

The Commonwealth of Massachusetts

By Mr. Dempsey of Haverhill, for the committee on Economic Development and Emerging Technologies, on House, No. 4062, a Bill extending simulcasting (House, No. 4315). November 5, 2009.

An Act EXTENDING SIMULCASTING.

FOR THE COMMITTEE:

NAME:

Brian S. Dempsey

DISTRICT/ADDRESS:

3rd Essex

# The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

## An Act EXTENDING SIMULCASTING.

*Whereas*, The deferred operation for this act would tend to defeat its purpose, which is forthwith to make regulate simulcasting, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

SECTION 1. The introductory paragraph of section 13 of chapter 494 of the Acts of 1978 is hereby amended by striking out the words "and until December 31, 2009", inserted by section 3 of chapter 290 of the acts of 2008, and inserting in place thereof the following words: and until July 31, 2010.

SECTION 2. Section 15 of said chapter 494 is hereby amended by striking out the words "and until December 31, 2009", inserted by section 4 of said chapter 290, and inserting in place thereof the following words:- and until July 31, 2010.

SECTION 3. The first paragraph of section 9 of chapter 277 of the acts of 1986 is hereby amended by striking out the words "and until December 31, 2009", inserted by section 5 of said chapter 290, and inserting in place thereof the following words:- and until July 31, 2010.

SECTION 4. The first sentence of the first paragraph of section 3 of chapter 114 of the acts of 1991 is hereby amended by striking out the words "and until December 31, 2009" inserted by section 6 of said chapter 290, and inserting in place thereof the following words:- and until July 31, 2010.

SECTION 5. The last paragraph of said section 3 of said chapter 114 is hereby amended by striking out the words "December 31, 2009", inserted by section 7 of said chapter 290, and inserting in place thereof the words:- July 31, 2010.

SECTION 6. The first paragraph of section 4 of said chapter 114 is hereby amended by striking out the words "and until December 31, 2009" inserted by section 8 of said chapter 290, and inserting in place thereof the following words:- and until July 31, 2010.

SECTION 7. The last paragraph of said section 4 of said chapter 114 is hereby amended by striking out the words "December 31, 2009", inserted by section 9 of said chapter 290, and inserting in place thereof the following words:- July 31, 2010.

SECTION 8. The first paragraph of section 5 of said chapter 114 is hereby amended by striking out the words "and until December 31, 2009", inserted by section 10 of said chapter 290, and inserting in place thereof the following words:- and until July 31, 2010.

SECTION 9. Section 13 of chapter 101 of the acts of 1992 is hereby amended by striking out the words "December 31, 2009", inserted by section 11 of said chapter 290 and inserting in place thereof the following words:- July 31, 2010.

SECTION 10. Section 45 of chapter 139 of the acts of 2001 is hereby amended by striking out the words "December 31, 2010" inserted by section 12 of said chapter 290 and inserting in place thereof the following words:- July 31, 2010.

SECTION 11. Section 20 of chapter 449 of the acts of 2006 is hereby amended by striking out the words "December 31, 2009", inserted by section 13 of said chapter 290 and inserting in place thereof the following words:- July 31, 2010.

SECTION 12. Notwithstanding chapters 128A and 128C of the General Laws or any other general or special law, rule, or regulation to the contrary, the greyhound meeting licensee located in Bristol county and the greyhound meeting licensee located in Suffolk county licensed in calendar year 2009 to conduct live racing pursuant to chapter 128A of the General Laws and simulcast wagering pursuant to chapter 128C of the General Laws shall not be denied a license to conduct simulcast wagering pursuant to said chapter 128C due to the fact said greyhound meeting licensee located in Bristol county and said greyhound meeting licensee located in Suffolk county is precluded from conducting live racing; provided, however, that all simulcasts shall comply with the provisions of the Interstate Horse Racing Act of 1978, 15 U.S.C. Sec. 3001 et seq. or other applicable federal law; provided, however, that all simulcasts from states which have racing associations that do not require approval in compliance with the Interstate Horse Racing Act of 1978, 15 U.S.C. Sec. 3004 (a) (1) (A), except simulcasts during the month of

August, shall require the approval of the New England Horsemen's Benevolent and Protective Association prior to being simulcast to any racing meeting licensee within the commonwealth; provided further, that, if the association agrees to approve the simulcast for 1 racing meeting licensee, it shall approve the simulcast for all otherwise eligible racing meeting licensees.

