

JOURNAL OF THE HOUSE.

Wednesday, February 3, 2016.

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

Pledge of allegiance.

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

Resolutions.

Gordon Martin.

Resolutions (filed by Ms. Peisch of Wellesley) honoring Gordon Martin on the occasion of his retirement from Wellesley Department of Public Works were referred, under Rule 85, to the committee on Rules.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Nangle of Lowell, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petition.

Medford,—land.

Representative Donato of Medford and Senator Jehlen presented a joint petition (accompanied by bill, House, No. 3986) of Paul J. Donato, Patricia D. Jehlen and others (with the approval of the mayor and city council) that the city of Medford be authorized to use a certain parcel of land in said city for municipal purposes; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Papers from the Senate.

Bills

All Westfield Patriots Bridge.

Designating a certain bridge in the city of Westfield as the All Westfield Patriots Bridge (Senate, No. 1839) (on a petition); and

Milton,—town administrator.

Relative to the town administrator in the town of Milton (Senate, No. 1987) (on a petition) [Local Approval Received];

Severally passed to engrossed by the Senate, were read; and they were referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Fair wages.

A petition (accompanied by bill) of Sal N. DiDomenico, Michael J. Barrett, Thomas M. McGee, Jason M. Lewis and other members of the Senate for legislation relative to fair wages, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Labor and Workforce Development.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2125) was referred, in concurrence, to the committee on Labor and Workforce Development.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the petition of Timothy R. Madden and Daniel A. Wolf for legislation to authorize the issuance of bonds or notes by the District Committee of the Martha's Vineyard Refuse Disposal and Resource Recovery District. Under suspension of the rules, on motion of Mr. O'Day of West Boylston, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Martha's Vineyard refuse, etc. district.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bills authorizing the town of Shrewsbury to grant an additional liquor license (House, No. 3880) [Local Approval Received], be scheduled for consideration by the House.

Shrewsbury,—liquor license.

Under suspension of Rule 7A, on motion of the same member, the bill was read a second time forthwith; and it was ordered to a third reading.

By Ms. Malia of Boston, for the committee on Mental Health and Substance Abuse, on a petition, a Bill relative to creating a pilot program to transfer high acuity behavioral health and dual diagnosis patients away from overcrowded emergency departments (House, No. 1793).

Emergency departments,—pilot program.

By the same member, for the same committee, on a petition, a Bill relative to juvenile mental health (House, No. 1798).

Juveniles,—mental health.

By the same member, for the same committee, on a petition, a Bill relative to behavioral health telemedicine (House, No. 1810).

Telemedicine.

By the same member, for the same committee, on a petition, a Bill relative to addictions training (House, No. 1811).

Addictions.

By the same member, for the same committee, on a petition, a Bill regarding the rights of persons receiving services through the Department of Mental Health (House, No. 1814).

Mental health services.

By the same member, for the same committee, on a petition, a Bill relative to the civil commitment of mentally ill persons to Bridgewater State Hospital (House, No. 1817).

Bridgewater Hospital.

By the same member, for the same committee, on a petition, a Bill relative to applications for temporary involuntary hospitalization (House, No. 1818).

Involuntary hospitalization.

By the same member, for the same committee, on a petition, a Bill relative to services for persons with mental illness who are living with older family members or primary caretakers (House, No. 1820).

Mentally ill,—services.

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

Emergency Measure.

The engrossed Bill further regulating the designation of certain state entities (see Senate, No. 2083), 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.

State entities.

State entities. 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 4 to 0. Sent to the Senate for concurrence.

Bills enacted. Engrossed bills Authorizing the merger of the Annawon Council, Inc., Boy Scouts of America into the Narragansett Council, Boy Scouts of America (see Senate, No. 2041) (which originated in the Senate); Authorizing the town of Southborough to grant an additional license for the sale of alcoholic beverages not to be drunk on the premises (see House, No. 3719, amended); Authorizing the town of Sheffield to appoint certain members to the conservation commission (see House, No. 3749); Designating a certain bridge in the town of Barnstable as the Louis Karras memorial bridge (see House, No. 3795, amended); and Mr. Kafka of Stoughton being in the Chair,— Authorizing the town of Stoughton to grant 6 licenses for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 3695, amended); (Which severally originated in the House); Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted; and it were signed by the acting Speaker and sent to the Senate.

