

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



WEDNESDAY, OCTOBER 4, 2017.

JOURNAL OF THE SENATE.

Wednesday, October 4, 2017.

Met at seven minutes past one o'clock P.M.

The Senator from Essex and Middlesex, Mr. Tarr, led the President, members, guests and staff in the recitation of the pledge of allegiance to the flag.

Pledge of allegiance.

Distinguished Guests.

There being no objection, the President handed the gavel to Mr. Timilty for the purpose of an introduction. Mr. Timilty then introduced, in the rear of the Chamber, Commander David Avery and Officer Kevin Gilbert from the Randolph Police Department. Commander Avery and Officer Gilbert are here representing the Pink Patch Project in honor of Breast Cancer Awareness Month.

Commander David Avery and Officer Kevin Gilbert.

The Pink Patch Project is a collaborative effort of between public safety agencies throughout the country to support patients in their courageous fight against breast cancer.

Randolph Police Department will sell a pink version of the uniform patch for \$10 each, with 100 percent of the proceeds going directly to local hospitals to benefit patients. The department will donate items such as heated blankets, cream, and other items to make care more comfortable for patients.

The Senate applauded the department for its efforts to both raise awareness and directly support those who are battling this insidious disease. Commander Avery and Officer Gilbert then withdrew from the Chamber.

Communication.

Communication from the Office of the Comptroller (pursuant to Section 2TT of Chapter 29 of the General Laws) submitting the annual financial plan for the Liability Management and Reduction Fund(received October 2, 2017),-- was placed on file.

Comptroller, -- LMRF financial plan. SD2341

Reports.

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

Report of the Group Insurance Commission (pursuant to Section 21 of Chapter 32A of the General Laws) submitting its Vendor Quality Improvement Report(received October 2, 2017); and

GIC, -- vendor quality improvement report. SD2340

Report of the Department of Unemployment Assistance (pursuant to Section 14F of Chapter 151A of the General Laws) submitting the September 2017 Unemployment Insurance Trust Fund report(received October 2, 2017); and

DUA, -- trust fund report. SD2342

Report of the Cape Ann Transportation Authority (pursuant to Section 8(g) of Chapter 161B of the General Laws) submitting its financial statements and supplementary information for the year ended June 30, 2017(received October 2, 2017); and

CATA, -- financial statements. SD2343

Report of the Franklin Regional Transit Authority (pursuant to Section 8(g) of

FRTA, -- financial statements.

Chapter 161B of the General Laws) submitting its financial statements and supplementary information for the year ended June 30, 2017(received October 2, 2017).

SD2344

PAPERS FROM THE HOUSE

Bills

Relative to certain affordable housing in the south end section of the city of Boston (House, No. 3540,-- on petition) [Local approval received]; and

Boston,--
affordable housing.

Relative to boat excise tax revenue for the town of Chatham waterfront (House, No. 3909, amended,-- on House, No, 2635) [Local approval received on House, No. 2635];

Chatham,--
boat excise tax.

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

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.

General
Appropriation Bill,--
vetoes.

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

Item 0321-2205 (Social Law Library in Suffolk County) was considered as follows:

Social Law Library
in Suffolk County.

0321-2205 For the expenses of the social law library located in Suffolk county.....\$1,906,264.

The Governor reduced this item by \$75,064.

After remarks, the question on passing item 0321-2205, 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 one o'clock P.M., as follows, to wit (yeas 31 - nays 6) [**Yeas and Nays No. 107**]:

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.
Forry, Linda Dorcena

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.

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

Spilka, Karen E.
Timilty, Walter F.
Welch, James T. – **31.**

NAYS.

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

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

The yeas and nays having been completed at seventeen minutes past one o'clock P.M., item 0321-2205, 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 0511-0200 (Administration of Archives) was considered as follows:

Administration of Archives.

0511-0200 For the operation of the archives division; provided, that \$200,000 shall be expended for preservation matching grants for municipalities and nonprofit organizations to preserve veterans monuments, memorials and other significant sites and historic documents; and provided further, that the program shall be administered by the state historic records advisory board..... \$665,557.

The Governor reduced this item by \$100,000.

After remarks, the question on passing item 0511-0200, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty minutes past one o'clock P.M., as follows, to wit (yeas 31 - nays 6) [**Yeas and Nays No. 108**]:

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.
Forry, Linda Dorcena
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. – **31.**

NAYS.

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

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

The yeas and nays having been completed at twenty-two minutes past one

o'clock P.M., item 0511-0200, contained in section 2, stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 0526-0100 (Massachusetts Historical Commission) was considered as follows:

MA Historical Commission.

0526-0100 For the operation of the Massachusetts historical commission; provided, that not less than \$50,000 shall be expended for the historic restoration of the Levi Wetherbee farm located on Middle road in the town of Boxborough..... \$982,724.

The Governor reduced this item by \$50,000 and struck the following wording “; provided, that not less than \$50,000 shall be expended for the historic restoration of the Levi Wetherbee Farm located on Middle road in the town of Boxborough”.

After remarks, the question on passing item 0526-0100, 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-five minutes past one o'clock P.M., as follows, to wit (yeas 30 - nays 7) **[Yeas and Nays No. 109]:**

YEAS.

- | | |
|--------------------------|-------------------------|
| Barrett, Michael J. | Keenan, John F. |
| Boncore, Joseph A. | Lesser, Eric P. |
| Brady, Michael D. | Lewis, Jason M. |
| Brownsberger, William N. | L'Italien, Barbara A. |
| Chandler, Harriette L. | Lovely, Joan B. |
| Creem, Cynthia Stone | McGee, Thomas M. |
| Cyr, Julian | Montigny, Mark C. |
| DiDomenico, Sal N. | Moore, Michael O. |
| 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. – 30. |

NAYS.

- | | |
|-------------------------|----------------------|
| Chang-Diaz, Sonia | O'Connor, Patrick M. |
| deMacedo, Viriato M. | Ross, Richard J. |
| Fattman, Ryan C. | Tarr, Bruce E. – 7. |
| Humason, Donald F., Jr. | |

The yeas and nays having been completed at twenty-seven minutes past one o'clock P.M., item 0526-0100, 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 0610-0010 (Financial Literacy Programs) was considered as follows:

Financial Literacy Programs.

0610-0010 For the Office of Economic Empowerment; provided, that \$60,000 shall be expended for Budget Buddies, Inc. in the town of

UNCORRECTED PROOF.

Chelmsford to operate a program that mentors and teaches financial literacy to low-income women..... \$495,000.

The Governor reduced this item by \$60,000 and struck the following wording "; provided, that \$60,000 shall be expended for Budget Buddies, Inc. in the town of Chelmsford to operate a program that mentors and teaches financial literacy to low-income women".

After remarks, the question on passing item 0610-0010, 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 twenty-nine minutes past one o'clock P.M., as follows, to wit (yeas 30 - nays 7) [**Yeas and Nays No. 110**]:

YEAS.

