to include municipalities, regional school districts, school districts considering forming a regional school district or regionalizing services, regional planning agencies and councils of governments; provided further, that funds may be expended to expand programs that received funding from this item in prior fiscal years and on programs with proven replicable outcomes for municipalities; provided further, that the executive office for administration and finance shall submit a report to the house and senate committees on ways and means not later than March 14, 2016 on: (i) results to date of grants awarded in fiscal year 2016 and in prior fiscal years; and (ii) replicable outcome measures for projects awarded to date; provided further, that \$4,250,000 shall be transferred to the executive office of public safety and security for a competitive grant program for public safety and emergency staffing to be administered by that executive office; provided further, that the grants shall be awarded to communities that: (a) have populations of at least 60,000; and (b) demonstrate that their police or fire departments had an operating budget per capita of less than \$200 in 2010; provided further, that grant funds under this item shall only be provided to communities that submitted qualifying applications that were approved by the executive office of public safety and security in fiscal year 2015; provided further, that not less than \$500,000 shall be expended to mitigate student overcrowding in the town of Ashland; provided further, that not less than \$30,000 shall be expended for the National Lancers; provided further, that each state entity administering grant funds through this item shall submit a report to the house and senate committees on ways and means not later than February 12, 2016 detailing grants awarded through this item and the criteria used for distribution; provided further, that not less than \$36,000 shall be expended from this item to purchase a refueling vehicle for the highway department of the city of Easthampton; provided further, that not less than \$25,000 shall be expended for a public safety grant in the city of Newburyport for additional lighting in the city of Newburyport's public parking lots; provided further, that not less than \$50,000 shall be expended for the analysis of the failures associated with the components and installation of the sewer collection and transmission system operated by the city of Newburyport in that city and in the town of Newbury on Plum Island and the preliminary design of the means and systems necessary to correct such problems so as to promote the consistent, reliable and effective operation of such system; provided further, that nothing undertaken pursuant to this item shall preclude, impede or otherwise impair efforts to seek recompense from any parties responsible for failures of the system; provided further, that such analysis shall be completed by December 2015; provided further, that not less than \$25,000 shall be expended on memorial markers in the the town of Weymouth in honor of the 5 Congressional Medal of Honor recipients from the town of Weymouth; provided further, that not less than \$200,000 shall be expended for the Mother Brook Arts and Community Center in the town of Dedham; provided further, that not less than \$125,000 shall be expended to the town of Plymouth for revising and updating its radiological response and recovery plan; provided further, that not less than \$200,000 shall be allocated to Andover high school to upgrade the media and technology center; provided further, that not less than \$35,000 shall be allocated to Andover high school for continued renovation of the Peter Aumais baseball facility; provided further, that not less than the amount appropriated in this item in section 2 of chapter 165 of the acts of 2014 for Haverhill shall be expended again in fiscal year 2016; provided further, that funds shall be expended to fund the District Local Technical Assistance Fund, including projects that encourage regionalization, to be administered by the division of local services and distributed through the District Local Technical Assistance Fund, established in section 2XXX of chapter 29 of the General Laws; and provided further, that not less than \$65,000 shall be expended for public safety improvements and historic renovations in the town of Millbury.....\$13,841,000.

The Governor reduced this item by \$4,716,000 and struck out the following wording: “; provided further, that not less than \$3,000,000 shall be expended for a multi-year competitive grant program to provide financial support for 1-time or transition

costs related to regionalization and other efficiency initiatives, with allowable applicants to include municipalities, regional school districts, school districts considering forming a regional school district or regionalizing services, regional planning agencies and councils of governments; provided further, that funds may be expended to expand programs that received funding from this item in prior fiscal years and on programs with proven replicable outcomes for municipalities; provided further, that the executive office for administration and finance shall submit a report to the house and senate committees on ways and means not later than March 14, 2016 on: (i) results to date of grants awarded in fiscal year 2016 and in prior fiscal years; and (ii) replicable outcome measures for projects awarded to date” and “; provided further, that not less than \$500,000 shall be expended to mitigate student overcrowding in the town of Ashland; provided further, that not less than \$30,000 shall be expended for the National Lancers; provided further, that each state entity administering grant funds through this item shall submit a report to the house and senate committees on ways and means not later than February 12, 2016 detailing grants awarded through this item and the criteria used for distribution; provided further, that not less than \$36,000 shall be expended from this item to purchase a refueling vehicle for the highway department of the city of Easthampton; provided further, that not less than \$25,000 shall be expended for a public safety grant in the city of Newburyport for additional lighting in the city of Newburyport's public parking lots” and “; provided further, that not less than \$200,000 shall be expended for the Mother Brook Arts and Community Center in the town of Dedham; provided further, that not less than \$125,000 shall be expended to the town of Plymouth for revising and updating its radiological response and recovery plan; provided further, that not less than \$200,000 shall be allocated to Andover high school to upgrade the media and technology center; provided further, that not less than \$35,000 shall be allocated to Andover high school for continued renovation of the Peter Aumais baseball facility; provided further, that not less than the amount appropriated in this item in section 2 of chapter 165 of the acts of 2014 for the city of Haverhill shall be expended again in fiscal year 2016” and “and provided further, that not less than \$65,000 shall be expended for public safety improvements and historic renovations in the town of Millbury”.

The question on passing item 1599-0026, contained in section 2, 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 eleven minutes past six o'clock P.M., as follows, to wit (yeas 36 — nays 0) [**Yeas and Nays No. 141**]:

YEAS.

Barrett, Michael J.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Creem, Cynthia Stone	L'Italien, Barbara A.
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.	Petrucelli, Anthony
Flanagan, Jennifer L.	Rodrigues, Michael J.
Forry, Linda Dorcena	Ross, Richard J.

Gobi, Anne M.

Rush, Michael F.

Hedlund, Robert L.

Spilka, Karen E.

Humason, Donald F., Jr.

Tarr, Bruce E.

Jehlen, Patricia D.

Timilty, James E.

Joyce, Brian A.

Welch, James T.

Keenan, John F.

Wolf, Daniel A. – 36.

NAYS – 0.

PAIRED.

YEAS.

NAYS.

Brownsberger, William N.

Chang-Diaz, Sonia (*present*) – 2.

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

Item 2200-0100 (Environmental Protection Administration) was considered as follows:

2200-0100 For the operation of the department of environmental protection, including the environmental strike force, the bureau of planning and evaluation, the bureau of resource protection, the bureau of waste prevention, the Senator William X. Wall Experiment Station and a contract with the University of Massachusetts for environmental research; provided, that section 3B of chapter 7 of the General Laws shall not apply to fees established under section 18 of chapter 21A of the General Laws; provided further, that not less than \$150,000 shall be expended for brownfields assessment and remediation in the city of Everett; provided further, that not less than \$250,000 shall be expended for the Buzzards Bay Coalition, Inc. and Provincetown Center for Coastal Studies, Inc., in conjunction with the Marine Biological Laboratory and the University of Massachusetts at Boston, for a coastal water quality monitoring program in Buzzards Bay, Vineyard sound, Nantucket sound and Cape Cod Bay; provided further, that not less than \$75,000 shall be expended to the Cape Cod conservation district to fund feasibility studies and conceptual plans for coastal restoration projects on Cape Cod; and provided further, that not less than \$25,000 shall be expended to enter into an agreement with a nonprofit organization to operate a water quality monitoring program in the Sudbury, Assabet and Concord rivers.....\$29,520,620.

The Governor reduced this item by \$325,000 and striking out the following wording: “; provided further, that not less than \$150,000 shall be expended for brownfields assessment and remediation in the city of Everett” and “; provided further, that not less than \$75,000 shall be expended to the Cape Cod conservation district to fund feasibility studies and conceptual plans for coastal restoration projects on Cape Cod; and provided further, that not less than \$25,000 shall be expended to enter into an agreement with a nonprofit organization to operate a water quality monitoring program in the Sudbury, Assabet and Concord rivers”.

After remarks, the question on passing item 2200-0100, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at a quarter past six o'clock P.M., as follows, to wit (yeas 36 — nays 0) [**Yeas and Nays No. 142**]:

YEAS.

Barrett, Michael J.

Lesser, Eric P.

Chandler, Harriette L.

Lewis, Jason M.

Creem, Cynthia Stone

L'Italien, Barbara A.

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.

Petrucelli, Anthony

Flanagan, Jennifer L.

Rodrigues, Michael J.

Forry, Linda Dorcena

Ross, Richard J.

Gobi, Anne M.

Rush, Michael F.

Hedlund, Robert L.

Spilka, Karen E.

Humason, Donald F., Jr.

Tarr, Bruce E.

Jehlen, Patricia D.

Timilty, James E.

Joyce, Brian A.

Welch, James T.

Keenan, John F.

Wolf, Daniel A. – **36.**

NAYS – 0.

PAIRED.

YEAS.

NAYS.

Brownsberger, William N.

Chang-Diaz, Sonia (*present*) – **2.**

The yeas and nays having been completed at seventeen minutes past six o'clock P.M., item 2200-0100, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