SECTION 13. Notwithstanding section 5 of chapter 128A of the General Laws, or any other general or special law, rule, or regulation to the contrary, the greyhound meeting licensee located in Bristol county and the greyhound meeting licensee located in Suffolk county shall not be eligible for purse assistance pursuant to clause (6) of subsection (h) of section 5 of chapter 128A of the General Laws.

SECTION 14. Notwithstanding section 2 of chapter 128C of the General Laws, or any other general or special law, rule, or regulation to the contrary, the greyhound meeting licensee located in Bristol county and the greyhound meeting licensee located in Suffolk county shall pay all premiums received pursuant to said section 2 of said chapter 128C of the General Laws to the Racing Stabilization Fund established pursuant to section 19.

SECTION 15. Notwithstanding chapter 128C of the General Laws, or any other general or special law, rule, or regulation to the contrary, simulcast revenues generated by the greyhound meeting licensee located in Bristol county and the greyhound meeting licensee located in Suffolk county and otherwise dedicated to purse accounts at said licensee, or to be distributed to breeders' associations at guest dog tracks, shall be dedicated to the Racing Stabilization Fund established pursuant to section 19.

SECTION 16. Notwithstanding chapter 128C of the General Laws, or any other general or special law, rule, or regulation to the contrary, simulcast revenues generated by the greyhound meeting licensee located in Bristol county and the greyhound meeting licensee located in Suffolk county and otherwise dedicated to the Greyhound Capital Improvements Trust Fund or the Greyhound Promotional Trust Fund, each established under section 12A of said chapter 494 of the acts of 1978 shall be dedicated to the Racing Stabilization Fund established pursuant to section 19.

SECTION 17. Notwithstanding chapters 128A and 128C of the General Laws or any other general or special law, rule, or regulation to the contrary, revenues from unclaimed winnings and breaks, so called, generated by the greyhound meeting licensee located in Bristol county and the

greyhound meeting licensee located in Suffolk county shall be dedicated to the Racing Stabilization Fund established pursuant to section 19.

SECTION 18. Notwithstanding any general or special law, rule, or regulation to the contrary, the greyhound meeting licensee located in Bristol county and the greyhound meeting licensee located in Suffolk county shall, unless otherwise provided in this act, be subject to chapter 128A and chapter 128C of the General Laws and chapter 139 of the Acts of 2001, as amended.

SECTION 19. Notwithstanding any general or special law, rule, or regulation to the contrary, there shall be established and set up on the books of the commonwealth a separate fund to be known as the Racing Stabilization Fund. Said fund shall consist of all revenues dedicated pursuant to this act. All revenues credited under this section shall remain in said Racing Stabilization Fund, subject to appropriation. Any balance in the fund at the end of the fiscal year shall not revert to the General Fund.

SECTION 20. This act shall expire on July 31, 2010.

**HOUSE . . . . . No. 4062**

**The Commonwealth of Massachusetts**

PRESENTED BY:

**David L. Flynn, James H. Fagan**

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:  
An Act relative to simulcasting by greyhound dog racing meeting licensees.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
David L. Flynn	8th Plymouth
James H. Fagan	3rd Bristol
Christine E. Canavan	10th Plymouth
Geraldine Creedon	11th Plymouth
Paul McMurtry	11th Norfolk
Elizabeth Poirier	14th Bristol

# The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

## AN ACT RELATIVE TO SIMULCASTING BY GREYHOUND DOG RACING MEETING LICENSEES.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

SECTION 1. Section 2 of chapter 128C of the General Laws, as appearing in the 2006 Official Edition, is hereby amended in subsection 5 by striking out the fourth paragraph and inserting in place thereof the following:—

