



2011 - 2012 Legislative Scorecard

Associated Industries of Massachusetts (AIM) is pleased to present its 2011-2012 Legislative Scorecard, the most widely read report on the voting record of Massachusetts legislators on issues important to employers. AIM releases the Legislative Scorecard at the end of each two-year session to ensure that members know legislators' records on key economic and public-policy issues, and to recognize lawmakers who understand the importance of a vibrant economy for all residents.

The 2011-2012 legislative session generally moved Massachusetts closer to the goal AIM articulated in its January 2012 Common Wealth agenda that only a vibrant, private-sector economy creates opportunity that binds the social, governmental, and economic foundations of our commonwealth. Beacon Hill lawmakers and Governor Deval Patrick seemed to embrace the challenge of supporting economic engines such as biosciences and financial services while ensuring that the rest of the economy from which most residents make a living does not fall off the tracks behind those engines.

The result was a record that was – on balance – positive for business growth and economic opportunity. Lawmakers earned good grades for addressing the soaring cost of health care and electricity, freezing unemployment insurance rates, streamlining the administration of state government and giving cities and towns the ability to reduce health insurance costs through innovative health plan designs.

Legislators lost points for approving measures that would move private child-care providers into a collective bargaining group and create expensive health insurance coverage mandates for hearing aids and treatment of cleft palates. Lawmakers also failed to approve a common-sense bill that would have limited the onerous treble damages law to willful violations of the commonwealth's wage and hour statute.

We hope you find the Legislative Scorecard informative, and that you will share these results with your colleagues and associates. Should the Legislature resume formal sessions before January, AIM may issue an updated Scorecard.

Key Legislative Session Votes for 2011 - 2012

Unemployment Insurance Rate Freeze 2011 & 2012 (S.8 & S.2112)

Roll call votes in House and Senate

The Legislature acted in both 2011 and 2012 to freeze Unemployment Insurance (UI) rates at Schedule E, forestalling automatic shifts each year to Schedule G. Both measures limited 40 percent average rate increases and saved the business community more than \$700 million over the two-year period. (AIM sought "Yes" votes. The bills passed both the House and Senate and were signed into law by the governor.)

Municipal Health Reform (H.3400)

Roll call vote in House

The House approved an amendment to its Fiscal Year 2012 budget giving cities and towns the authority to set health-insurance co-pays and deductibles outside of collective bargaining. Cities and towns continue to negotiate with unions over the percentage of premiums paid by employees. There was no separate roll call in the Senate on this matter, but the language was approved there as well and signed by the governor. Savings have exceeded \$100 million. (AIM sought a "Yes" vote. The measure passed the House and Senate and was signed into law by the governor.)

Fair-Share Assessment Reform (H.4127)

Roll call vote in House

An amendment to the health-care cost containment bill requires that, in calculating the fair-share assessment, employees who have qualifying health insurance coverage from a spouse, parent, veteran's plan, Medicare, Medicaid or a disability or retirement plan,

are not included for purposes of determining whether an employer is a contributing employer. (AIM sought a "Yes" vote. The measure passed the House and Senate and was signed into law by the governor.)

State Government and Finance Reform (S.2432)

Roll call votes in House and Senate

Improves the efficiency of state government by overhauling the commonwealth's finance laws and establishing a performance-management system for state agencies. The legislation requires governors to file a "zero-based budget" at the start of their administrations and requires the state to publish online the full text of business-impact statements for new regulations. (AIM sought a "Yes" vote. The bill passed both the House and Senate and was signed into law by the governor.)

Home Child-Care Workers Unionization (H.3986)

Roll call votes in House and Senate

Classifies as a "public" or "state" employee every private-sector family child-care provider receiving public funds to provide service to low-income or at-risk children. These new "public employees" will be subject to a "card check" system and be "represented" by a single labor union. (AIM sought a "No" vote. The bill passed both the House and Senate and was signed into law by the governor.)

Electricity Cost Control (S.2395)

Roll call votes in both House and Senate

Includes a provision supported by AIM that will resolve inequalities under which commercial and industrial ratepayers have paid an increased percentage of total electricity costs despite

using a declining share of power. The bill also requires utilities to procure competitively by 2016 an additional 4 percent, or 7 percent total, of their peak-load power needs from renewable sources through long-term contracts of 10 to 20 years. The annual payment for utilities entering into those long-term contracts for renewable energy will drop from 4 percent to 2.75 percent. (AIM sought a “Yes” vote. The bill passed both the House and Senate and was signed into law by the governor.)

