

Tuesday, September 18, 2007.

Met according to adjournment, at eleven o'clock A.M., with Mr. Petrolati of Ludlow in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

At the request of the Chair (Mr. Petrolati), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of allegiance.

Silent Prayers.

At the request of Representative Guyer of Dalton, the members, guests and employees stood for a moment of silent prayer in memory of Army Corporal Jeremy Bouffard and Army Specialist Ari Brown-Weeks, who courageously served their country, and lost their lives in Iraq.

Army Corporal Jeremy Bouffard and Army Specialist Ari Brown-Weeks.

At the request of Representatives Nangle of Lowell, Golden of Lowell and Murphy of Lowell, the members, guests and employees stood for a moment of silent prayer in memory of firefighter Kelly L. Page who died in the line of duty on September 14, 2007. Kelly is survived by his loving wife Kathryn and his three children, Kyleigh, Kaelin and Keara.

Kelly L. Page.

Message from the Governor.

A message from His Excellency the Governor (under the provisions of Section 7 of Chapter 150E of the General Laws) submitting requests for making appropriations for fiscal year 2007 to provide for certain collective bargaining agreements (House, No. 4248) was filed in the office of the Clerk on Monday, September 17.

Collective bargaining,—funding.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Ways and Means.

Appointment to the Board of Trustees of the Massachusetts State Library.

The Speaker announced that (under Section 33 of Chapter 6 of the General Laws) he had appointed Representative Rice of Gardner to serve on the Board of Trustees of the Massachusetts State Library.

State Library.

Statement of Representative Fox of Boston.

A statement of Ms. Fox of Boston was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was not present in the House Chamber for a portion of today's sitting due my attendance at a hearing in the State House. Any roll that I missed was due entirely to the reason stated.

Statement of Representative Fox of Boston.

Statement Concerning Representative Richardson of Framingham.

A statement of Mr. Rushing of Boston concerning Ms. Richardson of Framingham, was spread upon the records of the House, as follows:

Statement concerning Representative Richardson of Framingham.

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Richardson of Framingham, will not be present in the House Chamber for today's sitting because she is attending a legislative seminar at the University of Pennsylvania. Any roll calls that she may miss today is due entirely to the reason stated.

Statement Concerning Representative Rush of Boston.

A statement of Mr. Rushing of Boston concerning Mr. Rush of Boston, was spread upon the records of the House, as follows:

Statement concerning Representative Rush of Boston.

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Rush of Boston, will not be present in the House Chamber for today's sitting due to a speaking engagement at the National Press Club in Washington D.C. Any roll calls that he may miss today is due entirely to the reason stated.

Resolutions.

Resolutions (filed with the Clerk by Mr. Linsky of Natick) congratulating Matthew Zanchi on receiving the Eagle Award of the Boy Scouts of America, were referred, under Rule 85, to the committee on Rules.

Matthew Zanchi.

Mr. Scaccia of Boston, for the committee on Rules, then reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Flynn of Bridgewater, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Emergency Measure.

The engrossed Bill establishing a sick leave bank for Karen Byrnes, an employee of the Department of Conservation and Recreation (see House, No. 4225), 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.

Karen Byrnes,—sick leave.

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 8 to 0. Sent to the Senate for concurrence.

Orders of the Day.

Senate bills

Authorizing the town of Middleborough to deposit certain tax payments received into its land acquisition fund (Senate, No. 1187);

Second reading bills.

Authorizing the town of Middleborough to convey town-owned conservation land in exchange for other land to be used as conservation and recreation land (Senate, No. 1188);

Relative to the city of Westfield regarding the Westfield Municipal Light Board (Senate, No. 2159);

Authorizing the Division of Capital Asset Management and Maintenance to exchange land held for conservation and recreation purposes with the Nye Family of America Association, Inc. (Senate, No. 2210);

Authorizing the appointment of Jonathan M. Robertson as a firefighter in the town of Milford notwithstanding the maximum age requirements (Senate, No. 2252);

Authorizing the appointment of Antonio F. Dinis as a police officer in the town of Milford notwithstanding the maximum age requirements (Senate, No. 2253); and