No racing meeting licensee, whether acting as a guest track or host track, shall simulcast live races unless the licensee conducts a full schedule of live racing performances during a racing season except that, if the commission determines that a licensee cannot conduct a full schedule of live racing performances due to weather conditions, race track conditions, strikes, work stoppages, sickness or quarantine not within the control of the licensee, the commission may permit the licensee to continue simulcasting and; if it appears that a racing meeting licensee is or will become unable to conduct a full schedule of live racing performances, the commission shall suspend such right to simulcast until the licensee conducts or resumes a full schedule of live racing performances; provided, however, that no racing meeting licensee shall simulcast live races in any racing season unless the racing meeting licensee is licensed to and actually conducts at least 900 live races over the course of not less than 100 calendar days during that racing season with no fewer than 7 races completed on any of those 100 calendar days; provided further, that, on or after January 1, 2010, the foregoing live racing requirements shall not apply to the greyhound dog racing meeting licensee in Bristol county and the greyhound dog racing meeting licensee in Suffolk county and each such licensee shall, notwithstanding any other provision of this chapter, be entitled to simulcast live races as provided in this chapter despite any such licensee's inability to conduct live racing due any law or requirement prohibiting the conduct of live greyhound dog racing meetings in the commonwealth; provided further, that, if the commissioner determines that either of the greyhound dog racing meeting licensee in Bristol county or the greyhound dog racing meeting licensee in Suffolk county is unable, on or after the effective date of this act and prior to January 1, 2010, to conduct a full schedule of live racing performances due to insufficient or lack of participation in live racing performances by dogmen, the commission may permit such licensee to continue simulcasting.

SECTION 2. Section 2 of said chapter 128C, as so appearing, is hereby further amended in subsection 5 by striking out the sixth paragraph and inserting in place thereof the following:—

Each racing meeting licensee shall pay a fee for those days, whether a dark day, a day during a dark season, or any day between the periods of racing pursuant to an operating license, when no live races are conducted but simulcast races are shown and simulcast wagers are accepted; provided, however, that, on or after January 1, 2010, the greyhound dog racing meeting licensee in Bristol county and the greyhound dog racing meeting licensee in Suffolk county shall not be required to pay a fee for any day

on which such licensee would have been entitled to conduct a greyhound dog racing meeting but for any law or requirement prohibiting the conduct of a greyhound dog racing meeting in the commonwealth. Such fee shall be determined by the commission in accordance with the license fees charged pursuant to the provisions of chapter 128A. No other daily fees shall be assessed.



HOUSE DOCKET, NO. 94323

FILED ON 11/9/2009

*sent to gov.*

**HOUSE** . . . . .

**No. 4323**

**The Commonwealth of Massachusetts**

By Mr. Murphy of Burlington, for the committee on Ways and Means, on House, No. 4315, a Bill extending simulcasting (House, No. 4323), November 9, 2009.

**An Act Extending Simulcasting.**

FOR THE COMMITTEE:

NAME:

Charles Murphy

DISTRICT/ADDRESS:

21st Middlesex

# The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

## An Act Extending Simulcasting.

*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to further regulate simulcasting, therefore it is declared to be an emergency law, necessary for the immediate preservation of the public convenience.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

**SECTION 1.** The first paragraph of section 12A of chapter 494 of the acts of 1978 is hereby amended by striking out the words “and until December 31, 2009”, inserted by section 1 of chapter 290 of the acts of 2008, and inserting in place thereof the following words:- and until July 31, 2010.

**SECTION 2.** The last paragraph of said section 12A of said chapter 494 is hereby amended by striking out the words “December 31, 2009”, inserted by section 2 of said chapter 290, and inserting in place thereof the following words:- July 31, 2010.

**SECTION 3.** The introductory paragraph of section 13 of chapter 494 of the Acts of 1978 is hereby amended by striking out the words “and until December 31, 2009”, inserted by section 3 of chapter 290 of the acts of 2008, and inserting in place thereof the following words:- and until July 31, 2010.

**SECTION 4.** Section 15 of said chapter 494 is hereby amended by striking out the words “and until December 31, 2009”, inserted by section 4 of said chapter 290, and inserting in place thereof the following words:- and until July 31, 2010.

**SECTION 5.** The first paragraph of section 9 of chapter 277 of the acts of 1986 is hereby amended by striking out the words “and until December 31, 2009”, inserted by section 5 of said chapter 290, and inserting in place thereof the following words:- and until July 31, 2010.

