

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 14, 2004.

Met at twelve minutes past eleven o'clock A.M. (Mr. Tolman 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. Tolman), members, guests and employees then recited the pledge of allegiance to the flag.

Reports of Committees.

Mr. Magnani, for the committee on Steering and Policy, reported that the following matters be placed in the Orders of the Day for the next session:

The House bills

Relative to pre-marital testing (House, No. 75);
Relative to certain unsigned circulars and posters (House, No. 1078);
Relative to the change of name of a minor (House, No. 2997); and
Relative to the founders of Boston University (House, No. 5079, amended).

Resolutions.

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

Resolutions (filed by Mr. Creedon) "congratulating Armond Colombo";
Resolutions (filed by Ms. Creem) "recognizing the observance of Collaborative Practice Week";
Resolutions (filed by Mr. Knapik) "congratulations Dr. Vicky L. Carwein";
Resolutions (filed by Mr. Pacheco) "honoring Mary K. Goode";
Resolutions (filed by Ms. Resor, Messrs. Barrios and Brown, Ms. Chandler, Ms. Creem, Messrs. Havern, Joyce, Knapik, Lees, Magnani, Moore, Morrissey, Nuciforo, O'Leary and Shannon, Mrs. Sprague and Ms. Tucker) "recognizing October as Domestic Violence Awareness Month"; and
Resolutions (filed by Mr. Tisei) "celebrating the two hundred and seventh-fifth anniversary of the First Congregational Church of Stoneham."

Papers from the House.

Bills Returned with Recommendation of Amendment.

A message from Her Honor the Lieutenant-Governor, Acting Governor, returning with recommendation of amendment the engrossed Bill relative to the use of certain funds by municipalities (House, No. 4184, changed and amended) [for message, see

House, No. 5066],— came from the House with endorsement that the House adopted the amendment recommended by the Governor (as approved by the committee on Bills in the Third Reading) as follows:—

By striking out section 2 and inserting in place thereof the following section:

“SECTION 2. This act shall become inoperative on July 1, 2006.”

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 Ms. Murray, and the amendment was adopted, in concurrence.
Sent to the House for re-enactment.**

A message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill relative to the Belchertown Economic Development and Industrial Corporation (House, No. 4692) [for message, see House, No. 5077],— came from the House with endorsement that the House adopted the amendment recommended by the Governor (as approved by the committee on Bills in the Third Reading) as follows:—

By striking out the following: “age-restricted, 55 and over, independent”.

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 Ms. Murray and the amendment was adopted, in concurrence.
Sent to the House for re-enactment.**

A Bill establishing a presumption relative to the disability retirement of a certain firefighter in the city of Salem (House, No. 5094,— on petition) [Local approval received],— was read.

There being no objection, the rules were suspended, on motion of Ms. Murray, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.

A petition (accompanied by bill, House, No. 5106) of John J. Binienda, Guy W. Glodis and Paul K. Frost relative to the Cherry Valley and Rochdale Water District,— **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on Natural Resources and Agriculture.**

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 and laid before the Governor for his approbation, to wit:

Authorizing Barnstable County to administer the repair, replacement and upgrade of septic systems (see Senate, No. 2123);
Relative to the Community Development Authority in the city of Marlborough (see Senate, No. 2440, amended);
Authorizing the town of Easton to pay a certain unpaid bill (see House, No. 4498); and
Relative to creditable service for service rendered as a school nurse (see House, No. 4677, amended).

Order Adopted.

On motion of Ms. Murray,—

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 twenty-three minutes past eleven o’clock A.M., the Senate adjourned to meet on the following Monday at eleven o’clock A.M.