

RECORD OF THE VOTES CAST IN THE VARIOUS PRECINCTS OF THE CITY OF SOMERVILLE

	Ward One			Total	Ward Two			Total	Ward Three			Total
	1	2	3		1	2	3		1	2	3	
<u>Total Number of Votes Cast</u>	1121	1251	1095	3467	1573	2005	1812	5390	1657	1800	1946	5403

QUESTION TWO: LAW PROPOSED BY INITIATIVE PETITION

QUESTION 2: LAW PROPOSED BY INITIATIVE PETITION

Do you approve of a law summarized below, on which no vote was taken by the Senate or the House of Representatives on or before May 1, 2012?

SUMMARY

This proposed law would allow a physician licensed in Massachusetts to prescribe medication, at a terminally ill patient's request, to end that patient's life. To qualify, a patient would have to be an adult resident who (1) is medically determined to be mentally capable of making and communicating health care decisions; (2) has been diagnosed by attending and consulting physicians as having an incurable, irreversible disease that will, within reasonable medical judgment, cause death within six months; and (3) voluntarily expresses a wish to die and has made an informed decision. The proposed law states that the patient would ingest the medicine in order to cause death in a humane and dignified manner.

The proposed law would require the patient, directly or through a person familiar with the patient's manner of communicating, to orally communicate to a physician on two occasions, 15 days apart, the patient's request for the medication. At the time of the second request, the physician would have to offer the patient an opportunity to rescind the request. The patient would also have to sign a standard form, in the presence of two witnesses, one of whom is not a relative, a beneficiary of the patient's estate, or an owner, operator, or employee of a health care facility where the patient receives treatment or lives.

The proposed law would require the attending physician to: (1) determine if the patient is qualified; (2) inform the patient of his or her medical diagnosis and prognosis, the potential risks and probable result of ingesting the medication, and the feasible alternatives, including comfort care, hospice care and pain control; (3) refer the patient to a consulting physician for a diagnosis and prognosis regarding the patient's disease, and confirmation in writing that the patient is capable, acting voluntarily, and making an informed decision; (4) refer the patient for psychiatric or psychological consultation if the physician believes the patient may have a disorder causing impaired judgment; (5) recommend that the patient notify next of kin of the patient's intention; (6) recommend that the patient have another person present when the patient ingests the medicine and to not take it in a public place; (7) inform the patient that he or she may rescind the request at any time; (8) write the prescription when the requirements of the law are met, including verifying that the patient is making an informed decision; and (9) arrange for the medicine to be dispensed directly to the patient, or the patient's agent, but not by mail or courier.

The proposed law would make it punishable by imprisonment and/or fines, for anyone to (1) coerce a patient to request medication, (2) forge a request, or (3) conceal a rescission of a request. The proposed law would not authorize ending a patient's life by lethal injection, active euthanasia, or mercy killing. The death certificate would list the underlying terminal disease as the cause of death.

Participation under the proposed law would be voluntary. An unwilling health care provider could prohibit or sanction another health care provider for participating while on the premises of, or while acting as an employee of or contractor for, the unwilling provider.

The proposed law states that no person would be civilly or criminally liable or subject to professional discipline for actions that comply with the law, including actions taken in good faith that substantially comply. It also states that it should not be interpreted to lower the applicable standard of care for any health care provider.

A person's decision to make or rescind a request could not be restricted by will or contract made on or after January 1, 2013, and could not be considered in issuing, or setting the rates for, insurance policies or annuities. Also, the proposed law would require the attending physician to report each case in which life-ending medication is dispensed to the state Department of Public Health. The Department would provide public access to statistical data compiled from the reports.

The proposed law states that if any of its parts was held invalid, the other parts would stay in effect.

A YES VOTE would enact the proposed law allowing a physician licensed in Massachusetts to prescribe medication, at the request of a terminally-ill patient meeting certain conditions, to end that person's life.

A NO VOTE would make no change in existing laws.

YES	520	618	470	1608	982	1341	1213	3536	1037	1040	1256	3333
NO	500	528	536	1564	494	574	504	1572	519	659	601	1779
BLANKS	101	105	89	295	97	90	95	282	101	101	89	291

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QUESTION THREE: LAW PROPOSED BY INITIATIVE PETITION

**QUESTION 3
LAW PROPOSED BY INITIATIVE PETITION**

Do you approve of a law summarized below, on which no vote was taken by the Senate or the House of Representatives on or before May 1, 2012?

SUMMARY

This proposed law would eliminate state criminal and civil penalties for the medical use of marijuana by qualifying patients. To qualify, a patient must have been diagnosed with a debilitating medical condition, such as cancer, glaucoma, HIV-positive status or AIDS, hepatitis C, Crohn's disease, Parkinson's disease, ALS, or multiple sclerosis. The patient would also have to obtain a written certification, from a physician with whom the patient has a bona fide physician-patient relationship, that the patient has a specific debilitating medical condition and would likely obtain a net benefit from medical use of marijuana.