Recess.

Recess. At nine minutes after eleven o'clock A.M., on motion of Mr. Smola of Warren (Mr. Kafka of Stoughton being in the Chair), the House recessed until one o'clock P.M.; and at that time the House was called to order with the Speaker in the Chair.

Joint Session of the Two Houses to Consider Specific Amendments to the Constitution.

Joint Session of the two branches. At fourteen minutes past one o'clock P.M., the two Houses met in

JOINT SESSION

and were called to order by the Honorable Stanley C. Rosenberg, President of the Senate.

Pledge of allegiance. The President, members, guests and employees then recited the pledge of allegiance to the flag.

Pursuant to an order previously adopted, the two Houses are in Joint Session for the purpose of considering proposals for amendments to the Constitution. The matters that have been called for consideration are seasonably laid before this session in conformity with the provisions of Articles XLVIII and LXXXI of the Amendments to the Constitution.

The following additional initiative proposal for amendments to the Constitution was seasonably laid before the joint session for consideration:

Proposal for an Initiative Amendment to the Constitution to provide resources for education and transportation through an additional tax on incomes in excess of one million dollars (House, No. 3933), having been reported ought to pass from the committee on Revenue [For majority report, see Senate, No. 2122] [For minority report, see Senate, No. 2123].

Constitution,— higher income taxation.

The Proposal for a Legislative Amendment to the Constitution relative to corporate rights and political spending (see Senate, No. 53),— was read twice in accordance with the provisions of the special rules. The Proposal was as follows:—

Political spending,— corporate rights.

ARTICLE OF AMENDMENT

ARTICLE CXXI

Section 1. Corporations are not people and may be regulated. The rights afforded to the human inhabitants of the Commonwealth, under this Constitution, are not applicable to corporations, limited liability companies, any corporate entity or any artificial person. Any references to persons, citizens, inhabitants, subjects, men, women, people, individuals or like terms in this Constitution, are not to be construed in any way to be referring to a corporation, limited liability company, any corporate entity or any artificial person. Corporations, limited liability companies, any corporate entity or any artificial person, shall do business in this state under the regulation of laws passed by the legislature which shall set the rights of such entities to do business to promote the common good and strengthen the social compact of this Commonwealth.

Section 2. Money is not free speech and may be regulated. To protect the political process and the functioning of government to serve in the best interests of the citizens of the Commonwealth, money shall not be considered free speech. The legislature shall have the power to regulate the raising and spending of money and inkind equivalents for any primary or election of a public official and for ballot measures. This shall include regulation of any advertising for or against any candidate in a primary or election for public office and any ballot measure.

Section 3. Nothing contained in this Amendment shall be construed to abridge the freedom of the press.

After remarks, on motion of Mr. Donnelly, the further consideration of the proposal was postponed, until after disposition of the remaining matters in the Orders of the Day.

The Proposal for a Legislative Amendment to the Constitution requiring a supermajority vote for the utilization of rainy day funds (Senate, No. 61),— was read twice in accordance with the provisions of the special rules.

Rainy day funds,— supermajority vote.

The Proposal was as follows:—

ARTICLE OF AMENDMENT

The constitution is hereby amended by inserting at the end thereof the following new article:— In the furtherance of the foregoing powers, the general court shall have the power to appropriate funds held, in

Rainy day
funds,—
supermajority
vote.

ABSENT OR NOT VOTING.
Senators.

Lesser, Eric P. — 1.

ABSENT OR NOT VOTING.
Representatives.

Fox, Gloria L.	Speliotis, Theodore C.
Rushing, Byron	Walsh, Chris — 5.
Sannicandro, Tom	

The yeas and nays having been completed at twelve minutes past two o'clock P.M., the proposal was rejected.

Independent
redistricting
commission.

The Proposal for a Legislative Amendment to the Constitution for an independent redistricting commission (see House, No. 567),— was read twice in accordance with the provisions of the special rules.

