

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



TUESDAY, NOVEMBER 14, 2017.

[110]

JOURNAL OF THE SENATE.

Tuesday, November 14, 2017.

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

The Senator from Plymouth and Barnstable, Mr. deMacedo led the President, members, guests and staff in the recitation of the pledge of allegiance to the flag.

Pledge of allegiance.

Report.

Report of the Metro West Regional Transit 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 November 13, 2017),-- **was placed on file.**

MWRTA,-- financial
statements.
SD2391

Report of a Committee.

Ms. Spilka, for the committee on Ways and Means, reported, asking to be discharged from further consideration of the House Bill relative to Massachusetts participation in the Paris Climate Agreement's Green House Gas Emission Standards (House, No. 3994),— **and recommending that the same be referred to the Senate committee on Global Warming and Climate Change.**

Green House Gas
Emission Standards.

Under Senate Rule 36, the report was considered forthwith and accepted.

PAPER FROM THE HOUSE.

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

Petition (accompanied by bill, House, No. 4028) of Carolyn C. Dykema and others (by vote of the town) that the town of Westborough be authorized to establish a capital improvements fund in said town; and

Westborough,--
capital improvement
funds.

Petition (accompanied by bill, House, No. 4029) of James M. Kelcourse and Kathleen O'Connor Ives (by vote of the town) that the town of Salisbury be authorized to repeal the board of license commissioners in said town;

Salisbury,-- board of
license
commissioners.

Severally to the committee on Municipalities and Regional Government.

Petition (accompanied by bill, House, No. 4030) of Kenneth I. Gordon and Cindy F. Friedman (by vote of the town) that the town of Burlington be authorized to appoint special police officers in said town;

Burlington,-- special
police officers.

To the committee on Public Service

Bills

Establishing a sick leave bank for Paola Pol, an employee of the Trial Court (House, No. 3946,-- on petition);

Paola Pol,-- sick
leave.

Authorizing the commissioner of Capital Asset Management and Maintenance to convey certain land in the city of Revere (House, No. 3995,-- on House, No. 3384); and

Revere,-- land
conveyance.

Implementing the joint recommendations of the Massachusetts Criminal Justice Review (House, No. 4012,-- on House, No. 74);

Massachusetts
Criminal Justice
Review.

Were severally read and, under Senate Rule 27, referred to the committee

on Ways and Means.

Communications.

The Clerk read the following communications:

THE COMMONWEALTH OF MASSACHUSETTS
MASSACHUSETTS SENATE

November 14, 2017

Senator Michael J.
Barrett,-- absence
from Chamber.

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

Dear Mr. Clerk:

This week I am in Bonn, Germany, attending COP23, the annual U.N. Climate Change Conference, as a member of a delegation organized by the American Sustainable Business Council. The ASBC has official Observer status here at the Conference. Given recent political developments at the national level in several countries, the U.S. included, there is intense interest this year on the part of COP23 organizers in involving “subnational” decision-makers — representatives of states, cities, and provinces. As Senate Chair of Massachusetts’ Joint Committee on Telecommunications, Utilities and Energy, and as lead sponsor of *An Act Combating Climate Change*, legislation to create a revenue-neutral carbon fee to drive down greenhouse gas emissions within Massachusetts, I am pleased to be meeting in Bonn with similarly interested delegates and observers from around the world.

At the same time, however, I regret missing Senate sessions this week, including a number of anticipated roll calls. I will send a letter next week stating how I would have voted on any important matters, should they arise.

I respectfully request that a copy of this letter be printed in the Senate Journal for today’s formal session.

Appreciatively,
SEN. MIKE BARRETT
Third Middlesex.

On motion of Mr. Rodrigues, the above communication was ordered printed in the Journal of the Senate.

Ordered printed.

THE COMMONWEALTH OF MASSACHUSETTS
MASSACHUSETTS SENATE

November 14, 2017

Senator Patricia D.
Jehlen,-- absence
from Chamber.

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

Dear Mr. Clerk:

I was absent from the Chamber for part of the formal session on Wednesday, November 8, 2017.

Had I been present I would have voted in the negative on the following roll calls:

- Question on the adoption of amendment #74 to S. 2202, Roll Call 266
- Question on the adoption of amendment #82 to S. 2202, Roll Call 267
- Question on the adoption of amendment #82 again to S. 2202, Roll Call 268

and had I been present I would have voted in the affirmative on the following roll calls:

- Question on passing the bill to be engrossed on S. 2196, Roll Call 269

I ask that these votes be recorded and I respectfully request that a copy of this correspondence be printed in the journal during the next session. Thank you for your assistance on this matter.

Sincerely,
SENATOR PATRICIA D. JEHLLEN
Second Middlesex

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

Ordered printed.

Report of a Committee.

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

The House Bill authorizing the town of Tisbury to pay a certain unpaid bill (printed in House, No. 3710).

Tisbury,-- unpaid bill.

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

Orders of the Day.

The Orders of the Day were considered as follows:

Bills

Establishing a municipal light commission in the city known as the town of Greenfield (House, No. 2705, amended); and

Second reading bills.

Relative to the post employment benefits trust fund of the town of Wellesley (House, No. 4006);

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

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

PAPERS FROM THE HOUSE

Engrossed Bills — Land Takings for Conservation Etc.

An engrossed Bill authorizing the town of Truro to convey a perpetual trail easement on conservation land to Truro Conservation Trust (see House, No. 2424) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage,-- was put upon its final passage; and, this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution, the question on passing it to be enacted was determined by a call of the yeas and nays, at twenty-three minutes past one o'clock P.M., as follows, to wit (yeas 37 - nays 0) **[Yeas and Nays No. 280]:**

Truro,-- land conveyance.

YEAS.

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.
Feeney, Paul R.
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.

ABSENT OR NOT VOTING.

Barrett, Michael J. – 1.

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

An engrossed Bill authorizing the town of Lenox to convey a conservation restriction on certain parcels of land (see House, No. 3833, amended) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage,-- was put upon its final passage; and, this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution, the question on passing it to be enacted was determined by a call of the yeas and nays, at twenty-eight minutes before two o'clock P.M., as follows, to wit (yeas 37 - nays 0) **[Yeas and Nays No. 281]:**

Lenox,-- land conveyance.

YEAS.

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

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

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

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.

ABSENT OR NOT VOTING.

Barrett, Michael J. – 1.

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

Moment of Silence.

At the request of the President, the members, guests and staff stood in a moment of silence and reflection to the memory of Donald Gallante.

Moment of silence.

Adjourn In Memory of Donald A. "Hank" Galante.

The Senator from Middlesex, Ms. Friedman, and the Senator from Plymouth and Bristol Mr. Brady, moved that when the Senate adjourns today, it do so in memory Donald A. "Hank" Galante of Woburn. Hank passed away on January 10th at 87 years of age.

Serving in the US Air Force as an Army Sgt. In 1946, Donald served his country proudly as an active unit in Osaka, Japan from 1946 to 1949 and was awarded The Army of Occupation Medal of Japan and the World War II Victory Medal. Following his service Donald went on to start Galante Brothers Construction in 1954 which went on to be a successful family run business in Woburn. In 1998 Donald went on to be elected to the Woburn City Council proudly serving as Alderman for consecutive terms. During retirement Donald's life experience and conversational skills made him a favorite while he worked for the Woburn Cab Company where he was often requested for daily pickups.

Donald kept himself busy throughout life, a talented cook and a smooth dancer, Donald was a Burlington Lions Club member for a number of years and a longtime member of the St. Anthony's Parish. A very genuine, loving and caring person, Donald's life was full. Having the great love of family and friends, he will long be remembered.

He was the devoted father of Susan M. Branley and her husband Kenneth of Wilmington, Donald A. Galante, Jr and wife Michele of Easton, Barbara L Hart and her husband Phillip of Burlington, MaryBeth Laing and her husband, Norman

of California. Janet L. Galante of Woburn and Michael J. and his wife Dianne of Billerica.

PAPERS FROM THE HOUSE

Message from the Governor — Reductions and Disapprovals

General Appropriations Bill.

A message from His Excellency the Governor, returning, with his disapproval of certain items and sections and parts of certain items, and reductions in certain items contained in the engrossed Bill making appropriations for the fiscal year 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; and the Senate proceeded to reconsider several items, which had been reduced or disapproved in accordance with the provisions of the Constitution.

Item 7070-0065 (Scholarship Reserve) was considered as follows:

Scholarship Reserve.

7070-0065 For a scholarship program to provide financial assistance to Massachusetts students enrolled in and pursuing a program of higher education in any approved public or independent college, university, school of nursing or any other approved institution furnishing a program of higher education; provided, that funds from this item may be expended on the administration of the scholarship program; provided further, that the commissioner of higher education, in coordination with the Massachusetts state scholarship office, shall follow adopted guidelines governing the eligibility for and the awarding of financial assistance; provided further, that funds from this item shall be made available for early educator scholarships in an amount not less than the amount made available in fiscal year 2017; and provided further, that not less than \$254,000 shall be made available to provide financial assistance for residents of the commonwealth enrolled at public higher education institutions to participate in the Massachusetts initiative with The Washington Center for Internships and Academic Seminars.....
.....\$95,853,324.

The Governor reduced this item by \$254,000 and struck the following wording "; and provided further, that not less than \$254,000 shall be made available to provide financial assistance for residents of the commonwealth enrolled at public higher education institutions to participate in the Massachusetts initiative with The Washington Center for Internships and Academic Seminars".

After remarks, the question on passing item 7070-0065, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at nineteen minutes before two o'clock P.M., as follows, to wit (yeas 35 - nays 2) **[Yeas and Nays No. 282]**:

YEAS.