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

2810-0100 For the operation of the division of state parks and recreation; provided, that funds appropriated in this item shall be used: (i) to operate all of the division's parks, parkways, boulevards, roadways, bridges and related appurtenances under the care, custody and control of the division, flood control activities of the division, reservations, campgrounds, beaches and pools; (ii) to oversee skating rinks; and (iii) to protect and manage the division's lands and natural resources, including the forest and parks conservation services and the bureau of forestry development; provided further, that the same properties shall be open in fiscal year 2016 as were open in fiscal year 2015; provided further, that no funds from this item shall be made available for payment to true seasonal employees; provided further, that the division may issue grants to public and nonpublic entities from this item; provided further, that not less than \$50,000 shall be expended for improvements of facilities and the revitalization of Coes Pond beach, also known as the John J. Binienda memorial beach, in the city of Worcester; provided further, that not less than \$50,000 shall be expended for the management and cleanup of invasive pond vegetation in the town of Pembroke; provided further, that not less than \$100,000 shall be expended for the maintenance and enhancement of Marion's Camp in the town of Sutton; provided further, that not less than \$100,000 more than the amount appropriated in item 7008-0900 of section 2 of chapter 165 of the acts of 2014 to the town of Methuen for a public safety grant shall be expended for renovations at Nicholson Stadium in Methuen; provided further, that not less than \$138,000 shall be expended for the Charles River Conservancy to complete the environmental remediation of a portion of the Lynch Family Skatepark known as the apron in Cambridge; provided further, that not less than \$100,000 shall be expended for a feasibility study to develop a canoe launch, walking paths and hiking trails in Dedham public parks and open space areas including, but not limited to, historic Wigwam Pond; provided further, that not less than \$50,000 shall be expended for the cleanup of Pilayella algae in Lynn; provided further, that not less than \$30,000 shall be expended for the maintenance of Red Rock Park in Lynn; provided further, that not less than \$88,000 shall be expended for a grant to the City of Newton Parks and Recreation Department for the purpose of protecting and preserving the water quality of Crystal Lake; provided further, that not less than \$100,000 shall be expended for the long term care and maintenance of Whitman's Pond in Weymouth; provided further, that not less than \$350,000 shall be expended for the purposes of aquatic invasive species control; provided further, that \$100,000 may be expended for the operations of the Blue Hill Observatory and Science Center; provided further, that not less than \$500,000 shall be expended for the Blue Hills Trailside Museum; provided further, that not less than \$100,000 shall be expended for a community playground project in the town of Littleton; provided further, that not less than \$250,000 shall be expended for park and playground projects in the city of Marlborough; provided further, that not less than \$150,000 shall be expended to cover 1-time costs of window replacements and other exterior restorations for the 1818 Powder House at Magazine beach; provided further, that not less than \$250,000 shall be expended to finalize the designs and obtain permits necessary for implementation of the Mystic River Master Plan; provided further, that not less than \$100,000 shall be expended for aquatic invasive species control on the Mystic river; provided further, that not less than \$75,000 shall be expended for the Let's Row Boston program administered by Community Rowing, Inc. of Boston; provided further, that not less than \$50,000 more than the amount appropriated in item 8000-0600 of section 2 of chapter 165 of the acts of 2014 to the town of Ludlow shall be expended for the public riverwalk at Ludlow Mills for the installation of riverwalk pedestrian safety improvements and required historical signage; provided further, that said public improvements include LED energy efficient safety lighting, riverwalk furnishings and required historical interpretive signage, all of which have been designed, permitted and approved by the Town of Ludlow; provided further, that not less than \$35,000 shall be expended for the development and maintenance of a community garden along the MBTA commuter rail and subway tracks in Malden; provided further, that not less than \$250,000 shall be expended for open space improvements in the city of Lowell; provided further, that not less than \$50,000 shall be allocated for the Central Plymouth County Water District commission for the improvement and management of lakes and ponds in the Central Plymouth County Water District; provided further, that not less than \$75,000 shall be expended for the expansion of the city known as the town of Methuen public school's rowing program as part of the River Cities Initiative and administered by the Essex Rowing Club, Inc.; provided further, that not less than \$16,000 shall be expended for the construction of a playground at Memorial park in the town of Hampden; provided further, that not less than \$60,000 shall be expended for Community Boating, Inc. in the city of New Bedford for programming for financially disadvantaged children; provided further, that not less than \$35,000 shall be expended for the City of Brockton Parks Department to renovate McKinley Playground; provided further, that not less than 62.5 percent of the amount appropriated in item 2810-0100 of section 2 of chapter 38 of the acts of 2013 for open space improvements in Lowell shall be expended for public safety and open space improvements to parks in Lowell; provided further, that not less than \$50,000 shall be expended for tree re-planting in Worcester; provided further, that not less than \$50,000 shall be expended for athletic field improvements in Millis; provided further, that not less than \$40,000 shall be expended for facility repairs at Berry Pond in the Harold Parker State Forest; provided further, that not less than \$100,000 shall be expended for a feasibility study for a community path in Belmont; provided further, that not less than \$50,000 shall be expended for Plum Island operated by the city of Newburyport; provided further, that not less than \$75,000 shall be expended by the MNF Wastewater District for the design of the MNF Wastewater Treatment Plant; provided further, that not less than \$25,000 shall be expended for a new children's playground and basketball court at Parallel Park in Arlington; provided further, that not less than \$25,000 shall be expended for improvements to the Summer Street Field and its spectator stands in Arlington; provided further, that not less than \$125,000 shall be expended for the maintenance and enhancement of Webster lake;

provided further, that not less than \$20,000 shall be expended for the planning and design of structures, dockage and fueling facilities for commercial and recreational vessels in the town of Rockport adjacent to Granite pier; and provided further, that the rinks under the control of the department shall remain open and staffed for the full rink season.....
\$46,361,985.

The Governor reduced this item by \$3,027,000 and struck out the following wording: “; provided further, that not less than \$50,000 shall be expended for the management and cleanup of invasive pond vegetation in the town of Pembroke; provided further, that not less than \$100,000 shall be expended for the maintenance and enhancement of Marion's Camp in the town of Sutton; provided further, that not less than \$100,000 more than the amount appropriated in item 7008-0900 of section 2 of chapter 165 of the acts of 2014 to the town of Methuen for a public safety grant shall be expended for renovations at Nicholson Stadium in the city known as the town of Methuen; provided further, that not less than \$138,000 shall be expended for the Charles River Conservancy to complete the environmental remediation of a portion of the Lynch Family skate park in the city of Cambridge; provided further, that not less than \$100,000 shall be expended for a feasibility study to develop a canoe launch, walking paths and hiking trails in public parks and open space areas in the town of Dedham including, but not limited to, historic Wigwam pond” and “; provided further, that not less than \$88,000 shall be expended for a grant to the city of Newton Parks and Recreation Department for the purpose of protecting and preserving the water quality of Crystal Lake; provided further, that not less than \$100,000 shall be expended for the long term care and maintenance of Whitman's pond in the city known as the town of Weymouth” and “; provided further, that \$100,000 may be expended for the operations of the Blue Hill Observatory and Science Center; provided further, that not less than \$500,000 shall be expended for the Blue Hills Trailside Museum; provided further, that not less than \$100,000 shall be expended for a community playground project in the town of Littleton; provided further, that not less than \$250,000 shall be expended for park and playground projects in the city of Marlborough; provided further, that not less than \$150,000 shall be expended to cover 1-time costs of window replacements and other exterior restorations for the 1818 Powder House at Magazine beach” and “; provided further, that not less than \$100,000 shall be expended for aquatic invasive species control on the Mystic river” and “; provided further, that not less than \$50,000 more than the amount appropriated in item 8000-0600 of section 2 of chapter 165 of the acts of 2014 to the town of Ludlow shall be expended for the public riverwalk at Ludlow Mills for the installation of riverwalk pedestrian safety improvements and required historical signage; provided further, that said public improvements shall include LED energy efficient safety lighting, riverwalk furnishings and required historical interpretive signage, all of which have been designed, permitted and approved by the Town of Ludlow” and “; provided further, that not less than \$50,000 shall be allocated for the Central Plymouth County Water District commission for the improvement and management of lakes and ponds in the Central Plymouth County Water District; provided further, that not less than \$75,000 shall be expended for the expansion of the city known as the town of Methuen public school's rowing program as part of the River Cities Initiative and administered by the Essex Rowing Club, Inc.; provided further, that not less than \$16,000 shall be expended for the construction of a playground at Memorial park in the town of Hampden” and “; provided further, that not less than \$35,000 shall be expended for the city of Brockton parks commission to renovate McKinley Playground” and “; provided further, that not less than \$50,000 shall be expended for athletic field improvements in the town of Millis” and “; provided further, that not less than \$100,000 shall be expended for a feasibility study for a community path in the town of Belmont” and “; provided further, that not less than \$25,000 shall be expended for a new children's playground and basketball court at Parallel Park in Arlington; provided further, that not less than \$25,000 shall be expended for improvements to the Summer street field and its spectator stands in the town of Arlington; provided further, that not less than \$125,000 shall be expended for the maintenance and enhancement of Webster lake”.

The question on passing item 2810-0100, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at eighteen minutes past six o'clock P.M., as follows, to wit (yeas 36 — nays 0) **[Yeas and Nays No. 143]:**

YEAS.

Barrett, Michael J.

Lesser, Eric P.

Chandler, Harriette L.

Lewis, Jason M.

Creem, Cynthia Stone

L'Italien, Barbara A.

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.	Petrucelli, Anthony
Flanagan, Jennifer L.	Rodrigues, Michael J.
Forry, Linda Dorcena	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Hedlund, Robert L.	Spilka, Karen E.
Humason, Donald F., Jr.	Tarr, Bruce E.
Jehlen, Patricia D.	Timilty, James E.
Joyce, Brian A.	Welch, James T.
Keenan, John F.	Wolf, Daniel A. – 36.

NAYS – 0.

PAIRED.

YEAS.

NAYS.

Brownsberger, William N.

Chang-Diaz, Sonia (*present*) – **2.**

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

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

4512-0200 For the bureau of substance abuse services, including a program to reimburse driver alcohol education programs for services provided for court adjudicated indigent clients; provided, that programs in substantial regulatory and contractual compliance shall receive the same percentage level of funding in fiscal year 2016 as received in fiscal year 2015; provided further, that no less than \$250,000 shall be expended for a pilot program for young adults aged 17 to 25 to address substance abuse issues for this age group; provided further, that not less than the amount appropriated in item 4512-0200 of section 2 of chapter 165 of the acts of 2014 shall be expended for the Gavin Foundation; provided further, that not less than \$200,000 shall be expended for a statewide program to improve the care and training for newborns with neonatal abstinence syndrome at hospital-based facilities that care for mothers and newborns, including the ten level III neonatal intensive care units in the commonwealth; provided further, that the program shall encourage collaboration between medical providers, community organizations and public

health agencies to educate and increase the standardization of practices while developing a robust statewide database to allow for measured improvements in care and outcomes for newborns with neonatal abstinence syndrome, including reductions in length of stay and pharmacologic treatment; provided further, that not less than \$100,000 shall be expended to the Berkshire County Youth Development Project for youth intervention services; provided further, that not less than \$25,000 shall be expended for the Merrimack Valley Opioid Abuse Prevention Collaborative toward resources and community outreach; provided further, that not less than \$25,000 shall be expended to fund the Charlestown Against Drugs (CHAD) program; provided further, that not less than \$100,000 shall be expended for the Serenity House residential program to expand substance treatment and case management services for pregnant and postpartum women; provided further, that not less than \$100,000 shall be expended for substance abuse prevention for the department of youth and families in Hopkinton; provided further, that not less than \$20,000 shall be expended for the Decisions at Every Turn Coalition in the town of Ashland to prevent and reduce substance abuse among youths; provided further, that not less than \$3,000,000 shall be expended on new clinical stabilization services beds; provided further, that the department of public health shall ensure that vendors providing methadone treatment shall seek third party reimbursement for these services; provided further, that not less than \$25,000 shall be expended for the Drug Story Theater of the South Shore's pilot program for substance abuse prevention and education; provided further, that not less than \$50,000 shall be expended for the purpose of hiring a substance abuse coalition coordinator in the town of Stoneham; provided further, that not less than \$100,000 shall be expended for the New Beginnings program that targets youth at risk and in recovery in collaboration with school districts; provided further, that not less than \$100,000 shall be expended for Project RIGHT's substance abuse and trauma prevention initiative in the Grove Hall area of Boston; provided further, that not less than \$95,000 shall be expended for the Eastern Massachusetts Goal Setting and Relapse Prevention program in collaboration with the Juvenile Court Department office situated in Dedham; provided further, that not less than \$150,000 shall be expended for Self-Esteem Boston's direct services programs for women in the Boston region and provider training programs; provided further, that not less than \$300,000 shall be expended for integrated treatment and stabilization services for individuals and families with co-occurring substance abuse and mental health disorders; provided further, that not less than \$150,000 shall be expended for the operation of the Behavioral Health and Outpatient Substance Abuse Services to provide counseling and treatment for individuals suffering from behavioral health challenges or substance abuse at the Dimock Community Center; provided further, that not less than \$500,000 shall be expended for a voluntary training and accreditation program for owners and operators of alcohol and drug free housing pursuant to section 18A of chapter 17 of the General Laws; provided further, that not less than \$2,500,000 shall be expended for the extended release naltrexone pilot program described in section 158 of this act; provided further, that not less than \$250,000 shall be expended for a public awareness campaign relative to Narcan and section 34A of chapter 94C of the General Laws; provided further, that not less than \$75,000 shall be expended for development and administration of a program to prevent and treat addiction to opioid and related substances and that the program shall be administered by a community health center agency that has a 24 hours a day, 7 days a week emergency department licensed as a satellite emergency facility under 105 CMR 130; provided further, that not less than \$100,000 shall be expended for the Gosnold Treatment Center for on-call recovery coaching services for patients presenting with opiate addiction at emergency rooms in Plymouth county; provided further, that not less than \$100,000 shall be expended for the development, implementation, monitoring and documentation of a pilot program in the city of Gloucester and not more than 2 additional and geographically-diverse municipalities in which a municipal police department coordinates a comprehensive, community-based diversion program to secure appropriate treatment for those addicted to opiates who voluntarily seek such treatment by appearing at a police station or other public safety facility; provided further, that not less than \$1,500,000 shall be expended to expand and support municipalities utilizing grant funds from the Massachusetts Opioid Abuse Prevention Collaborative (MOAPC) grant program; provided further, that in order to support and strengthen public access to substance abuse services in the commonwealth, funds shall be expended to maintain programming, including but not limited to, the following: (a) central intake capacity, as defined in section 18 of said chapter 17; (b) the number and type of facilities that provide treatment; (c) detoxification and clinical stabilization service beds in the public system and (d) the placement of addiction specialists in selected courts, which shall include, but not be limited to, Brockton, Quincy and Plymouth district courts; and provided further, that not less than \$50,000 shall be expended to the substance abuse coalition in the city known as the town of Franklin..... \$98,239,903.