The Proposal was as follows:—

ARTICLE OF AMENDMENT

Article CI of the Articles of Amendment to the Constitution of the Commonwealth is hereby annulled, and the following is adopted in place thereof:—

Article CI

SECTION 1. The house of representatives shall consist of 160 members, each of whom shall be elected from one representative district. Every representative shall have been an inhabitant of the district for which he is chosen for at least one year at least immediately preceding his election and shall cease to represent such district when he shall cease to be an inhabitant of the commonwealth; provided, however, that for the first redistricting following the adoption of this article, the general court may suspend the residency requirement of this section.

SECTION 2. The senate shall consist of 40 members, each of whom shall be elected from one senatorial district. Every senator shall have been an inhabitant of the commonwealth for at least five years immediately preceding his election and shall be an inhabitant of the district for which he has been selected at the time of his election and shall cease to represent such senatorial district when he ceases to be an inhabitant of the commonwealth.

SECTION 3. The manner of calling and conducting the elections for the choice of representatives, senators, and councilors, and of ascertaining their election, shall be prescribed by law.

SECTION 4. The federal census shall be the basis for determining the representative, senatorial, and governor's council districts for the ten year period beginning with the first Wednesday of the third January following the commencement of the taking of said census.

SECTION 5. In the year after each census is commenced, and only in that year, an independent redistricting commission, herein referred to as the commission, shall be convened and shall divide the commonwealth into 160 representative districts, 40 senatorial districts, and eight councilor districts. All districts shall comprise contiguous territory, shall be equal in population to the extent required by law, and

shall comply with federal constitutional and statutory requirements. No district shall be drawn for the purpose or with the effect of diluting the voting strength of any group based on race, ethnicity or language minority status, or for the purpose of augmenting or diluting the voting strength of a political party, or any individual. In drawing district lines, the commission shall not consider residential address, party affiliation, or partisan voting history of any individual or groups of individuals, except to the extent necessary to avoid dilution of voting strength based on race, ethnicity or language minority status. In addition, to the maximum extent possible, district boundaries shall be drawn so as to: (1) maintain the unity of well-defined municipal neighborhoods; (2) observe municipal boundaries; (3) establish senatorial districts that follow representative district boundaries; (4) establish councilor districts that follow representative district boundaries and (5) promote geographic compactness of districts. If it is not possible to draw district boundaries that fully comply with these criteria while also complying with the mandatory requirements set forth herein, then districts shall be drawn to optimize the criteria in the order of priority set forth hereinabove. The commission shall also consider communities of interest in determining which cities, towns, or neighborhoods thereof to aggregate into a single district.

SECTION 6. (a) The commission shall consist of seven member commissioners. On or before January 15 of the year following the commencement of the federal census, the following offices shall each appoint one member of the commission: the governor of the commonwealth, who shall appoint a dean or professor of law or political science or government at an institution of higher learning in the commonwealth; the attorney general of the commonwealth, who shall appoint a retired justice who resides in the commonwealth; and the secretary of the commonwealth, who shall appoint an expert in civil rights law who is a resident of the commonwealth.

(b) By the same date, the house speaker, the house minority leader, the senate president, and the senate minority leader shall each nominate three individuals. The appointees chosen by the governor, attorney general, and secretary of the commonwealth shall then select one of the three nominees named by each said official.

(c) If nominations or appointments are not made by January 15 of such year, the office responsible for making the appointment or nominations shall forfeit its rights under this section and the remaining direct appointees shall then make an appointment to fill the vacancy. Nominations and appointments shall reflect the geographic, racial, ethnic, gender, and age diversity of the commonwealth to the maximum extent feasible and shall be selected on the basis of civic involvement and knowledge of redistricting policy, civil rights, political science, demographics or statistics, election expertise, voting rights, community organizing, or law. No person nominated or appointed to the commission, in the five years preceding such nomination or appointment, shall have held Congressional, state legislative or statewide elective office, or shall have served as mayor or city councilor of a city in the commonwealth, governor's councilor, or shall have been elected to a state or federal party committee; or shall be a current employee, agent or family member of any of the above; or, in the two years preceding

Independent
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commission.

such nomination or appointment, shall have been a legislative agent. The commissioners shall agree: (1) not to stand for election to the general court, congress, or the governor's council until districts are redrawn following the next census; (2) to apply the provisions of this article in an honest, independent, and impartial fashion; and (3) to act at all times so as to uphold public confidence in the integrity of the redistricting process.