Boncore, Joseph A.
Brady, Michael D.
Brownsberger, William N.
Chandler, Harriette L.
Creem, Cynthia Stone
Cyr, Julian
deMacedo, Viriato M.
DiDomenico, Sal N.
Donoghue, Eileen M.
Eldridge, James B.
Feeney, Paul R.
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. – **35.**

NAYS.

Chang-Diaz, Sonia

Fattman, Ryan C. – **2.**

ABSENT OR NOT VOTING.

Barrett, Michael J. – **1.**

The yeas and nays having been completed at sixteen minutes before two o'clock P.M., item 7070-0065, contained in section 2, stands in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

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

Operation of
UMASS.

7100-0200 For the operation of the University of Massachusetts; provided, that notwithstanding any general or special law to the contrary, the university may establish and organize auxiliary organizations, subject to policies, rules and regulations adopted by the board, to provide essential functions which are integral to the educational mission of the university; provided further, that notwithstanding any general or special law to the contrary, the university may enter into leases of real property without prior approval of the division of capital asset management and maintenance; provided further, that the University of Massachusetts shall expend funds for the University of Massachusetts at Amherst Cranberry Station; provided further, that not less than \$85,000 shall be made available for renovations and improvements to the UMASS Marine Station Gloucester; provided further, that the University of Massachusetts shall expend funds for the operation of the Massachusetts office of public collaboration at the University of Massachusetts at Boston, for capital lease payments from the University of Massachusetts to the Massachusetts Development Finance Agency and for annual operations of the advanced technology and manufacturing center in Fall River; and provided further, that funds may be expended for the operation of the Future of Work Research Initiative at the University of Massachusetts

Labor Centers at the university's Amherst, Boston, Dartmouth and Lowell campuses..... \$513,545,371.

The Governor reduced this item by \$85,000 and struck the following wording "; and provided further, that not less than \$254,000 shall be made available to provide financial assistance for residents of the commonwealth enrolled at public higher education institutions to participate in the Massachusetts initiative with The Washington Center for Internships and Academic Seminars".

After remarks, the question on passing item 7100-0200, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at fourteen minutes before two o'clock P.M., as follows, to wit (yeas 33 - nays 4) **[Yeas and Nays No. 283]**:

YEAS.

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.
Feeney, Paul R.
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. – **33.**

NAYS.

Chang-Diaz, Sonia
deMacedo, Viriato M.

Fattman, Ryan C.
Humason, Donald F., Jr. – **4.**

ABSENT OR NOT VOTING.

Barrett, Michael J. – **1.**

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

Item 7100-0801 (MA Technology Transfer Center) was considered as follows:

MA Technology
Transfer Center.

7100-0801 For the Innovation Commercialization Seed Fund established in section 45B of chapter 75 of the General Laws; provided, that not less than \$25,000 shall be expended as a 1-time grant to Lever, Inc. in the city of North Adams to support regional economic development and entrepreneurship programming in western Massachusetts..... \$125,000.

The Governor disapproved this item.

After remarks, the question on passing item 7100-0801, contained in section 2, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at ten minutes before two o'clock P.M., as follows, to wit (yeas 31 - nays 6) [**Yeas and Nays No. 284**]:

YEAS.

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

ABSENT OR NOT VOTING.

Barrett, Michael J. – **1.**

The yeas and nays having been completed at seven minutes before two o'clock P.M., item 7100-0801, contained in section 2, stands in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 7113-0101 (Gallery 51 at the Berkshire Cultural Resource Center) was considered as follows:

Gallery 51 at the
Berkshire Cultural
Resource Center.

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

The Governor disapproved this item.

After remarks, the question on passing item 7113-0101, contained in section 2, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at five minutes before two o'clock P.M., as follows, to wit (yeas 30 - nays 7) [**Yeas and Nays No. 285**]:

YEAS.

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

Creem, Cynthia Stone
Cyr, Julian
DiDomenico, Sal N.
Donoghue, Eileen M.
Eldridge, James B.
Feeney, Paul R.
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.

ABSENT OR NOT VOTING.

Barrett, Michael J. – 1.

The yeas and nays having been completed at three minutes before two o'clock P.M., item 7113-0101, contained in section 2, stands in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 7505-0100 (Greenfield Community College) was considered as follows:

Greenfield
Community College.

7505-0100 For Greenfield Community College; provided, that not less than \$75,000 shall be made available for the operation of a Farm and Food Systems pilot program and Teaching Garden at Greenfield Community College \$10,537,985.

The Governor reduced this item by \$130,000 and struck the following wording "; provided, that not less than \$75,000 shall be made available for the operation of a Farm and Food Systems pilot program and Teaching Garden at Greenfield Community College".

After remarks, the question on passing item 7505-0100, 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 one minute before two o'clock P.M., as follows, to wit (yeas 32 - nays 6) **[Yeas and Nays No. 286]:**

YEAS.

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.
Feeney, Paul R.

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.

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

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

NAYS.

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

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

ABSENT OR NOT VOTING.

Barrett, Michael J. – **1.**

The yeas and nays having been completed at two minutes past two o'clock P.M., item 7505-0100, 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 7509-0100 (Mount Wachusett Community College) was considered as follows:

Mount Wachusett
Community College.

7509-0100 For Mount Wachusett Community College; provided, that not less than \$150,000 shall be made available for advanced manufacturing and technology training programs at the Mount Wachusett Community College Devens campus..... \$14,710,111.

The Governor reduced this item by \$150,000 and struck the following wording "; provided, that not less than \$150,000 shall be made available for advanced manufacturing and technology training programs at the Mount Wachusett Community College Devens campus".

After remarks, the question on passing item 7509-0100, 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 four minutes past two o'clock P.M., as follows, to wit (yeas 30 - nays 7) [**Yeas and Nays No. 287**]:

YEAS.

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.
Feeney, Paul R.
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

O'Connor, Patrick M.

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

Ross, Richard J.
Tarr, Bruce E. – 7.

ABSENT OR NOT VOTING.

Barrett, Michael J. – 1.

The yeas and nays having been completed at six minutes past two o'clock P.M., item 7509-0100, 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 7511-0100 (North Shore Community College) was considered as follows:

North Shore
Community College.

7511-0100 For North Shore Community College; provided, that not less than \$50,000 shall be made available for the development and implementation of the Ability to Benefit pilot program, a career pathway program that partners Wellspring House, Inc. with North Shore Community College to integrate adult basic education with college-level coursework..... \$21,618,575.

The Governor reduced this item by \$50,000 and struck the following wording "; provided, that not less than \$50,000 shall be made available for the development and implementation of the Ability to Benefit pilot program, a career pathway program that partners Wellspring House, Inc. with North Shore Community College to integrate adult basic education with college-level coursework".

After remarks, the question on passing item 7511-0100, 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 eight minutes past two o'clock P.M., as follows, to wit (yeas 31 - nays 6) **[Yeas and Nays No. 288]**:

YEAS.

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.
Feeney, Paul R.
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.

ABSENT OR NOT VOTING.

Barrett, Michael J. – 1.

The yeas and nays having been completed at ten minutes past two o'clock P.M., item 7511-0100, 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 7518-0120 (PACE Initiative) was considered as follows:

PACE Initiative.

7518-0120 For state university and community college efficiency efforts through the PACE initiative..... \$100,000.

The Governor disapproved this item.

After remarks, the question on passing item 7518-0120, contained in section 2, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twelve minutes past two o'clock P.M., as follows, to wit (yeas 31 - nays 6) [Yeas and Nays No. 289]:

YEAS.

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.
Feeney, Paul R.
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.

ABSENT OR NOT VOTING.

Barrett, Michael J. – 1.

The yeas and nays having been completed at fourteen minutes past two o'clock P.M., item 7518-0120, contained in section 2, stands in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

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

Executive Office of
Public Safety.

8000-0600 For the office of the secretary, including the highway safety bureau, to provide matching funds for a federal planning and administration grant under 23 U.S.C. § 402 and the costs associated

with the implementation of chapter 228 of the acts of 2000; provided, that local police departments, sheriffs' offices, the department of state police, the department of correction and other state agencies, authorities and educational institutions with law enforcement functions as determined by the secretary that receive funds for the cost of the replacement of bulletproof vests through the office of the secretary may expend without further appropriation these funds to purchase additional vests in the fiscal year in which they receive the reimbursements; provided further, that the office of the secretary shall conduct or solicit proposals for a university or nonprofit to conduct an analysis of firearms trace data collected under section 131Q of chapter 140 of the General Laws and non-identifying gun sales transaction data held by the firearms records bureau; provided further, that the analysis shall determine: (i) the effectiveness of current reporting mechanisms for lost and stolen guns, including by identifying the number of guns traced to crime that were determined to have been lost or stolen and, of these, how many were reported lost or stolen prior to their use in the commission of a crime; and (ii) firearm purchase and sales patterns as they relate to firearms traced to crime, including an analysis of the number of guns traced to a crime that were originally purchased from each licensed gun dealer in the commonwealth or purchased through a secondary private seller; provided further, that the results of the analysis shall be compiled and reported to the clerks of the senate and house of representatives, the chairs of the joint committee on public safety and the colonel of the state police not later than February 1, 2018; provided further, that not less than \$75,000 shall be expended for public safety improvements in Sudbury; provided further, that not less than \$25,000 shall be expended for public safety improvements in Pembroke; provided further, that not less than \$50,000 shall be expended for public safety improvements in Waltham; provided further, that not less than \$50,000 shall be expended for public safety improvements in Watertown; provided, that not less than \$75,000 shall be expended for ShotSpotter technology in Pittsfield; provided further, that not less than \$68,000 shall be expended for Dispute Resolution Services, Inc. in Springfield for community mediation services in Hampden County; provided further, that not less than \$25,000 shall be expended for public safety improvements in Dudley; provided further, that not less than \$150,000 shall be expended to police department's behavioral health unit in Lynn; provided further, that not less than \$30,000 shall be expended for the police department in the town of Eastham to be used in conjunction with the towns of Wellfleet, Truro and Provincetown to address the traffic safety issues on United State highway route 6 from the rotary in the town of Orleans to the town of Provincetown from May 26 to October 9; provided further, that not less than \$129,000 shall be expended for public safety improvements in Needham; provided further, that not less than \$25,000 shall be expended for the replacement of the Richardson Street Broadcast Tower for the town of Uxbridge; provided further, that not less than \$50,000 shall be expended for the police and fire departments in Littleton; provided further, that not less than \$50,000 shall be expended for public safety improvements in Grafton; provided further, that not less than \$50,000 shall be expended for public safety improvements in Fitchburg; provided further, that not less than \$100,000 shall be