The Governor reduced this item by \$2,240,000 and striking the following wording: “; provided further, that not less than \$250,000 shall be expended for a pilot program for young adults 17 to 25 years of age to address substance abuse issues for this age group” and “; provided further, that not less than \$200,000 shall be expended for a statewide program to improve the care and training for newborns with neonatal abstinence syndrome at hospital-based facilities that care for mothers and newborns, including the ten level III neonatal intensive care units in the commonwealth; provided further, that the program shall encourage collaboration between medical providers, community organizations and public health agencies to educate and increase the standardization of practices while developing a robust statewide database to allow for measured improvements in care and outcomes for newborns with neonatal abstinence syndrome, including reductions in length of stay and pharmacologic treatment; provided further, that not less than \$100,000 shall be expended to the Berkshire County Youth Development Project for youth intervention services; provided further, that not less than \$25,000 shall be expended for the Merrimack Valley Opioid Abuse Prevention Collaborative toward resources and community outreach; provided further, that not less than \$25,000 shall be expended to fund the Charlestown Against Drugs (CHAD) program; provided further, that not less than \$100,000 shall be expended for the Serenity House residential program to expand substance treatment and case management services for pregnant and postpartum women; provided further, that not less than \$100,000 shall be expended for substance abuse prevention for the department of youth and families in Hopkinton; provided further, that not less than \$20,000 shall be expended for the Decisions at Every Turn Coalition in the town of Ashland to prevent and reduce substance abuse among youths; provided further, that not

less than \$3,000,000 shall be expended on new clinical stabilization services beds” and “; provided further, that not less than \$50,000 shall be expended for the purpose of hiring a substance abuse coalition coordinator in the town of Stoneham; provided further, that not less than \$100,000 shall be expended for the New Beginnings program that targets youth at risk and in recovery in collaboration with school districts; provided further, that not less than \$100,000 shall be expended for Project RIGHT's substance abuse and trauma prevention initiative in the Grove Hall area of Boston; provided further, that not less than \$95,000 shall be expended for the Eastern Massachusetts Goal Setting and Relapse Prevention program in collaboration with the Juvenile Court Department office situated in Dedham; provided further, that not less than \$150,000 shall be expended for Self-Esteem Boston's direct services programs for women in the Boston region and provider training programs; provided further, that not less than \$300,000 shall be expended for integrated treatment and stabilization services for individuals and families with co-occurring substance abuse and mental health disorders” and “; provided further, that not less than \$75,000 shall be expended for development and administration of a program to prevent and treat addiction to opioid and related substances and that the program shall be administered by a community health center agency that has a 24 hours a day, 7 days a week emergency department licensed as a satellite emergency facility under 105 CMR 130” and “; and provided further, that not less than \$50,000 shall be expended to the substance abuse coalition in the city known as the town of Franklin”.

The question on passing item 4512-0200, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-one minutes past six o'clock P.M., as follows, to wit (yeas 36 — nays 0) [**Yeas and Nays No. 144**]:

YEAS.

Barrett, Michael J.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Creem, Cynthia Stone	L'Italien, Barbara A.
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.	Petrucelli, Anthony
Flanagan, Jennifer L.	Rodrigues, Michael J.
Forry, Linda Dorcena	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Hedlund, Robert L.	Spilka, Karen E.

Humason, Donald F., Jr.

Tarr, Bruce E.

Jehlen, Patricia D.

Timilty, James E.

Joyce, Brian A.

Welch, James T.

Keenan, John F.

Wolf, Daniel A. – 36.

NAYS – 0.

PAIRED.

YEAS.

NAYS.

Brownsberger, William N.

Chang-Diaz, Sonia (*present*) – 2.

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

Item 4513-1121 (STOP Stroke Program) was considered as follows:

4513-1121 For a statewide STOP stroke program; provided, that funds shall be expended for stroke treatment and ongoing prevention services; provided further, that the department of public health shall expend not less than \$200,000 to provide educational programming as part of the F.A.S.T campaign on the signs and symptoms of stroke and stroke warning signs with a focus on communities that have the highest incidence of stroke, which shall not be used for personnel costs; provided further, that the department of public health shall provide quality improvement measures, that align with the stroke consensus metrics by utilizing a nationally recognized data set platform, and expand the statewide registry that compiles information and statistics on stroke care using confidentiality standards not less secure than a nationally recognized data set platform, known as the stroke registry data platform; provided further, that the department shall expend not less than \$200,000 to require all primary stroke service hospitals and emergency medical services' agencies to report data consistent with nationally-recognized guidelines on the treatment of individuals with confirmed stroke in the commonwealth; provided further, that not less than \$100,000 shall be expended to oversee the operation and administration of designated primary stroke service hospital programs, established by 105 CMR 130.1400; and provided further, that such funds shall be used to collect and analyze data from designated primary stroke service hospitals in the commonwealth and for the salary of a full-time surveyor who shall be primarily responsible for ensuring compliance with primary stroke service designation criteria..... \$500,000.

The Governor disapproved this item.

After remarks, the question on passing item 4513-1121, contained in section 2, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-five minutes past six o'clock P.M., as follows, to wit (yeas 36 - nays 1) [**Yeas and Nays No. 145**]:

YEAS.

Barrett, Michael J.

Keenan, John F.

Chandler, Harriette L.

Lesser, Eric P.

Chang-Diaz, Sonia

Lewis, Jason M.

Creem, Cynthia Stone	L'Italien, Barbara A.
deMacedo, Viriato M.	Lovely, Joan B.
DiDomenico, Sal N.	McGee, Thomas M.
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. – 36.

NAYS.

Montigny, Mark C. – 1.

ABSENT OR NOT VOTING.

Brownsberger, William N. – 1.

The yeas and nays having been completed at twenty-seven minutes past six o'clock P.M., item 4513-1121, contained in section 2, stands, in concurrence, notwithstanding the objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 4590-0081 (Public Health Evaluation Grants) was considered as follows:

4590-0081 For a public health evaluation grant program as established by section 176 of this act; provided, that the amount appropriated in this item shall be made available for grants to be awarded in fiscal year.....\$250,000.
The Governor disapproved this item.

The question on passing item 4590-0081, contained in section 2, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-eight minutes past six o'clock P.M., as follows, to wit (yeas 35 - nays 2) **[Yeas and Nays No. 146]:**

YEAS.

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

NAYS.

deMacedo, Viriato M.	Fattman, Ryan C. – 2.
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ABSENT OR NOT VOTING.

Brownsberger, William N. – **1.**

The yeas and nays having been completed at a half past six o'clock P.M., item 4590-0081, 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 5042-5000 (Children's Mental Health) was considered as follows:

5042-5000 For child and adolescent services, including the costs of psychiatric and related services provided to children and adolescents determined to be medically-ready for discharge from acute hospital units or mental health facilities and who are experiencing unnecessary delays in being discharged due to the lack of more appropriate settings; provided, that for the purpose of funding those services, the commissioner of mental health may allocate funds from the amount appropriated in this item to other departments within the executive office of health and human services; provided further, that the department shall not refer or discharge a child or adolescent to the custody or care of the department of children and families until the department of mental health forwards its assessment and recommendation as to whether the child or adolescent is appropriate for foster care or, due to severe emotional disturbance, is more appropriate for group care; provided further, that not less than \$55,000 shall be expended for the Northwestern Juvenile Fire Intervention Response Education and Safety Partnership for the purposes of a juvenile firesetter intervention and prevention program in Hampshire and Franklin Counties, the town of Athol and the city of Holyoke; provided further, that the department shall expend not less than \$3,600,000 for the Massachusetts Child Psychiatry Access Project; provided further, that not less than \$500,000 of this sum shall be expended to expand the Massachusetts Child Psychiatry Access Project for Moms statewide to address mental health concerns in pregnant and postpartum women; provided further, that amounts expended from this item for the Massachusetts Child Psychiatry Access Project that are related to services provided on behalf of commercially insured clients shall be assessed by the commissioner of mental health on surcharge payors, as defined in section 64 of chapter 118E of the General Laws, and shall be collected in a manner consistent with the department of mental health's regulations; provided further, that the department shall develop and conduct an anonymous survey of all legal guardians of children or adolescents for whom it provides services in calendar year 2015 for the purpose of developing future programming,

determining gaps in service and modernizing the overall distribution of services to meet the needs of families instead of county structures; provided further, that the department shall report not later than March 1, 2016 to the house and senate committees on ways and means and the joint committee on mental health and substance abuse on the results of the survey and any identified changes the department shall need to address in fiscal year 2017; and provided further, that the department shall expend not less than \$150,000 for the Arlington Youth Counseling Center.....\$87,034,610.

The Governor reduced this item by \$150,000 and struck the following wording: “; and provided further, that the department shall expend not less than \$150,000 for the Arlington Youth Counseling Center”.

The question on passing item 5042-5000, 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 seven o'clock P.M., as follows, to wit (yeas 36 - nays 0) **[Yeas and Nays No. 147]:**

YEAS.

