

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



THURSDAY, SEPTEMBER 28, 2017.

JOURNAL OF THE SENATE.

Thursday, September 28, 2017.

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

The Senator from Worcester and Norfolk, Mr. Fattman, led the President, members, guests and staff in the recitation of the pledge of allegiance to the flag.

Pledge of allegiance.

Distinguished Guests.

There being no objection, the President handed the gavel to Mr. Tarr and Ms. O'Connor Ives for the purpose of an introduction. Mr. Tarr then introduced, in the gallery, Gerard Maguire, the retiring Director of Veteran Services for North Andover and Boxford. Jerry was recognized for his 45 years of service to our country, 11 of which were with the United States Army. He was a member of the 3rd Calvary, 4th Infantry, Berlin Brigade, 1st of the 76th Field Artillery and 89th of the 76th Transportation Core. Due to an injury, he was honorably discharged from the United States Army as Staff Sergeant. While working for veteran services post active duty he was a VA social worker with Veterans Affairs Supportive Housing and worked as a substance abuse and suicide prevention counselor. The Senate applauded his service to the country and congratulated him on his retirement.

Gerard Maguire.

There being no objection, the President handed the gavel to Mr. Tarr for the purpose of an introduction. Mr. Tarr then introduced, on the Rostrum, Robert and Karen Bliss from Gloucester. Robert and Karen were recognized for donating a new Sacred Cod to the Senate Chamber. The codfish has held great significance and has been a symbol of the Commonwealth of Massachusetts for hundreds of years. They were accompanied by Ken Riehl, the CEO of the Cape Ann Chamber of Commerce. Ken addressed the Senate from the Rostrum and presented the President with a t-shirt from the city of Gloucester. The Senate welcomed them with applause, they signed the guest book and withdrew from the Chamber.

Robert and Karen Bliss.

Communications.

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

Communications from the Honorable Stanley C. Rosenberg, President of the Senate, announcing the following appointments:

Ms. Nina Kimball and Ms. Marsha Samuels (pursuant to Section 66 of Chapter 3 of the General Laws) to the Massachusetts Commission on the Status of Women; and

Commission on the Status of Women.

Andrea Cleghorn and Dr. Giles Whalen (pursuant to Section 78 of Chapter 119 of the Acts of 2015) to the Special Legislative Committee to make an investigation and study of pancreatic cancer;

Commission on pancreatic cancer.

Communication from the Department of Public Health (pursuant to Section 16F of Chapter 6A of the General Laws) submitting its "Annual Family Support Plan - A Plan to Support to Individuals with Disabilities and Their Families - Fiscal Year 2018"(received September 25, 2017); and

DPH, -- annual family support plan. SD2333

Communication from the Department of Mental Health (pursuant to Section

DMH, -- annual

16F of Chapter 6A of the General Laws) submitting its Fiscal Year 2018 Annual Individual and Family Support Plan(received September 27, 2017).

support plan.
SD2335

PAPERS FROM THE HOUSE

Bills

Further regulating the appointment of trustees of the public library of the city of Boston (House, No. 3862, amended,-- on petition) [Local approval received]; and

Boston,-- library trustees.

Authorizing the city of Revere to pay a certain sum of money (House, No. 3876,-- on petition) [Local approval received];

Revere,-- payment.

Were severally was read and, under Senate Rule 26, placed in the Orders of the Day for the next session.

Resolutions.

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

Resolutions (filed by Ms. Chandler and Mr. Moore) “congratulating VNA Care Network, Inc. on its one hundred and twenty-fifth anniversary”;

VNA Care Network, Inc.

Resolutions (filed by Mr. Hinds) “congratulating the town of Lenox on its two hundred and fiftieth anniversary”;

Town of Lenox.

Resolutions (filed by Mr. Lesser) “commending Jim Madigan on his lifetime of achievements in journalism and reporting”; and

Jim Madigan.

Resolutions (filed by Mr. Rosenberg) “commending the American Cancer Society, Massachusetts Division, Inc. on its recognition of the twenty-fifth anniversary of the Making Strides Against Breast Cancer Walk.”

American Cancer Society, Massachusetts Division, Inc.

Petition.

On motion of Mr. Tarr, Senate Rule 20 and Joint Rule 12 were suspended on the petition, presented by Mr. Rodrigues, a petition (accompanied by bill) (subject to Joint Rule 12) of Michael J. Rodrigues, Donald F. Humason, Jr., Keiko M. Orrall, Paul A. Schmid, III and others for legislation to reform agricultural preservation restrictions,-- **and the same was referred to the committee on Environment, Natural Resources and Agriculture.**

Agricultural preservation,-- reform.
SD2334

Sent to the House for concurrence.

Report of Committees.

By Mr. Montigny, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Eileen M. Donoghue that provision be made for an investigation and study by a special commission relative to mattress recycling.

Mattress recycling,-- special commission.
SD2332

The rules were suspended, on motion of Ms. Chandler, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Environment, Natural Resources and Agriculture.

Sent to the House for concurrence.

PAPERS FROM THE HOUSE

Engrossed Bills.

The following engrossed bills (the first of which originated in the Senate),

having been certified by the Senate Clerk to be rightly and truly prepared for final passage, were severally passed to be enacted and were signed by the President and laid before the Governor for his approbation, to wit:

Authorizing the town of Palmer to issue an additional license for the sale of all alcoholic beverages not to be drunk on the premises (see Senate, No. 2051); and

Establishing the department of inspectional services and permitting in the town of Lakeville (House, No. 2780).

Bills laid before the Governor.

Reports of Committees.

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 Senate Bill naming a certain bridge in the city of Fall River as the Leonard “Lenny” Kaplan Memorial Bridge (Senate, No. 2098) (the committee on Rules recommending that the bill be amended by inserting before the enacting clause the following emergency preamble:

Fall River,-- bridge naming.

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to designate forthwith a certain bridge in the city of Fall River as the Leonard “Lenny” Kaplan Memorial Bridge, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”).

There being no objection, the rules were suspended, on motion of Ms. Chandler, and the bill was read a second time and was amended, as recommended by the committee on Rules.

The bill (Senate, No. 2098, amended) was then ordered to a third reading, read a third time and passed to be engrossed.

Sent to the House for concurrence.

By Ms. Spilka, for the committee on Ways and Means, that the Senate Bill to further define standards of employee safety (Senate, No. 2072),-- ought to pass, with an amendment substituting a new draft with the same title (Senate, No. 2167).

Employee safety,-- standards.

Order Adopted.

Ms. Spilka offered the following order, to wit:

Ordered, That notwithstanding Senate Rule 7 or any other rule to the contrary, the Senate Bill to further define standards of employee safety (Senate, No. 2072) (the committee on Ways and Means having recommended that the bill be amended by substituting a new draft, Senate, No. 2167) shall be placed in the Orders of the Day for a second reading on Wednesday, October 4, 2017.

Procedural order.

All amendments shall be filed electronically in the office of the Clerk of the Senate by 5:00 P.M., on Monday, October 2, 2017. All such amendments shall be second-reading amendments to Senate, No. 2167, but further amendments in the third degree to such amendments shall be in order. The Clerk shall further specify the procedure and format for filing all amendments, consistent with this order.

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

Under the rules, referred to the committee on Rules.

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

The rules were suspended, on motion of Ms. Chandler, and the order was considered forthwith and adopted.

The bill will be placed in the Orders of the Day for Wednesday, October 4, for a second reading, with the Ways and Means amendment pending.

Report of a Committee.

By Ms. Spilka, for the committee on Ways and Means, that the Senate Bill relative to handicapped parking (Senate, No. 2099),-- ought to pass, with an amendment substituting a new draft with the same title (Senate, No. 2168).

Employee safety,-- standards.

Order Adopted.

Ms. Spilka offered the following order, to wit:

Ordered, That notwithstanding Senate Rule 7 or any other rule to the contrary, the Senate Bill relative to handicapped parking (Senate, No. 2099) (the committee on Ways and Means having recommended that the bill be amended by substituting a new draft, Senate, No. 2168) shall be placed in the Orders of the Day for a second reading on Wednesday, October 4, 2017.

Procedural order.

All amendments shall be filed electronically in the office of the Clerk of the Senate by 5:00 P.M., on Monday, October 2, 2017. All such amendments shall be second-reading amendments to Senate, No. 2168, but further amendments in the third degree to such amendments shall be in order. The Clerk shall further specify the procedure and format for filing all amendments, consistent with this order.

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

Under the rules, referred to the committee on Rules.

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

The rules were suspended, on motion of Ms. Chandler, and the order was considered forthwith and adopted.

The bill will be placed in the Orders of the Day for Wednesday, October 4, for a second reading, with the Ways and Means amendment pending.

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 amending the charter of the city known as the town of Barnstable (House, No. 3706, amended),-- **was read second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.**

Barnstable charter.

Orders of the Day.

The Orders of the Day were considered, as follows:

Bills

Authorizing the board of selectmen of Hardwick to appoint the town collector (Senate, No. 2114);

Second reading bills.