expended for public safety improvements in Southborough; provided further, that not less than \$100,000 shall be expended for public safety improvements in Braintree; provided further, that not less than \$150,000 shall be expended for a mobile command center in Dartmouth; provided further, that not less than \$25,000 shall be expended to the Black Men of Greater Springfield, Inc. to implement the W.E.B DuBois Academy Saturday School, W.E.B DuBois Academy Summer Camping Program, and the unity grants program in Springfield; provided further, that not less than \$50,000 shall be expended for the planning, development and design of a public safety building in the town of Ashland; provided further, that not less than \$30,000 shall be expended to the town of Dover to modernize Emergency Operations Management established pursuant to the Commonwealth of Massachusetts Comprehensive Emergency Operations Plan; provided further, that not less than \$75,000 shall be expended for a nonprofit security grant pilot program to provide support for target hardening and other physical security enhancements to nonprofit organizations that are at high risk of terrorist attack and are ineligible for the United States Department of Homeland Security's Nonprofit Security Grant Program based on their location; provided further, that \$100,000 shall be expended for the repair and construction of a bridge to allow handicapped access and for the installation of a fish ladder at Herring Run park in the town of Pembroke; provided further, that not less than \$27,000 shall be expended to the town of Upton for public safety improvements; provided further, that not less than \$54,000 shall be expended for public safety improvements for the Millbury public school district; provided further, that not less than \$75,000 shall be expended to the city of Worcester for public safety operations; provided further, that not less than \$9,000 shall be expended to the town of Northbridge for public safety improvements; provided further, that not less than \$40,000 shall be expended to the town of Auburn for public safety improvements; provided further, that not less than \$50,000 shall be expended for a feasibility and design study for a new public safety building in the town of Mendon; provided further, that not less than \$65,000 shall be expended for the police department in the town of Townsend for new radio systems; provided further, that \$60,000 shall be expended for an emergency generator in the town of Southampton; provided further, that \$100,000 shall be expended for repairs and improvements to the public works complex in the town of Tolland; and provided further, that not less than \$100,000 shall be expended to the town of Dracut for communications tower replacement for Marsh Hill..... \$4,415,464.

The Governor reduced this item by \$1,987,000 and struck the following wording "; provided further, that not less than \$75,000 shall be expended for public safety improvements in Sudbury; provided further, that not less than \$25,000 shall be expended for public safety improvements in Pembroke; provided further, that not less than \$50,000 shall be expended for public safety improvements in Waltham; provided further, that not less than \$50,000 shall be expended for public safety improvements in Watertown; provided, that not less than \$75,000 shall be expended for ShotSpotter technology in Pittsfield; provided further, that not less than \$68,000 shall be expended for Dispute Resolution Services, Inc. in Springfield for community mediation services in Hampden County; provided further, that not less than \$25,000 shall be expended for public safety improvements in Dudley;

provided further, that not less than \$150,000 shall be expended to police department's behavioral health unit in Lynn; provided further, that not less than \$30,000 shall be expended for the police department in the town of Eastham to be used in conjunction with the towns of Wellfleet, Truro and Provincetown to address the traffic safety issues on United State highway route 6 from the rotary in the town of Orleans to the town of Provincetown from May 26 to October 9; provided further, that not less than \$129,000 shall be expended for public safety improvements in Needham; provided further, that not less than \$25,000 shall be expended for the replacement of the Richardson Street Broadcast Tower for the town of Uxbridge; provided further, that not less than \$50,000 shall be expended for the police and fire departments in Littleton; provided further, that not less than \$50,000 shall be expended for public safety improvements in Grafton; provided further, that not less than \$50,000 shall be expended for public safety improvements in Fitchburg; provided further, that not less than \$100,000 shall be expended for public safety improvements in Southborough; provided further, that not less than \$100,000 shall be expended for public safety improvements in Braintree; provided further, that not less than \$150,000 shall be expended for a mobile command center in Dartmouth; provided further, that not less than \$25,000 shall be expended to the Black Men of Greater Springfield, Inc. to implement the W.E.B DuBois Academy Saturday School, W.E.B DuBois Academy Summer Camping Program, and the unity grants program in Springfield; provided further, that not less than \$50,000 shall be expended for the planning, development and design of a public safety building in the town of Ashland; provided further, that not less than \$30,000 shall be expended to the town of Dover to modernize Emergency Operations Management established pursuant to the Commonwealth of Massachusetts Comprehensive Emergency Operations Plan" and "; provided further, that \$100,000 shall be expended for the repair and construction of a bridge to allow handicapped access and for the installation of a fish ladder at Herring Run park in the town of Pembroke; provided further, that not less than \$27,000 shall be expended to the town of Upton for public safety improvements; provided further, that not less than \$54,000 shall be expended for public safety improvements for the Millbury public school district; provided further, that not less than \$75,000 shall be expended to the city of Worcester for public safety operations; provided further, that not less than \$9,000 shall be expended to the town of Northbridge for public safety improvements; provided further, that not less than \$40,000 shall be expended to the town of Auburn for public safety improvements; provided further, that not less than \$50,000 shall be expended for a feasibility and design study for a new public safety building in the town of Mendon; provided further, that not less than \$65,000 shall be expended for the police department in the town of Townsend for new radio systems; provided further, that \$60,000 shall be expended for an emergency generator in the town of Southampton; provided further, that \$100,000 shall be expended for repairs and improvements to the public works complex in the town of Tolland; and provided further, that not less than \$100,000 shall be expended to the town of Dracut for communications tower replacement for Marsh Hill".

After remarks, the question on passing item 8000-0600, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at a quarter past two o'clock P.M., as follows, to wit (yeas 35 - nays 2) **[Yeas and Nays No. 290]**:

YEAS.

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

NAYS.

Chang-Diaz, Sonia	Tarr, Bruce E. – 2.
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ABSENT OR NOT VOTING.

Barrett, Michael J. – 1.

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

Item 8000-1001 (Boston Regional Counter-Terrorism Intel Center) was considered as follows:

Boston Regional
Counter-Terrorism
Intel Center.

8000-1001 For the Boston Regional Intelligence Center, or BRIC, to upgrade, expand and integrate technology and protocols related to antiterrorism, anticrime, anti-gang and emergency response; provided, that intelligence developed shall be shared with the BRIC communities and other state, municipal and federal agencies as necessary; and provided further, that the BRIC shall provide technology required to access the intelligence with its municipal partners, the department of state police, the Massachusetts Bay Transportation Authority, the Massachusetts Port Authority and appropriate federal agencies to assure maximum interagency collaboration for public safety and homeland security.....\$850,000.

The Governor reduced this item by \$600,000.

After remarks, the question on passing item 8000-1001, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty minutes past two o'clock P.M., as follows, to wit (yeas 37 - nays 0) **[Yeas and Nays No. 291]:**

YEAS.

Boncore, Joseph A.	Keenan, John F.
Brady, Michael D.	Lesser, Eric P.

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.
Feeney, Paul R.
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.

ABSENT OR NOT VOTING.

Barrett, Michael J. – 1.

The yeas and nays having been completed at twenty-one minutes past two o'clock P.M., item 8000-1001, 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 8100-1001 (Department of State Police) was considered as follows:

Department of State
Police.

8100-1001 For the administration and operation of the department of state police; provided, that the department shall expend funds from this item to maximize federal grants for the operation of a counter-terrorism unit and the payment of overtime for state police officers; provided further, that the department shall maintain the division of field services which shall include, but not be limited to, the bureau of metropolitan district operations; provided further, that not less than 40 officers shall be provided to the department of conservation and recreation to patrol the watershed property of the department of conservation and recreation; provided further, that the department shall enter into an interagency agreement with the department of conservation and recreation to provide police coverage on department properties and parkways; provided further, that funds shall be expended from this item for the administration and operation of an automated fingerprint identification system and for the motor carrier safety assistance program; provided further, that not less than 5 officers shall be provided to the disabled persons protection commission to investigate cases of criminal abuse; provided further, that the creation of a new or an expansion of the existing statewide communications network shall include the office of law enforcement in the executive office of energy and environmental affairs at no cost to, or compensation from, that office; provided further, that the department may expend funds from this item for the administration of budgetary, procurement, fiscal, human resources, payroll and other administrative services of the office of the chief medical examiner, the municipal police training

committee and the criminal justice information services; provided further, that there shall be an investigation and study of traffic details worked by the department of state police in calendar year 2017, including troops A, B, C, D, E, F and H, over the last year, which shall detail, on a monthly basis: the total number of hours worked on traffic details by state police officers; the total amount paid to state police officers for traffic details; the standard hourly rates for traffic details done by state police officers; and the city or town in which traffic details are performed by state police officers; provided further, that the department shall submit the results of said investigation and study to the house and senate committees on ways and means no later than January 31, 2018; provided further, that not less than \$1,030,000 shall be expended for the payroll costs of the state police directed patrols; provided further, that not less than \$30,000 shall be expended for Troop A to conduct mounted, directed patrols throughout Revere Beach, the Lynn Fells and the Middlesex Fells Reservation Park among other identified areas; provided further, that subject to appropriation communities receiving funds for directed patrols in fiscal year 2008 shall receive an equal disbursement of funds in proportion to the current appropriation in fiscal year 2018; provided further, that funds shall be expended for directed patrols at Constitution Beach in East Boston; provided further, that not less than \$95,000 shall be expended for additional patrols for the summer season at Wollaston Beach and Furnace Brook Parkway in Quincy; and provided further, the department shall execute a service contract with University of Massachusetts memorial emergency medical services for not more than \$60,000 for emergency and tactical medical support services..... \$281,420,645.