- | | |
|--------------------------|-------------------------|
| Barrett, Michael J. | Keenan, John F. |
| Boncore, Joseph A. | Lesser, Eric P. |
| Brady, Michael D. | Lewis, Jason M. |
| Brownsberger, William N. | L'Italien, Barbara A. |
| Chandler, Harriette L. | Lovely, Joan B. |
| Creem, Cynthia Stone | McGee, Thomas M. |
| Cyr, Julian | Montigny, Mark C. |
| DiDomenico, Sal N. | Moore, Michael O. |
| 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. – 30. |

NAYS.

- | | |
|-------------------------|----------------------|
| Chang-Diaz, Sonia | O'Connor, Patrick M. |
| deMacedo, Viriato M. | Ross, Richard J. |
| Fattman, Ryan C. | Tarr, Bruce E. – 7. |
| Humason, Donald F., Jr. | |

The yeas and nays having been completed at twenty-nine minutes before two o'clock P.M., item 0610-0010, 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.

Item 0840-0100 (Victim and Witness Assistance Board) was considered as follows:

Victim and Witness Assistance Board.

0840-0100 For the operation of the victim and witness assistance board; provided, that the board shall submit a comprehensive report compiled from the information required of and submitted to the office by the registry of motor vehicles and the state treasurer relative to the collection of assessments for the previous calendar year under section 8 of chapter 258B of the General Laws; provided further, that the report shall be submitted to the house and senate committees on ways and means on or before February 15, 2018; provided further, that not

UNCORRECTED PROOF.

less than \$95,000 shall be expended on an office to serve Berkshire, Franklin, Hampden and Hampshire counties in the western part of the commonwealth; and provided further, that the office shall use reasonable efforts to operate the office on existing state property..... \$587,531.

The Governor reduced this item by \$95,000 and struck the following wording "; provided further, that not less than \$95,000 shall be expended on an office to serve Berkshire, Franklin, Hampden and Hampshire counties in the western part of the commonwealth; and provided further, that the office shall use reasonable efforts to operate the office on existing state property".

After remarks, the question on passing item 0840-0100, 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-seven minute before two o'clock P.M., as follows, to wit (yeas 35 - nays 2) [**Yeas and Nays No. 111**]:

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. |
| 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. – 35. |
| Jehlen, Patricia D. | |

NAYS.

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| Fattman, Ryan C. | Ross, Richard J. – 2. |
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The yeas and nays having been completed at twenty-five minutes before two o'clock P.M., item 0840-0100, 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 0910-0200 (Office of Inspector General) was considered as follows:

Office of Inspector General.

0910-0200 For the operation of the office of the inspector general.....\$2,588,525.

The Governor reduced this item by \$10,000.

The question on passing item 0910-0200, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary

UNCORRECTED PROOF.

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 two o'clock P.M., as follows, to wit (yeas 31 - nays 6) [**Yeas and Nays No. 112**]:

YEAS.

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|---|---|
| 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.
Forry, Linda Dorcena
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. – 31. |
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NAYS.

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|---|--|
| deMacedo, Viriato M.
Fattman, Ryan C.
Humason, Donald F., Jr. | O'Connor, Patrick M.
Ross, Richard J.
Tarr, Bruce E. – 6. |
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The yeas and nays having been completed at twenty-two minutes before two o'clock P.M., item 0910-0200, contained in section 2, stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 0920-0300 (Office of Campaign and Political Finance) was considered as follows:

Office of Campaign and Political Finance.

0920-0300 For the operation of the office of campaign and political finance..... \$1,617,919.

The Governor reduced this item by \$15,861.

After remarks, the question on passing item 0920-0300, 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 twenty-one minutes before two o'clock P.M., as follows, to wit (yeas 34 - nays 3) [**Yeas and Nays No. 113**]:

YEAS.

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| 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. | 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. |
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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.

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. – **34.**

NAYS.

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

Tarr, Bruce E. – **3.**

The yeas and nays having been completed at nineteen minutes before two o'clock P.M., item 0920-0300, 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 1201-0400 (Task Force on Illegal Tobacco) was considered as follows:

Task Force on Illegal Tobacco.

1201-0400 For the operation of the multi-agency illegal tobacco task force established in section 40 of chapter 64C of the General Laws.....\$897,499.

The Governor reduced this item by \$302,500.

The question on passing item 1201-0400, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at seventeen minutes before two o'clock P.M., as follows, to wit (yeas 34 - nays 3) **[Yeas and Nays No. 114]:**

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.
Forry, Linda Dorcena
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. – **34.**

NAYS.

deMacedo, Viriato M.
Fattman, Ryan C.

Humason, Donald F., Jr. – **3.**

The yeas and nays having been completed at quarter before two o'clock

P.M., item 1201-0400, 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 1231-1000 (Commonwealth Sewer Rate Relief Fund) was considered as follows:

Commonwealth
Sewer Rate Relief
Fund.

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 having disapproved said item.

After remarks, the question on passing item 1231-1000, 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 thirteen minutes before two o'clock P.M., as follows, to wit (yeas 34 - nays 3) **[Yeas and Nays No. 115]**:

YEAS.

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|--------------------------|-------------------------|
| 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. |
| Jehlen, Patricia D. | Timilty, Walter F. |
| Keenan, John F. | Welch, James T. – 34. |

NAYS.

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

The yeas and nays having been completed at eleven minutes before two o'clock P.M., item 1231-1000, contained in section 2, stands, in concurrence, notwithstanding objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 1232-0100 (Underground Storage Tank Reimbursements) was considered as follows:

Underground Storage
Tank
Reimbursements.

1232-0100 For underground storage tank reimbursements to parties
that have remediated spills of petroleum products under chapter
21J of the General Laws..... \$5,500,000.

The Governor reduced this item by \$2,500,000.

After remarks, the question on passing item 1232-0100, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary

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notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at nine minutes before two o'clock P.M., as follows, to wit (yeas 33 - nays 2) **[Yeas and Nays No. 116]:**

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. |
| 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. | Ross, Richard J. |
| Gobi, Anne M. | Rush, Michael F. |
| Hinds, Adam G. | Spilka, Karen E. |
| Humason, Donald F., Jr. | Timilty, Walter F. |
| Jehlen, Patricia D. | Welch, James T. – 33. |
| Keenan, John F. | |

NAYS.

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|------------------|----------------------------|
| Fattman, Ryan C. | Tarr, Bruce E. – 2. |
|------------------|----------------------------|

ANSWERED "PRESENT".

- deMacedo, Viriato M. *(present)* – **1.**

ABSENT OR NOT VOTING.

- Creem, Cynthia Stone – **1.**

The yeas and nays having been completed at seven minutes before two o'clock P.M., item 1232-0100, 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 2250-2000 (Federal Safe Drinking Water Act State) was considered as follows:

2250-2000 For the commonwealth's implementation of the Safe Drinking Water Act of 1974 under section 18A of chapter 21A of the General Laws; provided, that the department may expend funds for the study and remediation of lead in public school drinking water; provided further, that not less than \$50,000 shall be expended for the design and construction of a drinking water main-line in the town of Webster; provided further, that not less than \$50,000 shall be expended for costs related to the study, planning and engineering of a water line connection in the town of Ashby; and provided further, that not less than \$75,000 shall be expended for costs related to the study, planning and engineering of a water line connection in the town of

Federal Safe
Drinking Water Act
State.

