

**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, February 3, 2005.*

Met at one minute past eleven o'clock A.M. (Mr. Barrios in the Chair).

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

#### *Distinguished Guests.*

There being no objection, the Chair (Mr. Barrios) introduced the Daigle family from Leicester, seated in the Senate Gallery. Robert Daigle and his daughter Nancy Wood were the guests of Senator Augustus.

There being no objection, the Chair (Mr. Barrios) introduced, seated in the rear of the Chamber, the members of the 2005 Commonwealth Legislative Seminar. The members of the seminar will learn the legislative process over the next few months. They were the guests of Senator Barrios.

#### *Communication.*

A communication from the Commissioner of Youth Services (pursuant to Section 16 of Chapter 123A of the General Laws) submitting a letter relative to the treatment of persons committed as sexually dangerous (received Thursday, January 13, 2005) (copies having been forwarded to the Chair of the Senate Committee on Ways and Means),— **was placed on file.**

#### *Reports.*

The following reports were severally read and placed on file:

A report of the Public Employee Retirement Administration Commission (under the provisions of Section 21(3)(f) of Chapter 32 of the General Laws) submitting its report on cost of living adjustments for retirees and beneficiaries (received Thursday, January 13, 2005);

A report of the Workers' Compensation Advisory Council (under the provisions of Section 17 of Chapter 23E of the General Laws) relative to the state of the Massachusetts workers' compensation system (received Friday, January 14, 2005) (copies having been forwarded to the Chair of the Senate Committee on Ways and Means and to the Senate Chair of the Joint Committee on the Labor and Workforce Development);

A report of the Massachusetts Water Pollution Abatement Trust (under the provisions of Section 17 of Chapter 29C of the General Laws) submitting its comprehensive annual report as of and for the years ended June 30, 2004 and June 30, 2003 (received Tuesday, January 18, 2005) (copies having been forwarded to the President of the Senate and to the Chair of the Senate Committee on Ways and Means); and

A report of the Massachusetts International Trade Council, Inc. (under the provisions of Section 60 of Chapter 141 of the Acts of 2003) submitting monthly lists of deposits, expenses and in-kind services of the International Tourism Fund for calendar year 2004 (received Wednesday, January 19, 2005).

PAPERS FROM THE HOUSE.

Messages were referred, in concurrence, as follows:

Message from His Excellency the Governor recommending legislation relative to updating and improving certain tax provisions of the Commonwealth (House, No. 21);

**To the committee on Revenue.**

Message from His Excellency the Governor recommending legislation relative to expanding the military mission at Hanscom Air Force Base and Soldier Systems Center — Natick (House, No. 2008);

**To the committees on Rules of the two branches, acting concurrently.**

A petition (accompanied by bill, House, No. 2007) of Thomas P. Kennedy (with the approval of the mayor and city council) relative to the installation, financing and operation of solar energy facilities in the city of Brockton,— **was referred, in concurrence, to the committees on Rules of the two branches, acting concurrently.**

*Communications.*

The Clerk read the following communications:

COMMONWEALTH OF MASSACHUSETTS  
MASSACHUSETTS SENATE  
STATE HOUSE. BOSTON 02133-1053

*February 2, 2005.*

Mr. William Welch, *Clerk*  
Massachusetts State Senate  
State House, Room 335  
Boston, MA 0233

Dear Mr. Clerk:

On Wednesday, January 26, 2005, I was away from the State House due to weather conditions and I was therefore unable to be present for a roll call vote (Senate Roll Call #2) on the following item:

The missed roll call referred to adopting an amendment, offered by Senator Lees, providing equal party representation on the Committee on Ethics and Rules. Had I been present, I would have voted in the negative.

I would appreciate your assistance with the printing of this communication in the Senate journal. Thank you in advance for your help with this request.

Very truly yours,  
ROBERT A. ANTONIONI,  
*State Senator,*  
*Worcester and Middlesex.*

**On motion of Ms. Fargo, the above communication was ordered printed in the Journal of the Senate.**

COMMONWEALTH OF MASSACHUSETTS  
MASSACHUSETTS SENATE  
STATE HOUSE, BOSTON 02133-1054

*January 31, 2005.*

Mr. William Welch, *Clerk*  
Massachusetts State Senate  
State House, Room 335  
Boston, MA 02133

Dear Mr. Clerk:

Due to the snowstorm on Wednesday, January 26, 2005, I was unable to be present for a roll call vote on an amendment, offered by Senator Lees, which would have provided equal party representation on the Committee on Ethics and Rules. Had I been present, I would have voted in the negative.

I would appreciate your assistance with the printing of this communication in the Senate Journal. Thank you in advance for your time and attention to this request.

Sincerely,  
HARRIETTE L. CHANDLER,  
*State Senator,  
1st Worcester District.*

**On motion of Mr. Augustus, the above communication was ordered printed in the Journal of the Senate.**

*Order Adopted.*

On motion of Mr. Tarr,—

*Ordered,* That when the Senate adjourns today, it adjourn to meet again today at one o'clock P.M., in a formal session, without a calendar.

On motion of Mr. Tolman, at five minutes past eleven o'clock A.M., the Senate adjourned to meet again today at one o'clock P.M., in a formal session.