Health Care Cost Containment (S.2400)

Roll call votes in House and Senate

Attempts to address the health-cost crisis by limiting the increase in medical spending in Massachusetts to the level of overall economic growth from 2013 until 2017. The spending growth target drops to 0.5 percentage points below gross state product from 2018-2022 before returning to the economic growth benchmark in 2023 and beyond. The law changes the way doctors and hospitals are paid, expands discounts for tiered products, provides a wellness tax credit to employers, initiates targeted medical-malpractice reform, and changes the fair-share assessment standards. (AIM sought a “Yes” vote. The bill passed both the House and Senate and was signed into law by the governor.)

Health Insurance Mandates (H.52 & H.3928)

Voice votes in both House and Senate

Lawmakers working during informal sessions and via “voice votes” (not recorded roll calls) approved two expensive insurance mandates – one requiring insurance companies to cover hearing aids for all children and adults under

age 21 and a second requiring coverage of treatment for cleft palates. The estimated cost of the two new mandates is \$40 million over five years. (AIM sought a “No” vote. The bills passed both the House and Senate and were signed into law by the governor.)

Treble Damages for Wage Violations (H.3737)

Roll call vote in Senate

AIM supported a proposal to reverse the 2008 law that granted automatic awards of treble damages for wage and hour violations. The proposed change would have mandated treble damages only if an employer engaged in conduct that was “willful.” Employers are currently subject to mandatory treble damages even if the company makes an honest mistake interpreting the complex state wage and hour statute. (AIM sought a “Yes” vote. The Senate rejected the amendment.)

Leave for Domestic Violence Victims (S.918)

Roll call vote in Senate

Requires Massachusetts employers with more than 50 employees to provide up to 15 days of paid or unpaid leave in any 12-month period to someone suffering from domestic violence. AIM worked with the proponents of the bill to ensure that companies maintain the ability to structure the leave in a manner appropriate for their individual circumstances. (AIM sought a “Yes” vote. The bill passed the Senate but not the House.)

Voting Key:

