

TO VOTE, MARK A CROSS



IN THE SQUARE AT THE RIGHT OF YOUR CHOICE.

**QUESTION 3
REFERENDUM ON AN EXISTING LAW**

Do you approve of a law summarized below, which was approved by the House of Representatives and the Senate on July 7, 2016?

SUMMARY

This law adds gender identity to the list of prohibited grounds for discrimination in places of public accommodation, resort, or amusement. Such grounds also include race, color, religious creed, national origin, sex, disability, and ancestry. A "place of public accommodation, resort or amusement" is defined in existing law as any place that is open to and accepts or solicits the patronage of the general public, such as hotels, stores, restaurants, theaters, sports facilities, and hospitals. "Gender identity" is defined as a person's sincerely held gender-related identity, appearance, or behavior, whether or not it is different from that traditionally associated with the person's physiology or assigned sex at birth.

This law prohibits discrimination based on gender identity in a person's admission to or treatment in any place of public accommodation. The law requires any such place that has separate areas for males and females (such as restrooms) to allow access to and full use of those areas consistent with a person's gender identity. The law also prohibits the owner or manager of a place of public accommodation from using advertising or signage that discriminates on the basis of gender identity.

This law directs the state Commission Against Discrimination to adopt rules or policies and make recommendations to carry out this law. The law also directs the state Attorney General to issue regulations or guidance on referring for legal action any person who asserts gender identity for an improper purpose.

The provisions of this law governing access to places of public accommodation are effective as of October 1, 2016. The remaining provisions are effective as of July 8, 2016.

A YES VOTE would keep in place the current law, which prohibits discrimination on the basis of gender identity in places of public accommodation.

A NO VOTE would repeal this provision of the public accommodation law.

YES	
NO	

SPECIMEN

INSTRUCTIONS FOR ABSENTEE VOTING

The penalty for voting or attempting to vote in violation of the absentee voting laws is a fine of not more than ten thousand dollars and imprisonment for not more than five years.

IMPORTANT— DO NOT MARK YOUR BALLOT UNTIL YOU HAVE READ INSTRUCTIONS COMPLETELY!

BEFORE YOU VOTE:

Make sure you are eligible. You may vote absentee only if you will be unable to vote at the polls on election day because of:

- absence from your city or town during the hours polls are open
- physical disability
- religious beliefs

Arrange for any assistance you may require. If you cannot mark your own ballot because you are physically disabled, unable to write, or unable to read, or to read English, you may choose any person to mark your ballot for you.

VOTING INSTRUCTIONS FOR ALL VOTERS

1. Mark your ballot while alone, unless you need assistance in reading or marking your ballot and have requested help.
2. Fold your completed ballot and seal it in the smallest ballot envelope. This envelope has an affidavit printed on the front of it.
3. Sign and swear to the affidavit. Be sure you sign your name as you are registered. (The ballot was mailed to you in your registered name.)
4. If you were unable to mark the ballot yourself, the person assisting must state that you needed assistance, and the reason, on the affidavit and must also sign your name on the envelope.
5. Put the completed ballot envelope in the large mailing envelope which is already addressed to your city or town clerk or election commissioner. Unless you are **NOW** voting at your clerk's office, you can **MAIL** your ballot to your city or town clerk, or it can be delivered in person by a family member who is either a spouse or person residing in the same household, in-laws, father, mother, sister or brother of the whole or half blood, son, daughter, adopting parent or adopted child, stepparent or stepchild, uncle, aunt, niece, nephew, grandparent or grandchild, or unless you are voting at a designated health care facility, or you have entered a hospital within five days before the election. **To have your ballot counted, mail or deliver it in time to reach your local election officials before the polls close on election day.**

TO VOTE IN PERSON AT THE POLLS

If you have applied for this absentee ballot but later find that you are able to and want to vote in person at the polls, you must obtain a certificate giving you the authority to do so from your city or town clerk or election commissioner. You cannot obtain this certificate once your absentee ballot has been processed.

VOTING INSTRUCTIONS FOR VOTERS OUTSIDE THE UNITED STATES

If you are outside the United States, your voted ballot must be postmarked on or before election day, and your local election officials must receive it no later than ten (10) days after the election.

STATE ELECTION



MASSACHUSETTS

**OFFICIAL
ABSENTEE
BALLOT**

William Francis Galvin

**WILLIAM FRANCIS GALVIN
SECRETARY OF THE
COMMONWEALTH**

ESSEX

384/384

**TUESDAY
NOVEMBER 6, 2018**

**SEE INSTRUCTIONS FOR VOTING ON
BACK OF BALLOT**

TO VOTE, MARK A CROSS **X** IN THE SQUARE AT THE RIGHT OF YOUR CHOICE.