Authorizing the board of selectmen of Hardwick to appoint the town treasurer (Senate, No. 2115);

Authorizing the town of Truro to convey a perpetual trail easement on conservation land to Truro conservation trust (House, No. 2424);

Relative to the traffic commission in the city of Woburn (House, No. 2779); and

Relative to town meeting members in the town of Burlington (House, No. 2789);

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

Recess.

There being no objection, at twenty-nine minutes before twelve o'clock noon, the President declared a recess subject to the call of the Chair; and, at seven minutes past one o'clock P.M., the Senate reassembled, the President in the Chair.

Recess.

PAPERS FROM THE HOUSE

Engrossed Bill — Land Taking for Conservation Etc.

An engrossed Bill authorizing the city of Cambridge to use certain land acquired for park, playground or recreation purposes for other municipal purposes (see House, No. 1100, 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 seven minutes past one o'clock P.M., as follows, to wit (yeas 36 - nays 0) **[Yeas and Nays No. 77]:**

Cambridge,--
land use.

YEAS.

Barrett, Michael J.
Boncore, Joseph A.
Brady, Michael D.
Brownsberger, William N.
Chandler, Harriette L.
Chang-Diaz, Sonia
Creem, Cynthia Stone
Cyr, Julian
deMacedo, Viriato M.
DiDomenico, Sal N.
Donoghue, Eileen M.
Eldridge, James B.
Fattman, Ryan C.
Friedman, Cindy F.
Gobi, Anne M.
Hinds, Adam G.
Humason, Donald F., Jr.
Jehlen, Patricia D.

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

NAYS — 0.

ABSENT OR NOT VOTING.

Forry, Linda Dorcena — 1.

The yeas and nays having been completed at seventeen minutes past one 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.

Engrossed Bill.

An engrossed Bill amending the charter of the city known as the town of Barnstable (see House, No. 3706, 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.**

Bill laid before the Governor.

Engrossed Bill — Land Taking for Conservation Etc.

An engrossed Bill authorizing the town of Lincoln to exchange certain landfill property for conservation land (see House, No. 3692) (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 nineteen minutes past one o'clock P.M., as follows, to wit (yeas 36 - nays 0) **[Yeas and Nays No. 78]:**

Lincoln,-- land exchange.

YEAS.

Barrett, Michael J.
Boncore, Joseph A.
Brady, Michael D.
Brownsberger, William N.
Chandler, Harriette L.
Chang-Diaz, Sonia
Creem, Cynthia Stone
Cyr, Julian
deMacedo, Viriato M.
DiDomenico, Sal N.
Donoghue, Eileen M.
Eldridge, James B.
Fattman, Ryan C.
Friedman, Cindy F.
Gobi, Anne M.
Hinds, Adam G.
Humason, Donald F., Jr.
Jehlen, Patricia D.

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

NAYS — 0.

ABSENT OR NOT VOTING.

Forry, Linda Dorcena — **1.**

The yeas and nays having been completed at twenty-two minutes past one 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 2018 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. 3800), which on Friday, July 7, 2017, had been laid before the Governor for his approbation,— came from the House, in part, several items having been passed by the House notwithstanding the reduction or disapproval of the Governor.

The message (House, No. 3828) was read.

General
Appropriation Bill,—
vetoes.

Order.

Mr. Tarr offered the following order, to wit:

Ordered, That, the Senate shall not take any action on items disapproved by the governor (“vetoes”) from H3800 An Act making appropriations for the fiscal year 2018 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, until after the September 2017 tax revenue collections data are provided by the department of revenue.

Action on Governor’s
vetoes.

Mr. Tarr moved that the rules be suspended to consider the order forthwith.

After debate, the question on suspension of the rules was determined by a call of the yeas and nays, at two minutes past two o’clock P.M., on motion of Ms. Spilka, as follows, to wit (yeas 6 — nays 31) [**Yeas and Nays No. 79**]:

YEAS.

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

O’Connor, Patrick M.
Ross, Richard J.
Tarr, Bruce E. — **6**.

NAYS.

Barrett, Michael J.
Boncore, Joseph A.
Brady, Michael D.
Brownsberger, William N.
Chandler, Harriette L.
Chang-Diaz, Sonia
Creem, Cynthia Stone
Cyr, Julian
DiDomenico, Sal N.
Donoghue, Eileen M.
Eldridge, James B.
Friedman, Cindy F.
Gobi, Anne M.
Hinds, Adam G.
Jehlen, Patricia D.
Keenan, John F.

Lesser, Eric P.
Lewis, Jason M.
L’Italien, Barbara A.
Lovely, Joan B.
McGee, Thomas M.
Montigny, Mark C.
Moore, Michael O.
O’Connor Ives, Kathleen
Pacheco, Marc R.
Rodrigues, Michael J.
Rosenberg, Stanley C.
Rush, Michael F.
Spilka, Karen E.
Timilty, Walter F.
Welch, James T. — **31**.

ABSENT OR NOT VOTING.

Forry, Linda Dorcena – 1.

The yeas and nays having been completed at four minutes past two o'clock P.M., the motion to suspend the rules was *negatived*.

Under the rules, the Order was referred to the committee on Rules.

Subsequently, the Senate proceeded to reconsider several items, which had been reduced or disapproved in accordance with the provisions of the Constitution.

After remarks, several items were considered, as follows:

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

0321-2100. For the expenses of Prisoners' Legal Services..... \$1,609,465.

The Governor reduced this item by \$122,274.

After remarks, the question on passing Item 0321-2100, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at thirteen minutes past two o'clock P.M., as follows, to wit (yeas 30 — nays 6) [**Yeas and Nays No. 80**]:

Prisoners' Legal
Services.

YEAS.

Barrett, Michael J.
Boncore, Joseph A.
Brady, Michael D.
Brownsberger, William N.
Chandler, Harriette L.
Chang-Diaz, Sonia
Creem, Cynthia Stone
Cyr, Julian
DiDomenico, Sal N.
Donoghue, Eileen M.
Eldridge, James B.
Friedman, Cindy F.
Gobi, Anne M.
Hinds, Adam G.
Jehlen, Patricia D.

Keenan, John F.
Lesser, Eric P.
Lewis, Jason M.
L'Italien, Barbara A.
Lovely, Joan B.
McGee, Thomas M.
Montigny, Mark C.
Moore, Michael O.
O'Connor Ives, Kathleen
Pacheco, Marc R.
Rodrigues, Michael J.
Rush, Michael F.
Spilka, Karen E.
Timilty, Walter F.
Welch, James T. – **30**.

NAYS.

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

O'Connor, Patrick M.
Ross, Richard J.
Tarr, Bruce E. – **6**.

ABSENT OR NOT VOTING.

Forry, Linda Dorcena – 1.

The yeas and nays having been completed at a quarter past two o'clock P.M., Item 0321-2100, contained in section 2, stands in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 0336-0003 (Housing Court Expansion) was considered as follows:

Housing Court
Expansion.

0336-0003. For costs associated with the expansion of the housing court department throughout the commonwealth, including the salaries of judges.....\$1,000,000.

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

After remarks, the question on passing Item 0336-0003, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty minutes past two o'clock P.M., as follows, to wit (yeas 31 — nays 5) [**Yeas and Nays No. 81**]:

YEAS.

Barrett, Michael J.	Lesser, Eric P.
Boncore, Joseph A.	Lewis, Jason M.
Brady, Michael D.	L'Italien, Barbara A.
Brownsberger, William N.	Lovely, Joan B.
Chandler, Harriette L.	McGee, Thomas M.
Chang-Diaz, Sonia	Montigny, Mark C.
Creem, Cynthia Stone	Moore, Michael O.
Cyr, Julian	O'Connor, Patrick M.
DiDomenico, Sal N.	O'Connor Ives, Kathleen
Donoghue, Eileen M.	Pacheco, Marc R.
Eldridge, James B.	Rodrigues, Michael J.
Friedman, Cindy F.	Rush, Michael F.
Gobi, Anne M.	Spilka, Karen E.
Hinds, Adam G.	Timilty, Walter F.
Jehlen, Patricia D.	Welch, James T. — 31.
Keenan, John F.	

NAYS.

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

ABSENT OR NOT VOTING.

Forry, Linda Dorcena — **1.**

The yeas and nays having been completed at twenty-two minutes past two o'clock P.M., Item 0336-0003, contained in section 2, stands in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 0511-0270 (Census Data Technical Assistance) was considered as follows:

Census Data
Technical Assistance.

0511-0270. For the secretary of the commonwealth, who shall contract with the University of Massachusetts Donahue Institute to provide the commonwealth with technical assistance on United States census data and to prepare annual population estimates; provided, that the contract shall be for not less than \$325,000.....\$574,980.

The Governor reduced this item by \$175,020.

The question on passing Item 0511-0270 contained in section 2, in

concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-three minutes past two o'clock P.M., as follows, to wit (yeas 30 — nays 6) **[Yeas and Nays No. 82]**:

YEAS.