SECTION 7. The commission shall be convened no later than February 15 of the year following the commencement of the decennial census. The commission shall disband only upon final adoption and exhaustion of judicial review of challenges to representative, councilor, and senatorial districts.

SECTION 8. The commission shall hire staff and may retain experts to assist it in the performance of its duties. The commission shall establish rules governing its operation and procedures. Commissioners may receive compensation for actual time spent on commission duties and shall be reimbursed for reasonable and necessary expenses. The budget of the commonwealth shall provide adequate funding for the operation of the commission.

SECTION 9. A member of the commission or an appointing authority may petition the supreme judicial court to remove a commissioner on the grounds of neglect, misconduct, or inability to perform the duties of a commissioner. A vacancy so created shall be filled by the office which appointed the removed commissioner or by the nomination and selection process set forth in section 6, as applicable.

SECTION 10. All meetings of the commission shall be open to the public, consistent with the laws of the commonwealth concerning open meetings as of the date of the adoption of this Article. All documents produced by or for the commission shall be public. The commission shall hold public hearings in at least five geographically disbursed counties. The public shall be afforded the opportunity to submit proposed maps for consideration by the commission and the commission shall make map-making software available for public use. The commission shall take all steps necessary to ensure that the public can exercise its right to review and comment on proposed district maps before they are approved and shall publish all preliminary and final plans in publicly accessible forums that are free of charge and that ensure wide public distribution. Proposed districts shall be presented in both graphic and narrative form.

SECTION 11. (a) Within 120 days of the completion of the decennial census, the commission shall prepare and publish for public comment a preliminary plan for representative, councilor, and senatorial districts. The public shall have a three-week period to comment on the preliminary district plan. The commission may revise the preliminary district plan in response to public comment and shall submit the revised plan to the general court, which shall vote on the revised plan. If the plan is rejected, the commission shall prepare, publish, revise, and submit a second-round preliminary district plan in the same manner as the first. Following the period for public comment, the commission shall submit the revised plan to the general court for a vote. If the general court votes to reject the second-round plan, the commission shall prepare, publish, revise, and submit a third-round preliminary

district plan, in the same manner as the first. If the general court rejects the third-round plan, then the commission shall prepare, publish, and revise a fourth-round plan in the same manner. The plan, so revised, shall become law without submission to or approval by the general court.

(b) With respect to each plan the commission submits to the general court for a vote, the vote must be taken within two weeks of submission. No amendments to the plan as submitted may be made. If the plan is approved by a majority of the members of the house of representatives and the senate present and voting or if no vote is taken within the two-week period, then the plan as submitted shall become law.

SECTION 12. Original jurisdiction is hereby vested in the supreme judicial court upon the petition of any voter of the commonwealth for judicial relief relative to the establishment of the representative, councilor, and senatorial districts. The general court may by law limit the time within which judicial proceedings may be instituted to challenge any redistricting map.

After debate, the question on ordering the proposal to a third reading was determined by a call of the yeas and nays at twenty-seven minutes before three o'clock P.M. as follows to wit (Yeas 43 - Nays 146) [Senate Yeas and Nays No. 236] [House Yeas and Nays No. 197]:

YEAS.

Senators.

deMacedo, Viriato M.	Jehlen, Patricia D.
Downing, Benjamin B.	Joyce, Brian A.
Eldridge, James B.	Ross, Richard J.
Fattman, Ryan C.	Tarr, Bruce E. — 9.
Humason, Donald F., Jr.	

YEAS.

Representatives.

Barrows, F. Jay	Kane, Hannah E.
Berthiaume, Donald R., Jr.	Kelcourse, James M.
Boldyga, Nicholas A.	Kuros, Kevin J.
Campanale, Kate D.	Lombardo, Marc T.
DeCoste, David F.	Lyons, James J., Jr.
D'Emilia, Angelo L.	McKenna, Joseph D.
Diehl, Geoff	Mirra, Leonard
Dooley, Shawn	Muradian, David K., Jr.
Durant, Peter J.	Muratore, Matthew J.
Ferguson, Kimberly N.	O'Connell, Shaunna L.
Frost, Paul K.	Orrall, Keiko M.
Gifford, Susan Williams	Poirier, Elizabeth A.
Harrington, Sheila C.	Smola, Todd M.
Hill, Bradford R.	Vieira, David T.
Howitt, Steven S.	Whelan, Timothy R.
Hunt, Randy	Whipps Lee, Susannah M.
Jones, Bradley H., Jr.	Wong, Donald H. — 34.

