

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.

Thursday, June 18, 2015.

Met at six minutes past eleven o'clock A.M. (Mr. DiDomenico in the Chair) (having been appointed by the President, under authority conferred by Senate Rule 4, to perform the duties of the Chair).

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

Distinguished Guests.

There being no objection, the Chair (Mr. DiDomenico) handed the gavel to Mr. Ross for the purpose of an introduction. Mr. Ross then introduced, in the rear of the Chamber, the third grade class from the Happy Hollow School in Wayland. The students were on a field trip to the State House learning about the different aspects of state government. The Senate welcomed them with applause and they withdrew from the Chamber.

Communications.

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

Communications from the Honorable Stanley C. Rosenberg, President of the Senate, announcing the following appointments: Senator Marc R. Pacheco to the New England Board of Higher Education's Legislative Advisory Committee (pursuant to Chapter 589 of the Acts of 1954); and Senator Patricia D. Jehlen to the Mystic River Water Quality Commission (pursuant to Chapter 418 of the Acts of 2014);

Communication from the Office of the Comptroller (pursuant to Section 12 of Chapter 19 of the Acts of 2015) submitting its Early Retirement Incentive Program Report (received June 16, 2015);

Report of the Office of the Comptroller (under the provisions of Chapter 165 of the Acts of 2014, Section 2E) submitting a report on the revised Fiscal Year 2015 transfer schedule for the Delivery System Transformation Initiatives Trust Fund (received June 17, 2015); and

Communication from the State Retiree Benefits Trust ("HST") (under the provisions of Section 24(f) of Chapter 32A of the General Laws) submitting its proposed budget for fiscal year 2016 (received June 15, 2015).

Report.

Report of the Department of Public Health (pursuant to item 4512-0210 of Chapter 165 of the Acts of 2014) submitting the Substance Abuse Trust Fund FY15 Quarterly Report (received June 15, 2015),-- **was placed on file.**

Petitions.

Petitions were severally presented and referred, as follows:

By Ms. Lovely, a petition (accompanied by bill, Senate, No. 1947) of Joan B. Lovely and Bradford R. Hill (by vote of the town) for legislation to authorize the issuance of two additional licenses for the sale of wines and malt beverages not to be drunk on the

premises [Local approval received]; and

By Mr. Tarr, a petition (accompanied by bill, Senate, No. 1948) of Bruce E. Tarr and Bradford R. Hill (by vote of the town) for legislation to authorize the town of Ipswich to issue an additional license for the sale of alcoholic beverages to be drunk on the premises and an additional license for the sale of wines and malt beverages not to be [Local approval received];

Under Senate Rule 20, to the committee on Consumer Protection and Professional Licensure.

By Ms. Lovely, a petition (accompanied by bill, Senate, No. 1949) of Joan B. Lovely and Bradford R. Hill (by vote of the town) for legislation to authorize the board of selectmen of the town of Topsfield to appoint the town clerk [Local approval received];

Under Senate Rule 20, to the committee on Municipalities and Regional Government.

Severally sent to the House for concurrence.

By Mr. Timilty, a petition (subject to Joint Rule 12) of James E. Timilty for legislation relative to New England Convenience Stores and Energy Marketers Association;

Under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.

Report of a Committee.

By Ms. Gobi, for the committee on Environment, Natural Resources and Agriculture, on Senate No. 451 and House No. 752, a Bill to establish a comprehensive adaptation management plan in response to climate change (Senate, No. 451);

Read and, under Senate Rule 27, referred to the committee on Ways and Means.

Committees Discharged.

Mr. Brownsberger, for the committee on the Judiciary, reported, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 732) of Harriette L. Chandler, Jonathan Hecht, Jeffrey Sánchez, John F. Keenan and other members of the General Court for legislation relative to requiring child-resistant packaging of nicotine liquid containers,-- **and recommending that the same be referred to the committee on Public Health;**

Mr. Lewis, for the committee on Public Health reported, asking to be discharged from further consideration Of the petition (accompanied by bill, Senate, No. 1120) of Harriette L. Chandler for legislation relative to requiring the licensure of persons engaged in the removal of body art;

Of the petition (accompanied by bill, Senate, No. 1126) of Harriette L. Chandler for legislation relative to body art and body piercing regulation; and

Of the petition (accompanied by bill, Senate, No. 1168) of Thomas P. Kennedy for legislation to modernize firm leadership structures;

And recommending that the same severally be referred to the committee on Consumer Protection and Professional Licensing;

Of the petition (accompanied by bill, Senate, No. 1166) of John F. Keenan, Brian M. Ashe and Mark J. Cusack for legislation relative to bed bugs,-- **and recommending that the same be referred to the committee on Housing;**

Of the petition (accompanied by bill, Senate, No. 1116) of William N. Brownsberger, Sarah K. Peake, Chris Walsh, Harriette L. Chandler and other members of the General Court for legislation to establish civil and criminal penalties for the female genital mutilation of minors,-- **and recommending that the same be referred to the committee on the Judiciary;**

Of the petition (accompanied by bill, Senate, No. 1211) of Michael J. Rodrigues for legislation to provide training for certain local boards and commissions,-- **and recommending that the same be referred to the committee on Municipality and Regional Government; and**

Of the petition (accompanied by bill, Senate, No. 1198) of Michael O. Moore, Leonard Mirra, Timothy R. Whelan, Leah Cole and other members of the General Court relative to firearm license fees,-- **and recommending that the same be referred to the committee on Public Safety and Homeland Security;**

Severally, under Senate Rule 36, the reports were considered forthwith and accepted.