+	Vote supporting AIM
-	Vote opposing AIM
NV	Not Voting

Massachusetts House of Representatives

Representative	Party	Town	UI Rate Freeze 2011	UI Rate Freeze 2012	Municipal Health Reform	Fair Share Assessment	State Government Finance Reform	Child-Care Workers Unionization	Electricity Cost Control	Health Care Cost Containment	Health Insurance Mandates	Score
Adams	R	Andover	+	+	+	+	+	+	-	-	-	67%
Aguiar	D	Fall River	+	+	+	+	+	-	+	+	-	78%
Andrews	D	Orange	+	+	-	+	+	-	+	+	-	67%
Arciero	D	Westford	+	+	+	+	+	-	+	+	-	78%
Ashe	D	Longmeadow	+	+	+	+	+	-	+	+	-	78%
Atkins	D	Concord	+	+	+	+	+	-	+	+	-	78%
Atsalis	D	Barnstable	+	+	+	+	+	-	+	+	-	78%
Ayers	D	Quincy	+	+	-	+	+	-	+	+	-	67%
Balsler	D	Newton	+	+	+	+	+	-	+	+	-	78%
Barrows	R	Mansfield	+	+	+	+	+	+	+	+	-	89%
Basile	D	East Boston	+	+	+	+	+	-	+	+	-	78%
Bastien	R	Gardner	+	+	+	+	+	+	+	-	-	78%
Beaton	R	Shrewsbury	+	+	+	+	+	+	+	-	-	78%
Benson	D	Lunenburg	+	+	+	+	+	-	+	+	-	78%
Binienda	D	Worcester	+	+	+	+	+	-	+	NV	-	75%
Boldyga	R	Southwick	+	+	+	+	+	+	+	-	-	78%
Bradley	D	Hingham	NV	+	+	+	+	-	+	+	-	75%
Brady	D	Brockton	+	+	-	+	+	-	+	+	-	67%
Brodeur	D	Melrose	+	+	-	+	+	-	+	+	-	67%
Cabral	D	New Bedford	+	+	+	+	+	-	+	+	-	78%
Calter, III	D	Kingston	+	+	-	+	+	-	+	+	-	67%
Campbell	D	Methuen	+	+	+	+	+	-	+	+	-	78%
Canavan	D	Brockton	+	+	-	+	+	NV	+	+	-	75%
Cantwell	D	Marshfield	+	+	-	+	+	-	+	+	-	67%
Cariddi	D	North Adams	+	+	+	+	+	-	+	+	-	78%
Chan	D	Quincy	+	+	-	+	+	-	+	+	-	67%
Coakley-Rivera	D	Springfield	+	+	+	+	+	-	+	+	-	78%
Collins	D	Boston	+	+	-	+	+	-	+	+	-	67%
Conroy	D	Wayland	+	+	+	+	+	-	+	+	-	78%
Coppinger	D	Boston	+	+	-	+	+	-	+	+	-	67%
Costello	D	Newburyport	+	+	+	+	NV	-	+	+	-	75%
Credon	D	Brockton	+	+	-	+	+	-	+	+	-	67%
Curran	D	Springfield	+	+	+	+	+	-	+	+	-	78%
Cusack	D	Braintree	+	+	-	+	+	-	+	+	-	67%
DeLeo	D	Winthrop	+	+	+	+	+	-	+	+	-	78%
DeMacedo	R	Plymouth	+	+	+	+	+	+	-	+	-	78%
D'Emilia	R	Bridgewater	+	+	+	+	+	+	+	+	-	89%
Dempsey	D	Haverhill	+	+	+	+	+	-	+	+	-	78%
Devers	D	Lawrence	+	+	-	+	+	-	+	+	-	67%
Diehl	R	Whitman	+	+	+	+	+	+	+	+	-	89%
DiNatale	D	Fitchburg	+	+	+	+	+	-	+	+	-	78%
Donato	D	Medford	+	+	+	+	+	-	+	+	-	78%
Durant*	R	Spencer	NV	+	+	+	+	+	+	-	-	78%
Dwyer	D	Woburn	+	+	-	+	+	-	+	+	-	67%
Dykema	D	Holliston	+	+	+	+	+	-	+	+	-	78%
Ehrlich	D	Marblehead	+	+	-	+	+	-	+	+	-	67%