Authorizing the appointment of Alcino Fernandes as a police officer in the town of Milford notwithstanding the maximum age requirements (Senate, No. 2254); and

House bills

Relative to the Department of Public Works in the town of Hatfield (printed as Senate, No. 2238);

Relative to the use of certain bonds by the Blackstone Millville Regional School District (printed as Senate, No. 2246);

Relative to certain conservation land in the town of Amherst (printed as Senate, No. 2247);

To streamline audits of providers rendering services to persons eligible for MassHealth benefits (House, No. 1156);

Providing for the prevention of influenza in health care workers and high risk patients (House, No. 2158);

Relative to the appointment of Mark Walsh to the position of police officer in the town of Stoneham (House, No. 2435);

Naming a certain bridge in the town of Dalton (House, No. 3503, changed);

Naming a certain bridge in the town of Hinsdale (House, No. 3504, changed);

Designating a certain bridge in the town of Wellesley as State Senator David H. Locke Bridge (House, No. 3593, changed);

Designating the Lieutenant Commander William F. Coakley Highway (House, No. 3599);

Designating a certain bridge in Hyde Park as the Joseph M. Kearney Bridge (House, No. 3627, changed);

Designating a certain bridge in Hyde Park as the Thomas J. Geraghty Bridge (House, No. 3628, changed);

Exempting the positions of fire chief and deputy fire chief in the town of Hudson from the civil service law (House, No. 3957);

Providing for the election of city councilors and school committee persons within the city of Springfield (House, No. 4071);

Relative to the issuance of an all alcohol beverage license in the city of Easthampton (House, No. 4176);

Authorizing the town of Weston to grant a single license for the sale of wine at a food store (House, No. 4177);

Authorizing the town of Westborough to grant an additional license for sale of wine and malt beverages to be drunk on the premises (House, No. 4178);

Relative to the town of Aquinnah (House, No. 4179);

Second
reading
bills.

Establishing the Nantucket sewer act (House, No. 4213);
Establishing a sick leave bank for Diane Godin, an employee of the Department of Mental Retardation (House, No. 4223); and
Establishing a sick leave bank for Michael Antonucci, an employee of the Department of Correction (House, No. 4224);
Severally were read a second time; and they were ordered to a third reading.

Second
reading bill
amended.

The House Bill removing an agricultural preservation restriction from a portion of real estate in the town of Raynham known as Borden Colony (House, No. 26) was read a second time.

The amendments previously recommended by the committee on Ways and Means,— that the bill be amended in section 1, in line 14, by striking out the following: “(Tercentenary Edition)”, by striking out, in lines 21 and 22, 36, 39, 42 and 45 and 46, in each instance, the following: “(Borden Colony)”; and in section 2, in lines 5 to 8, inclusive, by striking out the following: “effect as to all of the remaining land described in Chapter 586 of the Acts of 1981 which were subjected to the Agricultural Preservation Restriction in Chapter 586 of the Acts of 1981” and inserting in place thereof the word “effect”,— were adopted.

The bill (House, No. 26, amended) then was ordered to a third reading.

Id. The House Bill relative to abandoned vessels (House, No. 726) was read a second time.

The amendment previously recommended by the committee on Ways and Means,— that the bill be amended by substitution of a bill with the same title (House, No. 4187),— was adopted.

The substituted bill then was ordered to a third reading.

Id. The House Bill relative to abandoned vessels (House, No. 3781) was read a second time.

The amendment previously recommended by the committee on Ways and Means,— that the bill be amended by substitution of a bill with the same title (House, No. 4188),— was adopted.

The substituted bill then was ordered to a third reading.

Id. The House Bill authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land in the city of Worcester (House, No. 4063) was read a second time.

The amendment previously recommended by the committee on Ways and Means,— that the bill be amended by substitution of a bill with the same title (House, No. 4189),— was adopted.

The substituted bill then was ordered to a third reading.

Recess.

Mr. Flynn of Bridgewater being in the Chair,—

Recess.