Barrett, Michael J.	Keenan, John F.
Boncore, Joseph A.	Lesser, Eric P.
Brady, Michael D.	Lewis, Jason M.
Brownsberger, William N.	L'Italien, Barbara A.
Chandler, Harriette L.	Lovely, Joan B.
Chang-Diaz, Sonia	McGee, Thomas M.
Creem, Cynthia Stone	Montigny, Mark C.
Cyr, Julian	Moore, Michael O.
DiDomenico, Sal N.	O'Connor Ives, Kathleen
Donoghue, Eileen M.	Pacheco, Marc R.
Eldridge, James B.	Rodrigues, Michael J.
Friedman, Cindy F.	Rush, Michael F.
Gobi, Anne M.	Spilka, Karen E.
Hinds, Adam G.	Timilty, Walter F.
Jehlen, Patricia D.	Welch, James T. — 30.

NAYS.

deMacedo, Viriato M.	O'Connor, Patrick M.
Fattman, Ryan C.	Ross, Richard J.
Humason, Donald F., Jr.	Tarr, Bruce E. — 6.

ABSENT OR NOT VOTING.

Forry, Linda Dorcena — **1.**

The yeas and nays having been completed at twenty-five minutes past two o'clock P.M., Item 0511-0270 contained in section 2, stands in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 0610-0050 (Alcoholic Beverage Control Commission) was considered as follows:

Alcoholic Beverage
Control Commission.

0610-0050. For the administration of the alcoholic beverages control commission in its efforts to regulate and control the conduct and condition of traffic in alcoholic beverages; provided, that the commission shall maintain at least 1 chief investigator and other investigators for the purpose of regulating and controlling the traffic of alcoholic beverages; provided further, that the commission shall work and cooperate with the Bureau of Alcohol, Tobacco, Firearms and Explosives in the United States Department of Justice and other relevant federal agencies to assist in its efforts to regulate and control the traffic of alcoholic beverages; and provided further, that the commission shall seek out matching federal dollars and apply for federal grants that may be available to assist in the enforcement of laws pertaining to the traffic of alcoholic beverages.....\$2,438,091.

The Governor reduced this item by \$49,999.

After remarks, the question on passing Item 0610-0050, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-eight minutes past two o'clock P.M., as follows, to wit (yeas 30 — nays 6) **[Yeas and Nays No. 83]**:

YEAS.

Barrett, Michael J.	Keenan, John F.
Boncore, Joseph A.	Lesser, Eric P.
Brady, Michael D.	Lewis, Jason M.
Brownsberger, William N.	L'Italien, Barbara A.
Chandler, Harriette L.	Lovely, Joan B.
Chang-Diaz, Sonia	McGee, Thomas M.
Creem, Cynthia Stone	Montigny, Mark C.
Cyr, Julian	Moore, Michael O.
DiDomenico, Sal N.	O'Connor Ives, Kathleen
Donoghue, Eileen M.	Pacheco, Marc R.
Eldridge, James B.	Rodrigues, Michael J.
Friedman, Cindy F.	Rush, Michael F.
Gobi, Anne M.	Spilka, Karen E.
Hinds, Adam G.	Timilty, Walter F.
Jehlen, Patricia D.	Welch, James T. — 30.

NAYS.

deMacedo, Viriato M.	O'Connor, Patrick M.
Fattman, Ryan C.	Ross, Richard J.
Humason, Donald F., Jr.	Tarr, Bruce E. — 6.

ABSENT OR NOT VOTING.

Forry, Linda Dorcena — **1.**

The yeas and nays having been completed at a half past two o'clock P.M., Item 0610-0050, 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 0640-0300 (Massachusetts Cultural Council) was considered as follows:

Massachusetts
Cultural Council.

0640-0300. For the services and operations of the Massachusetts cultural council, including grants to or contracts with public and nonpublic entities; provided, that the council may expend the amounts appropriated in this item for the council as provided in sections 52 to 58, inclusive, of chapter 10 of the General Laws; provided further, that 25 per cent of the amount appropriated in this item shall be transferred quarterly from the State Lottery and Gaming Fund to the General Fund; provided further, that a person employed under this item shall be considered an employee within the meaning of section 1 of chapter 150E of the General Laws and shall be placed in the appropriate bargaining unit; and provided further, that not less than \$25,000 shall be expended for the Springfield central cultural district.....\$13,950,699.

The Governor reduced this item by \$1,875,000 and struck the following wording "; and provided further, that not less than \$25,000 shall be expended for the Springfield central cultural district".

After remarks, the question on passing Item 0640-0300, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-eight minutes before three o'clock P.M., as follows, to wit (yeas 37 - nays 0) **[Yeas and Nays No. 84]**:

YEAS.

Barrett, Michael J.	Lesser, Eric P.
Boncore, Joseph A.	Lewis, Jason M.
Brady, Michael D.	L'Italien, Barbara A.
Brownsberger, William N.	Lovely, Joan B.
Chandler, Harriette L.	McGee, Thomas M.
Chang-Diaz, Sonia	Montigny, Mark C.
Creem, Cynthia Stone	Moore, Michael O.
Cyr, Julian	O'Connor, Patrick M.
deMacedo, Viriato M.	O'Connor Ives, Kathleen
DiDomenico, Sal N.	Pacheco, Marc R.
Donoghue, Eileen M.	Rodrigues, Michael J.
Eldridge, James B.	Rosenberg, Stanley C.
Fattman, Ryan C.	Ross, Richard J.
Friedman, Cindy F.	Rush, Michael F.
Gobi, Anne M.	Spilka, Karen E.
Hinds, Adam G.	Tarr, Bruce E.
Humason, Donald F., Jr.	Timilty, Walter F.
Jehlen, Patricia D.	Welch, James T. – 37.
Keenan, John F.	

NAYS – 0.

ABSENT OR NOT VOTING.

Forry, Linda Dorcena – 1.

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

Item 0710-0220 (HCCC Comprehensive Investigation) was considered as follows:

0710-0220. For the implementation of chapter 224 of the acts of 2012 to investigate and review the impact of health care payment and delivery in the commonwealth.....\$375,000.

The Governor reduced this item by \$107,689.

Ms. Chandler in the Chair, after remarks, the question on passing item 0710-

HCCC
Comprehensive
Investigation.

0220, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-three minutes before three o'clock P.M., as follows, to wit (yeas 30 — nays 6) [Yeas and Nays No. 85]:

YEAS.

Barrett, Michael J.	Keenan, John F.
Boncore, Joseph A.	Lesser, Eric P.
Brady, Michael D.	Lewis, Jason M.
Brownsberger, William N.	L'Italien, Barbara A.
Chandler, Harriette L.	Lovely, Joan B.
Chang-Diaz, Sonia	McGee, Thomas M.
Creem, Cynthia Stone	Montigny, Mark C.
Cyr, Julian	Moore, Michael O.
DiDomenico, Sal N.	O'Connor Ives, Kathleen
Donoghue, Eileen M.	Pacheco, Marc R.
Eldridge, James B.	Rodrigues, Michael J.
Friedman, Cindy F.	Rush, Michael F.
Gobi, Anne M.	Spilka, Karen E.
Hinds, Adam G.	Timilty, Walter F.
Jehlen, Patricia D.	Welch, James T. — 30.

NAYS.

deMacedo, Viriato M.	O'Connor, Patrick M.
Fattman, Ryan C.	Ross, Richard J.
Humason, Donald F., Jr.	Tarr, Bruce E. — 6.

ABSENT OR NOT VOTING.

Forry, Linda Dorcena — **1.**

The yeas and nays having been completed at twenty-one minutes before three o'clock P.M., Item 0710-0220, 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 2018 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 who will be eligible for kindergarten by September, 2019; provided, that planning grants shall be awarded through a competitive process established by the department of early education and care utilizing the Massachusetts Preschool Expansion Grant public-private partnership model; provided further, that preference shall be given in awarding these funds to districts serving high percentages of high-needs students; provided further, that preference for awarding implementation grants shall be given to communities awarded planning grants in the previous fiscal year or

Commonwealth
Preschool Partnership
Initiative.

to communities participating in the federal preschool expansion grant program in the previous fiscal year; provided further, that further preference for awarding implementation grants shall be given to communities that provide at least a 1 to 1 match to funding provided through this item; provided further, that grant applicants shall submit a plan to the department detailing the capacity of the local early education and care system to implement such a program, proposed program design, resources needed to ensure high quality standards, input from stakeholders including parents and any other requirements prescribed by the department; provided further, that notwithstanding any general or special law to the contrary, funds distributed from this item shall be deposited with the treasurer of the city, town, regional school district or educational collaborative and held in a separate account and shall be expended by the school committee of the city, town, regional school district or educational collaborative without further appropriation; provided further that the department of early education and care shall report to the joint committee on education not later than October 16, 2017 the status of the Massachusetts Preschool Expansion Grant program, including but not limited to: summer assessment data of Preschool Expansion Grant students, classroom observation data and qualitative data from program leadership, staff and parents; and provided further, that said report shall also include information on the status of the Commonwealth Preschool Partnership Initiative planning grants, including but not limited to a needs assessment, program design and anticipated costs..... \$200,000.

