

Thursday, October 11, 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).

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

Prayer.

God, Our Creator, we thank You for the material and spiritual blessings which You offer to us and bestow upon us daily. Our daily routine is usually so busy with things to do and places to go that we often forget to respond to Your goodness and generosity. We are grateful, too, for both our human intellect which empowers us to discover new intellectual and technological realities and our human will which enables us to make wise, prudent and moral choices. As elected leaders upon whom the electorate depends for sound judgments, inspire us to be guided by traditional principles, human and spiritual values and goals which promote the common good, the rights of all and stable communities and families.

Grant Your blessings to the Speaker, the members and employees of this House and their families. Amen.

Pledge of allegiance.

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.

Message from the Governor.

Higher Education,— capital improvements.

A message from His Excellency the Governor recommending legislation relative to providing for the higher education capital improvement needs of the Commonwealth (House, No. 4280) was filed in the office of the Clerk on Wednesday, October 10.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Higher Education. Sent to the Senate for concurrence.

Statement Concerning Representative Galvin of Canton.

A statement of Mr. Rogers of Norwood concerning Mr. Galvin of Canton, was spread upon the records of the House, as follows:

Statement concerning Representative Galvin of Canton.

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Galvin of Canton, will not be present in the House Chamber for today's sitting due to family business outside of the Commonwealth. Any roll calls that he may miss today will be due entirely to the reason stated.

Statement Concerning Representative Kennedy of Brockton.

A statement of Mr. Rogers of Norwood concerning Mr. Kennedy of Brockton, was spread upon the records of the House, as follows:

Statement concerning

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Kennedy of

Brockton, will not be present in the House Chamber for today's sitting due to his spending personal time with his family while recovering from recent surgeries. Any roll calls that he may miss today will be due entirely to the reason stated.

Representative
Kennedy of
Brockton.

Statement Concerning Representative Patrick of Falmouth.

A statement of Mr. Rogers of Norwood concerning Mr. Patrick of Falmouth, 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 one of our colleagues, Representative Patrick of Falmouth, will not be present in the House Chamber for today's sitting due to an injury that he sustained earlier this week. Any roll calls that he may miss today will be due entirely to the reason stated.

Statement
concerning
Representative
Patrick of
Falmouth.

Appointments to a Special Task Force.

The Speaker announced the appointment of Representatives Bosley of North Adams and Walrath of Stow to the special task force established (under Chapter 130 of the Acts of 2007) to develop an electronic health records system within the Executive Office of Health and Human Services for children in foster care, individuals and dependents enrolled in the MassHealth and SCHIP programs, and individuals and dependents enrolled in Commonwealth Care or Safety Net Care programs.

Electronic
Health
Records
Task
Force.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Resolutions (filed by Mr. Calter of Kingston) congratulating Ryan Joseph Pittsley on receiving the Eagle Award of the Boy Scouts of America;

Ryan
Pittsley,—
Eagle Award.

Resolutions (filed by Messrs. Patrick of Falmouth and Turkington of Falmouth) congratulating Thelma Goldstein on the auspicious occasion of the ninetieth anniversary of her birth;

Thelma
Goldstein.

Resolutions (filed by Ms. Peake of Provincetown) congratulating Andrew J. Callon on receiving the Eagle Award of the Boy Scouts of America; and

Andrew
Callon,—
Eagle Award.

Resolutions (filed by Mrs. Poirier of North Attleborough) congratulating Sister Patricia Mary Harrington for fifty years of serve as a Sister of Mercy;

Sr. Patricia
Harrington.

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

Reports of Committees.

By Mr. Scaccia of Boston, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 7B be suspended on the joint petition of Garrett J. Bradley and Robert L. Hedlund for legislation to regulate certain

Hingham,—
alcohol
licenses.

Hingham,—
alcohol
licenses.

licenses for the sale of alcoholic beverages to be drunk on the premises in the town of Hingham. Under suspension of the rules, on motion of Mr. Peterson of Grafton, the report was considered forthwith. Joint Rule 7B was suspended; and the petition (accompanied by bill) was referred to the committee on Consumer Protection and Professional Licensure. Sent to the Senate for concurrence.

Military,—
predatory
insurance.

By Mr. Scaccia of Boston, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of Ronald Mariano that the Commissioner of Insurance be directed to promulgate rules and regulations for the protection of members of the armed forces from predatory insurance practices. To the committee on Financial Services.

Housing,—
lotteries.

Petition (accompanied by bill) of Louis L. Kafka and William C. Galvin for legislation to provide drawings by lottery for applicants for low income and affordable housing accommodations. To the committee on Housing.

Homeland
security,—
federal
agreement.

Petition (accompanied by bill) of John V. Fernandes that the Department of Public Safety be authorized to enter into an agreement with the federal Department of Homeland Security for participation in a certain program. To the committee on Public Safety and Homeland Security.

Environmental
Trust,—
employees.

Petition (accompanied by bill) of Garrett J. Bradley relative to the status of employees of the Treasurer and Receiver-General involved in the administration of the Environmental Facilities Trust of the Commonwealth;

Highway
Department,—
expenses.

Petition (accompanied by bill) of Bradley H. Jones, Jr., and others for legislation to transfer the payment of personnel and operating expenses of the Department of Highways from the capital budget to the operating budget of said department; and

Public
employees,—
medical
expenses.

Petition (accompanied by bill) of Walter F. Timilty and others relative to the payment of medical expenses for certain public employees injured in the performance of their official duties;

Severally to the committee on Public Service.

“Support
Our Troops”,—
license
plates.

Petition (accompanied by bill) of Linda Dean Campbell that the Registrar of Motor Vehicles be directed to issue a distinctive registration plate inscribed with “Support Our Troops” commemorating service in the armed forces. To the committee on Transportation.

Under suspension of the rules, on motion of Mr. Spellane of Worcester, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

Disabled
veterans,—
taxes.

By Mr. Scaccia of Boston, 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 John A. Lepper relative to sales and excise tax exemptions for disabled veterans. Under suspension of the rules, on motion of Mr. Peterson of Grafton, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Revenue. Sent to the Senate for concurrence.

By Mrs. Walrath of Stow, for the committee on Health Care Financing, asking to be discharged from further consideration of the Bill to amend the Commonwealth's drug treatment program to allow for the diversion of low-level offenders under court supervision (House, No. 1912),— and recommending that the same be referred to the committee on the Judiciary. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Drugs,—
low level
offenders.

By Mrs. Walrath of Stow, for the committee on Health Care Financing, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 1130) of Robert K. Coughlin and Kathi-Anne Reinstein for legislation to establish a patient safety technology trust,— and recommending that the same be referred to the committee on Ways and Means. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence in the discharge of the committee.

Patient
safety trust
fund.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the House Bill validating certain health insurance payments made by the town of Orelans (House, No. 4035) be scheduled for consideration by the House.

Orleans,—
retirees'
insurance.

