

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, October 13, 2016.

Met at five minutes past eleven o'clock A.M. (Mr. Brownsberger 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. Brownsberger), 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 (pursuant to Chapter 3 of the Resolves of 2016) of Senator Richard J. Ross to the Special Commission to make an investigation and study of local and regional public health; and

Communication from the Office of the Comptroller (pursuant to Section 6B of Chapter 29 of the General Laws) submitting its quarterly report on the status of federal funds applied for, received and expended in the 1st quarter of fiscal year 2017 (received October 12, 2016);

Report.

Report of the Cape Ann Transportation Authority (pursuant to Section 8(g) of Chapter 161B of the General Laws) submitting its financial statements and supplementary information for the year ended June 30, 2016 (received October 11, 2016),-- was placed on file.

Reports of Committees.

By Mr. Timilty, for the committee on Public Service, on petition, a Bill establishing a sick leave bank for Aaron Paul, an employee of the Department of Corrections (Senate, No. 2494);

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

By Ms. Flanagan, for the committee on Mental Health and Substance Abuse, on the recommitted petition, a Bill relative to the Ellen Story Commission on Postpartum Depression (Senate, No. 2458);

Read and, under Senate Rule 26, referred to the committee on Rules.

PAPERS FROM THE HOUSE

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

Petition (accompanied by bill, House, No. 4696) of Paul Tucker and Joan B. Lovely (with the approval of the mayor and city council) that the city of Salem be authorized to grant an additional license for the sale of all alcoholic beverages to be drunk on

the premises;

To the committee on Consumer Protection and Professional Licensure.

Petition (accompanied by bill, House, No. 4697) of Paul W. Mark (with the approval of the mayor and town council) relative to the board of registrars of voters in the city known as the town of Greenfield;

Petition (accompanied by bill, House, No. 4698) of Paul W. Mark (with the approval of the mayor and town council) relative to referendum procedures in the city known as the town of Greenfield; and

Petition (accompanied by bill, House, No. 4699) of Paul W. Mark (with the approval of the mayor and town council) relative to initiative petitions in the city known as the town of Greenfield;

Severally to the committee on Election Laws.

Petition (accompanied by bill, House, No. 4700) of Paul W. Mark (by vote of the town) that the town of Charlemont be authorized to establish a tax on commercial recreational activities;

To the committee on Revenue.

Resolutions.

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

Resolutions (filed by Mr. Barrett) “congratulating Saints Vartanantz Armenian Apostolic Church on its one hundredth anniversary”;

Resolutions (filed by Ms. Chandler and Mr. Moore) “commending Girls Incorporated of Worcester on its one hundredth anniversary”;

Resolutions (filed by Ms. Lovely, Ms. Flanagan, Ms. O’Connor-Ives and Ms. Donoghue) “congratulating Amanda Chalmers on her retirement”;

Resolutions (filed by Mr. Rosenberg) “congratulating Fred H. Houck on his eightieth birthday”; and

Resolutions (filed by Ms. Spilka and Mr. Ross) “honoring the Sinclair Family on the dedication of Sinclair Family Square in the town of Natick”.

PAPERS FROM THE HOUSE

A petition (accompanied by bill, House, No. 4704) of James M. Cantwell and Patrick OConnor for legislation to establish a sick leave bank for Mary Katherine Sheehan, an employee of the Trial Court,-- **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on the Judiciary.**

Engrossed Bill Returned with Recommendation of Amendment.

A message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill further regulating the recorking of wine (see House, No. 199, changed and amended) [for message, see House, No. 4677],— came from the House with an amendment in the form approved by the committee on Bills in the Third Reading as follows:- in line 6 by striking out the words “the holder of”.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was before the Senate subject to amendment and re-enactment.

The rules were suspended, on motion of Mr. Tarr, and the Governor’s amendment was considered forthwith.

On motion of the same Senator, the Governor’s amendment was adopted, in concurrence.

Sent to the House for re-enactment.