The Governor reduced this item by \$1,887,952 and struck the following wording "; provided further, that not less than \$1,030,000 shall be expended for the payroll costs of the state police directed patrols; provided further, that not less than \$30,000 shall be expended for Troop A to conduct mounted, directed patrols throughout Revere Beach, the Lynn Fells and the Middlesex Fells Reservation Park among other identified areas; provided further, that subject to appropriation communities receiving funds for directed patrols in fiscal year 2008 shall receive an equal disbursement of funds in proportion to the current appropriation in fiscal year 2018; provided further, that funds shall be expended for directed patrols at Constitution Beach in East Boston; provided further, that not less than \$95,000 shall be expended for additional patrols for the summer season at Wollaston Beach and Furnace Brook Parkway in Quincy; and provided further, the department shall execute a service contract with University of Massachusetts memorial emergency medical services for not more than \$60,000 for emergency and tactical medical support services".

After remarks, the question on passing item 8100-1001, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-three minutes past two o'clock P.M., as follows, to wit (yeas 35 - nays 2) [**Yeas and Nays No. 292**]:

YEAS.

Boncore, Joseph A.
Brady, Michael D.

Lesser, Eric P.
Lewis, Jason M.

UNCORRECTED PROOF.

Brownsberger, William N.
Chandler, Harriette L.
Chang-Diaz, Sonia
Creem, Cynthia Stone
Cyr, Julian
DiDomenico, Sal N.
Donoghue, Eileen M.
Eldridge, James B.
Feeney, Paul R.
Forry, Linda Dorcena
Friedman, Cindy F.
Gobi, Anne M.
Hinds, Adam G.
Humason, Donald F., Jr.
Jehlen, Patricia D.
Keenan, John F.

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. – **35.**

NAYS.

deMacedo, Viriato M.

Fattman, Ryan C. – **2.**

ABSENT OR NOT VOTING.

Barrett, Michael J. – **1.**

The yeas and nays having been completed at twenty-five minutes past two o'clock P.M., item 8100-1001, contained in section 2, stands in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 8200-0200 (Municipal Police Training Council) was considered as follows:

Municipal Police
Training Council.

8200-0200 For the operation of veteran, reserve and in-service training programs conducted by the municipal police training committee; provided, that under no circumstances shall any expenditures authorized by this item be charged to item 8200-0222; provided further, that no expenditures shall be made, on or after the effective date of this act, which would cause the commonwealth's obligation for the purpose of this item to exceed the amount appropriated in this item; and provided further, that no less than \$50,000 be provided for to the town of Boylston for hosting a municipal police training academy..... \$4,837,750.
General Fund68%
Public Safety Training Fund.....32%.

The Governor reduced this item by \$50,000 and struck the following "; and provided further, that no less than \$50,000 be provided for to the town of Boylston for hosting a municipal police training academy".

After remarks, the question on passing item 8200-0200, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-six minutes past two o'clock P.M., as follows, to wit (yeas 31 - nays 6) [**Yeas and Nays No. 293**]:

YEAS.

Boncore, Joseph A.
Brady, Michael D.

Lesser, Eric P.
Lewis, Jason M.

Brownsberger, William N.
Chandler, Harriette L.
Creem, Cynthia Stone
Cyr, Julian
DiDomenico, Sal N.
Donoghue, Eileen M.
Eldridge, James B.
Feeney, Paul R.
Forry, Linda Dorcena
Friedman, Cindy F.
Gobi, Anne M.
Hinds, Adam G.
Jehlen, Patricia D.
Keenan, John F.

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

NAYS.

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

Humason, Donald F., Jr.
Ross, Richard J.
Tarr, Bruce E. – 6.

ABSENT OR NOT VOTING.

Barrett, Michael J. – 1.

The yeas and nays having been completed at twenty-eight minutes past two o'clock P.M., item 8200-0200, contained in section 2, stands in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

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

Department of Fire
Services.

8324-0000 For the administration of the department of fire services, including the office of the state fire marshal, the hazardous materials emergency response program, the board of fire prevention regulations established in section 4 of chapter 22D of the General Laws, the expenses of the fire safety commission and the Massachusetts firefighting academy, including the Massachusetts fire training council certification program, municipal and nonmunicipal fire training and expenses of the council; provided, that the fire training program shall use the split days option; provided further, that not more than 10 per cent of the amount designated for the arson prevention program shall be expended for the administrative cost of the program; provided further, that notwithstanding any general or special law to the contrary, 100 per cent of the amount appropriated in this item for the operation of the hazardous materials emergency response program and the associated fringe benefits costs of personnel paid from this item for these purposes shall be assessed upon insurance companies writing commercial multiple peril, nonliability portion policies on property situated in the commonwealth and commercial auto liability policies as referenced in line 5.1 and line 19.4 respectively, in the most recent annual statement on file with the commissioner of insurance; provided further, that the amount allocated for hazardous material response teams in item 8324-0000 of section 2 of chapter 182 of the acts of 2008 shall be allocated to each program in fiscal year 2018 and shall not be reduced by more than 57 per cent; provided further,

that \$100,000 shall be allocated by the department for critical incident stress management; provided further, that \$400,000 shall be allocated by the department for On-Site Academy for critical incident stress management services; provided further, that \$200,000 shall be allocated by the department for On-Site Academy to provide training and treatment programs for correction officers for critical incident stress management; provided further, that the amount allocated for fire department training academies in said item 8324-0000 of said section 2 of said chapter 182 shall be allocated to each program in fiscal year 2018; provided further, that the amount allocated for the Norfolk county regional fire and rescue dispatch center in item 8324-0000 of said section 2 of said chapter 182 shall be allocated in fiscal year 2018; provided further, that \$1,200,000 shall be allocated by the department for the student awareness fire education program; provided further, that not less than \$90,000 shall be allocated to the fire department in the city of Tewksbury for municipal improvements to cover the cost of responding to Tewksbury state hospital; provided further, that not less than \$100,000 shall be expended for the Barnstable County Fire and Rescue Training Academy; provided further, that not less than \$40,000 shall be expended for the fire department of the city of Lynn to update the department's uniform sanitizing equipment and machinery; provided further, that \$50,000 shall be provided for the city of Quincy's fire department hazardous materials response team; provided further, that not less than \$100,000 shall be expended for the Fire Chiefs' Association of Plymouth County, Inc. to develop and upgrade the emergency radio communications system in Plymouth county; and provided further, that not less than \$100,000 shall be expended to the town of Millis for improvements to the wiring and communications abilities of the police and fire departments of the town\$24,541,413.

The Governor reduced this item by \$2,830,000 and struck the following "; provided further, that the amount allocated for hazardous material response teams in item 8324-0000 of section 2 of chapter 182 of the acts of 2008 shall be allocated to each program in fiscal year 2018 and shall not be reduced by more than 57 per cent" and "; provided further, that the amount allocated for fire department training academies in said item 8324-0000 of said section 2 of said chapter 182 shall be allocated to each program in fiscal year 2018; provided further, that the amount allocated for the Norfolk county regional fire and rescue dispatch center in item 8324-0000 of said section 2 of said chapter 182 shall be allocated in fiscal year 2018" and "; provided further, that not less than \$90,000 shall be allocated to the fire department in the city of Tewksbury for municipal improvements to cover the cost of responding to Tewksbury state hospital; provided further, that not less than \$100,000 shall be expended for the Barnstable County Fire and Rescue Training Academy; provided further, that not less than \$40,000 shall be expended for the fire department of the city of Lynn to update the department's uniform sanitizing equipment and machinery; provided further, that \$50,000 shall be provided for the city of Quincy's fire department hazardous materials response team; provided further, that not less than \$100,000 shall be expended for the Fire Chiefs' Association of Plymouth County, Inc. to develop and upgrade the emergency radio communications system in Plymouth county; and provided further, that not less than \$100,000 shall be expended to the town of Millis for improvements to the wiring and communications abilities of the police and fire departments of the town".

After remarks, the question on passing item 8324-0000, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-nine minutes past two o'clock P.M., as follows, to wit (yeas 36 - nays 1) [**Yeas and Nays No. 294**]:

YEAS.

Boncore, Joseph A.	Keenan, John F.
Brady, Michael D.	Lesser, Eric P.
Brownsberger, William N.	Lewis, Jason M.
Chandler, Harriette L.	L'Italien, Barbara A.
Creem, Cynthia Stone	Lovely, Joan B.
Cyr, Julian	McGee, Thomas M.
deMacedo, Viriato M.	Montigny, Mark C.
DiDomenico, Sal N.	Moore, Michael O.
Donoghue, Eileen M.	O'Connor, Patrick M.
Eldridge, James B.	O'Connor Ives, Kathleen
Fattman, Ryan C.	Pacheco, Marc R.
Feeney, Paul R.	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. – 36.