Massachusetts House of Representatives

Representative	Party	Town	UI Rate Freeze 2011	UI Rate Freeze 2012	Municipal Health Reform	Fair Share Assessment	State Government Finance Reform	Child-Care Workers Unionization	Electricity Cost Control	Health Care Cost Containment	Health Insurance Mandates	Score
Fallon	D	Malden	+	+	-	+	+	-	+	+	-	67%
Farley-Bouvier*	D	Pittsfield	NV	NV	NV	+	+	-	+	+	-	67%
Fattman	R	Sutton	+	+	+	+	+	+	+	-	-	78%
Fennell	D	Lynn	+	+	-	+	+	-	+	+	-	67%
Ferguson	R	Holden	+	+	+	+	+	+	+	-	-	78%
Fernandes	D	Milford	+	+	+	+	+	NV	+	+	-	88%
Ferrante	D	Gloucester	+	+	+	+	+	-	+	+	-	78%
Finn	D	West Springfield	+	+	+	+	+	-	+	+	-	78%
Forry	D	Dorchester	+	+	+	+	+	-	+	+	-	78%
Fox	D	Roxbury	+	+	+	+	+	-	+	+	-	78%
Fresolo	D	Worcester	+	+	-	+	+	-	+	+	-	67%
Frost	R	Auburn	+	+	+	+	+	+	+	+	-	89%
Galvin	D	Canton	+	+	+	+	+	-	+	+	-	78%
Garballey	D	Arlington	+	+	+	+	NV	-	+	+	-	75%
Garlick	D	Needham	+	+	-	+	+	-	+	+	-	67%
Garry	D	Dracut	+	+	-	+	+	-	+	+	-	67%
Gifford	R	Wareham	+	+	+	+	+	+	+	-	-	78%
Gobi	D	Spencer	+	+	+	+	+	-	+	+	-	78%
Golden	D	Lowell	+	+	NV	+	+	-	+	+	-	75%
Haddad	D	Somerset	+	+	+	+	+	-	+	+	-	78%
Harrington	R	Groton	+	+	+	+	+	+	+	-	-	78%
Hecht	D	Watertown	+	+	+	+	+	-	+	+	-	78%
Henriquez	D	Boston	+	+	+	+	+	NV	+	+	-	88%
Hill	R	Ipswich	+	+	-	+	+	+	+	-	-	67%
Hogan	D	Stow	+	+	+	+	+	-	+	+	-	78%
Holmes	D	Boston	+	+	+	+	+	-	+	+	-	78%
Honan	D	Brighton	+	+	+	+	+	-	+	+	-	78%
Howitt	R	Seekonk	+	+	+	+	+	+	+	+	-	89%
Humason	R	Westfield	+	+	+	+	+	+	+	-	-	78%
Hunt	R	East Sandwich	+	+	+	+	+	+	+	+	-	89%
Jones	R	North Reading	+	+	+	+	+	+	+	+	-	89%
Kafka	D	Stoughton	+	+	+	+	+	-	+	+	-	78%
Kane	D	Holyoke	+	+	+	+	NV	-	NV	NV	NV	80%
Kaufman	D	Lexington	NV	+	+	NV	+	NV	+	+	-	83%
Keenan	D	Salem	+	+	+	+	+	-	+	+	-	78%
Khan	D	Newton	+	+	+	+	+	-	+	+	-	78%
Kocot	D	Northampton	+	+	+	+	+	-	+	+	-	78%
Koczera	D	New Bedford	+	+	+	NV	+	NV	+	+	-	86%
Kulik	D	Worthington	+	+	+	+	+	-	+	+	-	78%
Kuros	R	Uxbridge	+	+	+	+	+	+	+	-	-	78%
Lawn	D	Watertown	NV	+	NV	+	+	-	+	+	-	71%
Levy	R	Marlborough	+	+	+	+	+	+	-	-	-	67%
Lewis	D	Winchester	+	+	+	+	+	-	+	+	-	78%
Linsky	D	Natick	+	+	+	+	+	-	+	+	-	78%
Lombardo	R	Billerica	+	+	+	+	+	NV	-	-	-	63%
Lyons	R	Andover	+	+	+	+	+	+	-	-	-	67%

* Elected midyear by special election.