At twenty-seven minutes after eleven o'clock A.M., on motion of Mr. deMacedo of Plymouth, the House recessed until the hour of one o'clock P.M.; and at twenty-three minutes after one o'clock the House was called to order with Mr. Petrolati of Ludlow in the Chair.

Engrossed Bills — Land Takings.

The engrossed Bill authorizing the town of Orleans to lease certain town land (see House, No. 3990, amended) (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.

Orleans,—
land lease.

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 154 members voted in the affirmative and 0 in the negative.

Bill enacted
(land taking),—
yea and nay
No. 138.

[See Yea and Nay No. 138 in Supplement.]

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

The engrossed Bill authorizing the Springfield Water and Sewer Commission to convey certain land (see Senate, No. 1169) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

Springfield
Water and
Sewer
Commission,—
land.

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 152 members voted in the affirmative and 0 in the negative.

Bill enacted
(land taking),—
yea and nay
No. 139.

[See Yea and Nay No. 139 in Supplement.]

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

Reports of a Committee.

Mr. DeLeo of Winthrop, for the committee on Ways and Means, on a message from His Excellency the Governor (for message, see House, No. 4155), 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 2008 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. 4141), reported, in part, in each instance, that certain items (contained in section 2) and section 23 stand (as passed by the General Court).

General
Appropriation
Bill,—
reductions and
disapprovals.

Under suspension of the rules, in each instance, on motion of Mr. DeLeo of Winthrop, the following items and section 34 were considered; and the sense of the House, in each instance, was determined by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution, as follows:

Item 4000-0600 (contained in section 2), which had been reduced by the Governor, was considered.

The Governor had stricken certain wording and reduced said item from \$2,053,753,985 to \$2,051,753,985.

MassHealth long-term care services item 4000-0600 stands,— yea and nay No. 140.

After remarks the question on passing said item, notwithstanding the reductions of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call 151 members voted in the affirmative and 2 in the negative.

[See Yea and Nay No. 140 in Supplement.]

Therefore item 4000-0600 (contained in section 2) was passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 8000-0619 (contained in section 2), which had been vetoed by the Governor then was considered.

After remarks the question on passing said item, notwithstanding the objections of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call 153 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 141 in Supplement.]

Therefore item 8000-0619 (contained in section 2) was passed, notwithstanding the objections of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4200-0500 (contained in section 2), which had been reduced by the Governor, was considered.

The Governor had reduced said item from \$3,300,000 to \$2,583,000.

After remarks the question on passing said item, notwithstanding said reduction of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call 151 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 142 in Supplement.]

Therefore item 4200-0500 (contained in section 2) was passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7061-9619 (contained in section 2), which had been reduced by the Governor, was considered.

The Governor had reduced said item from \$100,001 to \$1.

The question on passing said item, notwithstanding said reduction of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call 133 members voted in the affirmative and 18 in the negative.

[See Yea and Nay No. 143 in Supplement.]

Therefore item 7061-9619 (contained in section 2) was passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Subsequently a statement of Ms. Allen of Boston was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous roll call I was attending a hearing of the Judiciary committee relative to C.O.R.I. legislation. Had I been present, I would have voted in the affirmative.

SAFE program item 8000-0619 stands,— yea and nay No. 141.

DYS education funding item 4200-0500 stands,— yea and nay No. 142.

Franklin Institute of Boston item 7061-9619 stands,— yea and nay No. 143.

Statement of Representative Allen of Boston.

Item 7077-0023 (contained in section 2), which had been reduced by the Governor, was considered.

The Governor had reduced said item from \$5,325,000 to \$5,000,000.

The question on passing said item, notwithstanding said reduction of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call 151 members voted in the affirmative and 0 in the negative.

[See Yeas and Nays No. 144 in Supplement.]

Therefore item 7077-0023 (contained in section 2) was passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 2511-0100 (contained in section 2), which had been reduced by the Governor, was considered.

The Governor had stricken certain wording and reduced said item from \$4,942,183 to \$4,832,183.

The question on passing said item, notwithstanding the reductions of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call 144 members voted in the affirmative and 7 in the negative.

[See Yeas and Nays No. 145 in Supplement.]