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

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the House Resolve establishing a special commission relative to tick borne illness (House, No. 4201) be scheduled for consideration by the House.

Tick borne
illness.

Under suspension of Rule 7A, on motion of Mr. Peterson of Grafton, the resolve was read a second time forthwith.

Pending the question on ordering the resolve to a third reading, it was referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

By Ms. Balsler of Newton, for the committee on Mental Health and Substance Abuse, on House, Nos. 1892 and 1893, a Bill relative to court ordered hospitalizations (House, No. 4281). Referred, under Joint Rule 1E, to the committee on Health Care Financing.

Court
ordered
hospitalization.

By Mr. Murphy of Lowell, for the committee on Higher Education, on a petition, a Bill relative to the North Shore Community College Assistance Corporation (House, No. 1178).

North Shore
Community
College.

By the same member, for the same committee, on a petition, a Bill relative to the production and pricing of college textbooks (House, No. 1200).

Colleges,—
textbooks.

By Mr. Kaufman of Lexington, for the committee on Public Service, on a petition, a Bill modifying the retirement benefits of certain widows and surviving spouses (House, No. 2577).

Retirement,—
surviving
spouses.

By the same member, for the same committee, on a petition, a Bill relative to survivor allowance (House, No. 2806).

Survivor
allowances.

Veterans,—
retirement.

By the same member, for the same committee, on a petition, a Bill relative to noncontributory retirement benefits (House, No. 4221).

Severally read; and referred, under Rule 33, to the committee on Ways and Means.

Lanesborough,—
town
election.

By Mr. Bradley of Hingham, for the committee on Election Laws, on a message from His Excellency the Governor, a Bill validating the action taken at the annual town election held in the town of Lanesborough (printed in House, No. 4250).

Retirement
benefits.

By Mr. Kaufman of Lexington, for the committee on Public Service, on House, Nos. 2459 and 2594, a Bill to increase retirement benefits (House, No. 2594).

Arlington,—
retirement
funds.

By the same member, for the same committee, on a joint petition, a Bill extending the funding schedule required to reduce the town of Arlington's actuarial liability calculated to fully fund its retirement obligation and to divert funds into its other post employment benefits trust fund (House, No. 4140) [Local Approval Received].

Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Recess.

Recess.

At a quarter after eleven o'clock A.M., on motion of Mr. Donato of Medford (Mr. Petrolati of Ludlow being in the Chair), the House recessed until the hour of one o'clock P.M.; and at a quarter after two o'clock P.M. the House was called to order with Mr. Petrolati in the Chair.

Reports of Committees.

Deficiency
appropriations.

Mr. DeLeo of Winthrop, for the committee on Ways and Means, on House No. 4127, reported, in part, a Bill making appropriations for the fiscal year 2007 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4282) [Direct Appropriation: \$214,385,306.00; Prior Appropriation Continued: \$63,263,078.00; Total Appropriation: \$278,263,078.00]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Donato of Medford, for said committee, reported that the matter be scheduled for consideration by the House.

Mr. DeLeo then moved that the rules be suspended in order that the bill might be read a second time forthwith.

Quorum.

Pending the question on the motion to suspend the rules, Mr. Peterson of Grafton asked for a count of the House to ascertain if a quorum was present. The Chair (Mr. Petrolati of Ludlow), having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Quorum,—
yea and nay
No. 179.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 145 members were recorded as being in attendance.

[See Yea and Nay No. 179 in Supplement.]

Therefore a quorum was present.

Rules
suspended,—

After remarks on the motion to suspend the rules, the sense of the House was taken by yeas and nays, at the request of Mr. Peterson of

Grafton; and on the roll call 130 members voted in the affirmative and 18 in the negative. yea and nay
No. 180.

[See Yea and Nay No. 180 in Supplement.]

Therefore the rules were suspended.

The bill then was read a second time.

After debate on the question on ordering the bill to a third reading, Mr. Jones of North Reading and other members of the House moved to amend it by inserting after section 62 the following section:

“SECTION 62A. (A) This section shall be known, and may be cited, as the ‘Massachusetts Municipal Finance Relief Act of 2007’.

(B) Notwithstanding any general or special law to the contrary, within 30 days of the effective date of this act and without further appropriation, the state treasurer shall distribute a total of \$450,000,000 to the cities and towns of the commonwealth as a one-time, non-recurring supplemental local aid payment, in accordance with the following schedule:—

MUNICIPALITY	AMOUNT	MUNICIPALITY	AMOUNT
ABINGTON	\$1,178,294	BLANDFORD	\$75,566
ACTON	\$823,577	BOLTON	\$118,260
ACUSHNET	\$896,691	BOSTON	\$34,451,665
ADAMS	\$1,192,287	BOURNE	\$708,379
AGAWAM	\$2,206,641	BOXBOROUGH	\$151,092
ALFORD	\$8,082	BOXFORD	\$273,653
AMESBURY	\$1,165,267	BOYLSTON	\$205,169
AMHERST	\$4,724,355	BRAINTREE	\$1,801,787
ANDOVER	\$1,070,289	BREWSTER	\$236,502
AQUINNAH	\$1,399	BRIDGEWATER	\$1,918,040
ARLINGTON	\$2,382,472	BRIMFIELD	\$233,530
ASHBURNHAM	\$419,044	BROCKTON	\$10,467,062
ASHBY	\$228,479	BROOKFIELD	\$295,743
ASHFIELD	\$111,201	BROOKLINE	\$2,119,507
ASHLAND	\$669,666	BUCKLAND	\$165,715
ATHOL	\$1,367,752	BURLINGTON	\$901,398
ATTLEBORO	\$3,417,106	CAMBRIDGE	\$4,226,137
AUBURN	\$1,025,804	CANTON	\$861,922
AVON	\$222,336	CARLISLE	\$124,309
AYER	\$432,161	CARVER	\$875,017
BARNSTABLE	\$1,259,917	CHARLEMONT	\$104,701
BARRE	\$487,081	CHARLTON	\$777,372
BECKET	\$50,266	CHATHAM	\$90,145
BEDFORD	\$454,517	CHELMSFORD	\$1,819,965
BELCHERTOWN	\$1,019,155	CHELSEA	\$3,284,582
BELLINGHAM	\$1,016,363	CHESHIRE	\$337,110
BELMONT	\$954,204	CHESTER	\$107,838
BERKLEY	\$364,446	CHESTERFIELD	\$82,698
BERLIN	\$120,761	CHICOPEE	\$6,321,979
BERNARDSTON	\$169,886	CHILMARK	\$2,246
BEVERLY	\$2,317,608	CLARKSBURG	\$211,585
BILLERICA	\$2,357,240	CLINTON	\$1,325,540
BLACKSTONE	\$716,766	COHASSET	\$228,228

Deficiency
appropriations.