NAYS.

Chang-Diaz, Sonia – 1.

ABSENT OR NOT VOTING.

Barrett, Michael J. – 1.

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

Item 8700-0001 (Military Division) was considered as follows:

Military Division.

8700-0001 For the operation of the military division, including the offices of the adjutant general and state quartermaster, the operation of the armories, the Camp Curtis Guild rifle range and certain national guard aviation facilities; provided, that notwithstanding chapter 30 of the General Laws, certain military personnel in the military division may be paid salaries according to military pay grades; provided further, that the division may expend funds appropriated in this item for the administration of budgetary, procurement, fiscal, human resources, payroll and other administrative services; provided further, that the adjutant general shall maintain a roster of Massachusetts veterans as directed by section 15 of chapter 33 of the General Laws; and provided further, that not less than \$35,000 shall be expended for the Massachusetts Veterans Oral History Project to be conducted by Home of the Brave, Inc., in conjunction with the Massachusetts National Guard

Museum and Archives..... \$9,691,590.

The Governor reduced this item by \$35,000 and struck the following "; and provided further, that not less than \$35,000 shall be expended for the Massachusetts Veterans Oral History Project to be conducted by Home of the Brave, Inc., in conjunction with the Massachusetts National Guard Museum and Archives".

After remarks, the question on passing item 8700-0001, 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 36 - nays 2) **[Yeas and Nays No. 295]**:

YEAS.

Boncore, Joseph A.	Lesser, Eric P.
Brady, Michael D.	Lewis, Jason M.
Brownsberger, William N.	L'Italien, Barbara A.
Chandler, Harriette L.	Lovely, Joan B.
Creem, Cynthia Stone	McGee, Thomas M.
Cyr, Julian	Montigny, Mark C.
DiDomenico, Sal N.	Moore, Michael O.
Donoghue, Eileen M.	O'Connor, Patrick M.
Eldridge, James B.	O'Connor Ives, Kathleen
Fattman, Ryan C.	Pacheco, Marc R.
Feeney, Paul R.	Rodrigues, Michael J.
Forry, Linda Dorcena	Rosenberg, Stanley C.
Friedman, Cindy F.	Ross, Richard J.
Gobi, Anne M.	Rush, Michael F.
Hinds, Adam G.	Spilka, Karen E.
Humason, Donald F., Jr.	Tarr, Bruce E.
Jehlen, Patricia D.	Timilty, Walter F.
Keenan, John F.	Welch, James T. – 36.

NAYS.

Chang-Diaz, Sonia	deMacedo, Viriato M. – 2.
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ABSENT OR NOT VOTING.

Barrett, Michael J. – **1.**

The yeas and nays having been completed at twenty-five minutes before three o'clock P.M., item 8700-0001, 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 8900-0001 (Department of Corrections Facilities) was considered as follows:

8900-0001 For the operation of the department of correction; provided, that the commissioner of correction and the secretary of public safety and security shall report to the house and senate committees on ways and means and the joint committee on public safety and homeland security not later than January 3, 2018 on the point score compiled by the department of correction's objective classification system for all prisoners confined in each prison operated by the

Department of
Corrections
Facilities.

department; provided further, that to maximize bed capacity and re-entry capability, the department shall submit quarterly reports, utilizing standardized reporting definitions developed mutually with the Massachusetts Sheriffs Association on caseload, admissions, classification, releases and recidivism of all pre-trial, sentenced and federal inmates; provided further, that the department shall submit these reports on a quarterly basis not later than 30 days following the last day of the quarter; provided further, that the first such report shall be due not later than July 2, 2017; provided further, that the department shall also report, in collaboration with the Massachusetts Sheriffs Association and the department, on fiscal year 2016 and fiscal year 2017 total costs per inmate by facility and security level not later than October 2, 2017; provided further, that the department shall submit biannual reports to the joint committee on the judiciary, the joint committee on public safety and homeland security, and the house and senate committees on ways and means on the use of solitary confinement, also known as segregation, in state prisons; provided further, that 1 of the reports shall cover the period from July 1, 2017 to December 31, 2017, inclusive, and 1 of the reports shall cover the period from January 1, 2018 to June 30, 2018, inclusive; provided further, that such reports shall include, but not be limited to: (i) the number of prisoners subject to solitary confinement; (ii) the length of time spent in solitary confinement; (iii) the number of prisoners with serious mental illness subject to solitary confinement; (iv) the number of prisoners 21 years of age or younger subject to solitary confinement; (v) the number of prisoners subjected to multiple stays in solitary confinement in a given reporting period; (vi) the number of prisoners released directly into the community from solitary confinement or released into the community not more than 30 days after having been in solitary confinement; and (vii) the rate of recidivism for individuals that were subject to solitary confinement; provided further, that the department shall expend not less than \$2,200,000 for municipalities hosting department of correction facilities; provided further, that of that \$2,200,000 no municipality hosting a department of correction facility shall receive more than \$800,000; provided further, that of that \$2,200,000, no municipality hosting a department of correction facility shall receive less than the amount allocated in item 8900-0001 of section 2 of chapter 68 of the acts of 2011; provided further, that not less than \$90,000 shall be expended for the Dismas House in Worcester; provided further, that the department of correction shall expend \$125,000 for monitoring the efficacy of service delivery reforms at Bridgewater state hospital by the Disability Law Center, Inc.; and provided further, that the Disability Law Center, Inc. shall report on the impact of these reforms on the patients at Bridgewater state hospital to the speaker of the house of representatives, the president of the senate, the joint committee on mental health, substance use and recovery, the joint committee on the judiciary and the house and senate committees on ways and means not less than every 6 months..... \$615,454,903.

The Governor reduced this item by \$125,000 and struck the following "; provided further, that the department of correction shall expend \$125,000 for monitoring the efficacy of service delivery reforms at Bridgewater state hospital by the Disability Law Center, Inc.; and provided further, that the Disability Law Center, Inc. shall report on the impact of these reforms on the patients at

Bridgewater state hospital to the speaker of the house of representatives, the president of the senate, the joint committee on mental health, substance use and recovery, the joint committee on the judiciary and the house and senate committees on ways and means not less than every 6 months".

After remarks, the question on passing item 8900-0001, 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-three minutes before three o'clock P.M., as follows, to wit (yeas 31 - nays 6) **[Yeas and Nays No. 296]**:

YEAS.

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.
Feeney, Paul R.
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.
Ross, Richard J.
Rush, Michael F.
Spilka, Karen E.
Timilty, Walter F.
Welch, James T. – **31.**

NAYS.

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

Humason, Donald F., Jr.
O'Connor, Patrick M.
Tarr, Bruce E. – **6.**

ABSENT OR NOT VOTING.

Barrett, Michael J. – **1.**

The yeas and nays having been completed at twenty-one minutes before three o'clock P.M., item 8900-0001, 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 8910-0107 (Former Middlesex County Correctional) was considered as follows:

8910-0107 For the operation of the Middlesex sheriff's office; provided, that the office shall provide a comprehensive inventory of all current programs and practices, in a manner to be determined by the executive office of public safety and security, to the executive office for administration and finance, the executive office of public safety and security and the house and senate committees on ways and means not later than December 15, 2017; and provided further, that the sheriff's office shall expend not less than \$250,000 for the first year of a 4-year pilot program to establish a county restoration

Former Middlesex
County Correctional.

center overseen by the Middlesex county restoration center commission to divert persons suffering from mental illness or substance use disorder who interact with law enforcement or the court system during a pre-arrest investigation or the pre-adjudication process from lock-up facilities and hospital emergency departments to appropriate treatment..... \$68,275,072.

The Governor reduced this item by \$250,000 and struck the following "; and provided further, that the sheriff's office shall expend not less than \$250,000 for the first year of a 4-year pilot program to establish a county restoration center overseen by the Middlesex county restoration center commission to divert persons suffering from mental illness or substance use disorder who interact with law enforcement or the court system during a pre-arrest investigation or the pre-adjudication process from lock-up facilities and hospital emergency departments to appropriate treatment".

After remarks, the question on passing item 8910-0107, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at nineteen minutes before three o'clock P.M., as follows, to wit (yeas 34 - nays 3) **[Yeas and Nays No. 297]**:

YEAS.

Boncore, Joseph A.
Brady, Michael D.
Brownsberger, William N.
Chandler, Harriette L.
Creem, Cynthia Stone
Cyr, Julian
deMacedo, Viriato M.
DiDomenico, Sal N.
Donoghue, Eileen M.
Eldridge, James B.
Feeney, Paul R.
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.

Chang-Diaz, Sonia
Fattman, Ryan C.

Humason, Donald F., Jr. – **3.**

ABSENT OR NOT VOTING.

Barrett, Michael J. – **1.**

The yeas and nays having been completed at seventeen minutes before three o'clock P.M., item 8910-0107, contained in section 2, stands in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 8910-0108 (Franklin County Corrections) was considered as follows:

Franklin County

Corrections.

8910-0108 For the operation of the Franklin sheriff's office; provided, that the office shall provide a comprehensive inventory of all current programs and practices, in a manner to be determined by the executive office of public safety and security, to the executive office for administration and finance, the executive office of public safety and security and the house and senate committees on ways and means not later than December 15, 2017; provided further, that not less than \$100,000 shall be expended for the Franklin County Opioid Education and Awareness Task Force; provided further, that not less than \$100,000 shall be expended for a pilot program for training active bystanders; provided further, that the pilot program may pursue opportunities for matching funds; and provided further, that not less than \$300,000 shall be expended for the Opioid Task Force in Franklin county and the North Quabbin region of the commonwealth\$15,914,487.