Therefore item 2511-0100 (contained in section 2) was passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 8910-0000 (contained in section 2), which had been reduced by the Governor, was considered.

The Governor had stricken certain wording and reduced said item from \$191,352,937 to \$191,292,937.

The question on passing said item, notwithstanding the reductions of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call 137 members voted in the affirmative and 15 in the negative.

[See Yeas and Nays No. 146 in Supplement.]

Therefore item 8910-0000 (contained in section 2) was passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 8400-0001 (contained in section 2), which had been reduced by the Governor, was considered.

The Governor had stricken certain wording and reduced said item from \$53,698,479 to \$53,480,479.

The question on passing said item, notwithstanding the reductions of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call 135 members voted in the affirmative and 18 in the negative.

[See Yeas and Nays No. 147 in Supplement.]

Therefore item 8400-0001 (contained in section 2) was passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Tufts
veterinary
program
item 7077-0023
stands,—
yea and nay
No. 144.

Department of
Agriculture –
administration
item 2511-0100
stands,—
yea and nay
No. 145.

County
corrections
reserve
item 8910-0000
stands,—
yea and nay
No. 146.

Registry of
Motor Vehicles
item 8400-0001
stands,—
yea and nay
No. 147.

Item 8324-0000 (contained in section 2), which had been reduced by the Governor, was considered.

The Governor had stricken certain wording and reduced said item from \$14,557,596 to \$12,207,596.

Department of Fire Services – administration item 8324-0000 stands,— yea and nay No. 148.

The question on passing said item, notwithstanding the reductions of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call (Mr. Donato of Medford being in the Chair) 147 members voted in the affirmative and 6 in the negative.

[See Yea and Nay No. 148 in Supplement.]

Therefore item 8324-0000 (contained in section 2) was passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 1000-0001 (contained in section 2), which had been reduced by the Governor, was considered.

The Governor had stricken certain wording contained in said item.

Office of the State Comptroller – administration item 1000-0001 stands,— yea and nay No. 149.

The question on passing said item, notwithstanding the reduction of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call 132 members voted in the affirmative and 21 in the negative.

[See Yea and Nay No. 149 in Supplement.]

Therefore item 1000-0001 (contained in section 2) was passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4800-0151 (contained in section 2), which had been reduced by the Governor, was considered.

The Governor had stricken certain wording contained in said item.

Alternative overnight nonsecure placements item 4800-0151 stands,— yea and nay No. 150.

The question on passing said item, notwithstanding the reduction of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call 136 members voted in the affirmative and 18 in the negative.

[See Yea and Nay No. 150 in Supplement.]

Therefore item 4800-0151 (contained in section 2) was passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4403-2120 (contained in section 2), which had been reduced by the Governor, was considered.

The Governor had stricken certain wording and reduced said item from \$83,121,534 to \$82,821,534.

Emergency assistance family shelters item 4403-2120 stands,— yea and nay No. 151.

The question on passing said item, notwithstanding the reductions of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call 140 members voted in the affirmative and 15 in the negative.

[See Yea and Nay No. 151 in Supplement.]

Therefore item 4403-2120 (contained in section 2) was passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 2810-0100 (contained in section 2), which had been reduced by the Governor, was considered.

The Governor had stricken certain wording and reduced said item from \$23,305,308 to \$22,755,308.

The question on passing said item, notwithstanding the reductions of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call 146 members voted in the affirmative and 9 in the negative.

[See Ye and Nay No. 152 in Supplement.]

Therefore item 2810-0100 (contained in section 2) was passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 2820-0100 (contained in section 2), which had been reduced by the Governor, was considered.

The Governor had stricken certain wording and reduced said item from \$28,948,582 to \$28,238,582.

The question on passing said item, notwithstanding the reductions of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call 140 members voted in the affirmative and 13 in the negative.

[See Ye and Nay No. 153 in Supplement.]

Therefore item 2820-0100 (contained in section 2) was passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7007-1200 (contained in section 2), which had been vetoed by the Governor then was considered.

The question on passing said item, notwithstanding the objections of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call 140 members voted in the affirmative and 13 in the negative.