MUNICIPALITY	AMOUNT	MUNICIPALITY	AMOUNT
COLRAIN	\$152,809	HALIFAX	\$543,727
CONCORD	\$510,091	HAMILTON	\$364,502
CONWAY	\$107,048	HAMPDEN	\$375,214
CUMMINGTON	\$49,968	HANCOCK	\$25,330
DALTON	\$603,835	HANOVER	\$630,499
DANVERS	\$1,167,454	HANSON	\$701,870
DARTMOUTH	\$1,509,932	HARDWICK	\$241,224
DEDHAM	\$1,212,630	HARVARD	\$860,532
DEERFIELD	\$287,690	HARWICH	\$258,008
DENNIS	\$326,207	HATFIELD	\$186,896
DIGHTON	\$416,306	HAVERTHILL	\$4,682,278
DOUGLAS	\$437,115	HAWLEY	\$19,702
DOVER	\$115,222	HEATH	\$46,940
DRACUT	\$2,098,645	HINGHAM	\$784,494
DUDLEY	\$924,562	HINSDALE	\$126,873
DUNSTABLE	\$124,714	HOLBROOK	\$881,505
DUXBURY	\$530,938	HOLDEN	\$1,026,275
EAST BRIDGEWATER	\$896,577	HOLLAND	\$120,897
EAST BROOKFIELD	\$161,654	HOLLISTON	\$729,144
EAST LONGMEADOW	\$867,009	HOLYOKE	\$5,791,283
EASTHAM	\$89,238	HOPEDALE	\$390,579
EASTHAMPTON	\$1,631,199	HOPKINTON	\$412,638
EASTON	\$1,311,685	HUBBARDSTON	\$240,155
EDGARTOWN	\$26,180	HUDSON	\$1,194,424
EGREMONT	\$37,793	HULL	\$601,122
ERVING	\$33,930	HUNTINGTON	\$197,749
ESSEX	\$130,371	IPSWICH	\$588,302
EVERETT	\$2,172,454	KINGSTON	\$574,923
FAIRHAVEN	\$1,162,298	LAKEVILLE	\$490,095
FALL RIVER	\$13,171,348	LANCASTER	\$495,851
FALMOUTH	\$830,410	LANESBOROUGH	\$206,618
FITCHBURG	\$5,008,229	LAWRENCE	\$11,668,975
FLORIDA	\$29,814	LEE	\$373,031
FOXBOROUGH	\$892,182	LEICESTER	\$1,040,006
FRAMINGHAM	\$3,698,467	LENOX	\$284,545
FRANKLIN	\$1,480,044	LEOMINSTER	\$3,422,473
FREETOWN	\$568,769	LEVERETT	\$106,915
GARDNER	\$2,480,083	LEXINGTON	\$917,977
GEORGETOWN	\$403,580	LEYDEN	\$48,863
GILL	\$127,386	LINCOLN	\$267,238
GLOUCESTER	\$1,466,740	LITTLETON	\$346,401
GOSHEN	\$47,918	LONGMEADOW	\$836,845
GOSNOLD	\$312	LOWELL	\$12,035,457
GRAFTON	\$936,545	LUDLOW	\$1,829,801
GRANBY	\$528,871	LUNENBURG	\$633,417
GRANVILLE	\$96,033	LYNN	\$8,849,582
GREAT BARRINGTON	\$454,576	LYNNFIELD	\$448,595
GREENFIELD	\$1,901,636	MALDEN	\$4,826,064
GROTON	\$461,006	MANCHESTER	\$133,205
GROVELAND	\$381,399	MANSFIELD	\$987,141
HADLEY	\$205,268	MARBLEHEAD	\$663,120

MUNICIPALITY	AMOUNT
MARION	\$135,153
MARLBOROUGH	\$1,947,549
MARSHFIELD	\$1,200,004
MASHPEE	\$220,375
MATTAPOISETT	\$242,766
MAYNARD	\$658,570
MEDFIELD	\$509,913
MEDFORD	\$4,001,202
MEDWAY	\$640,766
MELROSE	\$1,770,404
MENDON	\$244,778
MERRIMAC	\$436,138
METHUEN	\$3,178,290
MIDDLEBOROUGH	\$1,476,776
MIDDLEFIELD	\$31,843
MIDDLETON	\$266,820
MILFORD	\$1,829,521
MILLBURY	\$1,060,668
MILLIS	\$472,657
MILLVILLE	\$213,803
MILTON	\$1,325,372
MONROE	\$4,311
MONSON	\$781,895
MONTAGUE	\$757,269
MONTEREY	\$20,570
MONTGOMERY	\$49,147
MOUNT WASHINGTON	\$1,936
NAHANT	\$165,972
NANTUCKET	\$47,458
NATICK	\$1,347,638
NEEDHAM	\$946,502
NEW ASHFORD	\$8,647
NEW BEDFORD	\$13,434,215
NEW BRAINTREE	\$71,405
NEW MARLBOROUGH	\$35,079
NEW SALEM	\$61,424
NEWBURY	\$272,103
NEWBURYPORT	\$863,476
NEWTON	\$2,857,308
NORFOLK	\$574,414
NORTH ADAMS	\$2,567,937
NORTH ANDOVER	\$1,169,517
NORTH ATTLEBOROUGH	\$1,723,268
NORTH BROOKFIELD	\$477,284
NORTH READING	\$608,496
NORTHAMPTON	\$2,354,552
NORTHBOROUGH	\$638,721
NORTHBRIDGE	\$1,262,882
NORTHFIELD	\$189,611

MUNICIPALITY	AMOUNT
NORTON	\$1,244,924
NORWELL	\$381,700
NORWOOD	\$1,503,106
OAK BLUFFS	\$43,562
OAKHAM	\$114,919
ORANGE	\$966,994
ORLEANS	\$102,888
OTIS	\$21,787
OXFORD	\$1,231,661
PALMER	\$1,201,247
PAXTON	\$279,858
PEABODY	\$2,812,460
PELHAM	\$95,345
PEMBROKE	\$1,006,878
PEPPERELL	\$765,974
PERU	\$66,701
PETERSHAM	\$68,669
PHILLIPSTON	\$104,663
PITTSFIELD	\$4,747,933
PLAINFIELD	\$30,050
PLAINVILLE	\$454,420
PLYMOUTH	\$2,347,065
PLYMPTON	\$142,103
PRINCETON	\$177,347
PROVINCETOWN	\$72,176
QUINCY	\$5,870,577
RANDOLPH	\$2,234,696
RAYNHAM	\$681,117
READING	\$1,203,143
REHOBOTH	\$562,184
REVERE	\$3,594,292
RICHMOND	\$64,803
ROCHESTER	\$254,401
ROCKLAND	\$1,393,681
ROCKPORT	\$262,098
ROWE	\$2,360
ROWLEY	\$268,494
ROYALSTON	\$96,443
RUSSELL	\$146,016
RUTLAND	\$490,236
SALEM	\$2,544,390
SALISBURY	\$378,466
SANDISFIELD	\$20,757
SANDWICH	\$632,575
SAUGUS	\$1,338,890
SAVOY	\$62,760
SCITUATE	\$783,841
SEEKONK	\$737,081
SHARON	\$808,417
SHEFFIELD	\$140,180
SHELBURNE	\$155,282

Deficiency
appropriations.