The Governor disapproved this item.

After remarks, 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 seventeen minutes before three o'clock P.M., as follows, to wit (yeas 31 — nays 5) [**Yeas and Nays No. 86**]:

YEAS.

Barrett, Michael J.	Lesser, Eric P.
Boncore, Joseph A.	Lewis, Jason M.
Brady, Michael D.	L'Italien, Barbara A.
Brownsberger, William N.	Lovely, Joan B.
Chandler, Harriette L.	McGee, Thomas M.
Chang-Diaz, Sonia	Montigny, Mark C.
Creem, Cynthia Stone	Moore, Michael O.
Cyr, Julian	O'Connor, Patrick M.
DiDomenico, Sal N.	O'Connor Ives, Kathleen
Donoghue, Eileen M.	Pacheco, Marc R.
Eldridge, James B.	Rodrigues, Michael J.
Friedman, Cindy F.	Rush, Michael F.
Gobi, Anne M.	Spilka, Karen E.
Hinds, Adam G.	Timilty, Walter F.
Jehlen, Patricia D.	Welch, James T. — 31.
Keenan, John F.	

NAYS.

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

Ross, Richard J.
Tarr, Bruce E. — 5.

ABSENT OR NOT VOTING.

Forry, Linda Dorcena — 1.

The yeas and nays having been completed at a quarter before three o'clock P.M., Item 3000-6025, contained in section 2, stands in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 3000-6075 (Early Childhood Mental Health Consultation Services) was considered as follows:

Early Childhood
Mental Health
Consultation
Services.

3000-6075 For early childhood mental health consultation services in early education and care programs in the commonwealth; provided, that preference shall be given to those services designed to limit the number of expulsions and suspensions from the programs; and provided further, that eligible recipients for such grants shall include municipal school districts, regional school districts, educational collaboratives, head start programs, licensed childcare providers, child care resource and referral centers and other qualified entities..... \$2,500,000.

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

After remarks, the question on passing Item 3000-6075, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at eleven minutes before three o'clock P.M., as follows, to wit (yeas 31 — nays 5) [**Yeas and Nays No. 87**]:

YEAS.

Barrett, Michael J.
Boncore, Joseph A.
Brady, Michael D.
Brownsberger, William N.
Chandler, Harriette L.
Chang-Diaz, Sonia
Creem, Cynthia Stone
Cyr, Julian
DiDomenico, Sal N.
Donoghue, Eileen M.
Eldridge, James B.
Friedman, Cindy F.
Gobi, Anne M.
Hinds, Adam G.
Jehlen, Patricia D.
Keenan, John F.

Lesser, Eric P.
Lewis, Jason M.
L'Italien, Barbara A.
Lovely, Joan B.
McGee, Thomas M.
Montigny, Mark C.
Moore, Michael O.
O'Connor, Patrick M.
O'Connor Ives, Kathleen
Pacheco, Marc R.
Rodrigues, Michael J.
Rush, Michael F.
Spilka, Karen E.
Timilty, Walter F.
Welch, James T. — 31.

NAYS.

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

Ross, Richard J.
Tarr, Bruce E. — 5.

ABSENT OR NOT VOTING.

Forry, Linda Dorcena — 1.

The yeas and nays having been completed at nine minutes before three o'clock P.M., Item 3000-6075, contained in section 2, stands in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 4513-1027 (Samaritans Inc. Suicide Prevention Services) was considered as follows:

Samaritans Inc.
Suicide Prevention
Services.

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

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

Mr. Pacheco in the Chair, after remarks, the question on passing Item 4513-1027, 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 before three o'clock P.M., as follows, to wit (yeas 34 — nays 2) **[Yeas and Nays No. 88]:**

YEAS.

Barrett, Michael J.
Boncore, Joseph A.
Brady, Michael D.
Brownsberger, William N.
Chandler, Harriette L.
Creem, Cynthia Stone
Cyr, Julian
deMacedo, Viriato M.
DiDomenico, Sal N.
Donoghue, Eileen M.
Eldridge, James B.
Friedman, Cindy F.
Gobi, Anne M.
Hinds, Adam G.
Humason, Donald F., Jr.
Jehlen, Patricia D.
Keenan, John F.

Lesser, Eric P.
Lewis, Jason M.
L'Italien, Barbara A.
Lovely, Joan B.
McGee, Thomas M.
Montigny, Mark C.
Moore, Michael O.
O'Connor, Patrick M.
O'Connor Ives, Kathleen
Pacheco, Marc R.
Rodrigues, Michael J.
Ross, Richard J.
Rush, Michael F.
Spilka, Karen E.
Tarr, Bruce E.
Timilty, Walter F.
Welch, James T. — 34.

NAYS.

Chang-Diaz, Sonia

Fattman, Ryan C. — 2.

ABSENT OR NOT VOTING.

Forry, Linda Dorcena — 1.

The yeas and nays having been completed at one minute before three o'clock P.M., Item 4513-1027, 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.

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

Reach Out and Read.

The Governor disapproved this item.

After remarks, the question on passing Item 3000-7070, contained in section 2, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at one minute past three o'clock P.M., as follows, to wit (yeas 31 — nays 5) **[Yeas and Nays No. 89]**:

YEAS.

Barrett, Michael J.
Boncore, Joseph A.
Brady, Michael D.
Brownsberger, William N.
Chandler, Harriette L.
Creem, Cynthia Stone
Cyr, Julian
DiDomenico, Sal N.
Donoghue, Eileen M.
Eldridge, James B.
Friedman, Cindy F.
Gobi, Anne M.
Hinds, Adam G.
Jehlen, Patricia D.
Keenan, John F.
Lesser, Eric P.

Lewis, Jason M.
L'Italien, Barbara A.
Lovely, Joan B.
McGee, Thomas M.
Montigny, Mark C.
Moore, Michael O.
O'Connor, Patrick M.
O'Connor Ives, Kathleen
Pacheco, Marc R.
Rodrigues, Michael J.
Ross, Richard J.
Rush, Michael F.
Spilka, Karen E.
Timilty, Walter F.
Welch, James T. — **31.**

NAYS.

Chang-Diaz, Sonia
deMacedo, Viriato M.
Fattman, Ryan C.

Humason, Donald F., Jr.
Tarr, Bruce E. — **5.**

ABSENT OR NOT VOTING.

Forry, Linda Dorcena — **1.**

The yeas and nays having been completed at four minutes past three o'clock P.M., Item 3000-7070, contained in section 2, stands in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 7009-6400 (Gateway Cities English Language Learners) was considered as follows:

Gateway Cities
English Language
Learners.

7009-6400. For the provision and improvement of adult basic education services; provided, that grants shall be distributed to a diverse network of organizations which have demonstrated commitment

and effectiveness in the provision of such services and that are selected competitively by the department of elementary and secondary education; provided further, that such grants shall support the successful transition of students from other adult basic education programs to community college certificate and degree-granting programs; provided further, that the grants shall be contingent upon satisfactory levels of performance as defined and determined by the department; provided further, that preference in awarding grants shall be given to organizations providing services to high percentages of parents of infants, toddlers and preschool and school-age children; provided further, that grants shall not be considered an entitlement to a grant recipient; provided further, that the department shall consult with community colleges and other service providers in supporting and implementing content, performance and professional standards for adult basic education programs and services; provided further, that not less than \$50,000 shall be expended for Casa Dominicana of Lawrence to assist with citizenship, high school equivalency testing, and English as a second language classes for low-income adults; provided further, that not less than \$250,000 shall be expended for Operation ABLE of Greater Boston, Inc. to provide basic workforce and skills training, employment services and job re-entry support to older workers; and provided further, that not less than \$50,000 shall be allocated to Lawrence Family Development and Education Fund, Inc. to assist in citizenship education, citizenship application assistance, English as second language classes and computer training for low-income adults..... \$29,632,378.

The Governor disapproved this item.

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 five minutes past three o'clock P.M., as follows, to wit (yeas 31 — nays 5) [**Yeas and Nays No. 90**]:

YEAS.

Barrett, Michael J.	Keenan, John F.
Boncore, Joseph A.	Lesser, Eric P.
Brady, Michael D.	Lewis, Jason M.
Brownsberger, William N.	L'Italien, Barbara A.
Chandler, Harriette L.	Lovely, Joan B.
Chang-Diaz, Sonia	McGee, Thomas M.
Creem, Cynthia Stone	Montigny, Mark C.
Cyr, Julian	Moore, Michael O.
DiDomenico, Sal N.	O'Connor Ives, Kathleen
Donoghue, Eileen M.	Pacheco, Marc R.
Eldridge, James B.	Rodrigues, Michael J.
Friedman, Cindy F.	Rush, Michael F.
Gobi, Anne M.	Spilka, Karen E.
Hinds, Adam G.	Timilty, Walter F.
Humason, Donald F., Jr.	Welch, James T. — 31.
Jehlen, Patricia D.	