Barrett, Michael J.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Creem, Cynthia Stone	L'Italien, Barbara A.
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.	Petrucelli, Anthony
Flanagan, Jennifer L.	Rodrigues, Michael J.
Forry, Linda Dorcena	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Hedlund, Robert L.	Spilka, Karen E.
Humason, Donald F., Jr.	Tarr, Bruce E.
Jehlen, Patricia D.	Timilty, James E.
Joyce, Brian A.	Welch, James T.

Keenan, John F.

Wolf, Daniel A. – 36.

NAYS – 0.

PAIRED.

YEAS.

NAYS.

Brownsberger, William N.

Chang-Diaz, Sonia (*present*) – 2.

The yeas and nays having been completed at twenty-seven minutes before seven o'clock P.M., item 5042-5000, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

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

8324-0000 For the administration of the department of fire services, including the office of the state fire marshal, the hazardous materials emergency response program, the board of fire prevention regulations established in section 4 of chapter 22D of the General Laws, the expenses of the fire safety commission and the Massachusetts firefighting academy, including the Massachusetts fire training council certification program, municipal and non-municipal fire training and expenses of the council; provided, that the fire training program shall use the split days option; provided further, that \$1,200,000 shall be allocated by the department for the Student Awareness Fire Education program; provided further, that not less than \$100,000 shall be expended for the Fire Chiefs Association of Bristol County to develop, upgrade and maintain the emergency radio communications system in Bristol county and to provide equipment and training support to the regional technical rescue team in Bristol county; provided further, that \$200,000 shall be allocated to the On-Site Academy to provide training and treatment programs for correction officers from the department of correction for critical incident stress management; provided further, that \$50,000 shall be provided for the city of Quincy fire department hazardous material response team; provided further, that not less than \$100,000 shall be expended for the Fire Chiefs' Association of Plymouth county to develop and upgrade the emergency radio communications system in Plymouth county; provided further, that not less than \$100,000 shall be expended to the fire department in the city known as the town of Weymouth for the purchase and upgrade of equipment; provided further, that not less than \$90,000 shall be allocated to the fire department in the city of Tewksbury for municipal improvements to cover the cost of responding to Tewksbury State Hospital; provided further, that the amount allocated for the Norfolk County Regional Fire and Rescue Dispatch Center in item 8324-0000 of section 2 of chapter 182 of the acts of 2008 shall be allocated in fiscal year 2016; provided further, that the amount allocated for critical incident stress intervention programs and fire department training academies in said item 8324-0000 of said section 2 of said chapter 182 shall be allocated to each program in fiscal year 2016; provided further, that \$400,000 shall be allocated to On-Site Academy to provide training and treatment programs for emergency personnel for critical incident stress management or substance abuse; provided further, that \$30,000 shall be provided for the Hopedale fire department hazardous materials response team; provided further, that the amount allocated for hazardous material response teams in said item 8324-0000 of said section 2 of said chapter 182 shall be allocated to each program in fiscal year 2016 and shall not be reduced by more than 57 per cent; provided further, that 100 per cent of the amount appropriated in this item for the administration of the department of fire services, the office of the state fire marshal, critical incident stress programs, On-Site Academy, the Massachusetts and fire department training academies, the regional dispatch centers, the radio and dispatch center improvements and the associated fringe benefit costs of personnel paid from this item for these purposes shall be assessed upon insurance companies writing fire, homeowners' multiple peril or commercial multiple peril policies on property situated in the commonwealth and paid within 30 days after receipt of notice of the assessment from the commissioner of insurance; provided further, that 100 per cent of the amount appropriated in this item for hazardous material response shall be assessed upon insurance companies writing commercial multiple peril, nonliability portion policies situated in the commonwealth and commercial auto liability policies as referenced in line 5.1 and line 19.4, respectively, in the most recent annual statement on file with the commissioner of insurance; and provided further, that not more than 10 per cent of the amount designated for the arson prevention program shall be expended for the administrative costs of the program.....\$23,420,065.

The Governor reduced this item by \$190,000 and struck out the following wording: “; provided further, that not less than \$100,000 shall be expended to the fire department in the city known as the town of Weymouth for the purchase and upgrade of equipment; provided further, that not less than \$90,000 shall be allocated to the fire department in the city of Tewksbury for municipal improvements to cover the cost of responding to Tewksbury State Hospital”.

The question on passing item 8324-0000, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I,

Article II, of the Constitution, at twenty-six minutes before seven o'clock P.M., as follows, to wit (yeas 35 - nays 1) **[Yeas and Nays No. 148]:**

YEAS.

Barrett, Michael J.	Lewis, Jason M.
Chandler, Harriette L.	L'Italien, Barbara A.
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.
Fattman, Ryan C.	Petrucelli, Anthony
Flanagan, Jennifer L.	Rodrigues, Michael J.
Forry, Linda Dorcena	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Hedlund, Robert L.	Spilka, Karen E.
Humason, Donald F., Jr.	Tarr, Bruce E.
Jehlen, Patricia D.	Timilty, James E.
Joyce, Brian A.	Welch, James T.
Keenan, John F.	Wolf, Daniel A. – 35.
Lesser, Eric P.	

NAYS.

deMacedo, Viriato M. – 1.

PAIRED.

YEAS.

NAYS.

Brownsberger, William N.

Chang-Diaz, Sonia (*present*) – **2.**

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

Item 4510-0716 (Academic Detailing Program) was considered as follows:

4510-0716 For the operation of an evidence-based outreach and education program designed to provide information and education on the therapeutic and cost-effective utilization of prescription drugs to physicians, pharmacists and other health care professionals authorized to prescribe and dispense prescription drugs; provided, that the department of public health shall continue to work with MassHealth to access aggregated prescription data by provider on an ongoing basis for the use of the evidence-based outreach and education program; provided further, that not later than October 1, 2015 the department of public health, in conjunction with the executive office of health and human services, shall report to the house and senate committees on ways and means on data sharing capacity obstacles that are preventing this program from effective outreach and preliminary data findings; and provided further, that funds shall be set aside from this appropriation to evaluate programs and assess the effectiveness of and cost-savings associated with this program.....\$500,000.

The Governor disapproved this item.

The question on passing item 4510-0716, contained in section 2, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-three minutes before seven o'clock P.M., as follows, to wit (yeas 32 - nays 5) [**Yeas and Nays No. 149**]:

YEAS.

Barrett, Michael J.

Lewis, Jason M.

Chandler, Harriette L.

L'Italien, Barbara A.

Chang-Diaz, Sonia

Lovely, Joan B.

Creem, Cynthia Stone

McGee, Thomas M.

DiDomenico, Sal N.

Montigny, Mark C.

Donnelly, Kenneth J.

Moore, Michael O.

Donoghue, Eileen M.

O'Connor Ives, Kathleen

Downing, Benjamin B.

Pacheco, Marc R.

Eldridge, James B.

Petrucelli, Anthony

Flanagan, Jennifer L.

Rodrigues, Michael J.

Forry, Linda Dorcena

Ross, Richard J.

Gobi, Anne M.

Rush, Michael F.

Jehlen, Patricia D.

Spilka, Karen E.

Joyce, Brian A.

Timilty, James E.

Keenan, John F.

Welch, James T.

Lesser, Eric P.

Wolf, Daniel A. – 32.

NAYS.

deMacedo, Viriato M.

Humason, Donald F., Jr.

Fattman, Ryan C.

Tarr, Bruce E. – 5.

Hedlund, Robert L.

ABSENT OR NOT VOTING.

Brownsberger, William N. – 1.

The yeas and nays having been completed at twenty-one minutes before seven o'clock P.M., item 4510-0716, contained in section 2, stands, in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 1201-0100 (Tax Administration) was considered as follows:

1201-0100 For the operation of the department of revenue, including tax collection administration, audits of certain foreign corporations and the division of local services; provided, that the department may allocate funds to the office of the attorney general for the tax prosecution unit; provided further, that the department may charge the expenses for computer services, including the costs of personnel and other support costs provided to the child support enforcement unit from this item to item 1201-0160, consistent with the costs attributable to said unit; provided further, that the department shall provide to the general court access to the municipal data bank; provided further, that notwithstanding section 1 of chapter 31 of the General Laws, seasonal positions funded by this item shall be positions requiring the services of an incumbent, on either a full-time or less than full-time basis, beginning not earlier than December 1 and ending not later than November 30; and provided further, that seasonal positions funded by this item shall not be filled by an incumbent for more than 10 months within a 12-month period; provided further, that the limitation on refilling positions vacated by early retirement under section 9 of chapter 19 of the acts of 2015 shall not apply to tax administration positions in the department; and provided further, that the department shall expend not less than \$2,000,000 to hire 20 full-time equivalent auditors.....\$94,872,929.

The Governor reduced this item by \$2,000,000 and struck out the following wording: “; provided further, that the limitation on refilling positions vacated by early retirement under section 9 of chapter 19 of the acts of 2015 shall not apply to tax administration positions in the department; and provided further, that the department shall expend not less than \$2,000,000 to hire 20 full-time equivalent auditors”.

The question on passing item 1201-0100, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty minutes before seven o'clock P.M., as follows, to wit (yeas 31 - nays 5) [**Yeas and Nays No. 150**]:

YEAS.

Barrett, Michael J.	L'Italien, Barbara A.
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.	Petrucelli, Anthony
Flanagan, Jennifer L.	Rodrigues, Michael J.
Forry, Linda Dorcena	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Jehlen, Patricia D.	Spilka, Karen E.
Joyce, Brian A.	Timilty, James E.
Keenan, John F.	Welch, James T.
Lesser, Eric P.	Wolf, Daniel A. – 31.
Lewis, Jason M.	

NAYS.

deMacedo, Viriato M.	Humason, Donald F., Jr.
Fattman, Ryan C.	Tarr, Bruce E. – 5.
Hedlund, Robert L.	

PAIRED.

YEAS.

NAYS.

Brownsberger, William N.

Chang-Diaz, Sonia (*present*) – 2.