UNCORRECTED PROOF.

Sturbridge..... \$2,137,185.

The Governor reduced this item by \$175,000 and struck the following wording "; provided further, that not less than \$50,000 shall be expended for the design and construction of a drinking water main-line in the town of Webster; provided further, that not less than \$50,000 shall be expended for costs related to the study, planning and engineering of a water line connection in the town of Ashby; and provided further, that not less than \$75,000 shall be expended for costs related to the study, planning and engineering of a water line connection in the town of Sturbridge ".

After remarks, the question on passing item 2250-2000, 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 five minutes before two o'clock P.M., as follows, to wit (yeas 33 - nays 4) [**Yeas and Nays No. 117**]:

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.
Fattman, Ryan C.
Forry, Linda Dorcena
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. – 33. |
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NAYS.

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| Chang-Diaz, Sonia
deMacedo, Viriato M. | Humason, Donald F., Jr.
Tarr, Bruce E. – 4. |
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The yeas and nays having been completed at three minutes before two o'clock P.M., item 2250-2000, 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 2300-0101 (Riverways Protection, Program) was considered as follows:

Riverways
Protection, Program.

2300-0101 For the division of ecological restoration and the riverways program and for the promotion of public access to rivers and wetland restoration, including grants to public and nonpublic entities; provided, that the positions funded in this line item shall not be subject to chapter 31 of the General Laws; provided further, that not less than \$50,000 shall be expended for the restoration of the Aberjona riverbank in the town of Winchester

and provided further, that not less than \$50,000 shall be expended for projects associated with the restoration of natural resources and fish population in the Fore river watershed in city known as the town of Braintree.....\$630,577.

The Governor reduced this item by \$100,000 and struck the following wording "; provided further, that not less than \$50,000 shall be expended for the restoration of the Aberjona riverbank in the town of Winchester and provided further, that not less than \$50,000 shall be expended for projects associated with the restoration of natural resources and fish population in the Fore river watershed in city known as the town of Braintree”.

After remarks, the question on passing item 2300-0101, 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 two o'clock P.M., as follows, to wit (yeas 31 - nays 6) [Yeas and Nays No. 118]:

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.
Forry, Linda Dorcena
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.
Tarr, Bruce E.
Timilty, Walter F.
Welch, James T. – 31.

NAYS.

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

Humason, Donald F., Jr.
O'Connor, Patrick M.
Ross, Richard J. – 6.

The yeas and nays having been completed at two o'clock P.M., item 2300-0101, 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 (Division of Marine Fisheries-Administration) was considered as follows:

Division of Marine Fisheries-Administration.

2330-0100 For the operation of the division of marine fisheries, including expenses of the Annisquam river marine research laboratory, marine research programs, a commercial fisheries program, a shellfish management program, including coastal area classification, mapping and technical assistance, the

operation of the Newburyport shellfish purification plant and a shellfish classification program; provided, that funds shall be expended on a recreational fisheries program to be reimbursed by federal funds; provided further, that the division shall continue to develop strategies to improve federal regulations governing the commercial fishing industry and to promote sustainable fisheries; provided further, that \$400,000 shall be expended for the operation of the Newburyport shellfish purification plant; provided further, that the division shall offer wet storage and desanding services at the Newburyport shellfish purification plant as laid out in the report dated March 1, 2012; provided further, that for functions not being performed by the plant before July 1, 2012, the division may solicit competitive proposals for the utilization of excess processing capacity at the Newburyport shellfish purification plant, which may include proposals to offer wet storage and desanding services at the plant as described in the shellfish purification plant management plan dated March 1, 2012; provided further, that the division shall be under no obligation to consider or implement any proposal that the division determines would displace, impede or otherwise hinder the existing functions of the plant; provided further, that the division may enter into contracts based on proposals received and the division shall notify the house and senate committees on ways and means not less than 60 days before taking any such action; provided further, that not less than \$175,000 shall be expended for shellfish propagation in Barnstable, Dukes, and Nantucket counties; provided further, that not less than \$50,000 shall be expended for the Fishing Academy, Inc. program; provided further, that not less than \$185,000 shall be expended for the continuation of the industry based survey program conducted by the division; provided further, that \$75,000 shall be expended for coastal and marsh restoration and revitalization including, but not limited to, the treatment of phragmites and other invasive species; and provided further, that not less than \$50,000 shall be expended for a Great Marsh green crab trapping program..... \$6,511,649.

The Governor reduced this item by \$447,418 and struck the following wording "; provided further, that not less than \$50,000 shall be expended for the Fishing Academy, Inc. program"; and "and provided further, that not less than \$50,000 shall be expended for a Great Marsh green crab trapping program".

After remarks, 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 three minutes past two o'clock P.M., as follows, to wit (yeas 32 - nays 5) [Yeas and Nays No. 119]:

YEAS.

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

Lesser, Eric P.
Lewis, Jason M.
L'Italien, Barbara A.
Lovely, Joan B.
McGee, Thomas M.

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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.
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.
Rush, Michael F.
Spilka, Karen E.
Tarr, Bruce E.
Timilty, Walter F.
Welch, James T. – 32.

NAYS.

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

Humason, Donald F., Jr.
Ross, Richard J. – 5.

The yeas and nays having been completed at four minutes past two 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 2511-0105 (Emergency Food Assistance) was considered as follows:

Emergency Food Assistance.

2511-0105 For the purchase of supplemental foods for the emergency food assistance program within the Feeding America nationally-certified food bank system; provided, that the funds appropriated in this item shall reflect the Feeding America allocation formula in order to benefit the commonwealth's 4 regional food banks; provided further, that the department may assess an administrative charge not to exceed 2 per cent of the total appropriation in this item; provided further, that not less than \$25,000 shall be expended for the Food for the World, Inc.; provided further, that not less than \$50,000 shall be expended for the Lovin' Spoonfuls, Inc.; provided further, that not less than \$85,000 shall be expended for the Cambridge Weekend Backpack Program; provided further, that not less than \$25,000 shall be expended for the Pembroke Soup Connection, Inc.; provided further, that \$1,000,000 shall be expended for operating funds to distribute food for the Massachusetts emergency food assistance program; and provided further, that not less than \$75,000 be expended for Open Table, Inc. in the town of Concord..... \$17,673,831.

The Governor reduced this item by \$673,831 and struck the following wording "provided further, that not less than \$25,000 shall be expended for the Food for the World, Inc.; provided further, that not less than \$50,000 shall be expended for the Lovin' Spoonfuls, Inc.; provided further, that not less than \$85,000 shall be expended for the Cambridge Weekend Backpack Program; provided further, that not less than \$25,000 shall be expended for the Pembroke Soup Connection, Inc." and "; and provided further, that not less than \$75,000 be expended for Open Table, Inc. in the town of Concord".

After remarks, the question on passing item 2511-0105, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to

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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 two o'clock P.M., as follows, to wit (yeas 35 - nays 2) [**Yeas and Nays No. 120**]:

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. | 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. |
| Jehlen, Patricia D. | Welch, James T. – 35. |
| Keenan, John F. | |

NAYS.