SENATOR IN CONGRESS

Vote for ONE

ELIZABETH A. WARREN Democratic <small>24 Linnaean St., Cambridge Candidate for Re-election</small>	<input type="checkbox"/>
GEOFF DIEHL Republican <small>10 Village Way, Whitman</small>	<input type="checkbox"/>
SHIVA AYYADURAI Independent <small>69 Snake Hill Rd., Belmont</small>	<input type="checkbox"/>

GOVERNOR AND LIEUTENANT GOVERNOR

Vote for ONE

BAKER and POLITO Republican	<input type="checkbox"/>
GONZALEZ and PALFREY Democratic	<input type="checkbox"/>

ATTORNEY GENERAL

Vote for ONE

MAURA HEALEY Democratic <small>40 Winthrop St., Boston Candidate for Re-election</small>	<input type="checkbox"/>
JAMES R. McMAHON, III Republican <small>14 Canal View Rd., Bourne</small>	<input type="checkbox"/>

SECRETARY OF STATE

Vote for ONE

WILLIAM FRANCIS GALVIN Democratic <small>46 Lake St., Boston Candidate for Re-election</small>	<input type="checkbox"/>
ANTHONY M. AMORE Republican <small>182 Norfolk Ave., Swampscott</small>	<input type="checkbox"/>
JUAN G. SANCHEZ, JR. Green-Rainbow <small>362 High St., Holyoke</small>	<input type="checkbox"/>

TREASURER

Vote for ONE

DEBORAH B. GOLDBERG Democratic <small>37 Hyalop Rd., Brookline Candidate for Re-election</small>	<input type="checkbox"/>
KEIKO M. ORRALL Republican <small>120 Crooked Ln., Lakeville</small>	<input type="checkbox"/>
JAMIE M. GUERIN Green-Rainbow <small>386 Pleasant St., Northampton</small>	<input type="checkbox"/>

AUDITOR

Vote for ONE

SUZANNE M. BUMP Democratic <small>6 Hoe Shop St., Easton Candidate for Re-election</small>	<input type="checkbox"/>
HELEN BRADY Republican <small>1630 Monument St., Concord</small>	<input type="checkbox"/>
DANIEL FISHMAN Libertarian <small>36 Colgate Rd., Beverly</small>	<input type="checkbox"/>
EDWARD J. STAMAS Green-Rainbow <small>42 Laurel Park, Northampton</small>	<input type="checkbox"/>

REPRESENTATIVE IN CONGRESS

SIXTH DISTRICT
Vote for ONE

SETH MOULTON Democratic <small>10 Forrester St., Salem Candidate for Re-election</small>	<input type="checkbox"/>
JOSEPH S. SCHNEIDER Republican <small>1203 Broughton Dr., Beverly</small>	<input type="checkbox"/>
MARY JEAN CHARBONNEAU Independent <small>8 Cleaves St., Rockport</small>	<input type="checkbox"/>

COUNCILLOR

FIFTH DISTRICT
Vote for ONE

EILEEN R. DUFF Democratic <small>8 Barberry Heights Rd., Gloucester Candidate for Re-election</small>	<input type="checkbox"/>
RICHARD A. BAKER Republican <small>288 Middle St., West Newbury</small>	<input type="checkbox"/>
MARC C. MERCIER Libertarian <small>94 B Lawrence Rd., Boxford</small>	<input type="checkbox"/>

SENATOR IN GENERAL COURT

FIRST ESSEX & MIDDLESEX DISTRICT
Vote for ONE

BRUCE E. TARR Republican <small>80 Essex Ave., Gloucester Candidate for Re-election</small>	<input type="checkbox"/>
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REPRESENTATIVE IN GENERAL COURT

FIFTH ESSEX DISTRICT
Vote for ONE

ANN-MARGARET FERRANTE Democratic <small>11 1/2 Proctor St., Gloucester Candidate for Re-election</small>	<input type="checkbox"/>
JAMES K. GARDNER Independent <small>1 Pleasant St., Rockport</small>	<input type="checkbox"/>

DISTRICT ATTORNEY

EASTERN DISTRICT
Vote for ONE

JONATHAN W. BLODGETT Democratic <small>18 Princeton St., Peabody Candidate for Re-election</small>	<input type="checkbox"/>
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CLERK OF COURTS

ESSEX COUNTY
Vote for ONE

THOMAS H. DRISCOLL, JR. Democratic <small>28 Crosman Ave., Swampscott Candidate for Re-election</small>	<input type="checkbox"/>
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REGISTER OF DEEDS

ESSEX SOUTHERN DISTRICT
Vote for ONE

JOHN L. O'BRIEN, JR. Democratic <small>31 Apple Blossom Ln., Lynn Candidate for Re-election</small>	<input type="checkbox"/>
JONATHAN E. RING Republican <small>9 Pooles Ln., Rockport</small>	<input type="checkbox"/>
DAVID D. COLPITTS Unenrolled <small>18 Clark Ave., Salem</small>	<input type="checkbox"/>

QUESTION 1

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 2, 2018?