Massachusetts House of Representatives

Representative	Party	Town	UI Rate Freeze 2011	UI Rate Freeze 2012	Municipal Health Reform	Fair Share Assessment	State Government Finance Reform	Child-Care Workers Unionization	Electricity Cost Control	Health Care Cost Containment	Health Insurance Mandates	Score
Madden	D	Nantucket	+	+	+	+	+	-	+	+	-	78%
Mahoney	D	Worcester	+	+	-	+	+	-	+	+	-	67%
Malia	D	Jamaica Plain	+	+	+	+	+	-	+	+	-	78%
Mariano	D	Quincy	+	+	+	+	+	-	+	+	-	78%
Mark	D	Peru	+	+	-	+	+	-	+	+	-	67%
Markey	D	Dartmouth	+	+	+	+	+	-	+	+	-	78%
McMurtry	D	Dedham	+	+	+	+	+	-	+	+	-	78%
Miceli	D	Wilmington	+	+	-	NV	+	-	+	-	-	50%
Michlewitz	D	Boston	+	+	+	+	+	-	+	+	-	78%
Moran	D	Brighton	NV	+	+	+	+	-	+	+	-	75%
Murphy, Charles	D	Burlington	+	+	+	+	NV	+	NV	NV	-	80%
Murphy, James	D	Weymouth	+	+	+	+	+	-	+	+	-	78%
Murphy, Kevin	D	Lowell	+	+	-	+	+	-	+	+	-	67%
Nangle	D	Lowell	+	+	+	+	+	-	+	+	-	78%
Naughton*	D	Clinton	+	+	+	+	+	NV	+	+	-	88%
Nyman	D	Hanover	+	+	-	+	+	-	+	+	-	67%
O'Connell	R	Taunton	+	+	+	+	+	+	+	+	-	89%
O'Day	D	West Boylston	+	+	-	+	+	-	+	+	-	67%
O'Flaherty	D	Chelsea	+	+	+	+	+	-	+	+	-	78%
Orrall**	R	Lakeville	NV	+	NV	+	+	+	+	-	-	75%
Parisella*	D	Beverly	NV	+	NV	+	+	-	+	+	-	71%
Peake	D	Provincetown	+	+	+	+	+	-	+	+	-	78%
Peisch	D	Wellesley	+	+	+	+	+	-	+	+	-	78%
Peterson	R	Grafton	+	+	+	+	+	+	+	+	-	89%
Petrolati	D	Ludlow	+	+	-	+	+	NV	+	+	-	75%
Pignatelli	D	Lenox	+	+	+	+	+	-	+	+	-	78%
Poirier	R	North Attleboro	+	+	+	+	+	+	+	+	-	89%
Provost	D	Somerville	+	+	-	+	+	-	+	+	-	67%
Puppolo	D	Springfield	+	+	+	+	+	-	+	+	-	78%
Reinstein	D	Revere	+	+	-	+	+	-	+	+	-	67%
Rogers	D	Norwood	NV	+	+	+	+	-	+	+	-	75%
Rosa	D	Leominster	+	+	+	+	+	-	+	+	-	78%
Ross	R	Attleboro	+	+	+	+	+	-	+	+	-	78%
Rushing	D	Boston	+	+	+	+	+	-	+	+	-	78%
Sanchez	D	Jamaica Plain	+	+	+	+	+	-	+	+	-	78%
Sannicandro	D	Ashland	+	+	+	+	+	-	+	+	-	78%
Scaccia	D	Readville	+	+	+	+	+	-	+	+	-	78%
Schmid	D	Westport	+	+	+	+	+	-	+	+	-	78%
Scibak	D	South Hadley	+	+	+	+	+	-	+	+	-	78%
Sciortino	D	Medford	+	+	-	+	+	-	+	+	-	67%
Smith	D	Everett	+	+	+	+	+	-	+	+	-	78%
Smizik	D	Brookline	+	+	NV	+	+	-	+	+	-	75%
Smola	R	Palmer	+	+	+	+	+	+	+	-	-	78%
Speliotis	D	Danvers	+	+	+	+	+	-	+	+	-	78%

* Representative's absence due to active duty military service.

** Elected midyear by special election.

Massachusetts House of Representatives

Representative	Party	Town	UI Rate Freeze 2011	UI Rate Freeze 2012	Municipal Health Reform	Fair Share Assessment	State Government Finance Reform	Child-Care Workers Unionization	Electricity Cost Control	Health Care Cost Containment	Health Insurance Mandates	Score
Spiliotis	D	Peabody	+	+	-	+	+	-	+	+	-	67%
Stanley, Harriet	D	West Newbury	+	+	+	+	NV	-	+	NV	-	71%
Stanley, Thomas	D	Waltham	+	+	-	+	+	-	+	+	-	67%
Story	D	Amherst	NV	+	+	+	+	-	+	+	-	75%
Straus	D	Mattapoissett	+	+	NV	+	+	NV	+	+	-	86%
Sullivan	D	Fall River	+	+	-	+	+	-	+	+	-	67%
Swan	D	Springfield	+	+	+	+	+	-	+	+	-	78%
Timilty	D	Milton	+	+	-	+	+	-	+	+	-	67%
Toomey	D	Cambridge	+	+	-	+	+	-	+	+	-	67%
Torrisi	D	North Andover	+	+	+	+	+	-	+	+	-	78%
Turner	D	Dennis	+	+	-	+	+	-	+	+	-	67%
Vallee	D	Franklin	+	+	+	+	NV	-	NV	NV	NV	78%
Vieira	R	East Falmouth	+	+	+	+	+	+	+	+	-	89%
Wagner	D	Chicopee	+	+	+	+	+	-	+	+	-	78%
Walsh, Chris	D	Frammingham	+	+	+	+	+	-	+	+	-	78%
Walsh, Steven	D	Lynn	+	+	-	+	+	-	+	+	-	67%
Walsh, Martin	D	Dorchester	+	+	-	+	+	-	+	+	-	63%
Walz	D	Boston	+	+	+	+	+	-	+	+	-	78%
Webster	R	Pembroke	+	+	+	+	+	+	-	-	-	67%
Winslow	R	Norfolk	+	+	-	+	+	+	+	-	-	67%
Wolf	D	Cambridge	+	+	-	+	+	-	+	+	-	67%
Wong	R	Saugus	+	+	+	+	+	+	+	+	-	89%