- | | |
|------------------|-------------------------------------|
| Fattman, Ryan C. | Humason, Donald F., Jr. – 2. |
|------------------|-------------------------------------|

The yeas and nays having been completed at eight minutes past two o'clock P.M., item 2511-0105, 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 2800-0401 (Stormwater Management) was considered as follows:

Stormwater
Management.

2800-0401 For a program to provide stormwater management for all properties and roadways under the care, custody and control of the department of conservation and recreation; provided, that not less than \$25,000 shall be expended for storm water testing in the town of Belmont..... \$444,542

The Governor reduced this item by \$25,000 and struck the following wording “; provided, that not less than \$25,000 shall be expended for storm water testing in the town of Belmont ”.

After remarks, the question on passing item 2800-0401, 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 nine minutes past two o'clock P.M., as follows, to wit (yeas 30 - nays 7) [**Yeas and Nays No. 121**]:

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. |

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Chandler, Harriette L.
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.
Jehlen, Patricia D.

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.

Chang-Diaz, Sonia
deMacedo, Viriato M.
Fattman, Ryan C.
Humason, Donald F., Jr.

O'Connor, Patrick M.
Ross, Richard J.
Tarr, Bruce E. – **7.**

The yeas and nays having been completed at twelve minutes past two o'clock P.M., item 2800-0401, 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 2800-0501 (DCR Seasonals) was considered as follows:

DCR Seasonals.

2800-0501 For the operation of the beaches, pools and spray pools under the control of the department of conservation and recreation; provided, that the seasonal hires of the department's parks, beaches, pools and spray pools shall be paid from this item; provided further, that all beaches, pools and spray pools shall remain open and staffed from Memorial Day through Labor Day; provided further, that the beaches, pools and spray pools shall be fully maintained; provided further, that seasonal employees who are hired before the second Sunday preceding Memorial Day, whose employment continues beyond the Saturday following Labor Day and who received health insurance benefits in fiscal year 2017, shall continue to receive such benefits in fiscal year 2018 during the period of that employee's seasonal employment; 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 April 1 and ending not later than November 30 or beginning not earlier than September 1 and ending not later than April 30; and provided further, that notwithstanding said section 1 of said chapter 31, seasonal positions funded by this item shall not be filled by an incumbent for more than 8 months within a 12-month period; provided further, that not less than \$50,000 shall be expended for staffing and operations necessary at Halibut Point state park in the town of Rockport; and provided further, that not less than \$50,000 shall be expended for staffing and operations necessary at Berry pond in the Harold Parker state forest..... \$15,560,192.

The Governor reduced this item by \$100,000 and struck the following

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wording “; provided further, that not less than \$50,000 shall be expended for staffing and operations necessary at Halibut Point state park in the town of Rockport; and provided further, that not less than \$50,000 shall be expended for staffing and operations necessary at Berry pond in the Harold Parker state forest ”.

After remarks, the question on passing item 2800-0501, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at thirteen minutes past two o'clock P.M., as follows, to wit (yeas 31 - nays 6) **[Yeas and Nays No. 122]**:

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.
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.
Forry, Linda Dorcena	Rush, Michael F.
Friedman, Cindy F.	Spilka, Karen E.
Gobi, Anne M.	Tarr, Bruce E.
Hinds, Adam G.	Timilty, Walter F.
Jehlen, Patricia D.	Welch, James T. – 31.
Keenan, John F.	

NAYS.

Chang-Diaz, Sonia	Humason, Donald F., Jr.
deMacedo, Viriato M.	O'Connor, Patrick M.
Fattman, Ryan C.	Ross, Richard J. – 6.

The yeas and nays having been completed at sixteen minutes past two o'clock P.M., item 2800-0501, 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 2810-2042 (DCR Retained Revenue) was considered as follows:

2810-2042 For the department of conservation and recreation, which may expend not more than \$20,000,000 from revenues collected by the department, including, but not limited to, revenues collected from: (i) campsite reservation transactions from the automated campground reservation and registration program; (ii) fees, permits, leases, rentals, concessions and all other contracts; (iii) telecommunications system user fees and other charges established by the commissioner of conservation and recreation and as received from the Massachusetts Water Resources Authority, the Massachusetts Convention Center Authority, the division of highways in the Massachusetts Department of Transportation, the department of state police and quasi-public

DCR Retained
Revenue.

UNCORRECTED PROOF.

and private entities; (iv) skating rink fees and rentals; (v) Ponkapoag golf course fees and rentals; (vi) Leo J. Martin golf course fees and rentals; and (vii) activities authorized under section 34B of chapter 92 of the General Laws; provided, that the department shall retain and deposit 80 per cent of the aforementioned fees; provided further, that if the department of conservation and recreation projects that total revenues from the fees identified in this item will exceed \$25,000,000, the department shall notify the secretary of administration and finance and the house and senate committees on ways and means; provided further, that funds in this item shall be expended for: (a) the operation and expenses of the department; (b) expenses, upkeep and improvements to the parks and recreation system; (c) the operation and maintenance of the department's telecommunications system; (d) the operation and maintenance of the department's skating rinks at an amount not less than \$1,000,000; (e) the operation and maintenance of the Ponkapoag golf course at an amount not less than \$1,098,011; and (f) the operation and maintenance of the Leo J. Martin golf course at an amount not less than \$824,790; provided further, that nothing in this item shall impair or diminish the rights of access and utilization of all current users of the telecommunications system under agreements previously entered into; provided further, that this item may be reimbursed by political subdivisions of the commonwealth and private entities for direct and indirect costs expended by the department to maintain the telecommunications system; provided further, that when assigning time for the use of its skating rinks, the department shall give first priority to general public skating and then to an entity which qualifies under applicable state and federal law as a nonprofit organization or as a public school; provided further, that the department may issue grants to public and nonpublic entities from this item; provided further, that 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; provided further, that expenditures made in advance of receipts shall not exceed 75 per cent of the amount of revenues projected by the first quarterly statement required by section 1B; provided further, that the comptroller shall notify the house and senate committees on ways and means when subsequent quarterly statements are published of the variance between actual and projected receipts in each quarter and the implications of that variance for expenditures made; and provided further, that not less than \$25,000 shall be expended for a memorial plaque for World War II Veteran, Leo J. Martin at the Leo J. Martin Golf Course in the town of Weston..... \$20,022,185.

The Governor reduced this item by \$25,000 and struck the following wording “; and provided further, that not less than \$25,000 shall be expended for a memorial plaque for World War II Veteran, Leo J. Martin at the Leo J. Martin Golf

Course in the town of Weston ".

After remarks, the question on passing item 2810-2042 , 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 past two o'clock P.M., as follows, to wit (yeas 30 - nays 7) [**Yeas and Nays No. 123**]:

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.
Forry, Linda Dorcena
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.

Chang-Diaz, Sonia
deMacedo, Viriato M.
Fattman, Ryan C.
Humason, Donald F., Jr.