[See Ye and Nay No. 154 in Supplement.]

Therefore item 7007-1200 (contained in section 2) was passed, notwithstanding the objections of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 2030-1000 (contained in section 2), which had been reduced by the Governor, was considered.

The Governor had reduced said item from \$10,951,950 to \$10,659,472.

The question on passing said item, notwithstanding said reduction of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call 138 members voted in the affirmative and 17 in the negative.

[See Ye and Nay No. 155 in Supplement.]

Therefore item 2030-1000 (contained in section 2) was passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Division of State Parks and Recreation - operations item 2810-0100 stands,— yea and nay No. 152.

Division of Urban Parks and Recreation - operations item 2820-0100 stands,— yea and nay No. 153.

Mass. Technology Park Collaborative item 7007-1200 stands,— yea and nay No. 154.

Environmental Law Enforcement item 2030-1000 stands,— yea and nay No. 155.

Item 7007-1000 (contained in section 2), which had been reduced by the Governor, was considered.

The Governor had reduced said item from \$9,000,000 to \$8,462,500.

The question on passing said item, notwithstanding said reduction of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call 146 members voted in the affirmative and 9 in the negative.

[See Yea and Nay No. 156 in Supplement.]

Therefore item 7007-1000 (contained in section 2) was passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4000-0700 (contained in section 2), which had been reduced by the Governor, was considered.

The Governor had reduced said item from \$1,683,746,704 to \$1,682,246,704.

The question on passing said item, notwithstanding said reduction of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call 135 members voted in the affirmative and 19 in the negative.

[See Yea and Nay No. 157 in Supplement.]

Therefore item 4000-0700 (contained in section 2) was passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4000-0300 (contained in section 2), which had been reduced by the Governor, was considered.

The Governor had stricken certain wording contained in said item.

The question on passing said item, notwithstanding the reduction of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call 137 members voted in the affirmative and 19 in the negative.

[See Yea and Nay No. 158 in Supplement.]

Therefore item 4000-0300 (contained in section 2) was passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 2800-0700 (contained in section 2), which had been reduced by the Governor, was considered.

The Governor had stricken certain wording and reduced said item from \$1,445,000 to \$1,145,000.

The question on passing said item, notwithstanding the reductions of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call 146 members voted in the affirmative and 9 in the negative.

[See Yea and Nay No. 159 in Supplement.]

Therefore item 2800-0700 (contained in section 2) was passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Regional
tourist
councils
item 7007-1000
stands,—
yea and nay
No. 156.

MassHealth
indemnity plan
services
item 4000-0700
stands,—
yea and nay
No. 157.

Division of
Medical
Assistance –
administration
item 4000-0300
stands,—
yea and nay
No. 158.

Office of
Dam Safety
item 2800-0700
stands,—
yea and nay
No. 159.

Section 34, which had been vetoed by the Governor then was considered.

The question on passing said section, notwithstanding the objections of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call 136 members voted in the affirmative and 20 in the negative.

Extension of
Newton loan
repayment
terms
section 34
stands,—
yea and nay
No. 160.

[See Yeas and Nays No. 160 in Supplement.]

Therefore section 34 was passed, notwithstanding the objections of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7004-0099 (contained in section 2), which had been reduced by the Governor, was considered.

The Governor had stricken certain wording and reduced said item from \$10,293,166 to \$10,193,166.

The question on passing said item, notwithstanding the reductions of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call 140 members voted in the affirmative and 15 in the negative.

Department of
Housing and
Community
Development –
administration –
item 7004-0099
stands,—
yea and nay
No. 161.

[See Yeas and Nays No. 161 in Supplement.]

Therefore item 7004-0099 (contained in section 2) was passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0322-0100 (contained in section 2), which had been reduced by the Governor, was considered.

The Governor had reduced said item from \$11,037,284 to \$10,616,684.

The question on passing said item, notwithstanding said reduction of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call 136 members voted in the affirmative and 14 in the negative.

Appeals Court
justices
item 0322-0100
stands,—
yea and nay
No. 162.

[See Yeas and Nays No. 162 in Supplement.]