The yeas and nays having been completed at eighteen minutes before seven o'clock P.M., item 1201-0100, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

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

7008-0900 For the operation and administration of the office of travel and tourism; provided, that the office shall be the official and lead agency to facilitate and attract major sports events and championships; provided further, that not less than \$20,000 shall be expended for the celebration of the 200th anniversary of the town of Southbridge; provided further, that not less than \$50,000 shall be expended for the West Medford Community Center; provided further, that not less than \$100,000 shall be expended as a public safety grant to the city of Beverly; provided further, that not less than \$50,000 shall be expended for a parking study in the city of Brockton; provided further, that not less than \$30,000 shall be expended for a one-time child enrichment program in the town of Saugus; provided further, that not less than \$30,000 shall be expended for a district-wide robotics program in the town of Saugus; provided further, that not less than \$50,000 shall be expended for the Wilbraham Nature and Cultural Council working in collaboration with Wilbraham Community Association, Inc. and Minnechaug Land Trust, Inc. for tourism marketing and advertising purposes; provided further, that not less than \$75,000 shall be expended for the launch and operation of New England Public Radio in the city of Springfield; provided further, that not less than \$250,000 shall be appropriated as a public safety grant to the city of Lowell for the design, construction and realignment of Tanner Street as part of the overall urban renewal plan of the Ayer's City Industrial Park region of the city of Lowell; provided further, that not less than \$100,000 shall be provided to Fisher House Boston for expenses associated with hosting the 2015 Medal of Honor Convention; provided further, that not less than the amount appropriated in item 7007-0800 in section 2 in chapter 139 of the acts of 2012 shall be expended for the Winthrop and Revere chambers of commerce; provided further, that not less than \$25,000 shall be expended for Haverhill Inner City Boxing; provided further, that not less than \$25,000 shall be expended for Haverhill's Downtown Boxing; provided further, that not less than \$50,000 shall be expended for the Merrimack Valley Chamber of Commerce; provided further, that not less than \$25,000 shall be expended for the Greater Haverhill Chamber of Commerce; provided further, that not less than \$75,000 shall be expended for the 375th Anniversary celebration in the city of Haverhill; provided further, that not less than \$15,000 shall be expended for Westfield on Weekends, Inc.; provided further, that not less than \$150,000 shall be expended for Old Sturbridge Village in the town of Sturbridge; provided further, that not less than \$20,000 shall be expended to the Brimfield Trail Committee for bridge design and restoration; provided further, that not less than \$200,000 shall be expended as grants for the Bay State Games; provided further, that not less than \$125,000 shall be expended for safety upgrades and repairs along state highway route 129 on the city of Lynn border in the town of Swampscott; provided further, that not less than \$100,000 shall be expended for Quincy Asian Resources, Inc. in the city of Quincy; provided further, that not less than \$50,000 shall be expended for the Germantown Neighborhood Center in the city of Quincy; provided further, that not less than \$15,000 shall be expended for child safety grants to the town of North Reading; provided further, that not less than \$25,000 shall be expended for child safety grants to the town of Reading; provided further, that not less than \$100,000 shall be expended for a redevelopment study in the village of Devens; provided further, that not less than \$25,000 shall be expended for Leominster's 100th anniversary as a city and 275th anniversary as a town; provided further, that not less than \$500,000 shall be expended for the Greater Boston Convention and Visitors Bureau for the marketing and promotion of Sail Boston/Tall Ships 2017; provided further, that not less than \$50,000 shall be expended for Horace Mann Park in the town of Franklin; provided further, that not less than \$50,000 shall be expended as a matching grant to the Hopkinton 300th Committee for the commemoration of the 300th anniversary of the town of Hopkinton; provided further, that not less than \$50,000 shall be provided for improvements to Fino Field in the town of Milford; provided further, that not less than \$50,000 shall be provided for the Mendon Public Library; provided further, that not less than \$90,000 shall be expended for Russian Community Association of Massachusetts, Inc.; provided further, that not less than \$100,000 shall be expended for the Grand Army of the Republic Museum in the city of Lynn; provided further, that not less than \$10,000 shall be expended for the celebration of the 100th anniversary of the town of Millville; provided further, that not less than \$50,000 shall be expended as a grant to the town of Billerica for the Yankee Doodle Bike Path; provided further, that not less than \$50,000 shall be expended for Stone Soul, Inc. to implement the Stone Soul Festival in the city of Springfield, and to provide recreational activities for at-risk youth by collaborating with organizations that provide after-school programs; provided further, that not less than \$75,000 shall be expended for the North Quabbin Chamber of Commerce to establish a regional tourism council for the North Quabbin region; provided further, that not less than \$50,000 shall be expended for the Veterans of Foreign Wars Solomon Post 8819 in the town of Billerica; provided further, that not less than \$25,000 shall be expended as a grant to the town of Upton; provided further, that not less than \$100,000 shall be provided for King Philip High School in the town of Wrentham; provided further, that not less than 62.5 per cent of the amount appropriated in item 2810-0100 of section 2 of chapter 38 of the acts of 2013 for open space improvements in Lowell shall be expended for Edward A. LeLacheur Park in the city of Lowell; provided further, that not less than \$25,000 shall be expended for the celebration of the 250th anniversary of the city of Fitchburg; provided further, that not less than \$50,000 shall be expended for the Methuen Rail Trail Project; provided further,

that not less than \$50,000 shall be granted to the Independent Film Society of Boston; provided further, that not less than \$75,000 shall be expended as a grant to the Boston Landmarks Orchestra; provided further, that not less than \$25,000 shall be expended for the Lynn Mural Project in the city of Lynn; provided further, that not less than \$50,000 shall be expended for the celebration of the 250th anniversary of the town of Sharon; provided further, that not less than \$75,000 shall be expended for the Waltham Tourism Council; provided further, that not less than \$70,000 shall be expended for improvements to Everett Memorial Stadium in the city of Everett; provided further, that not less than the amount appropriated in this item in section 2 of chapter 165 of the acts of 2014 shall be expended for a child safety program in the town of Winthrop; provided further, that not less than the amount appropriated in this item in section 2 of chapter 165 of the acts of 2014 shall be expended for a child safety program in the town of Revere; provided further, that not less than \$80,000 shall be expended for youth programs at Dennison Memorial Community Center in the city of New Bedford; provided further, that not less than \$25,000 shall be expended for the training apprenticeship program at the New Bedford Festival Theatre in the city of New Bedford; provided further, that not less than \$100,000 shall be expended for a matching grant program to the Enrichment Center located in the Dorchester neighborhood in the city of Boston; provided further, that not less than \$50,000 shall be expended for a child safety grant to the town of North Attleborough; provided further, that not less than \$75,000 shall be expended for the operation of the programs at Riverside Theatre Works, an organization located in the Hyde Park neighborhood in the city of Boston; provided further, that not less than \$5,000 shall be expended for We the People programs administered by the Massachusetts Center of Civic Engagement; provided further, that not less than \$75,000 shall be expended for the Beebe Estate in the city of Melrose; provided further, that not less than \$15,000 shall be expended for the operation of programs at the Menino Arts Center, an organization located in the Hyde Park neighborhood in the city of Boston; provided further, that not less than \$75,000 shall be expended for the Head of the Charles Regatta to cover costs associated with public safety; provided further, that not less than \$100,000 shall be expended for infrastructure improvements for the promotion and growth of economic development in the town of Wakefield; provided further, that not less than \$75,000 shall be expended for educational, recreational and ceremonial programs that will constitute the 50th anniversary of Battleship Cove and USS Massachusetts Memorial Committee, Inc.; provided further, that not less than \$200,000 shall be expended for Plymouth 400, Inc. for the commemoration of the 400th anniversary of the town of Plymouth; provided further, that Plymouth 400, Inc. shall obtain private matching funds of at least \$200,000; provided further, that not less than \$30,000 shall be expended as a planning grant to the town of Charlton; provided further, that not less than \$100,000 shall be expended for the Western Massachusetts Sports Commission, a division of the Greater Springfield Convention and Visitors Bureau; provided further, that not less than \$85,000 shall be expended on playground improvements in the town of Templeton; provided further, that not less than \$100,000 shall be expended for AHA! Art, History & Architecture in the city of New Bedford to establish and enhance outreach and educational programs to benefit financially disadvantaged children in the greater New Bedford area; provided further, that \$150,000 shall be expended for Discovery Museums, Inc. to develop an educational program for children and parents; provided further, that \$35,000 shall be expended for Zamir Chorale of Boston, Inc.'s musical and educational organization; provided further, that not less than \$90,000 shall be expended for The Pettengill House, Inc. in the town of Salisbury and the city of Amesbury; provided further, that \$200,000 shall be provided for the Early College Program administered by Northern Essex Community College; provided further, that not less than \$35,000 shall be expended to improve emergency medical service response in open space locations in the town of Medway; provided further, that not less than \$150,000 shall be expended for Zeiterion Theatre, Inc. in the city of New Bedford to provide access to cultural programming for financially disadvantaged children; provided further, that not less than \$165,000 shall be expended for unexpected and extraordinary circumstances in the town of Douglas; provided further, that not less than \$25,000 shall be expended for improvements at the town hall in the town of Sherborn; provided further, that not less than \$125,000 shall be expended for the Frederick Douglass House in the city of New Bedford; provided further, that not less than \$35,000 shall be expended for improvements to Massasoit State Park in the city of Taunton; provided further, that not less than \$100,000 shall be expended for the Wareham Housing Authority for emergency repairs and upgrades to senior housing units; provided further, that not less than \$100,000 shall be expended for the Raynham Housing Authority for emergency repairs and upgrades to senior housing units; provided further, that not less than \$250,000 shall be expended for the education and training collaborative established in section 9 of chapter 419 of the acts of 2008 for the operation of the life sciences, education and training center located at the former Paul A. Dever state school in the city of Taunton; provided further, that not less than \$290,000 shall be expended for the restoration and repurposing of the Loring Parsonage in the town of Sudbury; provided further, that not less than \$100,000 shall be expended for the Spirit of Springfield in the city of Springfield; provided further, that not less than \$25,000 shall be expended for improvements to Polonia Park in the city of Chelsea; provided further, that not less than \$400,000 shall be expended for opening the 11 visitor information centers from Memorial Day to Columbus Day; provided further, that the office shall provide an annual report to the house and senate committees on ways and means not later than March 11, 2016; provided further, that the report shall provide information on regional tourist activities funded through item 7008-1000; and provided further, that the office shall be the official and lead agency to facilitate motion picture production and development within the commonwealth.....\$14,590,000.

Massachusetts Tourism Fund 100%

.The Governor reduced this item by \$5,170,000 and struck out the following wording: “; provided further, that not less than \$50,000 shall be expended for the West Medford Community Center, Inc.; provided further, that not less than \$100,000 shall be expended as a public safety grant to the city of Beverly; provided further, that not less than \$50,000 shall be expended for a parking study in the city of Brockton” and “; provided further, that not less than \$30,000 shall be expended for a district-wide robotics program in the town of Saugus; provided further, that not less than \$50,000 shall be expended for the Wilbraham Nature and Cultural Council working in collaboration with Wilbraham Community Association, Inc. and Minnechaug Land Trust, Inc.