Voting Key:

+ Vote supporting AIM

- Vote opposing AIM

NV Not Voting

Massachusetts Senate

Representative	Party	Town	UI Rate Freeze 2011	UI Rate Freeze 2012	Treble Damages for Wage Violations	Leave for Domestic Violence Victims	State Government Finance Reform	Child-Care Workers Unionization	Health Care Cost Containment	Electricity Cost Control	Health Insurance Mandates	Score
Berry	D	Peabody	+	NV	-	NV	+	-	+	+	-	57%
Brewer	D	Barre	+	+	-	+	+	-	+	+	-	67%
Brownsberger	D	Belmont	+	+	NV	NV	+	-	+	+	-	71%
Candaras	D	Wilbraham	+	+	-	+	+	-	+	+	-	67%
Chandler	D	Worcester	+	+	-	+	+	-	+	+	-	67%
Chang-Diaz	D	Boston	+	+	-	+	+	-	+	+	-	67%
Clark	D	Melrose	+	+	-	+	+	-	+	+	-	67%
Creem	D	Newton	+	+	-	+	+	-	+	+	-	67%
DiDomenico	D	Everett	+	+	-	+	+	-	+	+	-	67%
Donnelly	D	Arlington	+	+	-	NV	+	-	+	+	-	63%
Donoghue	D	Lowell	+	+	-	+	+	-	+	+	-	67%
Downing	D	Pittsfield	+	+	-	+	+	-	+	+	-	67%
Eldridge	D	Acton	+	+	-	+	+	-	+	+	-	67%
Fargo	D	Lincoln	NV	+	-	+	+	-	+	+	-	63%
Finegold	D	Andover	+	+	-	+	+	-	+	+	-	67%
Flanagan	D	Leominster	+	+	-	+	+	-	+	+	-	67%
Hart	D	Boston	+	+	-	NV	+	-	+	+	-	63%
Hedlund	R	Weymouth	+	+	+	NV	+	+	+	+	-	88%
Jehlen	D	Somerville	+	+	-	+	+	-	+	+	-	67%
Joyce	D	Milton	+	+	-	+	+	-	+	+	-	67%
Keenan	D	Quincy	+	+	-	+	+	-	+	+	-	67%
Kennedy	D	Brockton	+	+	-	+	+	-	+	+	-	67%
Knapik	R	Westfield	+	+	+	+	+	-	+	+	-	78%
McGee	D	Lynn	+	+	-	+	+	-	+	+	-	67%
Montigny	D	New Bedford	+	+	-	+	+	-	+	+	-	67%
Moore, Michael	D	Milbury	+	+	-	+	+	-	+	+	-	67%
Moore, Richard	D	Uxbridge	+	+	-	+	+	-	+	+	-	67%
Murray*	D	Plymouth	+	+	NV	+	+	NV	+	+	-	86%
Pacheco	D	Taunton	-	+	-	+	+	-	+	+	-	56%
Petrucelli	D	East Boston	+	+	-	+	+	-	+	+	-	67%
Rodrigues	D	Westport	+	+	-	+	+	+	+	+	-	78%
Rosenberg***	D	Amherst	+	NV	-	NV	+	-	+	+	-	57%
Ross	R	Wrentham	+	+	+	+	+	+	+	+	-	89%
Rush**	D	West Roxbury	NV	NV	NV	+	+	-	+	+	-	67%
Spilka	D	Ashland	+	+	-	+	+	-	+	+	-	67%
Tarr	R	Gloucester	+	+	+	+	+	+	+	+	-	89%
Timilty	D	Walpole	+	+	-	+	+	-	+	+	-	67%
Welch	D	West Springfield	+	+	-	+	+	-	+	+	-	67%
Wolf	D	Harwich	+	+	-	+	+	-	+	+	-	67%

Voting Key:

+	Vote supporting AIM
-	Vote opposing AIM
NV	Not Voting

* As presiding officer, the Senate President customarily does not vote. However, in particular circumstances the Senate President may cast a vote.

** Senator's absence due to active duty military service.

*** Senator's absence due to illness.