Therefore item 0322-0100 (contained in section 2) was passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0330-0300 (contained in section 2), which had been reduced by the Governor, was considered.

The Governor had reduced said item from \$134,412,460 to \$124,412,460.

The question on passing said item, notwithstanding said reduction of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call 154 members voted in the affirmative and 0 in the negative.

Trial Court
administration
item 0330-0300
stands,—
yea and nay
No. 163.

[See Yeas and Nays No. 163 in Supplement.]

Therefore item 0330-0300 (contained in section 2) was passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0330-3337 (contained in section 2), which had been reduced by the Governor, was considered.

The Governor had reduced said item from \$20,457,323 to \$19,007,323.

The question on passing said item, notwithstanding said reduction of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call 154 members voted in the affirmative and 0 in the negative.

[See Ye and Nay No. 164 in Supplement.]

Therefore item 0330-3337 (contained in section 2) was passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7003-0702 (contained in section 2), which had been vetoed by the Governor then was considered.

The question on passing said item, notwithstanding the objections of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call 150 members voted in the affirmative and 4 in the negative.

[See Ye and Nay No. 165 in Supplement.]

Therefore item 7003-0702 (contained in section 2) was passed, notwithstanding the objections of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7007-0900 (contained in section 2), which had been reduced by the Governor, was considered.

The Governor had stricken certain wording and reduced said item from \$28,231,965 to \$25,371,965.

The question on passing said item, notwithstanding the reductions of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call 153 members voted in the affirmative and 0 in the negative.

[See Ye and Nay No. 166 in Supplement.]

Therefore item 7007-0900 (contained in section 2) was passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 1201-0100 (contained in section 2), which had been reduced by the Governor, was considered.

The Governor had stricken certain wording and reduced said item from \$116,017,360 to \$115,942,360.

The question on passing said item, notwithstanding the reductions of the Governor, was determined by yeas and nays, as required by the Constitution; and on the roll call 144 members voted in the affirmative and 9 in the negative.

[See Ye and Nay No. 167 in Supplement.]

Therefore item 1201-0100 (contained in section 2) was passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Trial Court
administration
allocations
item 0330-3337
stands,—
yea and nay
No. 164.

Workforce
Development
one-time
grants
item 7003-0702
stands,—
yea and nay
No. 165.

Office of
Travel and
Tourism
item 7007-0900
stands,—
yea and nay
No. 166.

Department of
Revenue –
administration
item 1201-0100
stands,—
yea and nay
No. 167.

Orders of the Day.

The engrossed Bill relative to the school department of the town of Tewksbury (see House, No. 4117, changed), which had been returned by His Excellency the Governor with his objections thereto in writing (for message, see House, No. 4161), was considered.

Tewksbury,—
school
department.

On the question on passing the bill, notwithstanding the said objections, the sense of the House was determined by yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution; and on the roll call 136 members voted in the affirmative and 17 in the negative.

Bill passed
over veto,—
yea and nay
No. 168.

[See Yea and Nay No. 168 in Supplement.]

Therefore the bill was passed, notwithstanding the objections of His Excellency the Governor (more than two-thirds of the members having agreed to pass the same). Sent to the Senate for its action.

Engrossed Bill.

The engrossed Bill relative to certain written majority authorization evidence of collective bargaining results (see House, No. 2465, amended) (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.

Collective
bargaining.

After debate on the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays, at the request of Mr. Jones of North Reading; and on the roll call 133 members voted in the affirmative and 18 in the negative.

Bill enacted,—
yea and nay
No. 169.

[See Yea and Nay No. 169 in Supplement.]

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

Order.

On motion of Mr. DiMasi of Boston,—

Ordered, That when the House adjourns today, it adjourn to meet on Thursday next at eleven o'clock A.M.

Next
sitting.

Accordingly, without further consideration of the remaining matters in the Orders of the Day, at twenty-one minutes after four o'clock P.M., on motion of Mr. Rushing of Boston (Mr. Donato of Medford being in the Chair), the House adjourned, to meet on Thursday next at eleven o'clock A.M., in an Informal Session.