NAYS.

deMacedo, Viriato M.
Fattman, Ryan C.
O'Connor, Patrick M.

Ross, Richard J.
Tarr, Bruce E. – 5.

ABSENT OR NOT VOTING.

Forry, Linda Dorcena – 1.

The yeas and nays having been completed at eight minutes past three o'clock P.M., Item 7009-6400, 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.

Item 7035-0002 (Basic Ed Attainment and Work Related) was considered as follows:

Basic Ed Attainment
and Work Related.

7035-0002. For the provision and improvement of adult basic education services; provided, that grants shall be distributed to a diverse network of organizations which have demonstrated commitment and effectiveness in the provision of such services and that are selected competitively by the department of elementary and secondary education; provided further, that such grants shall support the successful transition of students from other adult basic education programs to community college certificate and degree-granting programs; provided further, that the grants shall be contingent upon satisfactory levels of performance as defined and determined by the department; provided further, that preference in awarding grants shall be given to organizations providing services to high percentages of parents of infants, toddlers and preschool and school-age children; provided further, that grants shall not be considered an entitlement to a grant recipient; provided further, that the department shall consult with community colleges and other service providers in supporting and implementing content, performance and professional standards for adult basic education programs and services; provided further, that not less than \$50,000 shall be expended for Casa Dominicana of Lawrence to assist with citizenship, high school equivalency testing, and English as a second language classes for low-income adults; provided further, that not less than \$250,000 shall be expended for Operation ABLE of Greater Boston, Inc. to provide basic workforce and skills training, employment services and job re-entry support to older workers; and provided further, that not less than \$50,000 shall be allocated to Lawrence Family Development and Education Fund, Inc. to assist in citizenship education, citizenship application assistance, English as second language classes and computer training for low-income adults..... \$29,632,378.

The Governor reduced this item by \$850,001 and struck the following wording “; and provided further, that not less than \$50,000 shall be allocated to Lawrence Family Development and Education Fund, Inc. to assist in citizenship education, citizenship application assistance, English as second language classes and computer training for low-income adults”.

After remarks, the question on passing Item 7035-0002, 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

past three o'clock P.M., as follows, to wit (yeas 30 — nays 6) [**Yeas and Nays No. 91**]:

YEAS.

Barrett, Michael J.	Keenan, John F.
Boncore, Joseph A.	Lesser, Eric P.
Brady, Michael D.	Lewis, Jason M.
Brownsberger, William N.	L'Italien, Barbara A.
Chandler, Harriette L.	Lovely, Joan B.
Chang-Diaz, Sonia	McGee, Thomas M.
Creem, Cynthia Stone	Montigny, Mark C.
Cyr, Julian	Moore, Michael O.
DiDomenico, Sal N.	O'Connor Ives, Kathleen
Donoghue, Eileen M.	Pacheco, Marc R.
Eldridge, James B.	Rodrigues, Michael J.
Friedman, Cindy F.	Rush, Michael F.
Gobi, Anne M.	Spilka, Karen E.
Hinds, Adam G.	Timilty, Walter F.
Jehlen, Patricia D.	Welch, James T. — 30.

NAYS.

deMacedo, Viriato M.	O'Connor, Patrick M.
Fattman, Ryan C.	Ross, Richard J.
Humason, Donald F., Jr.	Tarr, Bruce E. — 6.

ABSENT OR NOT VOTING.

Forry, Linda Dorcena — **1.**

The yeas and nays having been completed at thirteen minutes past three o'clock P.M., Item 7035-0002, 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 7061-9401 (Assessment Consortium) was considered as follows:

Assessment
Consortium.

7061-9401. For the center for collaborative education; provided, that the center shall manage an alternative assessment pilot program that shall be administered under contract with the Massachusetts Consortium for Innovative Education Assessment; and provided further, that the consortium shall develop and pilot a comprehensive system for assessing student and school performance over a period of 3 years and issue an annual report and a final report that includes recommendations to the commissioner of elementary and secondary education and to members of the joint committee on education..... \$200,000.

The Governor disapproved this item.

The question on passing Item 7061-9401, contained in section 2, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at fourteen minutes past three o'clock P.M., as follows, to wit (yeas 30 — nays 6) [**Yeas and Nays No. 92**]:

YEAS.

Barrett, Michael J.	Keenan, John F.
Boncore, Joseph A.	Lesser, Eric P.
Brady, Michael D.	Lewis, Jason M.
Brownsberger, William N.	L'Italien, Barbara A.
Chandler, Harriette L.	Lovely, Joan B.
Chang-Diaz, Sonia	McGee, Thomas M.
Creem, Cynthia Stone	Montigny, Mark C.
Cyr, Julian	Moore, Michael O.
DiDomenico, Sal N.	O'Connor Ives, Kathleen
Donoghue, Eileen M.	Pacheco, Marc R.
Eldridge, James B.	Rodrigues, Michael J.
Friedman, Cindy F.	Rush, Michael F.
Gobi, Anne M.	Spilka, Karen E.
Hinds, Adam G.	Timilty, Walter F.
Jehlen, Patricia D.	Welch, James T. – 30.

NAYS.

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

ABSENT OR NOT VOTING.

Forry, Linda Dorcena – **1.**

The yeas and nays having been completed at seventeen minutes past three o'clock P.M., Item 7061-9401, contained in section 2, stands in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 7066-1221 (Community College Workforce Grants) was considered as follows:

Community College
Workforce Grants.

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

The Governor disapproved this item.

After remarks, the question on passing Item 7066-1221, contained in section 2, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty minutes past three o'clock P.M., as follows, to wit (yeas 34 — nays 2) [**Yeas and Nays No. 93**]:

YEAS.

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

Chang-Diaz, Sonia
Creem, Cynthia Stone
Cyr, Julian
DiDomenico, Sal N.
Donoghue, Eileen M.
Eldridge, James B.
Friedman, Cindy F.
Gobi, Anne M.
Hinds, Adam G.
Humason, Donald F., Jr.
Jehlen, Patricia D.
Keenan, John F.

Montigny, Mark C.
Moore, Michael O.
O'Connor, Patrick M.
O'Connor Ives, Kathleen
Pacheco, Marc R.
Rodrigues, Michael J.
Ross, Richard J.
Rush, Michael F.
Spilka, Karen E.
Tarr, Bruce E.
Timilty, Walter F.
Welch, James T. – 34.

NAYS.

deMacedo, Viriato M.

Fattman, Ryan C. – 2.

ABSENT OR NOT VOTING.

Forry, Linda Dorcena – 1.

The yeas and nays having been completed at twenty-two minutes past three o'clock P.M., Item 7066-1221, contained in section 2, stands in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 7066-9600 (Inclusive Concurrent Enrollment) was considered as follows:

Inclusive Concurrent
Enrollment.

7066-9600. For a discretionary grant program to provide funds to school districts and public institutions of higher education partnering together to offer inclusive concurrent enrollment programs for students with disabilities, as defined in section 1 of chapter 71B of the General Laws, who are between 18 and 22 years of age, inclusive; provided, that the grant program shall be limited to students who are considered to have severe disabilities and, in the case of students age 18 or 19, shall be limited to students with severe disabilities who have been unable to achieve the competency determination necessary to pass the Massachusetts Comprehensive Assessment System exam; provided further, that said students with disabilities shall be offered enrollment in credit and noncredit courses that include nondisabled students, including enrollment in noncredit and credit-bearing courses in audit status for students who may not meet course prerequisites and requirements; provided further, that the partnering school districts shall provide supports, services and accommodations necessary to facilitate a student's enrollment; provided further, that the department of higher education shall develop guidelines to ensure that the grant program promotes civic engagement and mentoring of faculty in public institutions of higher education and supports college success, work success, participation in student life of the college community and provision of a free appropriate public education in the least restrictive environment; provided further, that the department of higher education shall develop strategies and procedures to help sustain and replicate the existing inclusive concurrent enrollment programs initiated through the grant program including, but not limited to: (i) providing funds to retain employment specialists; (ii)

assisting students in meeting integrated competitive employment and other transition-related goals; (iii) adopting procedures and funding mechanisms to ensure that new partnerships of public institutions of higher education and school districts providing inclusive concurrent enrollment programs fully utilize the models and expertise developed in existing partnerships; and (iv) conducting evaluations and research to further identify student outcomes and best practices; provided further, that the department of higher education shall develop a mechanism to encourage existing and new partnerships to expand the capacity to respond to individual parents that request an opportunity for their children to participate in the inclusive concurrent enrollment initiative; provided further, that tuition for courses shall be waived by the state institutions of higher education for students enrolled through this grant program; provided further, that the department of higher education shall maintain the position of inclusive concurrent enrollment coordinator who will be responsible for administering the grant program, coordinating the advisory committee, developing new partnerships, assisting existing partnerships in creating self-sustaining models and overseeing the development of videos and informational materials as well as evaluation and research through the institute for community inclusion to assist new colleges and school districts; provided further, that the department of higher education shall select grant recipients not later than July 18, 2017; provided further, that the department of higher education, in consultation with the department of elementary and secondary education, shall report on student outcomes to the house and senate committees on ways and means, the joint committee on education and the joint committee on higher education on the discretionary grant program not later than January 31, 2018; and provided further, that for the purpose of this item, appropriated funds may be expended for programs or activities during the summer months.....\$1,381,916.