NAYS.

Senators.

Barrett, Michael J.	Chandler, Harriette L.
Brady, Michael D.	Chang-Diaz, Sonia
Brownsberger, William N.	Cream, Cynthia Stone

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DiDomenico, Sal N.
Donnelly, Kenneth J.
Donoghue, Eileen M.
Flanagan, Jennifer L.
Forry, Linda Dorcena
Gobi, Anne M.
Keenan, John F.
Lewis, Jason M.
L'Italien, Barbara A.
Lovely, Joan B.
McGee, Thomas M.

Montigny, Mark C.
Moore, Michael O.
O'Connor Ives, Kathleen
Pacheco, Marc R.
Rodrigues, Michael J.
Rosenberg, Stanley C.
Rush, Michael F.
Spilka, Karen E.
Timilty, James E.
Welch, James T.
Wolf, Daniel A. — 28.

NAYS.

Representatives.

Arciero, James
Ashe, Brian M.
Atkins, Cory
Ayers, Bruce J.
Balsler, Ruth B.
Barber, Christine P.
Benson, Jennifer E.
Bradley, Garrett J.
Brodeur, Paul
Cabral, Antonio F. D.
Calter, Thomas J.
Campbell, Linda Dean
Cantwell, James M.
Cariddi, Gailanne M.
Carvalho, Evandro C.
Chan, Tackey
Collins, Nick
Coppingier, Edward F.
Cronin, Claire D.
Cullinane, Daniel R.
Cusack, Mark J.
Cutler, Josh S.
Day, Michael S.
Decker, Marjorie C.
DeLeo, Robert A.
Dempsey, Brian S.
Devers, Marcos A.
DiZoglio, Diana
Donahue, Daniel M.
Donato, Paul J.
DuBois, Michelle M.
Dwyer, James J.
Dykema, Carolyn C.
Ehrlich, Lori A.
Farley-Bouvier, Tricia
Fennell, Robert F.
Fernandes, John V.
Ferrante, Ann-Margaret
Finn, Michael J.
Fiola, Carole A.
Galvin, William C.
Garballey, Sean
Garlick, Denise C.
Garry, Colleen M.

Gentile, Carmine Lawrence
Golden, Thomas A., Jr.
González, Carlos
Gordon, Kenneth I.
Gregoire, Danielle W.
Haddad, Patricia A.
Hecht, Jonathan
Heroux, Paul R.
Hogan, Kate
Holmes, Russell E.
Honan, Kevin G.
Hunt, Daniel J.
Kafka, Louis L.
Kaufman, Jay R.
Keefe, Mary S.
Khan, Kay
Kocot, Peter V.
Koczera, Robert M.
Kulik, Stephen
Linsky, David Paul
Livingstone, Jay D.
Madaró, Adrian
Madden, Timothy R.
Mahoney, John J.
Malia, Elizabeth A.
Mannal, Brian R.
Mariano, Ronald
Mark, Paul W.
Markey, Christopher M.
McGonagle, Joseph W., Jr.
McMurtry, Paul
Miceli, James R.
Michlewitz, Aaron
Mom, Rady
Moran, Frank A.
Moran, Michael J.
Murphy, James M.
Nangle, David M.
Naughton, Harold P., Jr.
O'Day, James J.
Parisella, Jerald A.
Peake, Sarah K.
Peisch, Alice Hanlon
Petrolati, Thomas M.

Pignatelli, William Smitty
Provost, Denise
Puppolo, Angelo J., Jr.
Rogers, David M.
Rogers, John H.
Rosa, Dennis A.
Roy, Jeffrey N.
Ryan, Daniel J.
Sánchez, Jeffrey
Sannicandro, Tom
Scaccia, Angelo M.
Schmid, Paul A., III
Scibak, John W.
Silvia, Alan
Smizik, Frank I.