for tourism marketing and advertising purposes; provided further, that not less than \$75,000 shall be expended for the launch and operation of New England Public Radio Foundation, Inc. in the city of Springfield; provided further, that not less than \$250,000 shall be appropriated as a public safety grant to the city of Lowell for the design, construction and realignment of Tanner Street as part of the overall urban renewal plan of the Ayer's City Industrial Park region of the city of Lowell" and ";; provided further, that not less than \$125,000 shall be expended for safety upgrades and repairs along state highway route 129 on the city of Lynn border in the town of Swampscott; provided further, that not less than \$100,000 shall be expended for Quincy Asian Resources, Inc. in the city of Quincy; provided further, that not less than \$50,000 shall be expended for the Germantown Neighborhood Center in the city of Quincy; provided further, that not less than \$15,000 shall be expended for child safety grants to the town of North Reading; provided further, that not less than \$25,000 shall be expended for child safety grants to the town of Reading; provided further, that not less than \$100,000 shall be expended for a redevelopment study in Devens" and ";; provided further, that not less than \$500,000 shall be expended for the Greater Boston Convention and Visitors Bureau, Inc. for the marketing and promotion of Sail Boston 2017; provided further, that not less than \$50,000 shall be expended for Horace Mann park in the town of Franklin" and ";; provided further, that not less than \$50,000 shall be provided for improvements to Fino field in the town of Milford; provided further, that not less than \$50,000 shall be provided for the Mendon public library; provided further, that not less than \$90,000 shall be expended for Russian Community Association of Massachusetts, Inc." and ";; provided further, that not less than \$50,000 shall be expended as a grant to the town of Billerica for the Yankee Doodle Bike Path; provided further, that not less than \$50,000 shall be expended for Stone Soul, Inc. to implement the Stone Soul Festival in the city of Springfield, and to provide recreational activities for at-risk youth by collaborating with organizations that provide after-school programs; provided further, that not less than \$75,000 shall be expended for the North Quabbin Chamber of Commerce, Inc. to establish a regional tourism council for the North Quabbin region; provided further, that not less than \$50,000 shall be expended for the Veterans of Foreign Wars Solomon Post # 8819, Inc. in the town of Billerica" and ";; provided further, that not less than \$100,000 shall be provided for King Philip High School in the town of Wrentham; provided further, that not less than 62.5 per cent of the amount appropriated in item 2810-0100 of section 2 of chapter 38 of the acts of 2013 for open space improvements in the city of Lowell shall be expended for Edward A. LeLacheur park in the city of Lowell" and ";; provided further, that not less than \$50,000 shall be expended for the Methuen Rail Trail Project; provided further, that not less than \$50,000 shall be granted to the Independent Film Society of Boston, Inc.; provided further, that not less than \$75,000 shall be expended as a grant to the Boston Landmarks Orchestra, Inc.; provided further, that not less than \$25,000 shall be expended for the Lynn Mural Project in the city of Lynn" and ";; provided further, that not less than \$75,000 shall be expended for the Waltham Tourism Council, Inc." and ";; provided further, that not less than \$80,000 shall be expended for youth programs at Dennison Memorial Community Center, Inc. in the city of New Bedford; provided further, that not less than \$25,000 shall be expended for the training apprenticeship program at the New Bedford Festival Theatre in the city of New Bedford" and ";; provided further, that not less than \$75,000 shall be expended for the operation of the programs at Riverside Theatre Works, an organization located in the Hyde Park section of the city of Boston; provided further, that not less than \$5,000 shall be expended for We the People programs administered by the Massachusetts Center of Civic Engagement; provided further, that not less than \$75,000 shall be expended for the Beebe Estate Association, Inc. in the city of Melrose" and ";; provided further, that not less than \$100,000 shall be expended for infrastructure improvements for the promotion and growth of economic development in the town of Wakefield" and ";; provided further, that not less than \$30,000 shall be expended as a planning grant to the town of Charlton" and ";; provided further, that not less than \$85,000 shall be expended on playground improvements in the town of Templeton; provided further, that not less than \$100,000 shall be expended for AHA! Art, History & Architecture in the city of New Bedford to establish and enhance outreach and educational programs to benefit financially disadvantaged children in the greater New Bedford area; provided further, that \$150,000 shall be expended for the Discovery Museums, Inc. to develop an educational program for children and parents; provided further, that \$35,000 shall be expended for Zamir Chorale of Boston, Inc.'s musical and educational organization; provided further, that not less than \$90,000 shall be expended for the Pettengill House, Inc. in the town of Salisbury and the city of Amesbury; provided further, that \$200,000 shall be provided for the Early College Program administered by Northern Essex Community College; provided further, that not less than \$35,000 shall be expended to improve emergency medical service response in open space locations in the town of Medway; provided further, that not less than \$150,000 shall be expended for Zeiterion Theatre, Inc. in the city of New Bedford to provide access to cultural programming for financially disadvantaged children" and ";; provided further, that not less than \$25,000 shall be expended for improvements at the town hall in the town of Sherborn; provided further, that not less than \$125,000 shall be expended for the Frederick Douglass House in the city of New Bedford; provided further, that not less than \$35,000 shall be expended for improvements to Massasoit State Park in the city of Taunton; provided further, that not less than \$100,000 shall be expended for the Wareham Housing Authority for emergency repairs and upgrades to senior housing units; provided further, that not less than \$100,000 shall be expended for the Raynham Housing Authority for emergency repairs and upgrades to senior housing units; provided further, that not less than \$250,000 shall be expended for the education and training collaborative established in section 9 of chapter 419 of the acts of 2008 for the operation of the life sciences, education and training center located at the former Paul A. Dever state school in the city of Taunton; provided further, that not less than \$290,000 shall be expended for the restoration and repurposing of the Loring Parsonage in the town of Sudbury; provided further, that not less than \$100,000 shall be expended for The Spirit of Springfield, Inc. in the city of Springfield; provided further, that not less than \$25,000 shall be expended for improvements to Polonia park in the city of Chelsea; provided further, that not less than \$400,000 shall be expended for opening the 11 visitor information centers from Memorial Day to Columbus Day".

The question on passing item 7008-0900, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I,

Article II, of the Constitution, at seventeen minutes before seven o'clock P.M., as follows, to wit (yeas 34 - nays 2) [**Yeas and Nays No. 151**]:

YEAS.

Barrett, Michael J.	Lewis, Jason M.
Chandler, Harriette L.	L'Italien, Barbara A.
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
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.

Fattman, Ryan C.	Hedlund, Robert L. – 2.
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PAIRED.

YEAS.

NAYS.

Brownsberger, William N.

Chang-Diaz, Sonia (*present*) – 2.

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

Item 0330-0300 (Administrative Staff) was considered as follows:

0330-0300 For the central administration of the trial court, including costs associated with trial court nonemployee services, trial court dental and vision health plan agreements, jury expenses, trial court law libraries, statewide telecommunications, private and municipal court rentals and leases, operation of courthouse facilities, rental of county court facilities, witness fees, printing expenses, equipment maintenance and repairs, the court interpreter program, insurance and chargeback costs, the Massachusetts sentencing commission, permanency mediation services, court security and judicial training; provided, that the court administrator shall submit a report to the house and senate committees on ways and means not later than January 29, 2016, detailing the number of court officers, per diem court officers, and security personnel located in each trial court of the commonwealth; provided further, that the trial court shall record all fees that are collected pursuant to subsection (e) of section 2A of chapter 211D of the General Laws and shall record said fees in a separate source code entitled "indigent misrepresentation fees"; provided further, that the trial court shall record all fees that are collected pursuant to subsection (f) of said section 2A of said chapter 211D and shall record said fees in a separate source code entitled "indigent counsel fees"; provided further, that the trial court shall record all fees collected pursuant to Supreme Judicial Court Rule 3:10 (10)(c)(ii) and shall record said fees in a separate source code entitled "indigent but able to contribute fees"; provided further, that 50 per cent of all fees payable under rules 15(d) and 30(c)(8) of the Massachusetts Rules of Criminal Procedure shall be paid from this item; provided further, that funds may be expended for training on domestic violence issues, the establishment of a domestic violence registry, evaluations on batterer's intervention programs and the creation of a risk assessment tool for domestic violence offenders in accordance with chapter 260 of the acts of 2014; provided further, that funds may be expended to provide information and assistance to self-represented litigants; provided further, that the trial court shall submit quarterly reports to the house and senate committees on ways and means on revenues collected in the trial court; provided further, that the report shall provide for the previous quarter for each court division and courthouse: (i) the total amount ordered in fees and fines; (ii) the total amount dismissed in fees and fines; (iii) the total amount paid in fees and fines; and (iv) the total amount outstanding in fees and fines; provided further, that up to \$200,000 may be expended for a revenue maximization unit that shall prioritize improving revenue collections at district court locations which had more than 60 per cent of court fees outstanding in fiscal year 2012; provided further, that not later than October 1, 2015 the trial court shall submit to the executive office for administration and finance and the house and senate committees on ways and means a progress report on the implementation of the revenue maximization unit; provided further, that the trial court shall report biannually to the executive office for administration and finance and the house and senate committees on ways and means on: (a) actions of the revenue maximization unit over the previous 6 months; and (b) revenue collection information for the most recent 6-month period for which data is available for all district court locations, denoting those district courts in which the revenue maximization unit is operating; provided further, that notwithstanding section 9A of chapter 30 of the General Laws, or any other general or special law to the contrary, the rights afforded to a veteran, pursuant to said section 9A of said chapter 30, shall also be afforded to any such veteran who holds a trial court office or position in the service of the commonwealth not classified under chapter 31 of the General Laws, other than an elective office, an appointive office for a fixed term, or an office or position under section 7 of chapter 30 and who: (A) has held the office or position for not less than 1 year; and (B) has 30 years of total creditable service to the commonwealth, as defined in chapter 32 of the General Laws; provided further, that the trial court shall submit a report to the victim and witness assistance board detailing the amount of assessments imposed within each court by a justice or clerk-magistrate during the previous calendar year pursuant to section 8 of chapter 258B of the General Laws; provided further, that the report shall include, but not be limited to, the number of cases in which the assessment was reduced or waived by a judge or clerk-magistrate within the courts; provided further, that the report shall be submitted to the victim and witness assistance board on or before January 8, 2016; and provided further, that the court administrator shall submit a report to the house and senate committees on ways and means not later than January 29, 2016, that shall include, but not be limited to, the following: (I) the amount of money transferred from any item of appropriation; (II) the line item number of the appropriation making the transfer; (III) the line item number of the appropriation receiving the transfer; and (IV) the reason for the necessity of the transfer..... \$235,637,941.

The Governor reduced this item by \$3,637,941.

The question on passing item 0330-0300, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at fourteen minutes before seven o'clock P.M., as follows, to wit (yeas 32 — nays 5) [Yeas and Nays No. 152]:

YEAS.

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

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

NAYS.

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

Humason, Donald F., Jr.
Tarr, Bruce E. – 5.

ABSENT OR NOT VOTING.

Brownsberger, William N. – 1.

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

Item 8000-0600 (Executive Office of Public Safety and Security) was considered as follows:

8000-0600 For the office of the secretary, including the highway safety bureau, to provide matching funds for a federal planning and administration grant under 23 U.S.C. § 402 and the costs associated with the implementation of chapter 228 of the acts of 2000; provided, that \$30,000 shall be expended to the police department in the town of Eastham to be used in conjunction with the towns of Wellfleet, Truro and Provincetown to address the traffic safety issues on United States highway route 6 from the rotary in the town of Orleans to the town of Provincetown from May 22 to October 18; provided further, that not less than \$50,000 shall be expended for public safety improvements in the town of Townsend; provided further, that not less than \$50,000 shall be expended to the city of Holyoke for public safety improvements; provided further, that not less than \$100,000 shall be expended for public safety improvements in the town of Pembroke; provided further, that not less than \$50,000 shall be expended for public safety improvements in the town of Seekonk; provided further, that not less than \$100,000 shall be expended to the police department in the city known as the town of Weymouth; provided further, that not less than \$50,000 shall be expended to the city known as the town of North Attleboro for public safety improvements; provided further, that \$60,000 shall be expended for the public safety communications equipment improvement initiative for the town of Hopedale; provided further, that not less than \$50,000 shall be expended to the town of Watertown for public safety improvements; provided further, that not less than \$50,000 shall be expended to the town of Waltham for public safety improvements; provided further, that not less than \$75,000 shall be expended to the city of Lynn for public safety improvements; provided further, that not less than \$68,000 shall be expended to the town of Hadley for public safety improvements; provided further, that not less than \$150,000 shall be expended to the town of Braintree for public safety improvements; provided further, that not less than \$25,000 shall be expended to the town of Uxbridge for public safety improvements; provided further, that not less than \$40,000 shall be expended to the town of Millbury for public safety improvements; and provided further, that not less than \$200,000 shall be expended for the Black Men of Greater Springfield, Inc..... \$3,374,406.