The Governor reduced this item by \$237,937.

After remarks, the question on passing Item 7066-9600, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-five minutes past three o'clock P.M., as follows, to wit (yeas 32 — nays 4) **[Yeas and Nays No. 94]:**

YEAS.

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

UNCORRECTED PROOF.

Friedman, Cindy F.
Gobi, Anne M.
Hinds, Adam G.
Humason, Donald F., Jr.
Jehlen, Patricia D.

Rodrigues, Michael J.
Rush, Michael F.
Spilka, Karen E.
Timilty, Walter F.
Welch, James T. – **32.**

NAYS.

deMacedo, Viriato M.
Fattman, Ryan C.

Ross, Richard J.
Tarr, Bruce E. – **4.**

ABSENT OR NOT VOTING.

Forry, Linda Dorcena – **1.**

The yeas and nays having been completed at twenty-seven minutes past three o'clock P.M., Item 7066-9600, contained in section 2, stands in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Subsequently, Mr. Tarr moved that the Senate reconsider the vote by which it had passed Item 7066-9600, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding; and, there being no objection, the motion prevailed.

Motion to reconsider.

The recurring question on passing Item 7066-9600, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-four minutes before four o'clock P.M., as follows, to wit (yeas 36 — nays 0) [**Yeas and Nays No. 96**]:

YEAS.

Barrett, Michael J.
Boncore, Joseph A.
Brady, Michael D.
Brownsberger, William N.
Chandler, Harriette L.
Chang-Diaz, Sonia
Creem, Cynthia Stone
Cyr, Julian
deMacedo, Viriato M.
DiDomenico, Sal N.
Donoghue, Eileen M.
Eldridge, James B.
Fattman, Ryan C.
Friedman, Cindy F.
Gobi, Anne M.
Hinds, Adam G.
Humason, Donald F., Jr.
Jehlen, Patricia D.

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

NAYS – 0.

ABSENT OR NOT VOTING.

Forry, Linda Dorcena – **1.**

The yeas and nays having been completed at twenty-two minutes before four o'clock P.M., Item 7066-9600, contained in section 2, stands in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

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

Tufts School of
Veterinary Medicine.

7077-0023 For a contract with the Cummings School of Veterinary Medicine at Tufts University; provided, that funds shall be expended under a resident veterinary tuition remission plan as approved by the commissioner of higher education for supportive veterinary services provided to the commonwealth; provided further, that funds from this item may support collaborative arrangements which may include teaching partnerships, articulation agreements or both with community colleges and vocational technical schools that offer veterinary technician programs, veterinary health care programs or both approved by the board of higher education; provided further, that the school may work in consultation with the Norfolk county agricultural high school on veterinary programs; and provided further, that funds appropriated in this item shall support bioterrorism prevention research conducted in consultation with emergency authorities in the commonwealth relative to diseases that can be transmitted from animals to humans..... \$5,000,000.

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

After remarks, the question on passing Item 7077-0023, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at a half past three o'clock P.M., as follows, to wit (yeas 30 — nays 6) [**Yeas and Nays No. 95**]:

YEAS.

Barrett, Michael J.
Boncore, Joseph A.
Brady, Michael D.
Brownsberger, William N.
Chandler, Harriette L.
Creem, Cynthia Stone
Cyr, Julian
DiDomenico, Sal N.
Donoghue, Eileen M.
Eldridge, James B.
Friedman, Cindy F.
Gobi, Anne M.
Hinds, Adam G.
Jehlen, Patricia D.
Keenan, John F.

Lesser, Eric P.
Lewis, Jason M.
L'Italien, Barbara A.
Lovely, Joan B.
McGee, Thomas M.
Moore, Michael O.
O'Connor, Patrick M.
O'Connor Ives, Kathleen
Pacheco, Marc R.
Rodrigues, Michael J.
Ross, Richard J.
Rush, Michael F.
Spilka, Karen E.
Timilty, Walter F.
Welch, James T. — **30.**

NAYS.

Chang-Diaz, Sonia

Humason, Donald F., Jr.

deMacedo, Viriato M.
Fattman, Ryan C.

Montigny, Mark C.
Tarr, Bruce E. – 6.

ABSENT OR NOT VOTING.

Forry, Linda Dorcena – 1.

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

Ms. Creem in the Chair, Item 7100-0700 (Office of Public Collaboration) was considered as follows:

Office of Public
Collaboration.

7100-0700 For the operation of the community mediation center grant program administered by the office of public collaboration at the University of Massachusetts at Boston pursuant to section 47 of chapter 75 of the General Laws..... \$750,000.

The Governor disapproved this item.

After remarks, the question on passing Item 7100-0700, 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 seventeen minutes before four o'clock P.M., as follows, to wit (yeas 33 — nays 3) **[Yeas and Nays No. 97]**:

YEAS.

Barrett, Michael J.
Boncore, Joseph A.
Brady, Michael D.
Brownsberger, William N.
Chandler, Harriette L.
Chang-Diaz, Sonia
Creem, Cynthia Stone
Cyr, Julian
DiDomenico, Sal N.
Donoghue, Eileen M.
Eldridge, James B.
Friedman, Cindy F.
Gobi, Anne M.
Hinds, Adam G.
Jehlen, Patricia D.
Keenan, John F.
Lesser, Eric P.

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

NAYS.

deMacedo, Viriato M.
Fattman, Ryan C.

Humason, Donald F., Jr. – 3.

ABSENT OR NOT VOTING.

Forry, Linda Dorcena – 1.

The yeas and nays having been completed at a quarter before four

o'clock P.M., Item 7100-0700, 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 7112-0100 (Framingham State University) was considered as follows:

Framingham State
University.

7112-0100 For Framingham State University..... \$28,113,495.

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

The question on passing Item 7112-0100, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at fourteen minutes before four o'clock P.M., as follows, to wit (yeas 30 — nays 6) [**Yeas and Nays No. 98**]:

YEAS.

Barrett, Michael J.	Keenan, John F.
Boncore, Joseph A.	Lesser, Eric P.
Brady, Michael D.	Lewis, Jason M.
Brownsberger, William N.	L'Italien, Barbara A.
Chandler, Harriette L.	Lovely, Joan B.
Chang-Diaz, Sonia	McGee, Thomas M.
Creem, Cynthia Stone	Montigny, Mark C.
Cyr, Julian	Moore, Michael O.
DiDomenico, Sal N.	O'Connor Ives, Kathleen
Donoghue, Eileen M.	Pacheco, Marc R.
Eldridge, James B.	Rodrigues, Michael J.
Friedman, Cindy F.	Rush, Michael F.
Gobi, Anne M.	Spilka, Karen E.
Hinds, Adam G.	Timilty, Walter F.
Jehlen, Patricia D.	Welch, James T. — 30.

NAYS.

deMacedo, Viriato M.	O'Connor, Patrick M.
Fattman, Ryan C.	Ross, Richard J.
Humason, Donald F., Jr.	Tarr, Bruce E. — 6.

ABSENT OR NOT VOTING.

Forry, Linda Dorcena — **1.**

The yeas and nays having been completed at twelve minutes before four o'clock P.M., Item 7112-0100, contained in section 2, stands in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 1599-4417 (E.J. Collins, Jr. Center for Public Management) was considered as follows:

E.J. Collins, Jr.
Center for Public
Management.

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.....\$125,000.

The Governor disapproved this item.

The question on passing Item 1599-4417, 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 eleven minutes before four o'clock P.M., as follows, to wit (yeas 29 — nays 6) [**Yeas and Nays No. 99**]:

YEAS.

Barrett, Michael J.	Keenan, John F.
Boncore, Joseph A.	Lesser, Eric P.
Brady, Michael D.	Lewis, Jason M.
Brownsberger, William N.	L'Italien, Barbara A.
Chandler, Harriette L.	Lovely, Joan B.
Chang-Diaz, Sonia	McGee, Thomas M.
Creem, Cynthia Stone	Montigny, Mark C.
Cyr, Julian	Moore, Michael O.
DiDomenico, Sal N.	O'Connor Ives, Kathleen
Donoghue, Eileen M.	Pacheco, Marc R.
Eldridge, James B.	Rodrigues, Michael J.
Friedman, Cindy F.	Spilka, Karen E.
Gobi, Anne M.	Timilty, Walter F.
Hinds, Adam G.	Welch, James T. — 29 .
Jehlen, Patricia D.	