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 authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land in the town of Foxborough to the Foxborough housing authority (House, No. 3938) (its title having been changed by the committee on Bills in the Third Reading),-- was read a third time.

Pending the question on passing the Bill to be engrossed, Mr. Timilty presented an amendment striking out, in line 21, the word “may” and inserting in place thereof the word “shall”.

The amendment was adopted.

The bill, as amended, was then passed to be engrossed, in concurrence with an amendment.

Sent to the House for concurrence.

Report of a Committee.

Mr. Montigny, for the committee on Rules, reported that the following matter be placed in the Orders of the Day for the next session:

The House Bill designating a certain intersection in the town of Plainville as the Special Police Officer Michael O. Maher Memorial intersection (Senate, No. 2165).

**There being no objection, the rules were suspended, on motion of Mr. Tarr, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed.
Sent to the House for concurrence.**

Engrossed Bill.

An engrossed Bill authorizing the town of Middleborough to grant an additional license for the sale of wines and malt beverages not to be drunk on the premises (see Senate, No. 2091) (which originated in the Senate), having been certified by the Senate Clerk to be rightly and truly prepared for final passage, was passed to be enacted and signed by the Acting President (Mr. Brownsberger) and laid before the Governor for his approbation.

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.

Moment of Silence.

At the request of the Chair (Mr. Brownsberger), the members, guests and staff stood in a moment of silence and reflection to the memory of Dr. Ogretta McNeil.

Adjourn In Memory of Dr. Ogretta McNeil

The Senator from Worcester, Ms. Chandler, moved that when the Senate adjourns today, it adjourn in the memory of Dr. Ogretta McNeil.

Dr. Ogretta McNeil of Worcester, passed away on Wednesday, October 5, 2016 at the age of 84.

Daughter of Claude and Fannie Humphries, she was born in Savannah, Georgia, and grew up in Washington, DC, before coming to Massachusetts. She graduated from Dunbar High School, Howard University, and attended graduate school at Howard University. In 1956 she entered Clark University to complete her master's degree and pursue a doctorate in psychology.

She worked as a counselor at Worcester Youth Guidance Center, taught at Assumption College and Anna Maria College before joining the faculty at Holy Cross College where she stayed 27 years. As faculty member and administrator she spearheaded a number of important initiatives. She was an organizing member of the African American concentration and Phi Beta Kappa, as well as a confidante to African American, Latino, and Asian students. She was a Founding member of the Jesuit Conference on Minority Affairs and served as President of the New England Psychological Association.

In addition to her work on campus, Dr. Ogretta McNeil dedicated herself to the greater Worcester community. Her concern for individuals and community members is reflected in the countless hours she gave to a variety of local organizations. She served for 10 years on the Worcester School Committee; two of those as Vice Chair. Board positions also included: The Ecotarium, The University of Massachusetts Medical Center Foundation; Trustee at LeMoyne College; and Trustee at the University of Massachusetts. She was also a Counselor at the American Antiquarian Society.

Through her work on the Massachusetts Association of School Committees and Chair and Co-founder of the Urban Division, she advocated for initiatives to enhance the quality of education for all students. She retired from Holy Cross in 1997 but continued to be involved with a number of academic and civic projects, receiving numerous awards for her service.

She is predeceased by her husband, John Vaughn, who died in 1964. She remarried and is also predeceased by her second husband, Kingsley R. McNeil.

She is survived by two sons, John and Robert Vaughn; two daughters-in-law, Kim (Jordan) Vaughn and Linda Vaughn; four grandsons, Nico, James, Caleb and Aidan; a sister-in-law Agnes Houseal; two nieces, Pat Lee and Seletheia Kenon; and nephew Jimmy Houseal. In addition, she has cousins, extensive extended family and friends who will miss her dearly.

Accordingly, as a mark of respect in memory of Dr. Ogretta McNeil, at a quarter past eleven o'clock A.M., on motion of Mr. Tarr, the Senate adjourned to meet again on Monday next at eleven o'clock A.M.