

NOTICE: While reasonable efforts have been made to assure the accuracy of the data herein, this is **NOT** the official version of Senate Journal. It is published to provide information in a timely manner, but has **NOT** been proofread against the events of the session for this day. All information obtained from this source should be checked against a proofed copy of the Senate Journal.

UNCORRECTED PROOF OF THE JOURNAL OF THE SENATE.



JOURNAL OF THE SENATE.

At a General Court of the Commonwealth of Massachusetts, held on the first Wednesday, being the sixth day of January, in the year two thousand and sixteen, and the two hundred and fortieth of the independence of the United States of America, a quorum of the members of the Senate, elected for a term of two years at an election held on Tuesday next after the first Monday of November in the year 2014, assembled at six minutes past eleven o'clock A.M., in the Senate Chamber, and were called to order by the Honorable Patricia D. Jehlen.

The Chair (Ms. Jehlen), members, guests and staff then recited the pledge of allegiance to the flag

Communications.

The following communications were severally received and placed on file, to wit:

Communication from the Honorable Bruce E. Tarr, Senate Minority Leader, announcing the appointment of himself (pursuant to Section 8 of Chapter 287 of the Acts of 2014) to the permanent steering committee to assist the Division of Marine Fisheries in the administration of its seafood marketing program; and
Communication from the Office of the Comptroller (pursuant to Chapter 46 of the Acts of 2015, Section 2E) submitting a revised Fiscal Year 2016 transfer schedule for the Executive Office for Health and Human Services (received January 5, 2016).

Reports.

The following reports were severally received and placed on file, to wit:

Report of the Executive Office of the Trial Court (pursuant to Section 5 of Chapter 205 of the Acts of 2008) submitting its 2015 annual report relative to "An Act Further Protecting Children" (received December 30, 2015);

Report of the Executive Office of the Trial Court (pursuant to Section 42 of Chapter 258 of the Acts of 2014) submitting its report of the Special Commission on Substance Addiction Treatment in the Criminal Justice System (received December 30, 2015);

Report of the Massachusetts Department of Transportation (pursuant to Section 11 of Chapter 161A of the General Laws) submitting the MBTA's FY14 report on non-transportation revenue (received January 4, 2016);

Report of the Department of Unemployment Assistance (pursuant to Section 14F of Chapter 151A of the General Laws) submitting the December 2015 Unemployment Insurance Trust Fund Report (received January 4, 2016);

Report of the Office of Performance Management and Oversight (pursuant to Section 16G of Chapter 6A of the General Laws) submitting its FY2015 agency annual reports:

OPMO Directors Report

MA Growth Capital Corporation

MA Technology Collaborative

MA Technology Transfer Center

MA Life Sciences Center

MA Office of Business Development

Commonwealth Corporation

MA Marketing Partnership

MA Cultural Council Report

MA Office of International Trade and Investment

MA Business Development Corporation
MassVentures
MA Convention Center Authority
MA Clean Energy Center
MassPort
Community Economic Development Assistance Corporation
MA Small Business Development Center
MA Development Finance Agency (received January 4, 2016);

Report of the Department of Transitional Assistance (pursuant to Section 2(B)(r) of Chapter 18 of the General Laws) submitting its annual report detailing eligible noncitizens receiving Transitional Aid to Families with Dependent Children (TAFDC) (copies having been forwarded as required to the Joint Committee on Children, Families and Persons with Disabilities and the Senate Committee on Ways and Means) (received January 4, 2016);
Report of the Department of Transitional Assistance (pursuant to Section 32 of Chapter 158 of the Acts of 2014) submitting its report relative to DTA's efforts to reduce the use of paper records and/or documentation (received January 4, 2016);
Report of the Department of Transitional Assistance (pursuant to Section 10 of Chapter 18 of the General Laws) submitting its annual report regarding DTA operations, organization, and responsibilities (received January 4, 2016);
Report of the Massachusetts District Attorneys Association (pursuant to Section 20D of Chapter 12 of the General Laws) submitting its report on child abuse and neglect cases for FY2014 (received January 5, 2016); and
Report of the Office of the Attorney General (pursuant to Section 99R of Chapter 272 of the General Laws) submitting its annual report of wiretap interceptions for the 2015 calendar year (received January 5, 2016).

Petitions.

Petitions were severally presented and referred, as follows:

By Mr. Downing, a petition (accompanied by bill, Senate, No. 2085) of Benjamin B. Downing and William Smitty Pignatelli for legislation to authorize the town of Becket to establish a parks and recreation committee [Local approval received]; and

By Mr. Rodrigues, a petition (accompanied by bill, Senate, No. 2086) of Michael J. Rodrigues and Paul A. Schmid, III (by vote of the town) for legislation to authorize the town of Westport to indemnify for the payment of certain medical expenses for a retired firefighter [Local approval received];

**Severally under Senate Rule 20, to the committee on Municipalities and Regional Government.
Severally sent to the House for concurrence.**

PAPERS FROM THE HOUSE.