Severally sent to the House for concurrence.

PAPERS FROM THE HOUSE.

Petitions were severally referred, in concurrence, as follows, to wit:

Petition (accompanied by bill, House, No. 3581) of Sarah K. Peake (by vote of the town) that the town of Chatham be exempt from complying with certain labor law requirements;

To the committee on Labor and Workforce Development.

Petition (accompanied by bill, House, No. 3582) of F. Jay Barrows (by vote of the town) for legislation to clarify the executive powers of the water and sewer commission of the town of Foxborough;

Petition (accompanied by bill, House, No. 3583) of Sarah K. Peake (by vote of the town) that the town of Provincetown be authorized to add two alternate members of the board of health of said town;

Petition (accompanied by bill, House, No. 3584) of Sarah K. Peake (by vote of the town) that the town of Provincetown be

authorized to add an alternate member of the planning board of said town; and
Petition (accompanied by bill, House, No. 3585) of Sarah K. Peake (by vote of the town) that the town of Provincetown be authorized to establish residency requirements for certain employees of said town;
Severally, to the committee on Municipalities and Regional Government.

Petition (accompanied by bill, House, No. 3586) of Jonathan Hecht, John J. Lawn, Jr. and William N. Brownsberger (with the approval of the town council) that the town of Watertown be authorized to increase the exemption for certain residential property;
Petition (accompanied by bill, House, No. 3587) of Sarah K. Peake (by vote of the town) that the town of Provincetown be authorized to increase exemptions for residential properties in said town;
Petition (accompanied by bill, House, No. 3588) of Sarah K. Peake (by vote of the town) that the town of Wellfleet be authorized to establish a room occupancy tax on vacation rentals; and
Petition (accompanied by bill, House, No. 3589) of Sarah K. Peake (by vote of the town) that the town of Chatham be authorized to use revenue from the boat excise tax for waterway improvement fund purposes;
Severally, to the committee on Revenue.

A Bill exempting certain employees of the department of public works in the town of Stoughton from the civil service law (House, No. 3280,-- on petition) [Local approval received],-- **was read and, under Senate Rule 26, placed in the Orders of the Day for the next session.**

Resolutions.

The following resolutions (having been filed with the Clerk) were severally considered forthwith and adopted, as follows:-
Resolutions (filed by Mr. deMacedo) “congratulating the 300 Committee Land Trust on the occasion of its thirtieth anniversary”;
and
Resolutions (filed by Messrs. Rush and Kennedy, Ms. Forry, Ms. Jehlen, Ms. O’Connor Ives, Messrs. Lesser, DiDomenico, Ross, Moore and Timilty, Ms. Gobi, Ms. Chandler, Mrs. L’Italien, Ms. Lovely, Mr. Joyce and Ms. Creem) “commemorating the observance of June 27, 2015 as National Post-Traumatic Stress Disorder Awareness Day.”

Matters Taken Out of the Orders of the Day.

There being no objection, the following matters were taken out of the Orders of the Day and considered as follows:
The House Bill exempting certain positions in the police department of the town of Acton from the Civil Service Law (House, No. 2202),-- **was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence, its title having been changes by the committee on Bills in the Third Reading to read as follows: “An Act exempting certain positions in the police department of the town of Acton from the civil service law”.**

The House Bill authorizing the town of Montague to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (House, No. 3370),-- **was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.**

The House Bill authorizing the town of Montague to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 3374),-- **was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.**

Reports of Committees.

By Mr. Montigny, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Anthony W. Petrucci for legislation to revitalize the Commonwealth's waterfronts.
The rules were suspended, on motion of Mr. Tarr, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Environment, Natural Resources and Agriculture.

By Mr. Montigny, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of John F. Keenan and Tackey Chan for legislation to establish a sick leave bank for Susan Welliver, an employee of the Massachusetts Department of Transportation.
The rules were suspended, on motion of Mr. Tarr, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service. Severally sent to the House for concurrence.

PAPERS FROM THE HOUSE

Emergency Preambles Adopted.

An engrossed Bill establishing a sick leave bank for Denise Dellagrotte, an employee of the Trial Court (see Senate, No. 1933), 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 (Mr. DiDomenico) and sent to the House for enactment.

An engrossed Bill establishing a sick leave bank for Kim Quitadamo, an employee of the Trial Court (see House, No. 3348), 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 (Mr. DiDomenico) and sent to the House for enactment.

An engrossed Bill establishing a sick leave bank for Thomas J. Doucette, an employee of the Department of Correction (see House, No. 3358), 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 (Mr. DiDomenico) and sent to the House for enactment.

Engrossed Bills.

The following engrossed bills (the first two of which originated in the Senate), having been certified by the Senate Clerk to be rightly and truly prepared for final passage, were severally passed to be enacted and were signed by the Acting President (Mr. DiDomenico) and laid before the Governor for his approbation, to wit:

Authorizing the town of Wenham to pay a certain unpaid bill (see Senate, No. 1918);
Establishing a sick leave bank for Denise Dellagrotte, an employee of the Trial Court (see Senate, No. 1933);
Establishing a sick leave bank for Kim Quitadamo, an employee of the Trial Court (see House, No. 3348); and
Establishing a sick leave bank for Thomas J. Doucette, an employee of the Department of Correction (see House, No. 3358).

Order Adopted.

On motion of Mr. Tarr,--

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

On motion of the same Senator, at eighteen minutes past eleven o'clock A.M., the Senate adjourned to meet again on Monday next at eleven o'clock A.M.