**SECTION 6.** The first sentence of the first paragraph of section 3 of chapter 114 of the acts of 1991 is hereby amended by striking out the words “and until December 31, 2009”, inserted by section 6 of said chapter 290, and inserting in place thereof the following words:- and until July 31, 2010.

**SECTION 7.** The last paragraph of said section 3 of said chapter 114 is hereby amended by striking out the words “December 31, 2009”, inserted by section 7 of said chapter 290, and inserting in place thereof the words:- July 31, 2010.

**SECTION 8.** The first paragraph of section 4 of said chapter 114 is hereby amended by striking out the words “and until December 31, 2009”, inserted by section 8 of said chapter 290, and inserting in place thereof the following words:- and until July 31, 2010.

**SECTION 9.** The last paragraph of said section 4 of said chapter 114 is hereby amended by striking out the words “December 31, 2009”, inserted by section 9 of said chapter 290, and inserting in place thereof the following words:- July 31, 2010.

**SECTION 10.** The first paragraph of section 5 of said chapter 114 is hereby amended by striking out the words "and until December 31, 2009", inserted by section 10 of said chapter 290, and inserting in place thereof the following words:- and until July 31, 2010.

**SECTION 11.** Section 13 of chapter 101 of the acts of 1992 is hereby amended by striking out the words "December 31, 2009", inserted by section 11 of said chapter 290, and inserting in place thereof the following words:- July 31, 2010.

**SECTION 12.** Section 45 of chapter 139 of the acts of 2001 is hereby amended by striking out the words "December 31, 2010", inserted by section 12 of said chapter 290, and inserting in place thereof the following words:- July 31, 2010.

**SECTION 13.** Section 20 of chapter 449 of the acts of 2006 is hereby amended by striking out the words "December 31, 2009", inserted by section 13 of said chapter 290, and inserting in place thereof the following words:- July 31, 2010.

**SECTION 14.** Notwithstanding chapters 128A and 128C of the General Laws or any other general or special law, rule or regulation to the contrary, the greyhound meeting licensee located in Bristol county and the greyhound meeting licensee located in Suffolk county licensed in calendar year 2009 to conduct live racing pursuant to chapter 128A of the General Laws and simulcast wagering pursuant to chapter 128C of the General Laws shall not be denied a license to conduct simulcast wagering pursuant to said chapter 128C due to the fact said greyhound meeting licensee located in Bristol county and said greyhound meeting licensee located in Suffolk county is precluded from conducting live racing; provided, however, that all simulcasts shall comply with the provisions of the Interstate Horse Racing Act of 1978, 15 U.S.C. Sec. 3001 et seq. or other applicable federal law; provided, however, that all simulcasts from states which have racing associations that do not require approval in compliance with the Interstate Horse Racing Act of 1978, 15 U.S.C. Sec. 3004 (a) (1) (A), except simulcasts during the month of August, shall require the approval of the New England Horsemen's Benevolent and Protective Association prior to being simulcast to any racing meeting licensee within the commonwealth; provided further, that, if the association agrees to approve the simulcast for 1 racing meeting licensee, it shall approve the simulcast for all otherwise eligible racing meeting licensees.

**SECTION 15.** Notwithstanding section 5 of chapter 128A of the General Laws, or any other general or special law, rule or regulation to the contrary, the greyhound meeting licensee located in Bristol county and the greyhound meeting licensee located in Suffolk county shall not be eligible for purse assistance pursuant to clause (6) of subsection (h) of section 5 of chapter 128A of the General Laws.

**SECTION 16.** Notwithstanding section 2 of chapter 128C of the General Laws, or any other general or special law, rule or regulation to the contrary, the greyhound meeting licensee located in Bristol county and the greyhound meeting licensee located in Suffolk county shall pay all premiums received pursuant to said section 2 of said chapter 128C of the General Laws to the Racing Stabilization Fund established pursuant to section 19.

**SECTION 17.** Notwithstanding chapter 128C of the General Laws, or any other general or special law, rule or regulation to the contrary, simulcast revenues generated by the greyhound meeting licensee located in Bristol county and the greyhound meeting licensee located in Suffolk county and otherwise dedicated to purse accounts at said licensee, or to be distributed to

breeders' associations at guest dog tracks, shall be dedicated to the Racing Stabilization Fund established pursuant to section 19.