MUNICIPALITY	AMOUNT	MUNICIPALITY	AMOUNT
SHERBORN	\$119,662	WARREN	\$470,550
SHIRLEY	\$696,571	WARWICK	\$54,202
SHREWSBURY	\$1,524,727	WASHINGTON	\$39,956
SHUTESBURY	\$101,577	WATERTOWN	\$1,694,721
SOMERSET	\$918,702	WAYLAND	\$406,508
SOMERVILLE	\$6,690,362	WEBSTER	\$1,453,220
SOUTH HADLEY	\$1,554,650	WELLESLEY	\$729,343
SOUTHAMPTON	\$381,664	WELLFLEET	\$35,011
SOUTHBOROUGH	\$261,984	WENDELL	\$87,942
SOUTHBRIDGE	\$2,107,263	WENHAM	\$189,295
SOUTHWICK	\$682,361	WEST BOYLSTON	\$444,638
SPENCER	\$1,170,735	WEST BRIDGEWATER	\$368,971
SPRINGFIELD	\$21,795,215	WEST BROOKFIELD	\$284,457
STERLING	\$411,990	WEST NEWBURY	\$168,511
STOCKBRIDGE	\$59,707	WEST SPRINGFIELD	\$2,146,745
STONEHAM	\$1,249,657	WEST STOCKBRIDGE	\$58,240
STOUGHTON	\$1,868,479	WEST TISBURY	\$21,696
STOW	\$248,799	WESTBOROUGH	\$624,305
STURBRIDGE	\$464,064	WESTFIELD	\$3,770,787
SUDBURY	\$529,713	WESTFORD	\$841,972
SUNDERLAND	\$302,751	WESTHAMPTON	\$86,797
SUTTON	\$467,578	WESTMINSTER	\$386,044
SWAMPSCOTT	\$605,763	WESTON	\$224,056
SWANSEA	\$1,125,013	WESTPORT	\$728,740
TAUNTON	\$5,037,965	WESTWOOD	\$419,542
TEMPLETON	\$725,682	WEYMOUTH	\$4,056,289
TEWKSBURY	\$1,667,124	WHATELY	\$80,385
TISBURY	\$58,735	WHITMAN	\$1,254,207
TOLLAND	\$5,355	WILBRAHAM	\$804,048
TOPSFIELD	\$245,500	WILLIAMSBURG	\$181,345
TOWNSEND	\$699,994	WILLIAMSTOWN	\$571,880
TRURO	\$18,020	WILMINGTON	\$885,708
TYNGSBOROUGH	\$578,865	WINCHENDON	\$995,498
TYRINGHAM	\$7,605	WINCHESTER	\$720,496
UPTON	\$293,346	WINDSOR	\$45,757
UXBRIDGE	\$824,185	WINTHROP	\$1,424,242
WAKEFIELD	\$1,325,811	WOBURN	\$1,859,702
WALES	\$141,479	WORCESTER	\$19,208,638
WALPOLE	\$1,101,248	WORTHINGTON	\$75,239
WALTHAM	\$3,124,782	WRENTHAM	\$558,449
WARE	\$1,026,775	YARMOUTH	\$756,271
WAREHAM	\$1,185,109	TOTAL	\$450,000,000

Amendment
rejected,—
yea and nay
No. 181.

After debate on the question on adoption of the amendment, the sense of the House was taken by yeas and nays, at the request of Mr. Peterson of Grafton; and on the roll call 24 members voted in the affirmative and 123 in the negative.

[See Yea and Nay No. 181 in Supplement.]

Therefore the amendment was rejected.

Mr. Jones of North Reading and other members of the House then moved to amend the bill by inserting after section 62 the following five sections:

“SECTION 62A. (A) Sections 62A through 62E of this act, inclusive, shall be known and may be cited, as the ‘Massachusetts Property Tax Act of 2007’.

SECTION 62B. Notwithstanding any general or special law to the contrary, within 30 days of the effective date of this act and without further appropriation, the state treasurer shall distribute a total of \$450,000,000 to the cities and towns of the commonwealth as a one-time, non-recurring supplemental local aid payment, in accordance with the following schedule:—

MUNICIPALITY	AMOUNT	MUNICIPALITY	AMOUNT
ABINGTON	\$1,178,294	BREWSTER	\$236,502
ACTON	\$823,577	BRIDGEWATER	\$1,918,040
ACUSHNET	\$896,691	BRIMFIELD	\$233,530
ADAMS	\$1,192,287	BROCKTON	\$10,467,062
AGAWAM	\$2,206,641	BROOKFIELD	\$295,743
ALFORD	\$8,082	BROOKLINE	\$2,119,507
AMESBURY	\$1,165,267	BUCKLAND	\$165,715
AMHERST	\$4,724,355	BURLINGTON	\$901,398
ANDOVER	\$1,070,289	CAMBRIDGE	\$4,226,137
AQUINNAH	\$1,399	CANTON	\$861,922
ARLINGTON	\$2,382,472	CARLISLE	\$124,309
ASHBURNHAM	\$419,044	CARVER	\$875,017
ASHBY	\$228,479	CHARLEMONT	\$104,701
ASHFIELD	\$111,201	CHARLTON	\$777,372
ASHLAND	\$669,666	CHATHAM	\$90,145
ATHOL	\$1,367,752	CHELMSFORD	\$1,819,965
ATTLEBORO	\$3,417,106	CHELSEA	\$3,284,582
AUBURN	\$1,025,804	CHESHIRE	\$337,110
AVON	\$222,336	CHESTER	\$107,838
AYER	\$432,161	CHESTERFIELD	\$82,698
BARNSTABLE	\$1,259,917	CHICOPEE	\$6,321,979
BARRE	\$487,081	CHILMARK	\$2,246
BECKET	\$50,266	CLARKSBURG	\$211,585
BEDFORD	\$454,517	CLINTON	\$1,325,540
BELCHERTOWN	\$1,019,155	COHASSET	\$228,228
BELLINGHAM	\$1,016,363	COLRAIN	\$152,809
BELMONT	\$954,204	CONCORD	\$510,091
BERKLEY	\$364,446	CONWAY	\$107,048
BERLIN	\$120,761	CUMMINGTON	\$49,968
BERNARDSTON	\$169,886	DALTON	\$603,835
BEVERLY	\$2,317,608	DANVERS	\$1,167,454
BILLERICA	\$2,357,240	DARTMOUTH	\$1,509,932
BLACKSTONE	\$716,766	DEDHAM	\$1,212,630
BLANDFORD	\$75,566	DEERFIELD	\$287,690
BOLTON	\$118,260	DENNIS	\$326,207
BOSTON	\$34,451,665	DIGHTON	\$416,306
BOURNE	\$708,379	DOUGLAS	\$437,115
BOXBOROUGH	\$151,092	DOVER	\$115,222
BOXFORD	\$273,653	DRACUT	\$2,098,645
BOYLSTON	\$205,169	DUDLEY	\$924,562
BRAINTREE	\$1,801,787	DUNSTABLE	\$124,714

Deficiency
appropriations.