The proposed law would allow patients to possess up to a 60-day supply of marijuana for their personal medical use. The state Department of Public Health (DPH) would decide what amount would be a 60-day supply. A patient could designate a personal caregiver, at least 21 years old, who could assist with the patient's medical use of marijuana but would be prohibited from consuming that marijuana. Patients and caregivers would have to register with DPH by submitting the physician's certification.

The proposed law would allow for non-profit medical marijuana treatment centers to grow, process and provide marijuana to patients or their caregivers. A treatment center would have to apply for a DPH registration by (1) paying a fee to offset DPH's administrative costs; (2) identifying its location and one additional location, if any, where marijuana would be grown; and (3) submitting operating procedures, consistent with rules to be issued by DPH, including cultivation and storage of marijuana only in enclosed, locked facilities.

A treatment center's personnel would have to register with DPH before working or volunteering at the center, be at least 21 years old, and have no felony drug convictions. In 2013, there could be no more than 35 treatment centers, with at least one but not more than five centers in each county. In later years, DPH could modify the number of centers.

The proposed law would require DPH to issue a cultivation registration to a qualifying patient whose access to a treatment center is limited by financial hardship, physical inability to access reasonable transportation, or distance. This would allow the patient or caregiver to grow only enough plants, in a closed, locked facility, for a 60-day supply of marijuana for the patient's own use.

DPH could revoke any registration for a willful violation of the proposed law. Fraudulent use of a DPH registration could be punished by up to six months in a house of correction or a fine of up to \$500, and fraudulent use of a registration for the sale, distribution, or trafficking of marijuana for non-medical use for profit could be punished by up to five years in state prison or by two and one-half years in a house of correction.

The proposed law would (1) not give immunity under federal law or obstruct federal enforcement of federal law; (2) not supersede Massachusetts laws prohibiting possession, cultivation, or sale of marijuana for nonmedical purposes; (3) not allow the operation of a motor vehicle, boat, or aircraft while under the influence of marijuana; (4) not require any health insurer or government entity to reimburse for the costs of the medical use of marijuana; (5) not require any health care professional to authorize the medical use of marijuana; (6) not require any accommodation of the medical use of marijuana in any workplace, school bus or grounds, youth center, or correctional facility; and (7) not require any accommodation of smoking marijuana in any public place.

The proposed law would take effect January 1, 2013, and states that if any of its parts were declared invalid, the other parts would stay in effect.

A YES VOTE would enact the proposed law eliminating state criminal and civil penalties related to the medical use of marijuana, allowing patients meeting certain conditions to obtain marijuana produced and distributed by new state-regulated centers or, in specific hardship cases, to grow marijuana for their own use.

A NO VOTE would make no change in existing laws.

**YES
NO**

Yes	667	775	636	2078	1219	1611	1404	4234	1218	1295	1517	4030
No	333	370	351	1054	275	303	328	906	330	383	339	1052
Blanks	121	106	108	335	79	91	80	250	109	122	90	321

QUESTION FOUR: Shall the City of Somerville accept Sections 3 to 7 inclusive of Chapter 44B of the General Laws, as approved by its legislative body, a summary of which appears below?

QUESTION 4

Shall the City of Somerville accept Sections 3 to 7, inclusive, of Chapter 44B of the General Laws, as approved by its legislative body, a summary of which appears below?

SUMMARY

The Community Preservation Act (hereinafter "the Act") establishes a dedicated funding source to enable cities and towns to: (1) acquire, create and preserve open space, including land for parks, recreational uses and conservation areas; (2) acquire, preserve, rehabilitate, and restore historic resources, such as historic community buildings and artifacts; (3) acquire, create, preserve, rehabilitate and restore land for recreational use, including parks, playgrounds and athletic fields; (4) acquire, create, preserve and support community housing to help meet local families' housing needs; and (5) rehabilitate or restore open space and community housing that is acquired or created as provided in this section.

In the City of Somerville, the funding source for these community preservation purposes will be a surcharge of 1.5% on the annual property tax assessed on real property beginning in Fiscal Year 2014, other local funds committed by the Board of Aldermen for community preservation purposes subject to the limitations in Section 3(b)1/2 of Chapter 44B, and annual distributions made by the state from a trust fund created by the Act. The Commonwealth provides these funds only to communities adopting the Act. If approved, the following will be exempt from the surcharge: (1) property owned and occupied as a domicile by any person who qualifies for low income housing or low or moderate income senior housing in Somerville as defined in Section 2 of the Act; (2) \$100,000 of the value of each taxable parcel of residential real property; and (3) \$100,000 of the value of each taxable parcel of class 3, commercial property and class 4, industrial property as defined in Section 2A of Chapter 59. A taxpayer receiving a regular property tax abatement or exemption will also receive a pro rata reduction in the surcharge.