O'Connor, Patrick M.
Ross, Richard J.
Tarr, Bruce E. – **7.**

The yeas and nays having been completed at twenty minutes past two o'clock P.M., item 2810-2042, 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 3000-1000 (Department of Early Education and Care Administration) was considered as follows:

Department of Early Education and Care Administration.

3000-1000 For the administration of the department of early education and care; provided, that the department shall report on the first business day of each month to the joint committee on education, the joint committee on children, families and persons with disabilities, the house and senate committees on ways and means and the secretary of administration and finance on the unduplicated number of children on waiting lists for state-subsidized early education and care programs and services, including supportive child care services; provided further, that notwithstanding chapter 66A of the General Laws, the department of early education and care, the lead agencies of community partnership councils, the child care resource and referral agencies, the department of elementary and secondary education, the department of transitional assistance, the

department of children and families, the department of housing and community development, the Children’s Trust Fund established pursuant to section 50 of chapter 10 of the General Laws, the disabled persons protection commission, the district attorneys’ offices and the department of public health, specifically early intervention, may share with each other personal data regarding the parents and children who receive services provided under early education and care programs administered by the commonwealth for waitlist management, program implementation and evaluation, reporting and policy development purposes; provided further, that the department shall issue monthly reports detailing the number and average cost of voucher and contracted slots funded by the department for items 3000-3060 and 3000-4060 delineated by age category; provided further, that said reports shall include the number of recipients subject to subsection (f) of section 110 of chapter 5 of the acts of 1995; provided further, that the department of early education and care 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 the information shall be provided in a manner that meets all applicable federal and state privacy and security requirements; provided further, that not less than \$25,000 shall be expended for East End House in the city of Cambridge to support its childcare program; and provided further, that not less than \$50,000 shall be expended to preserve early education programs in the city of Pittsfield..... \$5,761,617.

The Governor reduced this item by \$25,000 and struck the following wording “; provided further, that not less than \$25,000 shall be expended for East End House in the city of Cambridge to support its childcare program”.

After remarks, the question on passing item 3000-1000, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-two minutes past two o’clock P.M., as follows, to wit (yeas 30 - nays 7) [**Yeas and Nays No. 124**]:

YEAS.

- | | |
|--------------------------|-------------------------|
| Barrett, Michael J. | Keenan, John F. |
| Boncore, Joseph A. | Lesser, Eric P. |
| Brady, Michael D. | Lewis, Jason M. |
| Brownsberger, William N. | L’Italien, Barbara A. |
| Chandler, Harriette L. | Lovely, Joan B. |
| Creem, Cynthia Stone | McGee, Thomas M. |
| Cyr, Julian | Montigny, Mark C. |
| DiDomenico, Sal N. | Moore, Michael O. |
| 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. |

UNCORRECTED PROOF.

Hinds, Adam G.
Jehlen, Patricia D.

Timilty, Walter F.
Welch, James T. – 30.

NAYS.

Chang-Diaz, Sonia
deMacedo, Viriato M.
Fattman, Ryan C.
Humason, Donald F., Jr.

O'Connor, Patrick M.
Ross, Richard J.
Tarr, Bruce E. – 7.

The yeas and nays having been completed at twenty-three minutes past two o'clock P.M., item 3000-1000, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 3000-1020 (Quality Improvement) was considered as follows:

Quality
Improvement.

3000-1020 For quality investments in early education and care, including not less than \$4,000,000 to be expended for training, research and grants related to the development of the Massachusetts Quality Rating and Improvement System (QRIS), of which not less than \$2,000,000 shall be expended for direct grants to early education and school age programs participating in the Massachusetts QRIS that are actively engaged in efforts to achieve Level 3 and Level 4 in order to improve quality in early education and school age system of care; provided, that costs related to department personnel who support quality improvement may be funded from this item, including the department's licensing staff and other personnel who ensure compliance with state and federal requirements for inspections, monitoring and training; provided further, that funds from this item shall support the Massachusetts universal pre-kindergarten program and inclusive learning environments grants; provided further, that supports funded through this item may include, but shall not be limited to, development and purchase of curriculum, development and implementation of early childhood assessment systems, incentives for programs to recruit, develop and retain highly qualified educators, activities that encourage providers to obtain associate and bachelor degrees, payment of fees, direct assistance to programs seeking accreditation by agencies approved by the board of early education and care and professional development courses; provided further, that any payment made under any such grant with a school district shall be deposited with the treasurer of such city, town or regional school district and held as a separate account and, notwithstanding any general or special law to the contrary, shall be expended by the school committee of such city, town or regional school district without municipal appropriation; and provided further, that not less than \$100,000 shall be expended for a comprehensive statewide study, conducted by the University of Massachusetts at Boston, relative to the early education and care workforce in the commonwealth \$30,112,455.

The Governor reduced this item by \$100,000 and struck the following

wording "; and provided further, that not less than \$100,000 shall be expended for a comprehensive statewide study, conducted by the University of Massachusetts at Boston, relative to the early education and care workforce in the commonwealth ".

After remarks, the question on passing item 3000-1020, 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-five minutes past two o'clock P.M., as follows, to wit (yeas 30 - nays 7) [**Yeas and Nays No. 125**]:

YEAS.

Barrett, Michael J.	Keenan, John F.
Boncore, Joseph A.	Lesser, Eric P.
Brady, Michael D.	Lewis, Jason M.
Brownsberger, William N.	L'Italien, Barbara A.
Chandler, Harriette L.	Lovely, Joan B.
Creem, Cynthia Stone	McGee, Thomas M.
Cyr, Julian	Montigny, Mark C.
DiDomenico, Sal N.	Moore, Michael O.
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. – 30.

NAYS.

Chang-Diaz, Sonia	O'Connor, Patrick M.
deMacedo, Viriato M.	Ross, Richard J.
Fattman, Ryan C.	Tarr, Bruce E. – 7.
Humason, Donald F., Jr.	

The yeas and nays having been completed at twenty-seven minutes past two o'clock P.M., item 3000-1020, 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 3000-7000 (Children's Trust Fund At-Risk Newborn Programs) was considered as follows:

3000-7000 For statewide neonatal and postnatal home parenting education and home visiting programs for at-risk newborns to be administered by the Children's Trust Fund established pursuant to section 50 of chapter 10 of the General Laws; provided, that such services shall be made available statewide to parents under 21 years of age; provided further, that the department of early education and care shall collaborate with the Children's Trust Fund, when appropriate, to coordinate services provided through this item with services provided through item 3000-7050 to ensure that parents receiving services through this item are aware of all opportunities available to them and their children through

Children's Trust
Fund At-Risk
Newborn Programs.

UNCORRECTED PROOF.

the department; provided further, that the Children’s Trust Fund shall oversee the maintenance of a participant data system; and provided further, that notwithstanding any general or special law to the contrary, priority for such services shall be given to low-income parents..... \$14,350,685.

The Governor reduced this item by \$10,633.