MUNICIPALITY	AMOUNT
DUXBURY	\$530,938
EAST BRIDGEWATER	\$896,577
EAST BROOKFIELD	\$161,654
EAST LONGMEADOW	\$867,009
EASTHAM	\$89,238
EASTHAMPTON	\$1,631,199
EASTON	\$1,311,685
EDGARTOWN	\$26,180
EGREMONT	\$37,793
ERVING	\$33,930
ESSEX	\$130,371
EVERETT	\$2,172,454
FAIRHAVEN	\$1,162,298
FALL RIVER	\$13,171,348
FALMOUTH	\$830,410
FITCHBURG	\$5,008,229
FLORIDA	\$29,814
FOXBOROUGH	\$892,182
FRAMINGHAM	\$3,698,467
FRANKLIN	\$1,480,044
FREETOWN	\$568,769
GARDNER	\$2,480,083
GEORGETOWN	\$403,580
GILL	\$127,386
GLOUCESTER	\$1,466,740
GOSHEN	\$47,918
GOSNOLD	\$312
GRAFTON	\$936,545
GRANBY	\$528,871
GRANVILLE	\$96,033
GREAT BARRINGTON	\$454,576
GREENFIELD	\$1,901,636
GROTON	\$461,006
GROVELAND	\$381,399
HADLEY	\$205,268
HALIFAX	\$543,727
HAMILTON	\$364,502
HAMPDEN	\$375,214
HANCOCK	\$25,330
HANOVER	\$630,499
HANSON	\$701,870
HARDWICK	\$241,224
HARVARD	\$860,532
HARWICH	\$258,008
HATFIELD	\$186,896
HAVERHILL	\$4,682,278
HAWLEY	\$19,702
HEATH	\$46,940
HINGHAM	\$784,494
HINSDALE	\$126,873
HOLBROOK	\$881,505

MUNICIPALITY	AMOUNT
HOLDEN	\$1,026,275
HOLLAND	\$120,897
HOLLISTON	\$729,144
HOLYOKE	\$5,791,283
HOPEDALE	\$390,579
HOPKINTON	\$412,638
HUBBARDSTON	\$240,155
HUDSON	\$1,194,424
HULL	\$601,122
HUNTINGTON	\$197,749
IPSWICH	\$588,302
KINGSTON	\$574,923
LAKEVILLE	\$490,095
LANCASTER	\$495,851
LANESBOROUGH	\$206,618
LAWRENCE	\$11,668,975
LEE	\$373,031
LEICESTER	\$1,040,006
LENOX	\$284,545
LEOMINSTER	\$3,422,473
LEVERETT	\$106,915
LEXINGTON	\$917,977
LEYDEN	\$48,863
LINCOLN	\$267,238
LITTLETON	\$346,401
LONGMEADOW	\$836,845
LOWELL	\$12,035,457
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LUNENBURG	\$633,417
LYNN	\$8,849,582
LYNNFIELD	\$448,595
MALDEN	\$4,826,064
MANCHESTER	\$133,205
MANSFIELD	\$987,141
MARBLEHEAD	\$663,120
MARION	\$135,153
MARLBOROUGH	\$1,947,549
MARSHFIELD	\$1,200,004
MASHPEE	\$220,375
MATTAPOISETT	\$242,766
MAYNARD	\$658,570
MEDFIELD	\$509,913
MEDFORD	\$4,001,202
MEDWAY	\$640,766
MELROSE	\$1,770,404
MENDON	\$244,778
MERRIMAC	\$436,138
METHUEN	\$3,178,290
MIDDLEBOROUGH	\$1,476,776
MIDDLEFIELD	\$31,843
MIDDLETON	\$266,820

MUNICIPALITY	AMOUNT
MILFORD	\$1,829,521
MILLBURY	\$1,060,668
MILLIS	\$472,657
MILLVILLE	\$213,803
MILTON	\$1,325,372
MONROE	\$4,311
MONSON	\$781,895
MONTAGUE	\$757,269
MONTEREY	\$20,570
MONTGOMERY	\$49,147
MOUNT WASHINGTON	\$1,936
NAHANT	\$165,972
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NEW MARLBOROUGH	\$35,079
NEW SALEM	\$61,424
NEWBURY	\$272,103
NEWBURYPORT	\$863,476
NEWTON	\$2,857,308
NORFOLK	\$574,414
NORTH ADAMS	\$2,567,937
NORTH ANDOVER	\$1,169,517
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NORTH BROOKFIELD	\$477,284
NORTH READING	\$608,496
NORTHAMPTON	\$2,354,552
NORTHBOROUGH	\$638,721
NORTHBRIDGE	\$1,262,882
NORTHFIELD	\$189,611
NORTON	\$1,244,924
NORWELL	\$381,700
NORWOOD	\$1,503,106
OAK BLUFFS	\$43,562
OAKHAM	\$114,919
ORANGE	\$966,994
ORLEANS	\$102,888
OTIS	\$21,787
OXFORD	\$1,231,661
PALMER	\$1,201,247
PAXTON	\$279,858
PEABODY	\$2,812,460
PELHAM	\$95,345
PEMBROKE	\$1,006,878
PEPPERELL	\$765,974
PERU	\$66,701

MUNICIPALITY	AMOUNT
PETERSHAM	\$68,669
PHILLIPSTON	\$104,663
PITTSFIELD	\$4,747,933
PLAINFIELD	\$30,050
PLAINVILLE	\$454,420
PLYMOUTH	\$2,347,065
PLYMPTON	\$142,103
PRINCETON	\$177,347
PROVINCETOWN	\$72,176
QUINCY	\$5,870,577
RANDOLPH	\$2,234,696
RAYNHAM	\$681,117
READING	\$1,203,143
REHOBOTH	\$562,184
REVERE	\$3,594,292
RICHMOND	\$64,803
ROCHESTER	\$254,401
ROCKLAND	\$1,393,681
ROCKPORT	\$262,098
ROWE	\$2,360
ROWLEY	\$268,494
ROYALSTON	\$96,443
RUSSELL	\$146,016
RUTLAND	\$490,236
SALEM	\$2,544,390
SALISBURY	\$378,466
SANDISFIELD	\$20,757
SANDWICH	\$632,575
SAUGUS	\$1,338,890
SAVOY	\$62,760
SCITUATE	\$783,841
SEEKONK	\$737,081
SHARON	\$808,417
SHEFFIELD	\$140,180
SHELBURNE	\$155,282
SHERBORN	\$119,662
SHIRLEY	\$696,571
SHREWSBURY	\$1,524,727
SHUTESBURY	\$101,577
SOMERSET	\$918,702
SOMERVILLE	\$6,690,362
SOUTH HADLEY	\$1,554,650
SOUTHAMPTON	\$381,664
SOUTHBOROUGH	\$261,984
SOUTHBRIDGE	\$2,107,263
SOUTHWICK	\$682,361
SPENCER	\$1,170,735
SPRINGFIELD	\$21,795,215
STERLING	\$411,990
STOCKBRIDGE	\$59,707
STONEHAM	\$1,249,657

Deficiency appropriations.