Upon acceptance of the Act by the voters, a Community Preservation Committee will be established by ordinance to study community preservation needs, possibilities and resources, and to make annual recommendations to the Board of Aldermen for approval on spending the funds. At least 10% of the funds for each fiscal year will be spent or reserved for later spending on each of the Act's three community preservation purposes: (1) open space, (2) historic resources and (3) community housing.

**YES
NO**

Yes	693	748	627	2068	1151	1512	1330	3993	1167	1295	1426	3888
No	275	363	328	966	301	339	356	996	346	358	359	1063
Blanks	153	140	140	433	121	154	126	401	144	147	161	452

AT THE STATE ELECTION HELD THEREIN, NOVEMBER 6, 2012

Ward Four			Total	Ward Five			Total	Ward Six			Total	Ward Seven			Total	Total
1	2	3		1	2	3		1	2	3		1	2	3		
1247	1297	1490	4034	1794	1805	2080	5679	2227	2096	1563	5886	2069	1752	1810	5631	35,490
687	844	1030	2561	1297	1352	1637	4286	1814	1659	1220	4693	1618	1215	1298	4131	26,013
430	342	367	1139	398	363	356	1117	336	344	271	951	387	406	378	1171	7,390
130	111	93	334	99	90	87	276	77	93	72	242	64	131	134	329	2,087
711	835	960	2506	1207	1257	1536	4000	1650	1552	1141	4343	1457	1226	1135	3818	24,616
374	322	379	1075	450	396	413	1259	421	397	274	1092	468	346	477	1291	7,742
162	140	151	453	137	152	131	420	156	147	148	451	144	180	198	522	3,132

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	1	2	3		1	2	3		1	2	3	
TOTAL NUMBER OF VOTES CAST	1121	1251	1095	3467	1573	2005	1812	5390	1657	1800	1946	5403

QUESTION FIVE: This question is not binding

**QUESTION 5
THIS QUESTION IS NOT BINDING**
 Shall the state senator from this district be instructed to vote in favor of a resolution calling upon Congress and the President to: (1) prevent cuts to Social Security, Medicare, Medicaid, and Veterans benefits, or to housing, food and unemployment assistance; (2) create and protect jobs by investing in manufacturing, schools, housing, renewable energy, transportation and other public services; (3) provide new revenues for these purposes and to reduce the long-term federal deficit by closing corporate tax loopholes, ending offshore tax havens, and raising taxes on incomes over \$250,000; and (4) redirect military spending to these domestic needs by reducing the military budget, ending the war in Afghanistan and bringing U.S. troops home safely now?

YES
NO

Yes	715	824	703	2242	1167	1512	1339	4018	1190	1259	1395	3844
No	186	226	173	585	219	261	253	733	203	252	283	738
Blanks	220	201	219	640	187	232	220	639	264	289	268	821

QUESTION SIX: This question is not binding

**QUESTION 6
THIS QUESTION IS NOT BINDING**
 Shall the state senator from this district be instructed to vote in favor of legislation that would allow the state to regulate and tax marijuana in the same manner as alcohol?

YES
NO

Yes	644	737	635	2016	1130	1452	1302	3884	1142	1173	1381	3696
No	277	315	258	850	274	318	306	898	291	357	322	970
Blanks	200	199	202	601	169	235	204	608	224	270	243	737

QUESTION SEVEN: This question is not binding

**QUESTION 7
THIS QUESTION IS NOT BINDING**
 Shall the state representative from this district be instructed to vote in favor of a resolution calling upon Congress to propose an amendment to the U.S. constitution affirming that (1) corporations are not entitled to the constitutional rights of human beings, and (2) both Congress and the states may place limits on political contributions and political spending?

YES
NO

Yes	695	793	654	2142	1152	1547	1356	4055	1184	1282	1439	3905
No	195	239	205	639	218	215	232	665	216	237	254	707
Blanks	231	219	236	686	203	243	224	670	257	281	253	791