Speliotis, Theodore C.
Stanley, Thomas M.
Story, Ellen
Straus, William M.
Swan, Benjamin
Timilty, Walter F.
Toomey, Timothy J., Jr.
Tosado, José F.
Tucker, Paul
Ultrino, Steven
Vega, Aaron
Velis, John C.
Vincent, RoseLee
Wagner, Joseph F.
Zlotnik, Jonathan D. — 118.

ABSENT OR NOT VOTING.

Senators.

Lesser, Eric P. — 1.

ABSENT OR NOT VOTING.

Representatives.

Crighton, Brendan P.
Fox, Gloria L.
Lawn, John J., Jr.

Rushing, Byron
Walsh, Chris — 5.

The yeas and nays having been completed at eighteen minutes before three o'clock P.M., the proposal was rejected.

The Proposal for a Legislative Amendment to the Constitution to declare that corporations are not people, money is not speech (see House, No. 933),— was then read twice in accordance with the provisions of the special rules.

The Proposal was as follows:—

ARTICLE OF AMENDMENT

Corporations are not people and may be regulated. The rights afforded to the human inhabitants of the commonwealth, under this constitution, are not applicable to corporations, limited liability companies or any other corporate entity. Any references to persons, citizens, inhabitants, subjects, men, people, individuals or like terms in this constitution, are not to be construed in any way to be referring to a corporation, limited liability company or any other corporate entities.

After remarks, on motion of Mr. Rogers of Cambridge, the further consideration of the proposal was postponed, until after disposition of the remaining matters in the Orders of the Day.

Without further action on the matters duly and constitutionally assigned for consideration, at sixteen minutes before three o'clock P.M., on motion of Mr. Tarr, the Joint Session was recessed until Wednesday, April 6, 2016 at one o'clock P.M.

Corporate
entities,—
rights.

The House then reconvened with Mr. Donato of Medford in the Chair.

Statement of Representative Crighton of Lynn.

A statement of Mr. Crighton of Lynn was spread upon the records of the House, as follows:

Statement of Mr. Crighton of Lynn.

MR. SPEAKER: I would like to call to the attention of the House the fact that I was absent from the House Chamber for a portion of the Joint Session due to official business in another part of the State House. My missing of House roll call No. 197, during the Joint Session, on ordering to a third reading the Proposal for a Legislative Amendment to the Constitution for an independent redistricting commission (see House, No. 567), was due entirely to the reason stated.

Resolutions.

Campaign contributions and financing.

Prior to the noon recess,—Resolutions (filed by Mr. Fernandes of Milford) urging the Congress of the United States to enact and put forth for ratification an amendment to the United States Constitution relating to campaign contributions and public campaign financing (House, No. 3985), were referred, under Rule 85, to the committee on Rules.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Nangle of Lowell, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith. Pending the question on adoption of the resolutions, further consideration thereof was postponed, on motion of Mr. Smola of Warren, until the hour of one o'clock P.M.

The noon recess and the Joint Session having terminated,—after remarks on the question on adoption of the resolutions, Mr. Jones of North Reading and other members of the House moved to amend them by striking out the text contained therein and inserting in place thereof the following text:

“Resolutions memorializing the Congress of the United States to pass and send to the states for ratification a Constitutional Amendment to restore the First Amendment and fair elections to the people.

Whereas, For the past 3 decades, a divided united states supreme court has allowed for corporations, unions, political action committees and super political action committees to influence the political process and democratically-enacted reforms; and

Whereas, The first amendment has been greatly impacted by the united states supreme court’s recent ruling in Citizens United v. The Federal Elections Commission; and

Whereas, The United States Supreme Court’s ruling in Citizens United overturned longstanding precedent prohibiting these interests from spending general treasury funds in democratic elections; and

Whereas, The United States Supreme Court’s ruling in citizens united will allow corporations, unions, political action committees and super political action committees limitless and unprecedented campaign spending and thus disproportionate influence, threatening the fairness of the democratic process; and

Whereas, The people of the United States have previously used the constitutional amendment process to overturn supreme court decisions that present a risk to the democratic process and self-government; now therefore be it

Resolved, That the Massachusetts House hereby memorializes the congress of the United States to pass and send to the states for ratification a constitutional amendment to restore the first amendment and fair elections to the people; and be it further

Resolved, That a copy of these resolutions be transmitted forthwith by the Clerk of the House to the President of the United States, to the presiding officer of each branch of Congress and to the members of those branches from the Commonwealth of Massachusetts.”