MUNICIPALITY	AMOUNT	MUNICIPALITY	AMOUNT
STOUGHTON	\$1,868,479	WENDELL	\$87,942
STOW	\$248,799	WENHAM	\$189,295
STURBRIDGE	\$464,064	WEST BOYLSTON	\$444,638
SUDBURY	\$529,713	WEST BRIDGEWATER	\$368,971
SUNDERLAND	\$302,751	WEST BROOKFIELD	\$284,457
SUTTON	\$467,578	WEST NEWBURY	\$168,511
SWAMPSCOTT	\$605,763	WEST SPRINGFIELD	\$2,146,745
SWANSEA	\$1,125,013	WEST STOCKBRIDGE	\$58,240
TAUNTON	\$5,037,965	WEST TISBURY	\$21,696
TEMPLETON	\$725,682	WESTBOROUGH	\$624,305
TEWKSBURY	\$1,667,124	WESTFIELD	\$3,770,787
TISBURY	\$58,735	WESTFORD	\$841,972
TOLLAND	\$5,355	WESTHAMPTON	\$86,797
TOPSFIELD	\$245,500	WESTMINSTER	\$386,044
TOWNSEND	\$699,994	WESTON	\$224,056
TRURO	\$18,020	WESTPORT	\$728,740
TYNGSBOROUGH	\$578,865	WESTWOOD	\$419,542
TYRINGHAM	\$7,605	WEYMOUTH	\$4,056,289
UPTON	\$293,346	WHATELY	\$80,385
UXBRIDGE	\$824,185	WHITMAN	\$1,254,207
WAKEFIELD	\$1,325,811	WILBRAHAM	\$804,048
WALES	\$141,479	WILLIAMSBURG	\$181,345
WALPOLE	\$1,101,248	WILLIAMSTOWN	\$571,880
WALTHAM	\$3,124,782	WILMINGTON	\$885,708
WARE	\$1,026,775	WINCHENDON	\$995,498
WAREHAM	\$1,185,109	WINCHESTER	\$720,496
WARREN	\$470,550	WINDSOR	\$45,757
WARWICK	\$54,202	WINTHROP	\$1,424,242
WASHINGTON	\$39,956	WOBURN	\$1,859,702
WATERTOWN	\$1,694,721	WORCESTER	\$19,208,638
WAYLAND	\$406,508	WORTHINGTON	\$75,239
WEBSTER	\$1,453,220	WRENTHAM	\$558,449
WELLESLEY	\$729,343	YARMOUTH	\$756,271
WELLFLEET	\$35,011	TOTAL	\$450,000,000

SECTION 62C. Notwithstanding any general or special law to the contrary, amounts distributed to a city or town in accordance with section 62B of this act shall be deposited in the general fund of the municipality receiving them and may be used, without restriction, for any municipal purpose; provided, that a city or town receiving a distribution of funds under said section shall reduce the amount of property taxes it assesses to all properties classified as ‘class one, residential,’ under chapter 59 of the general laws, during the fiscal year ending June 30, 2008; provided further, that such reduction shall be pro-rated based on the assessed valuation of each parcel of such property, and that the total reduction in property taxes shall be not less than the amount distributed to the municipality herein.

SECTION 62D. Notwithstanding any general or special law to the contrary, upon the distribution of funds set forth in Section 62B of this act, the commissioner of revenue shall decrease the limits

calculated under section 21D of chapter 59 of the general laws to reflect the reduction in residential assessments required by Section 3 of this act for each city or town receiving funds herein; provided that such reduction shall be effective for the fiscal year ending on June 30, 2008 only, and that amounts so reduced shall be restored to their previous levels upon the completion of said fiscal year. The commissioner shall provide detailed written notice of such adjustment to the proper governing body or local appropriating authority as soon as practicable.

SECTION 62E. Nothing in this act shall be construed as preventing a city or town from seeking voter approval to assess additional taxes under section 21C of chapter 59 of the general laws, subject to the reduction of limits under sections 62C and 62D of this act.”

Mr. Wagner of Chicopee thereupon raised a point of order that the amendment offered by the gentleman from North Reading, et als, was improperly before the House for the reason that it was substantially the same as the amendment previously rejected by the House.

Point of order.

The Chair (Mr. Petrolati of Ludlow) stated that the point of order was well taken; and the amendment was laid aside accordingly.

Mr. Peterson of Grafton thereupon appealed from the decision of the Chair; and the appeal was seconded by Mr. Jones.

Appeal from decision of Chair.

The question was then put “Shall the decision of the Chair stand as the judgment of the House?”

After remarks on the appeal from the decision of the Chair, the sense of the House was taken by yeas and nays, at the request of Mr. Peterson; and on the roll call 129 members voted in the affirmative and 18 in the negative.

Decision of Chair sustained,—yea and nay No. 182.

[See Yea and Nay No. 182 in Supplement.]

Therefore the decision of the Chair was sustained.

Mr. Jones of North Reading and other members of the House then moved to amend the bill in section 2A by striking out item 0411-1003.

After debate 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; and on the roll call 19 members voted in the affirmative and 128 in the negative.

Amendment rejected,—yea and nay No. 183.

[See Yea and Nay No. 183 in Supplement.]

Therefore the amendment was rejected.

Mr. Jones of North Reading and other members of the House then moved to amend the bill in section 2A by striking out items 1100-1200 and 1599-0053; and the amendments were rejected.

Mr. Casey of Winchester then moved to amend the bill by inserting after section 62 the following section:—

“SECTION 62A. Notwithstanding any general or specific law to the contrary, the General Court hereby directs the Governor and Secretary of Health and Human Services to seek Federal reimbursements, including but not limited to intergovernmental transfers and certified public expenditures; and provided further that all money received from the Federal government will be directed into the Central Community Provider Trust Fund for further distribution to community hospitals.”

Amendment
rejected,—
yea and nay
No. 184.

After debate on the question on adoption of the amendment, the sense of the House was taken by yeas and nays, at the request of Mr. Casey; and on the roll call 20 members voted in the affirmative and 125 in the negative.

[See Yea and Nay No. 184 in Supplement.]

Therefore the amendment was rejected.

The bill then was ordered to a third reading.

Subsequently (the Speaker being in the Chair), under suspension of the rules, on motion of Mr. DeLeo of Winthrop, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time.

Pending the question on passing the bill to be engrossed, Mr. Jones of North Reading and other members of the House moved to amend it by inserting after section 62 the following five sections section:

“SECTION 62A. (A) Sections 62A through 62E of this act, inclusive, shall be known and may be cited, as the ‘Massachusetts Property Tax Act of 2007’.