After remarks, the question on passing item 3000-7000, 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 past two o’clock P.M., as follows, to wit (yeas 34 - nays 3) [**Yeas and Nays No. 126**]:

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. |
| Forry, Linda Dorcena | Rush, Michael F. |
| Friedman, Cindy F. | Spilka, Karen E. |
| Gobi, Anne M. | Timilty, Walter F. |
| Hinds, Adam G. | Welch, James T. – 31. |
| 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. |

The yeas and nays having been completed at twenty-nine minutes before three o’clock P.M., item 3000-7000, 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 4120-4000 (Independent Living Assistance Program) was considered as follows:

Independent Living Assistance Program.

4120-4000 For community-based services, which shall include, but not be limited to, protective services, adult support services, assistive technology services and the annualization of funding for turning 22 program clients who began receiving services in fiscal year 2017 under item 4120-4010 of chapter 133 of the acts of 2016; provided, that not less than \$1,556,590 shall be expended for assistive technology services \$9,623,606.

The Governor reduced this item by \$270,000 and struck the following wording "; provided, that not less than \$1,556,590 shall be expended for assistive technology services " and by inserting in place thereof "; provided, that not less than \$1,286,590 shall be expended for assistive technology services".

UNCORRECTED PROOF.

After remarks, the question on passing item 4120-4000, 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 before three o'clock P.M., as follows, to wit (yeas 34 - nays 3) [**Yeas and Nays No. 127**]:

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.
Forry, Linda Dorcena
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. – 34. |
|--|--|

NAYS.

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

The yeas and nays having been completed at twenty-five minutes before three o'clock P.M., item 4120-4000, 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 4180-0100 (Soldiers' Home in Chelsea) was considered as follows:

Soldiers' Home in Chelsea.

4180-0100 For the maintenance and operation of the Soldiers' Home in Massachusetts located in the city of Chelsea, including a specialized unit for the treatment of Alzheimer's disease patients; provided, that no fee, assessment or other charge shall be imposed upon or required of any person for any admission or hospitalization which exceeds the amount of fees charged in fiscal year 2017.....\$27,210,690.

The Governor reduced this item by \$303,734.

After remarks, the question on passing item 4180-0100, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-three minutes before three o'clock P.M., as follows, to wit (yeas 37 - nays 0) [**Yeas and Nays No. 128**]:

YEAS.

UNCORRECTED PROOF.

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.
Forry, Linda Dorcena
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. – 37.

NAYS – 0.

The yeas and nays having been completed at twenty-one minutes before three o'clock P.M., item 4180-0100, 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 4200-0300 (Residential Services for Committed) was considered as follows:

Residential Services
for Committed.

4200-0300 For secure facilities, including purchase-of-service and state-operated programs incidental to the operations of the facilities; provided, that funds shall be expended to address the needs of the female population; and provided further, that funds shall be expended to address suicide prevention.... \$118,863,123.

The Governor reduced this item by \$1,285,943.

After remarks, the question on passing item 4200-0300, 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 twenty minutes before three o'clock P.M., as follows, to wit (yeas 32 - nays 5) [Yeas and Nays No. 129]:

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.

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.

UNCORRECTED PROOF.

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

Ross, Richard J.
Tarr, Bruce E. – 5.

The yeas and nays having been completed at eighteen minutes before three o'clock P.M., item 4200-0300, 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 4401-1000 (Employment Services Program) was considered as follows:

Employment
Services Program.

4401-1000 For employment and training services for recipients of benefits provided under the transitional aid to families with dependent children program; provided, that funds from this item may be expended on former recipients of the program for up to 1 year after termination of their benefits; provided further, that the department may expend funds from this item on such services for the non-custodial parents of dependent children receiving transitional aid to families with dependent children; provided further, that the department shall spend no less than the amount spent in fiscal year 2017 for the young parents program and the competitive integrated employment services program; provided further, that not less than \$1,000,000 shall be expended for the service providers with whom the office for refugees and immigrants entered into service agreements in fiscal year 2017 under this line-item; provided further, that certain parents who have not yet reached the age of 18, including those who are ineligible for transitional aid to families with dependent children and who would qualify for benefits under chapter 118 of the General Laws but for the deeming of the grandparents' income, shall be eligible to receive services; provided further, that not less than \$50,000 shall be provided for learning disability assessments through the University of Massachusetts; provided further, that not less than \$779,058 shall be expended for transportation benefits for recipients of transitional aid to families with dependent children; provided further, that not less than \$100,000 shall be expended for the DTA Works internship program; provided further, that not less than \$75,000 shall be expended for a transportation program developed and operated by the South Middlesex Opportunity Council, Inc.; provided further, that the department of transitional assistance shall file a report with the house and senate committees on ways and means not later than March 1, 2018 on: (i) the number of clients served by these programs; (ii) the number of clients who transition into employment, when applicable; (iii) the number of clients who remain in employment after 90 days, when applicable; (iv) the number of clients who remain in employment after 1 year, when

applicable; and (v) other quantifiable data related to client outcomes as designed by these programs; provided further, that the department shall examine the outcomes of these programs to determine which are effective in transitioning clients to employment and increasing self-sufficiency; provided further, that the department shall consider other programs to meet transitional employment needs of clients; and provided further, that not less than \$75,000 shall be expended for Ascentria Care Alliance, Inc. to provide transportation to low-income families through the good news garage ready to go service.....\$14,185,888.

The Governor reduced this item by \$150,000 and struck the following wording "; provided further, that not less than \$75,000 shall be expended for a transportation program developed and operated by the South Middlesex Opportunity Council, Inc."and "; and provided further, that not less than \$75,000 shall be expended for Ascentria Care Alliance, Inc. to provide transportation to low-income families through the good news garage ready to go service ".

After remarks, the question on passing item 4401-1000, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at sixteen minutes before three o'clock P.M., as follows, to wit (yeas 30 - nays 7) [**Yeas and Nays No. 130**]:

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.
Forry, Linda Dorcena
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.

Chang-Diaz, Sonia
deMacedo, Viriato M.
Fattman, Ryan C.
Humason, Donald F., Jr.

O'Connor, Patrick M.
Ross, Richard J.
Tarr, Bruce E. – **7.**

The yeas and nays having been completed at fourteen minutes before three o'clock P.M., item 4401-1000, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 4403-2000 (TAFDC Grant Program) was considered as follows:

TAFDC Grant
Program.