NAYS.

deMacedo, Viriato M.	O'Connor, Patrick M.
Fattman, Ryan C.	Ross, Richard J.
Humason, Donald F., Jr.	Tarr, Bruce E. — 6 .

ABSENT OR NOT VOTING.

Forry, Linda Dorcena	Rush, Michael F. — 2 .
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The yeas and nays having been completed at eight minutes before four o'clock P.M., Item 1599-4417, 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 1599-7114. (UMass Center at Springfield) was considered as follows:

1599-7114 For a reserve for the costs associated with the UMass Center at Springfield..... \$250,000.

The Governor disapproved this item.

After remarks, the question on passing Item 1599-7114, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at two minutes before four o'clock P.M., as follows, to wit (yeas 31 — nays 5) [**Yeas and Nays No. 100**]:

YEAS.

Barrett, Michael J.	Jehlen, Patricia D.
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UMass Center at
Springfield.

Boncore, Joseph A.
Brady, Michael D.
Brownsberger, William N.
Chandler, Harriette L.
Chang-Diaz, Sonia
Creem, Cynthia Stone
Cyr, Julian
DiDomenico, Sal N.
Donoghue, Eileen M.
Eldridge, James B.
Forry, Linda Dorcena
Friedman, Cindy F.
Gobi, Anne M.
Hinds, Adam G.
Humason, Donald F., Jr.

Keenan, John F.
Lesser, Eric P.
Lewis, Jason M.
L'Italien, Barbara A.
Lovely, Joan B.
McGee, Thomas M.
Montigny, Mark C.
Moore, Michael O.
O'Connor Ives, Kathleen
Pacheco, Marc R.
Rodrigues, Michael J.
Spilka, Karen E.
Timilty, Walter F.
Welch, James T. – 31.

NAYS.

deMacedo, Viriato M.
Fattman, Ryan C.
O'Connor, Patrick M.

Ross, Richard J.
Tarr, Bruce E. – 5.

ABSENT OR NOT VOTING.

Rush, Michael F. – 1.

The yeas and nays having been completed at four o'clock P.M., Item 1599-7114, stands in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 1599-7115 (Rural and Urban Medical School Reserve) was considered as follows:

1599-7115 For a reserve to provide one western Massachusetts regional academic health system a one-time payment of \$1,000,000 to host a distinct educational track for a Massachusetts medical school focused on rural and urban primary care, population health and integrated health delivery..... \$1,000,000.

The Governor disapproved this item.

The question on passing Item 1599-7115, 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 past four o'clock P.M., as follows, to wit (yeas 31 — nays 5) [Yeas and Nays No. 101]:

YEAS.

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

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

Rural and Urban
Medical School
Reserve.

Chang-Diaz, Sonia
Creem, Cynthia Stone
Cyr, Julian
DiDomenico, Sal N.
Donoghue, Eileen M.
Eldridge, James B.
Forry, Linda Dorcena
Friedman, Cindy F.
Gobi, Anne M.
Hinds, Adam G.
Humason, Donald F., Jr.

Lovely, Joan B.
McGee, Thomas M.
Montigny, Mark C.
Moore, Michael O.
O'Connor Ives, Kathleen
Pacheco, Marc R.
Rodrigues, Michael J.
Spilka, Karen E.
Timilty, Walter F.
Welch, James T. – 31.

NAYS.

deMacedo, Viriato M.
Fattman, Ryan C.
O'Connor, Patrick M.

Ross, Richard J.
Tarr, Bruce E. – 5.

ABSENT OR NOT VOTING.

Rush, Michael F. – 1.

The yeas and nays having been completed at four minutes past four o'clock P.M., Item 1599-7115, contained in section 2, stands in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 4000-0005 (Youth Violence Prevention Program Grants) was considered as follows:

Youth Violence
Prevention Program
Grants.

4000-0005 For youth violence prevention program grants administered by the executive office of health and human services; provided, that the grants shall be targeted at reducing youth violence among young persons at highest risk of being perpetrators or victims of gun and community violence; provided further, that the secretary shall report to the house and senate committees on ways and means not later than March 15, 2018 detailing: (i) successful grant applications; (ii) a set of clearly-defined goals and benchmarks on which grant recipients shall be evaluated; and (iii) outcomes and findings from the grant awards for fiscal year 2017; provided further, that funds may be set aside for the administration of these programs; provided further, that these funds shall be available to those municipalities with the highest annual number of youth homicides and serious assaults as determined by the executive office; provided further, that not less than \$25,000 shall be expended to Springfield Partners for Community Action, Inc. for the AWAKE program in the city of Springfield, to provide comprehensive youth development and violence prevention services to at-risk youth; provided further, that not less than \$25,000 shall be expended for the Martin Luther King Jr. Family Services, Inc. to provide comprehensive youth development and violence prevention services to at-risk youth; and provided further, that not less than \$20,000 shall be expended for the South End Community Center of Springfield, Inc.'s Youth Corp program..... \$4,320,000.

The Governor reduced this item by \$70,000 and struck the following wording

“; provided further, that not less than \$25,000 shall be expended to Springfield Partners for Community Action, Inc. for the AWAKE program in the city of Springfield, to provide comprehensive youth development and violence prevention services to at-risk youth; provided further, that not less than \$25,000 shall be expended for the Martin Luther King Jr. Family Services, Inc. to provide comprehensive youth development and violence prevention services to at-risk youth; and provided further, that not less than \$20,000 shall be expended for the South End Community Center of Springfield, Inc.’s Youth Corp program”.

After remarks, the question on passing Item 4000-0005, 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 six minutes past four o’clock P.M., as follows, to wit (yeas 32 — nays 5) **[Yeas and Nays No. 102]**:

YEAS.

Barrett, Michael J.	Keenan, John F.
Boncore, Joseph A.	Lesser, Eric P.
Brady, Michael D.	Lewis, Jason M.
Brownsberger, William N.	L’Italien, Barbara A.
Chandler, Harriette L.	Lovely, Joan B.
Chang-Diaz, Sonia	McGee, Thomas M.
Creem, Cynthia Stone	Montigny, Mark C.
Cyr, Julian	Moore, Michael O.
DiDomenico, Sal N.	O’Connor, Patrick M.
Donoghue, Eileen M.	O’Connor Ives, Kathleen
Eldridge, James B.	Pacheco, Marc R.
Forry, Linda Dorcena	Rodrigues, Michael J.
Friedman, Cindy F.	Rush, Michael F.
Gobi, Anne M.	Spilka, Karen E.
Hinds, Adam G.	Timilty, Walter F.
Jehlen, Patricia D.	Welch, James T. — 32.

NAYS.

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

The yeas and nays having been completed at nine minutes past four o’clock P.M., Item 4000-0005, 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.

Mr. Rodrigues in the Chair, Item 4000-0007 (Unaccompanied Homeless Youth Services) was considered as follows:

4000-0007 For housing and supportive services for unaccompanied youth pursuant to section 16X of chapter 6A of the General Laws; provided, that not less than \$40,000 shall be expended for the Y2Y homeless shelter in Cambridge; and provided further, that the

Unaccompanied
Homeless Youth
Services.

secretary of health and human services shall report to the house and senate committees on ways and means not later than March 1, 2018 on: (i) the number of youths served through this item; (ii) the types of services received by participating youths; (iii) the number of youths who transition into stabilized housing and the zip code of the stabilized housing; (iv) the number of youths who remain in stabilized housing after 90 days, when applicable; (v) the number of youths turned away from the program; (vi) the amount of funding awarded to vendors for the delivery of services and the names of each vendor; and (vii) other quantifiable data related to client outcomes as determined by the secretary..... \$675,000.

The Governor disapproved this item.

After remarks, the question on passing Item 4000-0007, contained in section 2, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at thirteen minutes past four o'clock P.M., as follows, to wit (yeas 35 — nays 2) [**Yeas and Nays No. 103**]:

YEAS.

Barrett, Michael J.	Lesser, Eric P.
Boncore, Joseph A.	Lewis, Jason M.
Brady, Michael D.	L'Italien, Barbara A.
Brownsberger, William N.	Lovely, Joan B.
Chandler, Harriette L.	McGee, Thomas M.
Chang-Diaz, Sonia	Montigny, Mark C.
Creem, Cynthia Stone	Moore, Michael O.
Cyr, Julian	O'Connor, Patrick M.
DiDomenico, Sal N.	O'Connor Ives, Kathleen
Donoghue, Eileen M.	Pacheco, Marc R.
Eldridge, James B.	Rodrigues, Michael J.
Forry, Linda Dorcena	Ross, Richard J.
Friedman, Cindy F.	Rush, Michael F.
Gobi, Anne M.	Spilka, Karen E.
Hinds, Adam G.	Tarr, Bruce E.
Humason, Donald F., Jr.	Timilty, Walter F.
Jehlen, Patricia D.	Welch, James T. — 35.
Keenan, John F.	