456R

AT THE STATE ELECTION HELD THEREIN, NOVEMBER 6, 2012

Ward Four			Total	Ward Five			Total	Ward Six			Total	Ward Seven			Total	TOTAL:
1	2	3		1	2	3		1	2	3		1	2	3		
1247	1297	1490	4034	1794	1805	2080	5679	2227	2096	1563	5886	2069	1752	1810	5631	35,490
737	863	1007	2607	1250	1270	1539	4059	1624	1468	1129	4221	1481	1208	1217	3906	24,897
259	211	228	698	291	271	277	839	311	339	240	890	296	264	267	827	5,310
251	223	255	729	253	264	264	781	292	289	194	775	292	280	326	898	5,283
622	801	938	2361	1205	1225	1512	3942	1618	1494	1110	4222	1473	1106	1183	3762	23,883
382	297	304	983	357	345	331	1033	361	343	265	969	350	379	324	1053	6,756
243	199	248	690	232	235	237	704	248	259	188	695	246	267	303	816	4,851
713	845	992	2550	1261	1296	1610	4167	1700	1561	1156	4417	1541	1192	1227	3960	25,196
268	234	232	734	257	257	236	750	264	258	207	729	258	265	244	767	4,991
266	218	266	750	276	252	234	762	263	277	200	740	270	295	339	904	5,303

A TRUE COPY ATTEST:

Michael P. Salerno
Chairman

RECORD OF ABSENT VOTERS (266)

NON-REGISTERED VOTERS

Ward	Pct	Ballots Mailed	Ballots Cast	Not Returned	Defective	Returned Too Late	Voted In Person
1	1	6	5	1			
1	2	2	2				
1	3	2	2				
2	1	15	12	3			
2	2	32	31	1			
2	3	21	19	2			
3	1	15	14	1			
3	2	12	11	1			
3	3	17	16	1			
4	1	5	4	1			
4	2	5	5				
4	3	3	3				
5	1	13	10	3			
5	2	17	13	4			
5	3	28	22	6			
6	1	23	19	2		2	
6	2	30	22	8			
6	3	12	10	2			
7	1	18	14	4			
7	2	15	12	3			
7	3	26	20	3		3	
TOTAL:		317	266	46		5	

4282

RECORD OF THE VOTES CAST IN THE VARIOUS PRECINCTS OF THE CITY OF SOMERVILLE

	Ward One			Total	Ward Two			Total	Ward Three			Total
	1	2	3		1	2	3		1	2	3	
<u>TOTAL NUMBER OF VOTES CAST:</u>	412	492	379	1283	550	733	727	2010	698	724	810	2232
<u>Senator in Congress</u>												
Republican				284				229				339
Gabriel E Gomez 59 Highland Ave., Cohasset	71	131	82		38	83	108		79	116	144	
Democrat				982				1766				1873
Edward J Markey 7 Townsend St., Malden	337	355	290		510	646	610		609	602	662	
Twelve Visions Party				9				8				10
Richard A Heos 31 Robinson Rd., Woburn	3	4	2		1	1	6		4	3	3	
Write-Ins	1	2	3	6	1	3	3	7	6	2	1	9
Blanks	0	0	2	2	0	0	0	0	0	1	0	1

AT THE SPECIAL STATE ELECTION HELD THEREIN, JUNE 25, 2013

	Ward Four			Total Ward Five			Total Ward Six			Total Ward Seven			Total			TOTAL:		
	1	2	3	1	2	3	1	2	3	1	2	3	1	2	3			
✓	443	457	557	1457	743	778	858	2379	903	953	530	2386	853	680	708	2241		13,988
✓	113	73	125	311	140	125	127	392	120	134	83	337	131	93	165	389		2,281
✓	326	380	426	1132	596	644	723	1963	776	806	444	2026	712	579	536	1827		11,569
✓	1	0	4	5	2	7	3	12	4	5	2	11	8	2	2	12		67
✓	3	4	2	9	5	2	5	12	3	8	1	12	2	5	4	11		66
✓	0	0	0	0	0	0	0	0	0	0	0	0	0	1	1	2		5

A TRUE COPY ATTEST:

Nicholas P. Salerno

Chairman

RECORD OF ABSENT VOTERS (642)

TABULATED FROM THE TALLY SHEETS OF THE SPECIAL STATE ELECTION HELD THEREIN

REGISTERED VOTERS

Ward	Precinct	Ballots Mailed	Ballots Cast	Not Returned	Defective	Returned Too Late	Voted in Person	Health Care Facility
1	1	7	6		1		3	
1	2	5	5				6	
1	3	13	11	2			3	
2	1	14	12	2			8	
2	2	22	21	1			5	
2	3	13	9	2		2	13	
3	1	23	20	2		1	21	
3	2	25	20	2	2	1	7	6
3	3	16	15			1	12	16
4	1	16	14	2			8	
4	2	4	4				10	
4	3	11	11				8	
5	1	13	11	2			11	22
5	2	11	8	2	1		13	
5	3	23	19	2		2	19	
6	1	35	30	4	1		29	
6	2	31	22	7		2	14	
6	3	26	21	3	1	1	23	
7	1	26	24	1		1	15	
7	2	8	8				8	
7	3	9	9				11	
TOTALS:		351	300	34	6	11	247	44