4403-2000 For a program of transitional aid to families with dependent children; provided, that benefits under the program shall be paid only to citizens of the United States and to non-citizens for whom federal funds may be used to provide benefits; provided further, that no benefits under this item shall be made available to undocumented immigrants; provided further, that the need standard shall be equal to the standard that was in effect in fiscal year 2017 unless the department determines that a reduction in the monthly payment standard shall be implemented before the end of the fiscal year to keep program expenditures within the amounts appropriated in this item; provided further, that the payment standard shall be equal to the need standard; provided further, that the payment standard for families who do not qualify for an exempt category of assistance under subsection (e) of section 110 of chapter 5 of the acts of 1995 shall be 2.75 per cent below the otherwise applicable payment standard in fiscal year 2018, under the state plan required under the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996, Public Law 104-193, as amended, and under said act and notwithstanding section 218 of chapter 149 of the acts of 2004 or any other general or special law to the contrary, the recipients defined in said section 218 of said chapter 149 whose youngest child of record is of the age at which full-time schooling is mandatory or older shall meet the federal standard of 30 hours per week of work-related activity; provided further, that the department shall notify parents under 20 years of age who are receiving benefits from the program of the requirements of clause (2) of subsection (i) of said section 110 of said chapter 5 or any successor law; provided further, that a \$40 per month rental allowance shall be paid to households incurring a rent or mortgage expense and not residing in public or subsidized housing; provided further, that a nonrecurring children's clothing allowance of \$300 shall be provided to each child eligible under this program in September 2017; provided further, that the children's clothing allowance shall be included in the standard of need for the month of September 2017; provided further, that benefits under this program shall not be available to those families in which a child has been removed from the household under a court order after a care and protection hearing under chapter 119 of the General Laws or to adult recipients otherwise eligible for transitional aid to families with dependent children but for the temporary removal of the dependent child or children from the home by the department of children and families under department procedures; provided further, that notwithstanding section 2 of chapter 118 of the General Laws or any other general or special law to the contrary, the department shall render aid to pregnant women with no other eligible dependent children only if it has been medically verified that the child is expected to be born within the month the payments are to be made or within the 3-month period after the month of payment and who, if the child had been born and was

living with that parent in the month of payment, would be categorically and financially eligible for transitional aid to families with dependent children benefits; provided further, that certain families that suffer a reduction in benefits due to a loss of earned income and participation in retrospective budgeting may receive a supplemental benefit to compensate them for the loss; provided further, that the department shall, to the extent feasible within the existing appropriation and funding from other sources, review its disability standards to determine the extent to which such standards reflect the current medical and vocational criteria; provided further, that the department shall report to the house and senate committees on ways and means and the joint committee on children, families and persons with disabilities 75 days before any changes to the disability standards are proposed; provided further, that the department shall provide oral and written notification to all recipients of their childcare benefits at the time of application and on a semi-annual basis; provided further, that the notification shall include the full range of childcare options available, including center-based childcare, family-based childcare and in-home relative childcare; provided further, that the notification shall detail available childcare benefits for current and former recipients, including employment and training benefits and transitional benefits; provided further, that the notice shall also advise recipients of the availability of supplemental nutrition assistance program benefits; provided further, that in promulgating, amending or rescinding its regulations relative to eligibility for, or levels of, benefits under the program, the department shall take into account the amounts available to it for expenditure from this item so as not to exceed this appropriation; provided further, that not less than \$1,000,000 shall be expended for cash and transportation benefits for newly employed transitional aid to families with dependent children clients for a period not to exceed 12 months to assist them with short-term self-sufficiency; provided further, that notwithstanding any general or special law to the contrary, the department of transitional assistance shall calculate benefits provided under item 4403-2000, in the same manner as the previous fiscal year; provided further, that the department's calculation of benefits shall not preclude the department from making eligibility or benefit changes that lead to an increase in eligibility or benefits; provided further, that the department shall report to the house and senate committees on ways and means, the joint committee on children, families and persons with disabilities and the clerks of the house of representatives and senate 75 days before adopting eligibility or benefit changes; and provided further, that the report shall include the text of, basis and reasons for the proposed changes..... \$162,851,212.

The Governor reduced this item by \$6,613,292 and struck the following wording "; provided further, that a nonrecurring children's clothing allowance of \$300 shall be provided to each child eligible under this program in September 2017" and "; provided further, that notwithstanding any general or special law to the contrary, the department of transitional assistance shall calculate benefits provided under item 4403-2000, in the same manner as the previous fiscal year;

provided further, that the department's calculation of benefits shall not preclude the department from making eligibility or benefit changes that lead to an increase in eligibility or benefits; provided further, that the department shall report to the house and senate committees on ways and means, the joint committee on children, families and persons with disabilities and the clerks of the house of representatives and senate 75 days before adopting eligibility or benefit changes; and provided further, that the report shall include the text of, basis and reasons for the proposed changes " and by inserting in place thereof "; provided further, that a nonrecurring children's clothing allowance of \$250 shall be provided to each child eligible under this program in September 2017".

After remarks, the question on passing item 4403-2000, 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 before three o'clock P.M., as follows, to wit (yeas 35 - nays 2) **[Yeas and Nays No. 131]:**

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. |
|----------------------|-----------------------|

The yeas and nays having been completed at nine minutes before three o'clock P.M., item 4403-2000, 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 4403-2007 (Supplemental Nutritional Program) was considered as follows:

Supplemental
Nutritional Program.

4403-2007 For a nutritional benefit program for low-income workers; provided, that benefits shall be provided only to those for whom receiving these benefits will improve the work participation rate under the federal program of temporary assistance for needy families..... \$600,000.

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

UNCORRECTED PROOF.

After remarks, the question on passing item 4403-2007, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at six minutes before three o'clock P.M., as follows, to wit (yeas 37 - nays 0) [**Yeas and Nays No. 132**]:

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 | 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 four minutes before three o'clock P.M., item 4403-2007, 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 4510-0112 (Postpartum Depression Pilot Program) was considered as follows:

Postpartum
Depression Pilot
Program.

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 in the Jamaica Plain section of the city of Boston..... \$50,000.

The Governor having disapproved said item.

After remarks, the question on passing item 4510-0112, 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 three o'clock P.M., as follows, to wit (yeas 37 - nays 0) [**Yeas and Nays No. 133**]:

YEAS.

- | | |
|---------------------|-----------------|
| Barrett, Michael J. | Keenan, John F. |
| Boncore, Joseph A. | Lesser, Eric P. |

UNCORRECTED PROOF.

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

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. – 37.

NAYS – 0.

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

Remarks of Senator Barbara A. L'Italien.

I rise today in honor of my constituent, Rhonda LeRocque, who died Sunday during the horrific mass-shooting in Las Vegas.

Rhonda lived in Tewksbury with Jason, her husband of 21 years, and their 6 year old daughter. She had been visiting Las Vegas on a family trip to celebrate her wedding anniversary and was attending a country music concert when she was killed during the worst mass-shooting in our nation's history.

Rhonda worked at IDEO, a design firm based in Cambridge. She was known by many for her devotion to her family and her faith community. In her spare time, she enjoyed skiing, cooking, and baking and brought joy to the people around her. According to her mother, Pricilla Champagne, Rhonda was "a loving mother... a loving wife. ... She was just beautiful inside and out."

Please join me in a moment of silence as we pray for the family of Rhonda LeRocque as well as the 59 people who lost their lives and the 525 who were wounded during Sunday's mass shooting in Las Vegas.

Subsequently, on motion of Ms. Lovely, the above remarks were ordered printed in the Journal of the Senate.

Moment of Silence.

At the request of Ms. L'Italien, the members, guests and staff joined in a moment of silent reflection to the memory of Rhonda LeRocque and for those who were killed and injured in the senseless shooting in Las Vegas, Nevada on October 1, 2017.

Resolutions.

The following resolutions (having been filed with the Clerk) were severally

Remarks of Senator
Barbara A. L'Italien.