The Governor reduced this item by \$100,000 and struck the following "; provided further, that not less than \$100,000 shall be expended for a pilot program for training active bystanders".

After remarks, the question on passing item 8910-0108, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at a quarter before three o'clock P.M., as follows, to wit (yeas 32 - nays 6) **[Yeas and Nays No. 298]**:

YEAS.

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.
Feeney, Paul R.
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.
Rosenberg, Stanley C.
Rush, Michael F.
Spilka, Karen 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.
Tarr, Bruce E. – **6.**

ABSENT OR NOT VOTING.

Barrett, Michael J. – **1.**

The yeas and nays having been completed at thirteen minutes before three o'clock P.M., item 8910-0108, contained in section 2, stands in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved

the same.

Item 8910-0110 (Hampshire County Corrections) was considered as follows:

Hampshire County
Corrections.

8910-0110 For the operation of the Hampshire sheriff's office; provided, that the office shall provide a comprehensive inventory of all current programs and practices, in a manner to be determined by the executive office of public safety and security, to the executive office for administration and finance, the executive office of public safety and security and the house and senate committees on ways and means not later than December 15, 2017; and provided further, that not less than \$186,952 shall be expended on the Bridge to the Future project..... \$14,165,464.

The Governor reduced this item by \$186,952 and struck the following "; and provided further, that not less than \$186,952 shall be expended on the Bridge to the Future project".

After remarks, the question on passing item 8910-0110, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at eleven minutes before three o'clock P.M., as follows, to wit (yeas 33 - nays 5) **[Yeas and Nays No. 299]**:

YEAS.

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.
Feeney, Paul R.
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.
Rosenberg, Stanley C.
Rush, Michael F.
Spilka, Karen E.
Timilty, Walter F.
Welch, James T. – **33.**

NAYS.

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

Ross, Richard J.
Tarr, Bruce E. – **5.**

ABSENT OR NOT VOTING.

Barrett, Michael J. – **1.**

The yeas and nays having been completed at nine minutes before three o'clock P.M., item 8910-0110, contained in section 2, stands in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 8910-8500 (Nantucket Sheriff's Department) was considered as follows:

Nantucket Sheriff's
Department.

8910-8500 For the operation of the Nantucket sheriff's office; provided, that the office shall provide a comprehensive inventory of all current programs and practices, in a manner to be determined by the executive office of public safety and security, to the executive office for administration and finance, the executive office of public safety and security and the house and senate committees on ways and means not later than December 15, 2017..... \$765,348.

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

After remarks, the question on passing item 8910-8500, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at seven minutes before three o'clock P.M., as follows, to wit (yeas 33 - nays 4) **[Yeas and Nays No. 300]**:

YEAS.

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.
Feeney, Paul R.
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.**

NAYS.

deMacedo, Viriato M.
Fattman, Ryan C.

Humason, Donald F., Jr.
Tarr, Bruce E. – **4.**

ABSENT OR NOT VOTING.

Barrett, Michael J. – **1.**

The yeas and nays having been completed at five minutes before three o'clock P.M., item 8910-8500, 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 9110-1900 (Elder Nutrition Program) was considered as follows:

Elder Nutrition
Program.

9110-1900 For the elder nutrition program; provided, that not less than the amount appropriated in item 9110-1900 of section 2 of chapter 38 of the acts of 2013 shall be expended for the senior farm share program; provided further, that not less than \$750,000 shall be expended for home-delivered meals; and provided further, that not less than \$12,300 shall be expended for a food pantry driver in the

town of Wales..... \$7,268,675.

The Governor reduced this item by \$12,300 and struck the following "; and provided further, that not less than \$12,300 shall be expended for a food pantry driver in the town of Wales".

After remarks, the question on passing item 9110-1900, 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 before three o'clock P.M., as follows, to wit (yeas 31 - nays 6) **[Yeas and Nays No. 301]**:

YEAS.

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.
Feeney, Paul R.
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.
Rush, Michael F.
Spilka, Karen E.
Timilty, Walter F.
Welch, James T. – **31.**

NAYS.

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

Humason, Donald F., Jr.
Ross, Richard J.
Tarr, Bruce E. – **6.**

ABSENT OR NOT VOTING.

Barrett, Michael J. – **1.**

The yeas and nays having been completed at three o'clock P.M., item 9110-1900, 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 9110-9002 (Grants to Councils on Aging) was considered as follows:

9110-9002 For grants to the councils on aging and for grants to or contracts with nonpublic entities which are consortia or associations of councils on aging; provided, that notwithstanding the foregoing, all funds appropriated in this item shall be expended in accordance with the distribution schedules for formula and incentive grants established by the secretary of elder affairs; provided further, that not less than \$25,000 shall be expended on a grant for the Quincy department of elder affairs; provided further, that not less than \$25,000 shall be expended on the West Brookfield Senior Center; provided further, that not less than \$30,000 shall be expended to the town of Norwell for the purchase of an emergency generator for the

Grants to Councils on Aging.

Norwell Senior Center; provided further, that not less than \$50,000 shall be expended on the Seekonk Senior Center; provided further, that not less than \$75,000 shall be expended on the Whipple senior center of Weymouth; provided further, that \$25,000 shall be expended on the South Boston Neighborhood House; provided further, that not less than \$100,000 shall be expended on the Dedham Council on Aging; provided further, that not less than \$150,000 shall be expended on the Arlington senior center; provided further, that not less than \$10,000 shall be expended for the Pioneer Valley Project Inc. for outreach and education to the senior citizens in the North End, South End and Forest Park; provided further, that not less than \$15,000 shall be expended on the Carver council on aging; provided further, that not less than \$15,000 shall be expended on the Billerica Friends of the council on aging; provided further, that not less than \$50,000 shall be expended for the expansion of the council on aging building in the city of Brockton; provided further, that not less than \$15,000 shall be allocated for the operation of the Alzheimer's caregivers respite program at the Brookline Senior Center; provided further, that not less than \$50,000 shall be expended to the town of Duxbury for improvements at the Duxbury Senior Center; and provided further, that the distribution schedules shall be submitted to the house and senate committees on ways and means not later than February 15, 2018..... \$14,242,900.

The Governor reduced this item by \$635,000 and struck the following "; provided further, that not less than \$25,000 shall be expended on a grant for the Quincy department of elder affairs; provided further, that not less than \$25,000 shall be expended on the West Brookfield Senior Center; provided further, that not less than \$30,000 shall be expended to the town of Norwell for the purchase of an emergency generator for the Norwell Senior Center; provided further, that not less than \$50,000 shall be expended on the Seekonk Senior Center; provided further, that not less than \$75,000 shall be expended on the Whipple senior center of Weymouth; provided further, that \$25,000 shall be expended on the South Boston Neighborhood House; provided further, that not less than \$100,000 shall be expended on the Dedham Council on Aging; provided further, that not less than \$150,000 shall be expended on the Arlington senior center; provided further, that not less than \$10,000 shall be expended for the Pioneer Valley Project Inc. for outreach and education to the senior citizens in the North End, South End and Forest Park; provided further, that not less than \$15,000 shall be expended on the Carver council on aging; provided further, that not less than \$15,000 shall be expended on the Billerica Friends of the council on aging; provided further, that not less than \$50,000 shall be expended for the expansion of the council on aging building in the city of Brockton; provided further, that not less than \$15,000 shall be allocated for the operation of the Alzheimer's caregivers respite program at the Brookline Senior Center; provided further, that not less than \$50,000 shall be expended to the town of Duxbury for improvements at the Duxbury Senior Center".

After remarks, the question on passing item 9110-9002, 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 past three o'clock P.M., as follows, to wit (yeas 32 - nays 6) **[Yeas and Nays No. 302]**:

YEAS.

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.
Feeney, Paul R.
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.
Rosenberg, Stanley C.
Rush, Michael F.
Spilka, Karen 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.
Tarr, Bruce E. – **6.**

ABSENT OR NOT VOTING.

Barrett, Michael J. – **1.**

The yeas and nays having been completed at four minutes past three o'clock P.M., item 9110-9002, 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.

Orders of the Day.

The Orders of the Day were considered as follows:

The engrossed Bill authorizing the Department of Elder Affairs to establish a home care worker registry (House, No. 3821, amended),-- was considered, the main question being on concurring in the House amendment.

Pending the question on concurring in the House amendment, Mr. Tarr moved that the House amendment be amended by striking the text and inserting in place thereof the following:-

“SECTION 4A. Chapter 19A of the General Laws is hereby amended by inserting after section 4C the following section:-

Section 4D. (a) As used in this section, the following terms shall have the following meanings:

‘Home care worker’, a person employed by a home care agency to provide home health aide, homemaker, personal care, and supportive home care aide services.

‘Home care agency’ an entity, however organized, whether conducted for profit or not for profit, which is advertised, announced, established or maintained for the purpose of providing home health aide, homemaker, personal care homemaker, companion and chore services to clients in community-based settings

(b) The department shall, subject to appropriation, establish and maintain a registry of individuals who have successfully completed an education or training program which meets the home health aide training requirements set forth by the

Home care worker
registry.

federal Medicare Conditions of Participation for Home Health Agencies at 42 CFR Part 484.36 or the Homemaker/Personal Care standards issued by the MA Executive office of Elder Affairs. The registry shall be sufficiently and promptly accessible to meet the needs of home care agencies, home care workers, and the public. A home care agency shall only hire or employ, on a paid, unpaid, temporary or permanent basis, a home care worker who is listed in the registry as having demonstrated competency as defined by the department.