The Governor reduced this item by \$957,924 and struck out the following wording: “; provided, that \$30,000 shall be expended to the police department in the town of Eastham to be used in conjunction with the towns of Wellfleet, Truro and Provincetown to address the traffic safety issues on United States highway route 6 from the rotary in the town of Orleans to the town of Provincetown from May 22 to October 18; provided further, that not less than \$50,000 shall be expended for public safety

improvements in the town of Townsend; provided further, that not less than \$50,000 shall be expended to the city of Holyoke for public safety improvements; provided further, that not less than \$100,000 shall be expended for public safety improvements in the town of Pembroke; provided further, that not less than \$50,000 shall be expended for public safety improvements in the town of Seekonk; provided further, that not less than \$100,000 shall be expended to the police department in the city known as the town of Weymouth; provided further, that not less than \$50,000 shall be expended to the town of North Attleboro for public safety improvements; provided further, that \$60,000 shall be expended for the public safety communications equipment improvement initiative for the town of Hopedale; provided further, that not less than \$50,000 shall be expended to the city known as the town of Watertown for public safety improvements; provided further, that not less than \$50,000 shall be expended to the town of Waltham for public safety improvements; provided further, that not less than \$75,000 shall be expended to the city of Lynn for public safety improvements; provided further, that not less than \$68,000 shall be expended to the town of Hadley for public safety improvements; provided further, that not less than \$150,000 shall be expended to the city known as the town of Braintree for public safety improvements; provided further, that not less than \$25,000 shall be expended to the town of Uxbridge for public safety improvements; provided further, that not less than \$40,000 shall be expended to the town of Millbury for public safety improvements”.

After remarks, the question on passing item 8000-0600, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at ten minutes before seven o'clock P.M., as follows, to wit (yeas 36 — nays 0) **[Yeas and Nays No. 153]:**

YEAS.

Barrett, Michael J.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Creem, Cynthia Stone	L'Italien, Barbara A.
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.	Petrucelli, Anthony
Flanagan, Jennifer L.	Rodrigues, Michael J.
Forry, Linda Dorcena	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Hedlund, Robert L.	Spilka, Karen E.

Humason, Donald F., Jr.

Tarr, Bruce E.

Jehlen, Patricia D.

Timilty, James E.

Joyce, Brian A.

Welch, James T.

Keenan, John F.

Wolf, Daniel A. – 36.

NAYS – 0.

PAIRED.

YEAS.

NAYS.

Brownsberger, William N.

Chang-Diaz, Sonia (*present*) – 2.

The yeas and nays having been completed at eight minutes before seven o'clock P.M., item 8000-0600, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 4000-0640 (MassHealth Nursing Home Rates) was considered as follows:

4000-0640. For nursing facility Medicaid rates; provided, that notwithstanding any general or special law to the contrary, in fiscal year 2016 the executive office of health and human services, in consultation with the center for health information and analysis, shall establish nursing facility Medicaid rates that cumulatively total \$297,600,000 more than the annual payment rates established under the rates in effect as of June 30, 2002; provided, that an amount for expenses related to the collection and administration of section 63 of chapter 118E of the General Laws shall be transferred to the executive office of health and human services; provided further, that the payments made under this item shall be allocated in an amount sufficient to implement section 622 of chapter 151 of the acts of 1996; provided further, that not less than \$2,500,000 or 70 per cent of any supplemental rate reimbursements in excess of \$297,600,000 made pursuant to this item in fiscal year 2016 shall be expended to fund a rate add-on for wages, benefits and related employee costs of direct care staff of nursing homes; provided further, that not less than \$2,800,000 shall be expended as incentive payments to nursing facilities meeting the criteria determined under the MassHealth Nursing Facility Pay-for-Performance Program and that have established and participated in a cooperative effort in each qualifying nursing facility between representatives of employees and management that is focused on implementing that criteria and improving the quality of services available to MassHealth members and that shall decide jointly how to expend such incentive payments; and provided further, that the MassHealth agency shall adopt all additional regulations and procedures necessary to carry out this section..... \$302,900,000.

The Governor reduced this item by \$5,300,000 and struck out the following wording: “; provided further, that not less than \$2,500,000 or 70 per cent of any supplemental rate reimbursements in excess of \$297,600,000 made pursuant to this item in fiscal year 2016 shall be expended to fund a rate add-on for wages, benefits and related employee costs of direct care staff of nursing homes; provided further, that not less than \$2,800,000 shall be expended as incentive payments to nursing facilities meeting the criteria determined under the MassHealth Nursing Facility Pay for Performance Program and that have established and participated in a cooperative effort in each qualifying nursing facility between representatives of employees and management that is focused on implementing that criteria and improving the quality of services available to MassHealth members and that shall decide jointly how to expend such incentive payments”.

The question on passing item 4000-0640, 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 seven o'clock P.M., as follows, to wit (yeas 36 - nays 0) [**Yeas and Nays No. 154**]:

YEAS.

Barrett, Michael J.

Lesser, Eric P.

Chandler, Harriette L.

Lewis, Jason M.

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

L'Italien, Barbara A.
Lovely, Joan B.
McGee, Thomas M.
Montigny, Mark C.
Moore, Michael O.
O'Connor Ives, Kathleen
Pacheco, Marc R.
Petrucelli, Anthony
Rodrigues, Michael J.
Ross, Richard J.
Rush, Michael F.
Spilka, Karen E.
Tarr, Bruce E.
Timilty, James E.
Welch, James T.
Wolf, Daniel A. – **36.**

NAYS – 0.

PAIRED.

YEAS.

Brownsberger, William N.

NAYS.

Chang-Diaz, Sonia (*present*) – **2.**

The yeas and nays having been completed at five minutes before seven o'clock P.M., item 4000-0640, contained in section 2, stands, in concurrence, notwithstanding the reductions and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 4510-0112 (Postpartum Depression Pilot Program) was considered as follows:

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

The Governor disapproved this item.

The question on passing item 4510-0112, contained in section 2, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at four minutes before seven o'clock P.M., as follows, to wit (yeas 37 -nays 0) [**Yeas and Nays No. 155**]:

YEAS.

Barrett, Michael J.

Lesser, Eric P.

Chandler, Harriette L.

Lewis, Jason M.

Chang-Diaz, Sonia

L'Italien, Barbara A.

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 – 0.

ABSENT OR NOT VOTING.

Brownsberger, William N. – 1.

The yeas and nays having been completed at two minutes before seven o'clock P.M., item 4510-0112, contained in section 2, stands, in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 4590-0915 (Public Health Hospitals) was considered as follows:

4590-0915 For the maintenance and operation of Tewksbury hospital, Massachusetts hospital school, Lemuel Shattuck hospital and the hospital bureau, including the state office of pharmacy services; provided, that reimbursements received for medical services provided at the Lemuel Shattuck hospital to inmates of houses of correction not managed by private health care vendors shall be credited to item 4590-0903 of section 2B; provided further, that Tewksbury State Hospital shall maintain the same number of beds in fiscal year 2016 as was maintained in fiscal year 2015; provided further, that not less than \$100,000 shall be expended for the Massachusetts Hospital School Summer Program; provided further, that the Massachusetts Hospital School shall maintain not less than 120 beds for clients in its inpatient setting to the extent feasible within the appropriation; and provided further, that notwithstanding any general or special law to the contrary, the department shall seek to obtain federal financial participation for care provided to inmates of the department of correction and of houses of correction who are treated at

the public health hospitals.....\$158,136,217.

The Governor struck out the following wording: “; provided further, that Tewksbury hospital shall maintain the same number of beds in fiscal year 2016 as was maintained in fiscal year 2015”.

The question on passing item 4590-0915, contained in section 2, in concurrence, the objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at one minute before seven o'clock P.M., as follows, to wit (yeas 33 - nays 3) **[Yeas and Nays No. 156]:**

YEAS.

Barrett, Michael J.	Lewis, Jason M.
Chandler, Harriette L.	L'Italien, Barbara A.
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.	Ross, Richard J.
Hedlund, Robert L.	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. – 33.
Lesser, Eric P.	

NAYS.

deMacedo, Viriato M.

Tarr, Bruce E. – 3.

Fattman, Ryan C.

PAIRED.

YEAS.

NAYS.

Brownsberger, William N.

Chang-Diaz, Sonia (*present*) – 2.

The yeas and nays having been completed at one minute past seven o'clock P.M., item 4590-0915, contained in section 2, stands, in concurrence, notwithstanding the objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Section 176 (Public Health Evaluation Grant Program) was considered as follows:

SECTION 176. There shall be a public health evaluation grant program to be administered by the department of public health. Grant recipients shall be selected through a competitive grant process in which successful proposals shall: (i) demonstrate substantial experience conducting evaluations of federal, state or local public health programs; (ii) focus on the evaluation of a state-funded department of public health program which may include, but shall not be limited to, school-based health centers, smoking cessation programs, HIV/AIDS prevention and treatment programs, obesity prevention programs and child nutrition programs; (iii) identify the state administrative datasets to be used; (iv) ensure compliance with applicable privacy regulations, including institutional review board policies; and (v) propose an evaluation to be completed in not more than 24 months that shall provide an analysis that examines the following areas of policy relevance: (a) the quantifiable effect of the program on the population treated through the program; (b) an estimate of the cost to the commonwealth of the public health problems being addressed through the program; (c) a comparison of the cost of the program and the estimated short-term and long-term benefits received by program recipients through the program; (d) data limitations in estimating the effect of the program; and (e) recommendations for further study. The department of public health shall report to the house and senate committees on ways and means 30 days before issuing a request for proposals for the program which shall detail the criteria to be used to award grants; provided however, that the request for proposals shall be issued not later than December 1, 2015. The department of public health, the center for health information and analysis, the executive office of health and human services, the executive office of education, the department of housing and community development and other relevant state agencies shall work with grant recipients funded through the program to provide secure access to state-collected data necessary for evaluations. Organizations receiving funds pursuant to this section shall report quarterly to the house and senate committees on ways and means, the joint committee on public health and the department of public health on: (1) the status and preliminary results of studies funded through the program; and (2) any obstacles encountered in access to data or other information that is negatively affecting the completion of the study. Funds appropriated in item 4590-0081 of section 2 for the grant program shall not revert and shall be available for expenditure through February 1, 2017.

The Governor disapproved this section.

The question on passing section 176, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at two minutes past seven o'clock P.M., as follows, to wit (yeas 32 - nays 5) [**Yeas and Nays No. 157**]:

YEAS.