**SECTION 18.** Notwithstanding chapters 128A and 128C of the General Laws or any other general or special law, rule or regulation to the contrary, revenues from unclaimed winnings and breaks, so called, generated by the greyhound meeting licensee located in Bristol county and the greyhound meeting licensee located in Suffolk county shall be dedicated to the Racing Stabilization Fund established pursuant to section 19.

**SECTION 19.** Notwithstanding any general or special law, rule or regulation to the contrary, the greyhound meeting licensee located in Bristol county and the greyhound meeting licensee located in Suffolk county shall, unless otherwise provided in this act, be subject to chapter 128A and chapter 128C of the General Laws and chapter 139 of the Acts of 2001, as amended.

**SECTION 20.** Notwithstanding any general or special law, rule or regulation to the contrary, there shall be established and set up on the books of the commonwealth a separate fund to be known as the Racing Stabilization Fund. Said fund shall consist of all revenues dedicated pursuant to this act. All revenues credited under this section shall remain in said Racing Stabilization Fund, subject to appropriation. Any balance in the fund at the end of the fiscal year shall not revert to the General Fund.

**SECTION 21.** Notwithstanding section 12A of chapter 494 of the acts of 1978, any general or special law, rule or regulation to the contrary, on January 1, 2010 the state comptroller shall transfer all monies deposited in the Greyhound Capital Improvements Trust Fund and the Greyhound Promotional Trust Fund, each established under said section 12A of said chapter 494 of the acts of 1978, to the Racing Stabilization Fund established pursuant to section 19; provided further, that after January 1, 2010 the comptroller shall transfer any revenues deposited into said Greyhound Capital Improvements Trust Fund and said Greyhound Promotional Trust Fund into said Racing Stabilization Fund within 10 days of receipt of said revenues.

**SECTION 22.** This act shall expire on July 31, 2010.

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**House, No. 4323**

**Presented by: Charles Murphy**

For legislation to extend simulcasting.

11/9/2009 HReported from the committee on House Committee On Ways and Means

11/9/2009 HPending new draft for H4315

11/10/2009HSubstituted for H4315

11/10/2009HOrdered to a third reading

11/10/2009HRules suspended

11/10/2009HRead third

11/10/2009HAmendment adopted

11/10/2009HAmendment adopted

11/10/2009HQuorum roll call - 143 members in attendance [See Yea and Nay in Supplement, No. 248]

11/10/2009HAmendment rejected

11/10/2009HPassed to be engrossed

11/10/2009HMotion to reconsider negatived

11/10/2009SRead; and referred to the Senate Committee On Ways and Means

11/17/2009SCommittee recommended ought to pass with an amendment, inserting in place thereof the text of S2214

11/17/2009SRules suspended

11/17/2009SRead second

11/17/2009SAmended by striking out all after the enacting clause and inserting in place thereof the text contained in  
S2214

11/17/2009SOrdered to a third reading

11/17/2009SRead third

11/17/2009SAmendment adopted

11/17/2009SReprinted as amended, see S02215

11/17/2009SPassed to be engrossed

11/18/2009HRules suspended

11/18/2009HHouse concurred in the Senate amendment with a further amendment

11/18/2009SSenate concurred in the further House amendment

11/18/2009HEmergency preamble adopted

11/18/2009SEmergency preamble adopted

11/18/2009HENacted

11/24/2009HGovernor returned to the House with amendments to sections 16, 17, 18, 20, 21 and 23

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**House, No. 4062**

**Presented by: David L. Flynn**

**Relative to simulcasting by greyhound dog racing meeting licensees**

**4/16/2009H** Referred to the **Joint Committee on Economic Development and Emerging Technologies**

**4/16/2009S** Senate concurred

Public Hearing date 9/10 at 10:00 AM in Hearing Room A1

**11/5/2009H** Accompanied a new draft, see H04315

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**House, No. 4315**

**Presented by: Brian S. Dempsey**

For legislation to extend simulcasting

11/5/2009 HReported from the committee on Joint Committee on Economic Development and Emerging Technologies

11/5/2009 HNew draft of H4062

11/5/2009 HRead; and referred to the House Committee On Ways and Means

11/9/2009 HCommittee recommended ought to pass with an amendment, substituting therefore a bill with the same title, see H4323