SECTION 62B. Notwithstanding any general or special law to the contrary, within 30 days of the effective date of this act and without further appropriation, the state treasurer shall distribute a total of \$450,000,000 to the cities and towns of the commonwealth as a one-time, non-recurring supplemental local aid payment, in accordance with the following schedule:—

MUNICIPALITY	AMOUNT	MUNICIPALITY	AMOUNT
ABINGTON	\$1,178,294	BELMONT	\$954,204
ACTON	\$823,577	BERKLEY	\$364,446
ACUSHNET	\$896,691	BERLIN	\$120,761
ADAMS	\$1,192,287	BERNARDSTON	\$169,886
AGAWAM	\$2,206,641	BEVERLY	\$2,317,608
ALFORD	\$8,082	BILLERICA	\$2,357,240
AMESBURY	\$1,165,267	BLACKSTONE	\$716,766
AMHERST	\$4,724,355	BLANDFORD	\$75,566
ANDOVER	\$1,070,289	BOLTON	\$118,260
AQUINNAH	\$1,399	BOSTON	\$34,451,665
ARLINGTON	\$2,382,472	BOURNE	\$708,379
ASHBURNHAM	\$419,044	BOXBOROUGH	\$151,092
ASHBY	\$228,479	BOXFORD	\$273,653
ASHFIELD	\$111,201	BOYLSTON	\$205,169
ASHLAND	\$669,666	BRAINTREE	\$1,801,787
ATHOL	\$1,367,752	BREWSTER	\$236,502
ATTLEBORO	\$3,417,106	BRIDGEWATER	\$1,918,040
AUBURN	\$1,025,804	BRIMFIELD	\$233,530
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BARRE	\$487,081	BUCKLAND	\$165,715
BECKET	\$50,266	BURLINGTON	\$901,398
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BELCHERTOWN	\$1,019,155	CANTON	\$861,922
BELLINGHAM	\$1,016,363	CARLISLE	\$124,309

MUNICIPALITY	AMOUNT	MUNICIPALITY	AMOUNT
CARVER	\$875,017	GARDNER	\$2,480,083
CHARLEMONT	\$104,701	GEORGETOWN	\$403,580
CHARLTON	\$777,372	GILL	\$127,386
CHATHAM	\$90,145	GLOUCESTER	\$1,466,740
CHELMSFORD	\$1,819,965	GOSHEN	\$47,918
CHELSEA	\$3,284,582	GOSNOLD	\$312
CHESHIRE	\$337,110	GRAFTON	\$936,545
CHESTER	\$107,838	GRANBY	\$528,871
CHESTERFIELD	\$82,698	GRANVILLE	\$96,033
CHICOPEE	\$6,321,979	GREAT BARRINGTON	\$454,576
CHILMARK	\$2,246	GREENFIELD	\$1,901,636
CLARKSBURG	\$211,585	GROTON	\$461,006
CLINTON	\$1,325,540	GROVELAND	\$381,399
COHASSET	\$228,228	HADLEY	\$205,268
COLRAIN	\$152,809	HALIFAX	\$543,727
CONCORD	\$510,091	HAMILTON	\$364,502
CONWAY	\$107,048	HAMPDEN	\$375,214
CUMMINGTON	\$49,968	HANCOCK	\$25,330
DALTON	\$603,835	HANOVER	\$630,499
DANVERS	\$1,167,454	HANSON	\$701,870
DARTMOUTH	\$1,509,932	HARDWICK	\$241,224
DEDHAM	\$1,212,630	HARVARD	\$860,532
DEERFIELD	\$287,690	HARWICH	\$258,008
DENNIS	\$326,207	HATFIELD	\$186,896
DIGHTON	\$416,306	HAVERHILL	\$4,682,278
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FREETOWN	\$568,769	LEVERETT	\$106,915

Deficiency
appropriations.

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ROCHESTER	\$254,401
ROCKLAND	\$1,393,681
ROCKPORT	\$262,098

MUNICIPALITY	AMOUNT	MUNICIPALITY	AMOUNT
ROWE	\$2,360	UPTON	\$293,346
ROWLEY	\$268,494	UXBRIDGE	\$824,185
ROYALSTON	\$96,443	WAKEFIELD	\$1,325,811
RUSSELL	\$146,016	WALES	\$141,479
RUTLAND	\$490,236	WALPOLE	\$1,101,248
SALEM	\$2,544,390	WALTHAM	\$3,124,782
SALISBURY	\$378,466	WARE	\$1,026,775
SANDISFIELD	\$20,757	WAREHAM	\$1,185,109
SANDWICH	\$632,575	WARREN	\$470,550
SAUGUS	\$1,338,890	WARWICK	\$54,202
SAVOY	\$62,760	WASHINGTON	\$39,956
SCITUATE	\$783,841	WATERTOWN	\$1,694,721
SEEKONK	\$737,081	WAYLAND	\$406,508
SHARON	\$808,417	WEBSTER	\$1,453,220
SHEFFIELD	\$140,180	WELLESLEY	\$729,343
SHELburne	\$155,282	WELLFLEET	\$35,011
SHERBORN	\$119,662	WENDELL	\$87,942
SHIRLEY	\$696,571	WENHAM	\$189,295
SHREWSBURY	\$1,524,727	WEST BOYLSTON	\$444,638
SHUTESBURY	\$101,577	WEST BRIDGEWATER	\$368,971
SOMERSET	\$918,702	WEST BROOKFIELD	\$284,457
SOMERVILLE	\$6,690,362	WEST NEWBURY	\$168,511
SOUTH HADLEY	\$1,554,650	WEST SPRINGFIELD	\$2,146,745
SOUTHAMPTON	\$381,664	WEST STOCKBRIDGE	\$58,240
SOUTHBOROUGH	\$261,984	WEST TISBURY	\$21,696
SOUTHBRIDGE	\$2,107,263	WESTBOROUGH	\$624,305
SOUTHWICK	\$682,361	WESTFIELD	\$3,770,787
SPENCER	\$1,170,735	WESTFORD	\$841,972
SPRINGFIELD	\$21,795,215	WESTHAMPTON	\$86,797
STERLING	\$411,990	WESTMINSTER	\$386,044
STOCKBRIDGE	\$59,707	WESTON	\$224,056
STONEHAM	\$1,249,657	WESTPORT	\$728,740
STOUGHTON	\$1,868,479	WESTWOOD	\$419,542
STOW	\$248,799	WEYMOUTH	\$4,056,289
STURBRIDGE	\$464,064	WHATELY	\$80,385
SUDBURY	\$529,713	WHITMAN	\$1,254,207
SUNDERLAND	\$302,751	WILBRAHAM	\$804,048
SUTTON	\$467,578	WILLIAMSBURG	\$181,345
SWAMPSCOTT	\$605,763	WILLIAMSTOWN	\$571,880
SWANSEA	\$1,125,013	WILMINGTON	\$885,708
TAUNTON	\$5,037,965	WINCHENDON	\$995,498
TEMPLETON	\$725,682	WINCHESTER	\$720,496
TEWKSBURY	\$1,667,124	WINDSOR	\$45,757
TISBURY	\$58,735	WINTHROP	\$1,424,242
TOLLAND	\$5,355	WOBURN	\$1,859,702
TOPSFIELD	\$245,500	WORCESTER	\$19,208,638
TOWNSEND	\$699,994	WORTHINGTON	\$75,239
TRURO	\$18,020	WRENTHAM	\$558,449
TYNGSBOROUGH	\$578,865	YARMOUTH	\$756,271
TYRINGHAM	\$7,605	TOTAL	\$450,000,000

Deficiency appropriations.