After remarks on the question on adoption of the amendment, 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 34 members voted in the affirmative and 119 in the negative.

Amendment rejected,—yea and nay No. 198.

[See Yea and Nay No. 198 in Supplement.]

Therefore the amendment was rejected.

On the question on adoption of the resolutions, the sense of the House was taken by yeas and nays at the request of Mr. Fernandes of Milford; and on the roll call 119 members voted in the affirmative and 34 in the negative.

Resolutions adopted,—yea and nay No. 199.

[See Yea and Nay No. 199 in Supplement.]

Therefore the resolutions (House, No. 3985) were adopted.

Reports of Committees.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill to comply with the Uniform Interstate Family Support Act (printed in House, No. 3848), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Uniform Interstate Family Support Act.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of the same member, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently, the noon recess having terminated, under suspension of the rules, on motion of Mr. Fernandes of Milford, the bill (reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time.

After remarks on the question on passing the bill to be engrossed, the sense of the House was taken by yeas and nays, at the request of Mr. Fernandes; and on the roll call 153 members voted in the affirmative and 0 in the negative.

Bill passed to be engrossed,—yea and nay No. 200.

[See Yea and Nay No. 200 in Supplement.]

Therefore the bill (printed in House, No. 3848) was passed to be engrossed. Sent to the Senate for concurrence.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill relative to electronic poll books (House, No. 587), be scheduled for consideration by the House.

Electronic poll books.

Electronic poll books.

Under suspension of Rule 7A, on motion of the same member, the bills severally were read a second time forthwith.

Pending the question on ordering the bill to a third reading, it was recommitted to the committee on Election Laws, on motion of Mr. Mahoney of Worcester.

Orders of the Day.

Norwood,—liquor licenses.

The engrossed Bill authorizing the town of Norwood to grant additional license for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 3684, amended), which had been returned by His Excellency the Governor with recommendation of amendment (for message, see House, No. 3982), was considered.

The committee on Bills in the Third Reading reported that the amendment recommended by the Governor be considered in the following form:

By striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. (a) Notwithstanding section 17 of chapter 138 of the General Laws, the licensing authority of the town of Norwood may grant 4 additional licenses for the sale of wines and malt beverages to be drunk on the premises pursuant to section 12 of said chapter 138, to establishments located within the town’s South Norwood General Business District, as that district is defined as extending from Short street north along Washington street to Lenox street, as shown on a certain plan contained in a ‘Vision Plan & Action Strategy, dated November 10, 2003, prepared by Larry Koff & Associates’ and approved by the planning board and the board of selectmen on December 16, 2003. A license granted pursuant to this act shall be clearly marked on its face ‘South Norwood General Business District Only’ and shall be subject to all of said chapter 138 except said section 17.

(b) The licensing authority shall not approve the transfer of a license granted pursuant to this act to a location outside of the town’s South Norwood General Business District, but it may grant a license to a new applicant within the South Norwood General Business District if the applicant files with the licensing authority a letter from the department of revenue and a letter from the department of unemployment assistance indicating that the license is in good standing with those departments and that all applicable taxes, fees and contributions have been paid.

(c) If a license granted pursuant to this act is cancelled, revoked or no longer in use at the location of original issuance, the license shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the licensing authority and the licensing authority may then grant the license to a new applicant under the same conditions as specified in this act.

SECTION 2. This act shall take effect upon its passage.”.

The report was accepted; and the amendment was adopted. Sent to the Senate for its action.

The Senate Bill establishing a sick leave bank for Jared Forgues, an employee of the Department of Correction (Senate, No. 2084), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time; and it was passed to be engrossed, in concurrence.

Third reading bill.

The House Bill authorizing the commissioner of Capital Asset Management and Maintenance to convey certain land to the town of Acton in exchange for other real property (House, No. 3792) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

Id.

Order.

On motion of Mr. DeLeo of Winthrop,—

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o’clock A.M.

Next sitting.

Accordingly, without further consideration of the remaining matters in the Orders of the Day, at twenty-nine minutes before four o’clock P.M., on motion of Mrs. Orrall of Lakeville (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o’clock A.M., in an Informal Session.