Barrett, Michael J.

Lewis, Jason M.

Chandler, Harriette L.

L'Italien, Barbara A.

Chang-Diaz, Sonia

Lovely, Joan B.

Creem, Cynthia Stone

McGee, Thomas M.

DiDomenico, Sal N.	Montigny, Mark C.
Donnelly, Kenneth J.	Moore, Michael O.
Donoghue, Eileen M.	O'Connor Ives, Kathleen
Downing, Benjamin B.	Pacheco, Marc R.
Eldridge, James B.	Petrucelli, Anthony
Flanagan, Jennifer L.	Rodrigues, Michael J.
Forry, Linda Dorcena	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Jehlen, Patricia D.	Spilka, Karen E.
Joyce, Brian A.	Timilty, James E.
Keenan, John F.	Welch, James T.
Lesser, Eric P.	Wolf, Daniel A. – 32.

NAYS.

deMacedo, Viriato M.	Humason, Donald F., Jr.
Fattman, Ryan C.	Tarr, Bruce E. – 5.
Hedlund, Robert L.	

ABSENT OR NOT VOTING.

Brownsberger, William N. – 1.

The yeas and nays having been completed at five minutes past seven o'clock P.M., section 176 stands, in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Section 180 (Executive Office of Health and Human Services) was considered as follows:

SECTION 180. The executive office of health and human services shall file a report with the executive office for administration and finance and the house and senate committees on ways and means not later than March 1, 2016 on the implementation of chapter 257 of the acts of 2008. The report shall include: (i) spending and revenue for rates not yet promulgated as of July 1, 2015, by item, revenue source, service class and start date of implementation; (ii) spending and revenue for rates promulgated not later than June 30, 2013 that have not received a biennial rate review by item, revenue source, service class and start date of implementation; (iii) spending and revenue for rates due to be reviewed on July 1, 2015 by item, revenue source, service class

and start date of implementation; (iv) estimated spending and revenue for rates to be reviewed between July 2, 2015 and June 30, 2016, inclusive, by item, revenue source, service class and projected start date of implementation; and (v) the extent to which each human service provider organization benefitting from rate increases under said chapter 257 has increased wages and benefits for its front-line human service employees.

The Governor disapproved this section.

The question on passing section 180, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at six minutes past seven o'clock P.M., as follows, to wit (yeas 33 - nays 4) **[Yeas and Nays No. 158]:**

YEAS.

Barrett, Michael J.	Lewis, Jason M.
Chandler, Harriette L.	L'Italien, Barbara A.
Chang-Diaz, Sonia	Lovely, Joan B.
Creem, Cynthia Stone	McGee, Thomas M.
DiDomenico, Sal N.	Montigny, Mark C.
Donnelly, Kenneth J.	Moore, Michael O.
Donoghue, Eileen M.	O'Connor Ives, Kathleen
Downing, Benjamin B.	Pacheco, Marc R.
Eldridge, James B.	Petrucelli, 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. – 33.
Lesser, Eric P.	

NAYS.

deMacedo, Viriato M.

Humason, Donald F., Jr.

Fattman, Ryan C.

Tarr, Bruce E. – 4.

ABSENT OR NOT VOTING.

Brownsberger, William N. – 1.

The yeas and nays having been completed at eight minutes past seven o'clock P.M., section 180 stands, in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Section 182 (Report on MassHealth Purchase of Prescription Medications) was considered as follows:

SECTION 182. The office of Medicaid shall investigate and provide a report on potential cost savings for prescription medications including, but not limited to, the feasibility of joining a Medicaid multistate prescription drug bulk purchase consortium and pursuing new supplemental rebates from prescription drug manufacturers. The report shall include: (i) an update on existing supplemental rebates; (ii) recommendations to increase the amount of supplemental rebates received; (iii) estimated cost savings related to joining a Medicaid multistate prescription drug bulk purchase consortium; (iv) estimated administrative savings or other increased efficiencies related to joining a Medicaid multistate prescription drug bulk purchase consortium; and (v) opportunities for managed care organizations to receive similar rebates or discounts. The office shall file the report with the clerks of the house of representatives and senate, the chairs of the joint committee on health care financing and the house and senate committees on ways and means not later than February 1, 2016.

The Governor disapproved this section.

The question on passing section 182, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at nine minutes past seven o'clock P.M., as follows, to wit (yeas 31 - nays 6) [**Yeas and Nays No. 159**]:

YEAS.

Barrett, Michael J.

Lewis, Jason M.

Chandler, Harriette L.

L'Italien, Barbara A.

Chang-Diaz, Sonia

Lovely, Joan B.

Creem, Cynthia Stone

McGee, Thomas M.

DiDomenico, Sal N.

Montigny, Mark C.

Donnelly, Kenneth J.

Moore, Michael O.

Donoghue, Eileen M.

O'Connor Ives, Kathleen

Downing, Benjamin B.

Pacheco, Marc R.

Eldridge, James B.

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. – **31.**

Lesser, Eric P.

NAYS.

deMacedo, Viriato M.

Humason, Donald F., Jr.

Fattman, Ryan C.

Ross, Richard J.

Hedlund, Robert L.

Tarr, Bruce E. – **6.**

ABSENT OR NOT VOTING.

Brownsberger, William N. – **1.**

The yeas and nays having been completed at eleven minutes past seven o'clock P.M., section 182 stands, in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Engrossed Bills Returned with Recommendation of Amendment.

A message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill relative to fingerprint-based criminal record checks for adoptive and foster parents (see House, No. 3668) [being the text contained in section 39 of the General Appropriation Bill (see House, No. 3650)] [for message, see attachment E of House, No. 3675],— came from the House with the endorsement that the amendment be adopted (as amended, House BTR).

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

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

On motion of Ms. Spilka, the Governor's amendment was adopted, in concurrence.

Sent to the House for re-enactment.

A message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill relative to the pension liability of the Commonwealth (see House, No. 3670) [being the text contained in section 53 of the General Appropriation Bill (see House, No. 3650)] [for message, see attachment G of House, No. 3675],— came from the House with the endorsement that the amendment be adopted (as amended, House BTR).

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

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

On motion of Ms. Spilka, the Governor's amendment was adopted, in concurrence.

Sent to the House for re-enactment.

A message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill relative to the earned income tax credit (see House, No. 3671) [being the text contained in section 67 of the General Appropriation Bill (see House, No. 3650)] [for message, see attachment H of House, No. 3675],— came from the House with the endorsement that the amendment be adopted (as amended, House BTR).

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

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

On motion of Ms. Spilka, the Governor's amendment was adopted, in concurrence.

Sent to the House for re-enactment.

A message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill requiring certain reports for opiate overdoses (see House, No. 3674) (its title having been changed by the committee on Bills in the Third Reading [being the text contained in section 191 of the General Appropriation Bill (see House, No. 3650)] [for message, see attachment K of House, No. 3675],— came from the House with the endorsement that the amendment be adopted (as amended, House BTR).

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

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

On motion of Ms. Spilka, the Governor's amendment was adopted, in concurrence.

Sent to the House for re-enactment.

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 Senate Bill authorizing the town of Manchester-by-the-Sea to make permanent improvements to private ways and assess betterments (Senate, No. 1939),-- **was read a third time and passed to be engrossed.**

Sent to the House for concurrence.

PAPER FROM THE HOUSE

The House Bill eliminating the preliminary election in the city of Lynn in 2015 (House, No. 3693,-- on petition) [Local approval received],-- was read.

There being no objection, the rules were suspended, on motion of Mr. DiDomenico, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.

Order Adopted.

On motion of Mrs. L'Italien,--

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

Adjourn In Memory of Dr. Richard Aloysius McGovern

The Senator from Essex and Middlesex, Mrs. L'Italien moves that when the Senate adjourns today, it adjourn in memory of Dr. Richard Aloysius McGovern.

Today, Thursday July 30th, 2015, the Senate adjourns in memory of Dr. Richard "Red" Aloysius McGovern of Lawrence, Massachusetts, who passed away on July 21, 2015 at the age of 100 years old. Dr. McGovern was married and lived at home with his second wife, Edna I. McGovern, and was predeceased by his first wife, Mary E. Hastings McGovern. Dr. McGovern leaves children, Beth McGovern; Susan McGovern and her children, Devon, Gryffin, and Kelson; Ellen Stanfield and her husband, Marc, and their children, Hayley and Alexa, and her fiancé, Thunder Goode; and Richard A. McGovern Jr. and his son, R.A. McGovern III; Amy McGovern and her husband, Christopher Lathrop, and their son, Connor; and stepson, Leo Lamontagne and his wife, Deborah, and their children, Leo and his wife, Meghan, and Matthew and his girlfriend, Beth Mitro. Dr. McGovern leaves his sister-in-law, Lorraine Gervais and her husband, Albert of Lawrence. He also leaves many loving nephews and nieces, cousins and wonderful colleagues and friends.

Dr. McGovern was born December 21st, 1914 in West Andover. After graduating from Punchard High School, now Andover High School, in 1932, Dr. McGovern passed the board of Registration in Pharmacy in 1936 and then founded McGovern's Pharmacy in the Tower Hill section of Lawrence. In addition to his early career as a pharmacist, Dr. McGovern was a valuable member of the community, serving as a member of the faculty of the Lawrence Evening High School, teaching Chemistry, General Science and Hygiene. He was a dedicated and active Democrat and in 2003 he was recognized by Holy Family Hospital and was given the St. Luke Award "Recognizing over 50-years of healthcare, particularly his contributions to clinical practice in OB/GYN, and his care for the poor and the under-served in the community."

An avid learner, Dr. McGovern enrolled in medical school, graduating from Middlesex University Medical School. Since then, his services in the field of medicine proved to be invaluable. Dr. McGovern enlisted in the U.S Army Medical Corps at the height of World War II, serving on active duty for two years and an additional seven years in the Army Reserves. During his time as a part of Medical Corps, Dr. McGovern served as a 1st Lieutenant and, later, as Captain in the Pacific Campaign and assisted in the recovery effort in Japan, aiding the U.S army in a time of heightened urgency.

After returning from the war and attending Harvard University's Six Month Medical Review Course for returning Medical Officers, Dr. McGovern began his general practice in Lawrence in 1947. After restricting his field of specialty to Obstetrics and Gynecology, Dr. McGovern delivered no less than 15,000 children until he semi-retired in 1987. He was among the first doctors to encourage fathers to be present in the delivery room and women to take part in natural childbirth training programs. Over the course of his life, Dr. McGovern worked at over four hospitals and several clinics, taught at Lawrence Evening High School, served as part of the U.S Army Medical Corps, touched the lives of over 15,000 children, and had an enormous impact on his community in Lawrence. Dr. McGovern's work in the field of medicine and contribution to society not only serve as an exemplar for others to follow but as a testament his hard working and thoughtful personality.

Accordingly, as a mark of respect in memory of Dr. Richard Aloysius McGovern, at seventeen minutes past seven o'clock P.M., on motion of Ms. L'Italien, the Senate adjourned to meet again on Monday next at eleven o'clock A.M.