11/9/2009 HReferred to the House Committee On Steering, Policy and Scheduling with the amendment pending

11/9/2009 HCommittee reported that the matter be placed in the Orders of the Day for the next sitting for a second reading with the amendment pending

11/10/2009HRules suspended

11/10/2009HRead second, amended (as recommended by the committee on Ways and Means)

11/10/2009HNew draft substituted, see H4323

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Wednesday, Nov. 18, 2009

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JOURNAL OF THE HOUSE,

Under suspension of Rule 35, on motion of Mr. Kujawski of Webster, the amendment (reported by committee on Bills in the Third Reading to be correctly drawn) was considered forthwith; and it was adopted, in concurrence.

Simulcasting.

The House Bill extending simulcasting (House, No. 4323, amended) came from the Senate 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 Senate document numbered 2215.

Under suspension of Rule 35, on motion of Mr. Dempsey of Haverhill, the amendment (reported by the committee on Bills in the Third Reading to be correctly drawn) was considered forthwith.

The same member then moved that the House concur with the Senate in its amendment with a further amendment by striking out section 14 (inserted by amendment by the Senate) and inserting in place thereof the following section:

"SECTION 14. Notwithstanding section 2 of chapter 128A of the General Laws and sections 1, 2 and 2A of chapter 128C of the General Laws or any other general or special law or rule or regulation to the contrary, the greyhound meeting licensee located in Bristol county and the greyhound meeting licensee located in Suffolk county licensed to conduct live racing pursuant to said chapter 128A and simulcast wagering pursuant to chapter 128C of the General Laws in calendar year 2009, shall remain licensed as greyhound racing meeting licensees until July 31, 2010; provided, however, that the days between January 1, 2010, and July 31, 2010, shall be dark days pursuant to said chapter 128C and said licensees shall continue to be precluded from conducting live racing during that period as provided in chapter 388 of the acts of 2008; provided further, that all simulcasts shall comply with the Interstate Horse Racing Act of 1978, 15 U.S.C. Sec. 3001 et seq. or other applicable federal law; provided further, that all simulcasts from states which have racing associations that do not require approval in compliance with the Interstate Horse Racing Act of 1978, 15 U.S.C. Sec. 3004 (a) (1) (A), except simulcasts during the month of August, shall require the approval of the New England Horsemen's Benevolent and Protective Association prior to being simulcast to a racing meeting licensee within the commonwealth; and provided further, that if the association agrees to approve the simulcast for 1 racing meeting licensee, it shall approve the simulcast for all otherwise eligible racing meeting licensees."

The further amendment was adopted.

The House then concurred with the Senate in its amendment, as amended. Sent to the Senate for concurrence in the further amendment.

Bills

Interstate compact.

Revising the interstate compact on the placement of children (Senate, No. 2211) (on Senate bill No. 67);

Harassment orders.

Relative to harassment prevention orders (Senate, No. 2212, amended in section 1, in lines 13, 14 and 15, by striking out the paragraph contained therein and inserting in place thereof the following paragraph:



Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was put upon its final passage.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (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); and on the roll call 151 members voted in the affirmative and 0 in the negative.

**[See Yea and Nay No. 273 in Supplement.]**

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill enacted  
(land taking),—  
yea and nay  
No. 273.

The engrossed Bill extending simulcasting (see House, No. 4323, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Simulcasting,—  
extending.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 53 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and Senate to the Senate.

Bill  
enacted.

The engrossed Bill authorizing an exchange of certain parcels of land for Martha's Vineyard Hospital (Senate, No. 2146, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Martha's  
Vineyard  
Hospital.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 37 to 0. Sent to the Senate for concurrence.

*Engrossed Bill — Land Taking:*

Mr. Donato of Medford having taken the Chair,— The engrossed Bill providing for the transfer of certain state real property to the town of Hopkinton (see House, No. 4350) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

Hopkinton,—  
land  
transfer.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (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); and on the roll call 149 members voted in the affirmative and 0 in the negative.

Bill enacted  
(land taking),—  
yea and nay  
No. 274.

**[See Yea and Nay No. 274 in Supplement.]**

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.