A petition (accompanied by bill, House, No. 3924) of William M. Straus (by vote of the town) that the town of Mattapoisett be authorized to require a two thirds majority vote of the town meeting to modify the bylaws of said town,-- **was referred, in concurrence, to the committee on Municipalities and Regional Government.**

Resolutions.

The following resolutions (having been filed with the Clerk) were severally considered forthwith and adopted, as follows:-

Resolutions (filed by Mr. Ross) "congratulating Colin Walsh Greene of the town of Norfolk on his elevation to the rank of Eagle Scout";

Resolutions (filed by Mr. Ross) "congratulating Avinash Gundimeda of the town of Norfolk on his elevation to the rank of Eagle Scout";

Resolutions (filed by Mr. Ross) "congratulating Michael Anthony Midura of the town of Norfolk on his elevation to the rank of Eagle Scout";

Resolutions (filed by Mr. Ross) "congratulating Devin Michael Rafferty of the town of Norfolk on his elevation to the rank of Eagle Scout"; and

Resolutions (filed by Mr. Ross) "congratulating Garrett Thomas Schneider of the town of Norfolk on his elevation to the rank of Eagle Scout."

Matter Taken Out of the Orders of the Day.

There being no objection, the following matter was taken out of the Orders of the Day and considered as follows:

The House Bill relative to the composition of the Nantucket Historic District Commission (House, No. 3618, amended),-- **was read a third time and passed to be engrossed, in concurrence.**

PAPER FROM THE HOUSE
Emergency Preamble Adopted.

An engrossed Bill regulating sewer betterment assessments in the Commonwealth (see House, No. 3654), having been certified by the Senate Clerk to be rightly and truly prepared for final passage and containing an emergency preamble,-- was laid before

the Senate; and, a separate vote being taken in accordance with the requirements of Article LXVII of the Amendments to the Constitution, the preamble was adopted in concurrence, by a vote of 3 to 0.

The bill was signed by the Acting President (Ms. Jehlen) (having been appointed by the President, under authority conferred by Senate Rule 4, to perform the duties of the Clair) and sent to the House for enactment.

Recess.

There being no objection, at nine minutes past eleven o'clock A.M., the Chair, Ms. Jehlen declared a recess subject to the call of the Chair; and, at twelve minutes past one o'clock P.M., the Senate reassembled, Ms. Chandler in the Chair.

Orders Adopted.

On motion of Mr. Donnelly,--

Ordered, That a committee be appointed to inform the House of Representatives that the Senate is now assembled and ready to proceed to business.

Senators Petruccelli, Lovely, and deMacedo were appointed the committee.

Subsequently, Mr. Petruccelli for the said committee, reported that it had attended to its duty. The committee was discharged.

On motion of Mr. Montigny,--

Ordered, That a committee of members of the Senate and the House of Representatives be appointed to wait upon His Excellency the Governor, Charles D. Baker, Lieutenant-Governor Karyn E. Polito and the Honorable Council and inform them that the two branches of the General Court are now assembled and ready to proceed to business.

Subsequently, Senators Donnelly, Lewis, and Humason were appointed the committee.

Sent to the House for concurrence.

Subsequently, the order was returned with the endorsement that the House had concurred and that Representatives Petrolati of Ludlow, Fennell of Lynn, Campanale of Leicester, Chan of Quincy, Cutler of Duxbury, Day of Stoneham, D'Emilia of Bridgewater, Kelcourse of Amesbury, McGonagle of Everett, O'Connell of Taunton, Calter of Kingston, Holmes of Boston, Moran of Lawrence, Scaccia of Boston, Timilty of Milton, Smola of Warren and Tosado of Springfield were appointed the committee on the part of the House.

Mr. Donnelly, for the said committee, afterwards reported that it had attended to its duty and the committee was discharged.

Committee of the House.

The Chair (Ms. Chandler) welcomed a committee of the House of Representatives that arrived to declare that the House of Representatives was now assembled and ready to proceed to business

Orders Adopted.

On motion of Mr. Petruccelli,--

Ordered, That the Clerk begin the daily printing of the Journal of the Senate, as authorized by Senate Rule 6, and that the daily reading thereof be dispensed with; that, under authority of Section 22A of Chapter 3 of the General Laws, copies of the Journals of the entire session be printed and bound with the customary appendices and an index; and that a certified copy thereof be deposited with the Secretary of the Commonwealth as the official bound Journal of the Senate.

On motion of Mr. Lewis,--

Ordered, That when the Senate adjourns today, it adjourn to meet again tomorrow at eleven o'clock A.M., and that the Clerk be directed to dispense with the printing of a calendar.

On motion of Mr. Humason, at sixteen minutes before two o'clock P.M., the Senate adjourned to meet again tomorrow at eleven o'clock A.M.