SUMMARY

This proposed law would limit how many patients could be assigned to each registered nurse in Massachusetts hospitals and certain other health care facilities. The maximum number of patients per registered nurse would vary by type of unit and level of care, as follows:

- In units with step-down/intermediate care patients: 3 patients per nurse;
- In units with post-anesthesia care or operating room patients: 1 patient under anesthesia per nurse; 2 patients post-anesthesia per nurse;
- In the emergency services department: 1 critical or intensive care patient per nurse (or 2 if the nurse has assessed each patient's condition as stable); 2 urgent non-stable patients per nurse; 3 urgent stable patients per nurse; or 5 non-urgent stable patients per nurse;
- In units with maternity patients: (a) active labor patients: 1 patient per nurse; (b) during birth and for up to two hours immediately postpartum: 1 mother per nurse and 1 baby per nurse; (c) when the condition of the mother and baby are determined to be stable: 1 mother and her baby or babies per nurse; (d) postpartum: 6 patients per nurse; (e) intermediate care or continuing care babies: 2 babies per nurse; (f) well-babies: 6 babies per nurse;
- In units with pediatric, medical, surgical, telemetry, or observational/outpatient treatment patients, or any other unit: 4 patients per nurse; and
- In units with psychiatric or rehabilitation patients: 5 patients per nurse.

The proposed law would require a covered facility to comply with the patient assignment limits without reducing its level of nursing, service, maintenance, clerical, professional, and other staff.

The proposed law would also require every covered facility to develop a written patient acuity tool for each unit to evaluate the condition of each patient. This tool would be used by nurses in deciding whether patient limits should be lower than the limits of the proposed law at any given time.

The proposed law would not override any contract in effect on January 1, 2019 that set higher patient limits. The proposed law's limits would take effect after any such contract expired.

The state Health Policy Commission would be required to promulgate regulations to implement the proposed law. The Commission could conduct inspections to ensure compliance with the law. Any facility receiving written notice from the Commission of a complaint or a violation would be required to submit a written compliance plan to the Commission. The Commission could report violations to the state Attorney General, who could file suit to obtain a civil penalty of up to \$25,000 per violation as well as up to \$25,000 for each day a violation continued after the Commission notified the covered facility of the violation. The Health Policy Commission would be required to establish a toll-free telephone number for complaints and a website where complaints, compliance plans, and violations would appear.

The proposed law would prohibit discipline or retaliation against any employee for complying with the patient assignment limits of the law. The proposed law would require every covered facility to post within each unit, patient room, and waiting area a notice explaining the patient limits and how to report violations. Each day of a facility's non-compliance with the posting requirement would be punishable by a civil penalty between \$250 and \$2,500.

The proposed law's requirements would be suspended during a state or nationally declared public health emergency.

The proposed law states that, if any of its parts were declared invalid, the other parts would stay in effect. The proposed law would take effect on January 1, 2019.

A YES VOTE would limit the number of patients that could be assigned to one registered nurse in hospitals and certain other health care facilities.

A NO VOTE would make no change in current laws relative to patient-to-nurse limits.

YES	<input type="checkbox"/>
NO	<input type="checkbox"/>

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 2, 2018?

SUMMARY

This proposed law would create a citizens commission to consider and recommend potential amendments to the United States Constitution to establish that corporations do not have the same Constitutional rights as human beings and that campaign contributions and expenditures may be regulated.

Any resident of Massachusetts who is a United States citizen would be able to apply for appointment to the 15-member commission, and members would serve without compensation. The Governor, the Secretary of the Commonwealth, the state Attorney General, the Speaker of the state House of Representatives, and the President of the state Senate would each appoint three members of the commission and, in making these appointments, would seek to ensure that the commission reflects a range of geographic, political, and demographic backgrounds.

The commission would be required to research and take testimony, and then issue a report regarding (1) the impact of political spending in Massachusetts; (2) any limitations on the state's ability to regulate corporations and other entities in light of Supreme Court decisions that allow corporations to assert certain constitutional rights; (3) recommendations for constitutional amendments; (4) an analysis of constitutional amendments introduced to Congress; and (5) recommendations for advancing proposed amendments to the United States Constitution.

The commission would be subject to the state Open Meeting Law and Public Records Law. The commission's first report would be due December 31, 2019, and the Secretary of the Commonwealth would be required to deliver the commission's report to the state Legislature, the United States Congress, and the President of the United States.

The proposed law states that, if any of its parts were declared invalid, the other parts would stay in effect. The proposed law would take effect on January 1, 2019.

A YES VOTE would create a citizens commission to advance an amendment to the United States Constitution to limit the influence of money in elections and establish that corporations do not have the same rights as human beings.

A NO VOTE would not create this commission.

YES	<input type="checkbox"/>
NO	<input type="checkbox"/>

SPECIMEN