(c) The registry shall include: (i) an individual's full name; (ii) assigned unique identification number; (iii) home care aide training level; (iii) name of training program; (iv) language abilities; (v) in service training information; (vi) home care employment history; and (vii) any other information the department deems necessary to identify the individual.

(d) All home care agencies shall contact the registry prior to hiring an individual who will provide home health, homemaker, personal care homemaker, and supportive home care aide services to patients or have access to patients or their property to access any information in the registry relating to any home care worker

(e) The department shall specify which information for the registry shall be submitted and updated by the training program or home care agency

(f) The registry shall be updated at least monthly. Any entity required or choosing to provide information to the registry shall promptly submit updated information whenever such information changes.

(g) The department shall establish appropriate security mechanisms to safeguard any personality identifiable information in the registry and maintain a record of accessing or obtaining information from the registry.

(h) The department shall provide reasonable and appropriate timetables, notices and phase-in mechanisms for applying various provisions of this section to training programs, home care agencies, and home care workers. Persons employed as home care workers on the effective date of this section shall be registered as soon as practicable, but not later than twelve months after such effective date.

(i) The department may make any such additional rules and regulations as are reasonably necessary to implement the provisions of this section

(j) This act shall take effect one year after the date of passage.

After remarks, the amendment was *rejected*.

Mr. Tarr doubted the vote and asked for a standing vote; and it was *rejected* by a vote of 5 to 12.

Mr. Tarr moved that the House amendment be amended by inserting at the end thereof the following new section:-

“SECTION_. Notwithstanding any general or special law to the contrary the executive office of elder affairs in conjunction with the executive office of health and human services and the executive office of public safety and security shall develop a plan for the registration of home care workers who have registered through a web-based service or platform.

Said plan and any recommendations shall be filed with the joint committee on elder affairs, and the clerks of the house and senate by December 31, 2018.”

After remarks, the amendment was *rejected*.

Mr. Tarr doubted the vote and asked for a standing vote; and it was *rejected* by a vote of 6 to 17.

The House amendment was again considered and it was adopted, in concurrence.

PAPERS FROM THE HOUSE

Message from the Governor — Reductions and Disapprovals

General Appropriations Bill.

A message from His Excellency the Governor, returning, with his disapproval of certain items and sections and parts of certain items, and reductions in certain items contained in the engrossed Bill making appropriations for the fiscal year 2018 for the maintenance of the departments, boards commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (see House, No. 3800), which on Friday, July 7, 2017, had been laid before the Governor for his approbation,— came from the House, in part, several items having been passed by the House notwithstanding the reduction or disapproval of the Governor.

The message (House, No. 3828) was read; and the Senate proceeded to reconsider several items, which had been reduced or disapproved in accordance with the provisions of the Constitution.

Section 40 (Driver School License I) was considered as follows:

“SECTION 40. Section 32G of said chapter 90 is hereby amended by inserting after the word “person,” in line 1, as so appearing, the following words:—no authority established under chapter 161B.”

The Governor disapproved this section.

After remarks, the question on passing section 40, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at five minutes before four o'clock P.M., as follows, to wit (yeas 32 - nays 5) [**Yeas and Nays No. 303**]:

YEAS.

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.
Feeney, Paul R.
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. — **32.**

NAYS.

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

O'Connor, Patrick M.
Ross, Richard J. — **5.**

General
Appropriation Bill,—
vetoes.

Driver School
License I.

ABSENT OR NOT VOTING.

Barrett, Michael J. – 1.

The yeas and nays having been completed at three minutes before four o'clock P.M., section 40 stands in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Section 41 (Driver School License II) was considered as follows:

Driver School
License II.

“SECTION 41. Said section 32G of said chapter 90, as so appearing, is hereby further amended by inserting after the word “No”, in line 171, the following words:- authority established under chapter 161B and no.”

The Governor disapproved this section.

The question on passing section 41, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at two minutes before four o'clock P.M., as follows, to wit (yeas 32 - nays 5) [**Yeas and Nays No. 304**]:

YEAS.

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.
Feeney, Paul R.
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. – **32.**

NAYS.

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

O'Connor, Patrick M.
Ross, Richard J. – **5.**

ABSENT OR NOT VOTING.

Barrett, Michael J. – 1.

The yeas and nays having been completed at one minute past four o'clock P.M., section 41 stands in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Section 42 (Driver School License III) was considered as follows:

Driver School
License III.

“SECTION 42 Said section 32G of said chapter 90, as so appearing, is hereby further amending by adding the following paragraph:-

An authority established under chapter 161B and licensed pursuant to this section shall be limited to giving instruction for hire in the operation of commercial motor vehicles, as defined in section 1 of chapter 90F.”

The Governor disapproved this section.

The question on passing section 42, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at two minutes past four o'clock P.M., as follows, to wit (yeas 32 - nays 5) **[Yeas and Nays No. 305]**:

YEAS.

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.
Feeney, Paul R.
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. – **32.**

NAYS.

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

O'Connor, Patrick M.
Ross, Richard J. – **5.**

ABSENT OR NOT VOTING.

Barrett, Michael J. – **1.**

The yeas and nays having been completed at four minutes past four o'clock P.M., section 42 stands in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Section 72 (Driver School License IV) was considered as follows:

Driver School
License IV.

“SECTION 72. Section 6 of chapter 161B of the General Laws, as so appearing, is hereby amended by adding the following clause:-

(r) to apply for and receive a license to engage in the business of giving instruction for hire in the operation of commercial motor vehicles under section 32G of chapter 90 designed to promote participation from low income, underemployed and unemployed persons.”

The Governor disapproved this section.

The question on passing section 72, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at five minutes past four o'clock P.M., as follows, to wit (yeas 32 -

nays 5) [Yeas and Nays No. 306]:

YEAS.

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.
Feeney, Paul R.
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. – **32.**

NAYS.

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

O'Connor, Patrick M.
Ross, Richard J. – **5.**

ABSENT OR NOT VOTING.

Barrett, Michael J. – **1.**

The yeas and nays having been completed at seven minutes past four o'clock P.M., section 72 stands in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Section 128 (Child Welfare Reporting Task Force) was considered as follows:

Child Welfare
Reporting Task
Force.

“SECTION 128. There shall be a task force on child welfare data reporting. The task force shall develop basic data measures, progress measures and key outcome measures to inform the legislature and the public about the status and demographics of the caseload of the department of children and families, the department's progress in achieving child welfare goals, including safety, permanency and well-being, the status of proceedings in the juvenile court department that involve children in the department's caseload and the status of children who are or have been involved in both the child welfare and juvenile justice systems.

The task force shall develop criteria for measuring outcomes for children and families in the key child welfare domains of safety, permanency and well-being for children including, but not limited to, the outcomes of: (i) protecting children from abuse and neglect; (ii) safely maintaining children in their own homes whenever possible and appropriate; (iii) achieving stability and permanency for children in their living situations; (iv) preserving the continuity of family relationships; (v) enhancing the capacity of families to provide for the needs of children; (vi) ensuring that children receive appropriate services to meet their educational needs; (vii) ensuring that children receive the services necessary to meet their physical

and mental health needs; (viii) achieving permanency and opportunity for young adults; (ix) complying with timeframes and deadlines for court hearings; and (x) minimizing the incidence of juvenile justice system involvement for children involved with the department of children and families.

The task force shall also make recommendations to: (i) ensure that department of children and families' annual, biannual and quarterly reports include appropriate data measures that are clearly defined, placed in the context of historical or other comparative data when necessary to convey the meaning of the reported data and include the department's current understanding as to why certain trends may be appearing in the data; (ii) eliminate reports that are no longer necessary; and (iii) ensure that reports are submitted on time and posted on the department's website. The task force shall also make recommendations about periodic reports from the courts on cases involving children involved with the department of children and families.

Not later than 45 days after the end of each quarter, the department of children and families shall publish on its website caseload profile reports that provide statewide, regional and area office summaries that include data covering the number of maltreatment reports received during the year; screen in and support decisions; number of children in placement; adoptions and guardianships legalized; consumer demographics including race and primary language; information relating to children that are in placement, including most recent intake, placement type, race, age group, continuous time in placement, gender, and service plan goal; and information relating to children that are not in placement, including most recent intake and age group.

The task force shall be comprised of the following persons or their designees: the child advocate who shall serve as co-chair; the commissioner of children and families who shall serve as co-chair; the senate and house chairs of the joint committee on children, families and persons with disabilities; the chief justice of the juvenile court department; the executive director of the Massachusetts Law Reform Institute, Inc.; the chief counsel of the committee for public counsel services; the executive director of Children's League of Massachusetts, Inc.; 1 person with expertise in child welfare data and outcome measurement to be chosen by the child advocate; and 1 person with expertise in the department of children and families' information technology, data collection and reporting systems to be chosen by the commissioner of children and families. The task force shall consult with other individuals who have relevant expertise as needed.

The task force shall meet not less than quarterly and, in the first 6 months of its first year, the full task force or its working groups shall meet at least monthly. Annually, on or before January 31, the task force shall file its recommendations, together with drafts of legislation necessary to implement those recommendations, with the clerks of the senate and house of representatives and the clerks shall forward the report to the senate and house chairs of the joint committee on children, families and persons with disabilities."

The Governor disapproved this section.

After remarks, the question on passing section 128, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at ten minutes past four o'clock P.M., as follows, to wit (yeas 31 - nays 6) [**Yeas and Nays No. 307**]:

YEAS.

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.
Feeney, Paul R.
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.**

ABSENT OR NOT VOTING.