NAYS.

deMacedo, Viriato M.	Fattman, Ryan C. — 2.
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The yeas and nays having been completed at a quarter before four o'clock P.M., Item 4000-0007, contained in section 2, stands in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 4000-0601 (MassHealth Senior Care) was considered as follows:

4000-0601 For health care services provided to MassHealth members who are seniors and for the operation of the MassHealth senior care options program under section 9D of chapter 118E of the General

MassHealth Senior
Care.

Laws; provided, that funds may be expended from this item for health care services provided to recipients in prior fiscal years; provided further, that no payment for special provider costs shall be made from this item without the prior written approval of the secretary of administration and finance; provided further, that funds shall be expended from this item to maintain a personal needs allowance of \$72.80 per month for individuals residing in nursing and rest homes who are eligible for MassHealth, emergency aid to the elderly, the disabled and children program or supplemental security income; provided further, that notwithstanding any general or special law to the contrary, for any nursing home or non-acute chronic disease hospital that provides kosher food to its residents, the executive office of elder affairs, in consultation with the center for health information and analysis and in recognition of the special innovative program status granted by the executive office of health and human services, shall continue to make the standard payment rates established in fiscal year 2006 to reflect the high dietary costs incurred in providing kosher food; provided further, that MassHealth shall maintain the same respite benefits for adult foster caregivers that were in effect January 1, 2015; provided further, that nursing facility rates effective on October 1, 2017 may be developed using the costs of calendar year 2007 or any subsequent year selected by the secretary of health and human services; provided further, that MassHealth shall reimburse nursing facilities for up to 20 medical leave-of-absence days and up to 10 nonmedical leave-of-absence days; provided further, that medical leave-of-absence days shall include an observation stay in a hospital in excess of 24 hours; and provided further, that no nursing home may reassign a patient's bed during a leave of absence that is eligible for reimbursement under this item..... \$3,520,335,443.

The Governor reduced this item by \$5,000,000.

After remarks, the question on passing Item 4000-0601, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-three minutes past four o'clock P.M., as follows, to wit (yeas 37 — nays 0) **[Yeas and Nays No. 104]**:

YEAS.

Barrett, Michael J.	Keenan, John F.
Boncore, Joseph A.	Lesser, Eric P.
Brady, Michael D.	Lewis, Jason M.
Brownsberger, William N.	L'Italien, Barbara A.
Chandler, Harriette L.	Lovely, Joan B.
Chang-Diaz, Sonia	McGee, Thomas M.
Creem, Cynthia Stone	Montigny, Mark C.
Cyr, Julian	Moore, Michael O.
deMacedo, Viriato M.	O'Connor, Patrick M.
DiDomenico, Sal N.	O'Connor Ives, Kathleen
Donoghue, Eileen M.	Pacheco, Marc R.
Eldridge, James B.	Rodrigues, Michael J.
Fattman, Ryan C.	Ross, Richard J.

Forry, Linda Dorcena
Friedman, Cindy F.
Gobi, Anne M.
Hinds, Adam G.
Humason, Donald F., Jr.
Jehlen, Patricia D.

Rush, Michael F.
Spilka, Karen E.
Tarr, Bruce E.
Timilty, Walter F.
Welch, James T. – 37.

NAYS – 0.

The yeas and nays having been completed at twenty-six minutes past four o'clock P.M., Item 4000-0601, contained in section 2, stands in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 4000-0641 (MassHealth Nursing Home Supplemental Rates) was considered as follows:

MassHealth Nursing
Home Supplemental
Rates.

4000-0641. For nursing facility Medicaid rates; provided, that in fiscal year 2018 the executive office of health and human services, in consultation with the center for health information and analysis, shall establish rates that cumulatively total \$317,100,000 more than the annual payment rates established under the rates in effect as of June 30, 2002; provided further, that not less than \$35,500,000 shall be expended to fund a rate add-on for wages, benefits and related employee costs of direct care staff of nursing homes, including certified nurses' aides and housekeeping, laundry and dietary staff; provided further, that MassHealth shall adopt all additional regulations and procedures to carry out this section; provided further, that not later than March 1, 2018, MassHealth shall report to the house and senate committees on ways and means on the impact on wages for direct care workers at the nursing homes receiving funds; provided further, 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; and 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..... \$352,600,000.

The Governor reduced this item by \$7,500,000 and struck the following wording "; provided, that in fiscal year 2018 the executive office of health and human services, in consultation with the center for health information and analysis, shall establish rates that cumulatively total \$317,100,000 more than the annual payment rates established under the rates in effect as of June 30, 2002" and inserted "; provided, that in fiscal year 2018 the executive office of health and human services, in consultation with the center for health information and analysis, shall establish rates that cumulatively total \$309,600,000 more than the annual payment rates established under the rates in effect as of June 30, 2002."

After remarks, the question on passing Item 4000-0641, 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 four o'clock P.M., as follows, to wit (yeas 37 — nays 0) **[Yeas and Nays No. 105]**:

YEAS.

Barrett, Michael J.	Keenan, John F.
Boncore, Joseph A.	Lesser, Eric P.
Bristol and Norfolk, Vacant	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.
Cyr, Julian	Moore, Michael O.
deMacedo, Viriato M.	O'Connor, Patrick M.
DiDomenico, Sal N.	O'Connor Ives, Kathleen
Donoghue, Eileen M.	Pacheco, Marc R.
Eldridge, James B.	Rodrigues, Michael J.
Fattman, Ryan C.	Ross, Richard J.
Forry, Linda Dorcena	Rush, Michael F.
Friedman, Cindy F.	Spilka, Karen E.
Gobi, Anne M.	Tarr, Bruce E.
Hinds, Adam G.	Timilty, Walter F.
Humason, Donald F., Jr.	Welch, James T. – 37.
Jehlen, Patricia D.	

NAYS – 0.

The yeas and nays having been completed at a half past four o'clock P.M., Item 4000-0641, contained in section 2, stands in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 4590-1503 (Pediatric Palliative Care) was considered as follows:

4590-1503. For the pediatric palliative care program established in section 24K of chapter 111 of the General Laws.....\$2,606,334.

The Governor reduced this item by \$800,000.

The question on passing Item 4590-1503, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-nine minutes before five o'clock P.M., as follows, to wit (yeas 37 — nays 0) **[Yeas and Nays No. 106]**:

YEAS.

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

Pediatric Palliative Care.

Creem, Cynthia Stone
Cyr, Julian
deMacedo, Viriato M.
DiDomenico, Sal N.
Donoghue, Eileen M.
Eldridge, James B.
Fattman, Ryan C.
Forry, Linda Dorcena
Friedman, Cindy F.
Gobi, Anne M.
Hinds, Adam G.
Humason, Donald F., Jr.
Jehlen, Patricia D.

Montigny, Mark C.
Moore, Michael O.
O'Connor, Patrick M.
O'Connor Ives, Kathleen
Pacheco, Marc R.
Rodrigues, Michael J.
Ross, Richard J.
Rush, Michael F.
Spilka, Karen E.
Tarr, Bruce E.
Timilty, Walter F.
Welch, James T. – 37.

NAYS – 0.

The yeas and nays having been completed at twenty-six minutes before five o'clock P.M., Item 4590-1503, contained in section 2, stands in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Order Adopted.

On motion of Mr. Lesser--

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

Time of meeting.

Moment of Silence.

At the request of the Chair (Mr. Rodrigues), the members, guests and staff stood in a moment of silence and reflection to the memory of Miguel Antonio Roldan-Castro Sr.

Moment of Silence.

Adjourn In Memory of Miguel Antonio Roldan-Castro Sr.

The Senator from Hampden and Hampshire, Mr. Lesser, moves that when the Senate adjourns today, it adjourn in memory of Miguel Antonio Roldan-Castro Sr. of Chicopee.

Mr. Lesser in the Chair, Miguel Antonio Roldan-Castro Sr. of Chicopee was a well-known community activist, who died on Monday, August 21, 2017 after a prolonged illness.

Miguel proudly served his community over many years as the Vice Chair, Affirmative Action Officer, and Minority Leader of the Chicopee Democratic City Committee. He also served as Chairman of the Chicopee Commission on Disability, where he worked to improve the quality of life for disabled residents of Chicopee. Additionally, Miguel was an appointed member of Chicopee's Zoning Board of Appeals, using his experience as a paralegal to assist the city with permit and zoning issues.

Miguel also previously served as President of the Worcester-based Hispanic

Americans United of New England.

Miguel was a proud son, father, grandfather, godfather, uncle, and friend. He is described by his dear friend Al Kendall of Chicopee as having “gone about doing good, quietly.” Miguel never sought recognition for his efforts to improve his community. He is survived by his son Elvis Roldan and 8-year-old grandson Josiah.

Mr. Rodrigues in the Chair, accordingly, as a mark of respect in memory of Miguel Antonio Roldan-Castro Sr., twenty-two minutes before five o’clock P.M., on motion of Mr. Montigny, the Senate adjourned to meet again on Monday next at eleven o’clock A.M.