Moment of silence.

considered forthwith and adopted, as follows:-

Resolutions (filed by Mr. Lesser) “commemorating the fiftieth anniversary of the Willie Ross School for the Deaf, Inc.”; and

Willie Ross School
for the Deaf, Inc.

Resolutions (filed by Mr. O’Connor) “congratulating Zachary Keith Maiuri of the town of Marshfield on his elevation to the rank of Eagle Scout.”

Zachary Keith
Maiuri.

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 William N. Brownsberger for legislation to establish a sick leave bank for Elizabeth O'Brien, an employee of the Department of the Attorney General.

Mattress recycling,--
special commission.
SD2332

The rules were suspended, on motion of Ms. Lovely, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service.

Sent to the House for concurrence.

PAPER FROM THE HOUSE.

A petition (accompanied by bill, House, No. 3939) of Mathew Muratore relative to zoning ordinances regulating the installation of solar energy systems and the building of structures that facilitate the collection of solar energy,-- **was referred in concurrence, under suspension of Joint Rule 12, to the committee on Municipalities and Regional Government.**

Zoning,--
solar energy systems.

Orders of the Day.

The Orders of the Day were considered as follows:

Bills

Exempting the position of police captain in the Town of Hull from the provisions of the civil service law (Senate, No. 2086);

Second reading bills.

Relative to the town charter of Wareham (Senate, No. 2144);

Relative to a Wareham Redevelopment Authority (Senate, No. 2145);

Establishing a special fund for recaptured funds from demolition liens or related grants in the town of Fairhaven (Senate, No. 2156);

Relative to the charter of the town of Eastham (House, No. 2423);

Renaming Muddy pond in the city known as the town of Barnstable to be called Crocker pond (House, No. 3679, amended);

Authorizing the town of Burlington to grant additional licenses for the sale of alcoholic beverages to be drunk on the premises (House, No. 3756, amended);

Relative to the authority of the town administrator of the town of Harvard (House, No. 3772);

Authorizing the town of Milford to appoint water commissioners (House, No. 3784);

Authorizing the city known as the town of Franklin to establish a local agricultural commission with limited authority (House, No. 3785);

Authorizing the city of Peabody to grant 20 licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 3788, amended);

Authorizing the town of Whately to continue the employment of John Lasalle as a call firefighter (House, No. 3791, amended);

Authorizing the town of Southborough to enter into a land exchange agreement with St. Mark's School of Southborough, Inc. (House, No. 3809); and

Authorizing the town of Milford to grant one additional license for the sale of all alcoholic beverages to be drunk on the premises (House, No. 3842);

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

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

PAPERS FROM THE HOUSE

Engrossed Bills.

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

Authorizing the Plymouth County retirement board to acquire real property in Plymouth County (see House, No. 1334, amended);

Bills laid before the Governor.

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

Authorizing the town of Dracut to grant 4 additional licenses for the sale of alcoholic beverages to be drunk on the premises (see House , No. 3754, amended);

Authorizing the town of Dracut to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (see House , No. 3755); and

Authorizing the town of Dedham to grant additional licenses for the sale of alcoholic beverages to be drunk on the premises (see House, No. 3897).

Orders of the Day.

The Orders of the Day were further considered as follows:

The Senate Bill to further define standards of employee safety (Senate, No. 2072),-- was read a second time.

Employee safety,-- standards.

After remarks, pending the question on adoption of the amendment, previously recommended by the committee on Ways and Means, substituting a new draft with the same title (Senate, No. 2176), and pending the main question on ordering the bill to a third reading, Ms. Gobi moved that the proposed new draft be amended by striking out, in lines 22 and 23 the words "4 representatives from labor unions representing public employees" and inserting in place thereof the following words:- "5 representatives from labor unions representing public employees, 1 of whom shall be a representative of municipal public employees; the president of the Municipal Electric Association of Massachusetts, Inc. or a designee".

The amendment was adopted.

Mr. Tarr moved that the proposed new draft be amended by inserting in line 39 after the word "Authority", the following new words:- ", and regulations specific to other quasi state agencies or authorities."

The amendment was adopted.

Mr. Tarr moved that the proposed new draft be amended by inserting in line 36 after the word "section" the following:- the department shall also establish protocols for public employees to submit concerns regarding occupational safety and health

The amendment was adopted.

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

The bill (Senate, No. 2176, amended) was then ordered to a third reading,

read a third time and passed to be engrossed.

Sent to the House for concurrence.

The Senate Bill relative to handicapped parking (Senate, No. 2099),-- was read a second time.

Handicapped parking,-- fines.

Pending the question on the adoption of the pending recommended Ways and Means new draft (Senate, No. 2168), and pending the main question on ordering the bill to a third reading, on motion of Ms. Lovely, the further consideration thereof was postponed until the next session.

Moment of Silence.

At the request of the Chair (Mr. Rodrigues), the members, guests and staff joined in a moment of silent reflection to former State Auditor A. Joseph "Joe" DeNucci.

Moment of silence.

Order Adopted.

On motion of Mr. Brownsberger--

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

Time of meeting.

The Senator from Middlesex and Norfolk, Ms. Creem, moves that when the Senate adjourns today it do so in memory of A. Joseph "Joe" DeNucci.

A. Joseph "Joe" DeNucci passed away surrounded by his family at the age of 78. Joseph DeNucci was the beloved son of the late Alexander and Katherine DeNucci. Joe grew up in Newton and was a graduate of Newton High School. In his junior year at Newton High School, Joe began his professional boxing career which spanned three decades. Joe compiled a record of 54-15 with 4 draws. Twenty-seven of his victories came by knockout. He still holds the record for the most fights ever in the Boston Garden; twenty-three. He was inducted to the National Italian American Sports Hall of Fame in Chicago.

After his boxing career ended, he was elected to the Massachusetts House of Representatives in 1977 where he served as Chairman of Human Services and Elderly Affairs. As chairman, he sponsored and shepherded landmark legislation to strengthen reporting requirements for cases of child abuse. In 1986, Joe was elected State Auditor in 1986 and was the longest-serving Auditor in the Commonwealth's history where he served 24 years before retiring in 2011.

Joe will be remembered as a tireless fighter – both in the ring and for his constituents. As one commentator remarked at the time of his passing, Joe DiNucci was an old-style pol with a deeply personal touch. He had an open door and a willing ear. If someone needed help, Joe was there to lend a hand.

Joe is survived by his loving wife Barbara and their five children: Deborah Asaley, and her husband Edward, Diane Busa, and her husband Richard, Alexander DeNucci, and his wife MaryBeth, Joseph DeNucci, and Donna Busa, and her husband Eric. Joe had 14 loving grandchildren, Eddie, Brianna, Michael, Lisa, Andrew, Joseph, Angela, Sophia, Nicholas, Ava, Olivia, Anthony, Vincent and Domenic.

Accordingly, as a mark of respect in memory of A. Joseph "Joe" DeNucci, at

UNCORRECTED PROOF.

twenty-two minutes before four o'clock P.M., on motion of Ms. Chang-Díaz, the Senate adjourned to meet again on Thursday next at eleven o'clock A.M.