SECTION 62C. Notwithstanding any general or special law to the contrary, amounts distributed to a city or town in accordance with section 62B of this act shall be deposited in the general fund of the municipality receiving them and may be used, without restriction, for any municipal purpose; provided, that a city or town receiving a distribution of funds under said section shall reduce the amount of property taxes it assesses to all properties classified as ‘class one, residential,’ under chapter 59 of the general laws, during the fiscal year ending June 30, 2008; provided further, that such reduction shall be pro-rated based on the assessed valuation of each parcel of such property, and that the total reduction in property taxes shall be not less than the amount distributed to the municipality herein.

SECTION 62D. Notwithstanding any general or special law to the contrary, upon the distribution of funds set forth in Section 62B of this act, the commissioner of revenue shall decrease the limits calculated under section 21D of chapter 59 of the general laws to reflect the reduction in residential assessments required by Section 3 of this act for each city or town receiving funds herein; provided that such reduction shall be effective for the fiscal year ending on June 30, 2008 only, and that amounts so reduced shall be restored to their previous levels upon the completion of said fiscal year. The commissioner shall provide detailed written notice of such adjustment to the proper governing body or local appropriating authority as soon as practicable.

SECTION 62E. Nothing in this act shall be construed as preventing a city or town from seeking voter approval to assess additional taxes under section 21C of chapter 59 of the general laws, subject to the reduction of limits under sections 62C and 62D of this act.”.

Point of order.

Mr. Marzilli of Arlington thereupon raised a point of order that the amendment offered by the gentleman from North Reading, et als, was improperly before the House because it exceeded the provisions contained within the bill.

The Speaker stated that the point of order was not well taken.

Amendment rejected,—yea and nay No. 185.

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 19 members voted in the affirmative and 125 in the negative.

[See Yea and Nay No. 185 in Supplement.]

Therefore the amendment was rejected.

Mr. Jones of North Reading and other members of the House then moved to amend the bill in section 2A, in item 0411-1003, by adding the following: “; provided further that the Office of the Governor shall report to the House and Senate clerks no later than October 1, 2008 quantifying the benefits and successes of increased spending for this item”.

The amendment was rejected.

Bill passed to be engrossed,—yea and nay No. 186.

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. Jones; and on the roll call 126 members voted in the affirmative and 18 in the negative.

[See Yea and Nay No. 186 in Supplement.]

Therefore the bill (House, No. 4282) was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

Mr. Donato of Medford being in the Chair,— at thirteen minutes after five o'clock P.M., on motion of Mr. Brownsberger of Belmont, the House recessed subject to the call of the Chair; and at twenty-nine minutes before eight o'clock the House was called to order with Mr. Donato in the Chair. Recess.

Orders of the Day.

The Senate Bill relative to recall elections in the town of Holbrook (Senate, No. 2304), 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.

House bills

Authorizing the city of Gardner to purchase land in the town of Winchendon (House, No. 4046); and Third reading bills.

Authorizing the city of Brockton to convey certain park land (House, No. 4164);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

The House Bill establishing a sick leave bank for Deborah Gosselin, an employee of the Department of Social Services (House, No. 4272), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time. Deborah Gosselin,— sick leave.

Pending the question on passing the bill to be engrossed, Mr. O'Day of West Boylston moved that it be amended by inserting before the enacting clause the following emergency preamble:

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a sick leave bank for a certain employee of the department of social services, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The amendment was adopted; and the bill (House, No. 4272, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Paper from the Senate.

The House Bill making appropriations for the fiscal year 2007 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4282) came from the Senate passed to be engrossed, in concurrence, with an amendment inserting after section 57 the following section: Deficiency appropriations.

“SECTION 57A. Said chapter 61 is hereby further amended by striking out section 57 and inserting in place thereof the following section:—

Section 57. Notwithstanding any general or special law to the contrary, the comptroller shall, in consultation with the office of the state treasurer, the executive office of administration and finance and the executive office of health and human services, develop a

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appropriations.

schedule and make a series of transfers not to exceed \$346,000,000 from the General Fund to the MassHealth provider payment account in the Medical Assistance Trust Fund established by section 2QQQ of chapter 29 of the General Laws; provided, that the comptroller has determined that general fund revenues are sufficient to accommodate the schedule of transfers. Any transfer from the General Fund to the Medical Assistance Trust Fund under this section totaling in excess of \$281,000,000 in fiscal year 2008 shall be made only after the secretary of health and human services has certified that any resulting increase in payments from the trust fund shall not exceed the negotiated limit for section 1115 waiver spending. The secretary of health and human services shall notify, in writing, the house and senate committees on ways and means and the joint committee on health care financing of its certification within 15 days after the certification.

The non-federal share of \$504,000,000 in payments to the Cambridge public health commission's hospital provider network shall be funded by a transfer from the Cambridge public health commission of its funds to the Medical Assistance Trust Fund of \$252,000,000; and such payments to the Cambridge public health commission's hospital provider network may be made only after such transfer. The Cambridge public health commission shall use a federally-permissible source of funds to satisfy the non-federal share of such payments. Payments from the Medical Assistance Trust Fund shall be made only in accordance with the terms and conditions of an agreement with the executive office of health and human services that shall be consistent with federal funding requirements. From the \$504,000,000, the secretary shall make a payment of \$208,000,000 from the trust fund to the Cambridge public health commission's hospital network for dates of service in state and federal fiscal year 2008 and, in the event that federal financial participation is not available for the full amount, the secretary shall seek recoupment of not more than \$148,000,000."

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

Emergency Measure.

Deficiency
appropriations.

The engrossed Bill making appropriations for the fiscal year 2007 to provide for supplementing certain existing appropriations and for certain other activities and projects (see House, No. 4282, 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.

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 2 to 0. Sent to the Senate for concurrence.

Bill
enacted.

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 sent to the Senate.

Order.

On motion of Mr. DiMasi of Boston,—

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

Mr. Peterson of Grafton then moved that the House adjourn; and the motion prevailed. Accordingly, without further consideration of the remaining matters in the Orders of the Day, at four minutes before eight o'clock P.M. (Mr. Donato of Medford being in the Chair) the House adjourned, to meet on Monday next at eleven o'clock A.M., in an Informal Session.