Barrett, Michael J. – **1.**

The yeas and nays having been completed at twelve minutes past four o'clock P.M., section 128 stands in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Emergency Preamble Adopted

An engrossed Bill relative to advancing contraceptive coverage and economic security in our state (see House, No. 4009, amended), having been certified by the Senate Clerk to be rightly and truly prepared for final passage and containing an emergency preamble,-- was laid before the Senate; and, a separate vote being taken in accordance with the requirements of Article LXVII of the Amendments to the Constitution, the preamble was adopted in concurrence, by a vote of 22 to 0.

Contraceptive coverage.

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

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

General Appropriation Bill,-- vetoes.

the House notwithstanding the reduction or disapproval of the Governor.

The message (House, No. 3828) was read; and the Senate proceeded to reconsider several items, which had been reduced or disapproved in accordance with the provisions of the Constitution.

Section 129 (Sunset of Child Welfare Reporting Task Force) was considered as follows:

Sunset of Child
Welfare Reporting
Task Force.

“SECTION 129. Section 128 is hereby repealed.”

The Governor disapproved this section.

After remarks, the question on passing section 129, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at a quarter past four o'clock P.M., as follows, to wit (yeas 31 - nays 6) **[Yeas and Nays No. 308]**:

YEAS.

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.
Feeney, Paul R.
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.**

ABSENT OR NOT VOTING.

Barrett, Michael J. – **1.**

The yeas and nays having been completed at seventeen minutes past four P.M., section 129 stands in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item Section 152 (Sunset of Child Welfare Data Reporting Task Force Effective Date) was considered as follows:

Sunset of Child
Welfare Data
Reporting Task Force
Effective Date.

“SECTION 152. Section 129 shall take effect on February 1, 2022.”

The Governor disapproved this section.

The question on passing section 152, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the

Constitution, at eighteen minutes past four o'clock P.M., as follows, to wit (yeas 31 - nays 6) [Yeas and Nays No. 309]:

YEAS.

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.
Feeney, Paul R.
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.**

ABSENT OR NOT VOTING.

Barrett, Michael J. – **1.**

The yeas and nays having been completed at twenty minutes past four o'clock P.M., section 152 stands in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Section 135 (Childhood Visions and Eye Commission) was considered as follows:

Childhood Visions
and Eye
Commission.

“SECTION 135. There shall be established a special commission to study and report on childhood vision and eye health in the commonwealth. The commission shall study children’s vision care and quality, including (i) vision screening, (ii) eye examinations and appropriate preventative measures and (iii) develop recommendations for ensuring screenings for all children. The commission shall review the commonwealth’s success at preventative measures, including screening, and treating all of its children for vision impairments and eye disease and identify populations that do not receive screening, eye examinations or necessary related treatments.

The commission shall consist of the commissioner of the department of public health, or a designee, who shall serve as chair; the commissioner of the department of elementary and secondary education, or a designee; the commissioner of early education and care, or a designee; the house and senate chairs of the joint committee on public health, or their designees; 2 members of the Children’s Vision Massachusetts Coalition; 1 member of the Massachusetts school nurse organization, Inc.; a member of the Massachusetts Society of Optometrists, Inc.; 1 member of the Massachusetts Society of Eye Physicians and Surgeons, Inc.; and 1

member of the Massachusetts Chapter of the American Academy of Pediatrics.

The commission shall submit a report, along with any recommendations for legislation, to the clerks of the house of representatives and senate, the house and senate chairs of the joint committee on health care financing, and the house and senate chairs of the joint committee on public health on or before February 1, 2018.”

The Governor disapproved this section.

After remarks, the question on passing section 135, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-one minutes past four o'clock P.M., as follows, to wit (yeas 34 - nays 3) [**Yeas and Nays No. 310**]:

YEAS.

Boncore, Joseph A.	Keenan, John F.
Brady, Michael D.	Lesser, Eric P.
Brownsberger, William N.	Lewis, Jason M.
Chandler, Harriette L.	L'Italien, Barbara A.
Chang-Diaz, Sonia	Lovely, Joan B.
Creem, Cynthia Stone	McGee, Thomas M.
Cyr, Julian	Montigny, Mark C.
DiDomenico, Sal N.	Moore, Michael O.
Donoghue, Eileen M.	O'Connor, Patrick M.
Eldridge, James B.	O'Connor Ives, Kathleen
Fattman, Ryan C.	Pacheco, Marc R.
Feeney, Paul R.	Rodrigues, Michael J.
Forry, Linda Dorcena	Ross, Richard 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. – 34.

NAYS.

deMacedo, Viriato M.	Tarr, Bruce E. – 3.
Humason, Donald F., Jr.	

ABSENT OR NOT VOTING.

Barrett, Michael J. – **1.**

The yeas and nays having been completed at twenty-three minutes past four o'clock P.M., section 135 stands in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Engrossed Bill Returned with Recommendation of Amendment.

A message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill relative to a study of the trauma registry in the Department of Public Health (see House, No. 3827) [being the text contained in Section 138 of the General Appropriations Bill] (see House, No. 3800) [for message, see attachment K of House, No. 3828],-- came from the House with the endorsement that the House had *rejected* the amendment recommended by the Governor, (as approved by the House Committee on Bills in the Third Reading).

Trauma Registry.

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

The rules were suspended, on motion of Ms. Spilka, and, after remarks, the Governor's amendment was considered forthwith and *rejected*, in concurrence.

Sent to the House for re-enactment.

Engrossed Bill.

An engrossed Bill relative to advancing contraceptive coverage and economic security in our state (see House, No. 4009, amended) (which originated in the House), **having been certified by the Senate Clerk to be rightly and truly prepared for final passage, after remarks, was passed to be enacted, by a vote of 27-0, and signed by the Acting President (Ms. Chandler) (having been appointed by the President, under authority conferred by Senate Rule 4, to perform the duties of the Chair) and laid before the Governor for his approbation.**

Bill laid before the Governor.

Ms. Chandler in the Chair, the Senate Bill relative to handicapped parking (Senate, No. 2178),-- came from the House passed to be engrossed, in concurrence, *with an amendment* striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 3973, amended.

Handicapped parking

The rules were suspended, on motion of Ms. Donoghue, and the House amendment was considered forthwith.

The same Senator presented moved that the Senate concur with the House amendment with a *further amendment* striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2214.

The House amendment, as amended was adopted.

Sent to the House for concurrence in the further amendment.

At the request of the President, the members, guests and staff stood in a moment of silence and reflection to the memory of the Honorable Captain Thomas J. Hudner.

Moment of silence.

Order Adopted.

The President in the Chair, on motion of Mr. Cyr,--

Ordered, That when the Senate adjourns today, it adjourn to meet again tomorrow at one o'clock P.M., in a full formal session without a calendar.

Time of meeting.

*Adjourn In Memory of
The Honorable Captain Thomas J. Hudner*

The Senator from Norfolk and Suffolk, Mr. Rush, Senator from Bristol and Plymouth, Mr. Rodrigues, the Senator from Essex and Middlesex, Mr. Tarr, the Senator from Norfolk, Bristol and Plymouth, Mr. Timilty and the Senator from Plymouth and Norfolk, Mr. O'Connor moved that when the Senate adjourns today it do so in memory of the Honorable Captain Thomas J. Hudner.

Messrs. Rush and Rodrigues in the Chair, the Honorable Captain Thomas J. Hudner of Concord passed away on Monday, November 13th at the age of 93.

Leaving behind his beloved wife of 49 years, Georgea, their 5 children, grandchildren and great grandchildren.

A Massachusetts native, born in Fall River, Thomas Hudner attended Phillips Academy and the United States Naval Academy. Where he took up flying and joined Fighter Squadron 32, flying the F4U Corsair at the outbreak of the Korean War. Arriving near Korea in October 1950, he flew support missions from the aircraft carrier USS Leyte.

Captain Hudner made a lifetime of putting the needs of others above his own; as an officer of the United States Navy and a naval aviator. He rose to the rank of captain, and received the Medal of Honor for his actions in trying to save the life of his wingman, Ensign Jesse L. Brown, during the Battle of Chosin Reservoir in the Korean War.

On 4 December 1950, Captain Thomas Hudner and Ensign Jesse Brown were among a group of pilots on patrol near the Chosin Reservoir when Brown's Corsair was struck by ground fire from Chinese troops and crashed. In an attempt to save Brown from his burning aircraft, Captain Hudner crash-landed his own aircraft on a snowy mountain, in freezing temperatures to help Brown. In spite of these efforts, Brown did not survive. As a result of his efforts Captain Hudner suffered many injuries, being forced to evacuate. In recognition of his extraordinary efforts Captain Hudner was presented with the Navy's first Medal of Honor recipient since World War II.

Prior to his retirement in 1973, Captain Thomas Hudner held positions aboard several U.S. Navy ships with a number of aviation units, including a brief stint as Executive Officer of USS Kitty Hawk during a tour in the Vietnam War.

In subsequent years, he continued to support fellow veterans through his work with various organizations throughout the country. He represented the Commonwealth as Secretary of the Massachusetts Department of Veterans Services from 1991-1999.

His dedication and devotion to veterans and his love for the United State went unnoticed through receiving a number of honors throughout his adult life; he was honored by the Gathering of Eagles Program of the Air Force at Maxwell Air Force Base, 1989. In 2001, Thomas Hudner presented Daisy Brown Thorne with several of Jesse Brown's posthumous medals at Mississippi State University. In May 2012, the Secretary of the Navy announced that an Arleigh Burke-class guided missile destroyer would be named USS Thomas Hudner.

Captain Thomas Hudner will be truly missed by the many lives he has touched, including the United States Navy, his family and friends.

The President in the Chair, accordingly, as a mark of respect in memory Captain Thomas J. Hudner, at nine minutes before five o'clock P.M., on motion of Mr. Feeney, the Senate adjourned to meet again tomorrow at one o'clock P.M.