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, March 2, 2006.

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

The Senator from Worcester and Norfolk, Mr. Moore, led the Chair (Mr. Rosenberg), members, guests and employees in the recitation of the pledge of allegiance to the flag.

Report.

A report of the Committee for Public Counsel Services (pursuant to line item 0321-1500 of the Commonwealth's Fiscal Year 2006 Budget) submitting its 2006 Report to the Legislature (received Wednesday, March 1, 2006),— was placed on file.

Petitions.

Petitions were presented and referred, as follows:
By Mr. Barrios, a petition (subject to Joint Rule 12) of Jarrett T. Barrios for legislation relative to retirement credit for Carol Dingle;
By Mr. Brewer, a petition (subject to Joint Rule 12) of Stephen M. Brewer for legislation relative to veteran's benefits for surviving spouses; and
By Mr. Tisei (by request), a petition (subject to Joint Rule 12) of Jeffrey Barnes for legislation relative to professional licensing exam fees;
Severally, under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.

Reports of a Committee.

By Ms. Resor, for the committee on Environment, Natural Resources and Agriculture, on petition, a Bill relative to conservation district supervisors (Senate, No. 477);
By the same Senator, for the same committee, on petition, a Bill to encourage water conservation by private investor-owned water supply companies (Senate, No. 514.);
By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 541), a Bill to protect natural stream flows in the rivers and streams of the Commonwealth (Senate, No. 2392);
By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 542), a Bill relative to the repair, removal, and replacement of dams (Senate, No. 2393); and
By the same Senator, for the same committee, on petition,— a Bill to amend the protection of waterways open space requirements (printed as House, No. 1334);
Severally read and, under Senate Rule 27, referred to the committee on Ways and Means.

Committee Discharged.

Mr. Montigny, for the committee on *B*onding, Capital Expenditures and State Assets, reported, asking to be discharged from further consideration of the Senate Bill relating to the term of certain bonds of the Manchester Essex Regional School District to be issued to finance the construction of a new district high school/middle school (Senate, No. 2383),— and recommending that the same be referred to the Senate committee on Ethics and Rules.
Under Senate Rule 36, the report was considered forthwith and accepted.
Sent to the House for concurrence in the discharge of the joint committee.

PAPERS FROM THE HOUSE.

A Bill releasing certain land in the city of Northampton from the operation of an agricultural preservation restriction (House, No. 1270,— on petition),— **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

Bills

Relative to the special education needs of children with autism spectrum disorder (House, No. 1123,— on petition); and
Regulating the use of recording devices in motor vehicles (House, No. 4707,— on House, No. 2092);
Were severally read and, under Senate Rule 26, referred to the committee on Senate Ethics and Rules.

Bills

Establishing a post employment health insurance liability fund in the town of Sudbury (House, No. 4391,— on petition) [Local approval received];
Relative to the treatment of waste water in the town of Shrewsbury (House, No. 4485,— on petition) [Local approval received]; and
Authorizing the city of Revere to use certain dedicated park land for school purposes (House, No. 4546,— on petition) [Local approval received];
Were severally 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. Joyce) "congratulating Jacob Edward Vogenberg of Sharon on earning the rank of Eagle Scout";
Resolutions (filed by Messrs. Joyce, Creedon and Travaglini) "recognizing the fortieth anniversary of the founding of Massasoit Community College (1966-2006)";
Resolutions (filed by Mr. Pacheco) "recognizing Brian Evans";
Resolutions (filed by Mr. Panagiotakos) "on the occasion of the one hundredth anniversary of the Greek American Academy of Lowell";
Resolutions (filed by Mr. Timilty) "congratulating Kevin Matthew McCabe of Walpole upon his elevation to the rank of Eagle Scout"; and
Resolutions (filed by Ms. Walsh) "congratulating Michael Losardo on the occasion of his Court of Honor."

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 Senate Bill validating the proceedings of the annual town elections in the town of Royalston (Senate, No. 2188),— **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.

The House Bill establishing a medical expenses trust fund in the town of Brookline for injured firefighters and police officers (House, No. 4122) (its title having been changed by the committee on Bills in the Third Reading),— was read a third time and passed to be engrossed, in concurrence.

The House Bill establishing a town administrator in the town of Hanson (House, No. 4524),— **was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.**

Reports of a Committee.

Mr. Buoniconti for the committee on Ethics and Rules, reported that the following matters be placed in the Orders of the Day for the next session:
The House Bill relative to the Cherry Valley and Rochdale Water District (House, No. 1290).
There being no objection, the rules were suspended, on motion of Mr. Hedlund, and the bill was read a second time.
Mr. Augustus presented an amendment in section 1, by striking out, in line 8, the word "individual,".
The amendment was adopted.
The bill, as amended, was then ordered to a third reading, read a third time and passed to be engrossed, in concurrence,

with the amendment, its title having been changed by the committee on Bills in the Third Reading to read as follows: "An Act enlarging the authority of the Cherry Valley and Rochdale Water District.".
Sent to the House for concurrence in the amendment.

The Senate Bill relating to the term of certain bonds of the Manchester Essex Regional School District to be issued to finance the construction of a new district high school/middle school (Senate, No. 2383).
There being no objection, the rules were suspended, on motion of Mr. Moore, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, its title having been changed by the committee on Bills in the Third Reading to read as follows: "An Act authorizing the issuance of certain bonds by the Manchester Essex Regional School District to finance the construction of a new district high school/middle school.".
Sent to the House for concurrence.

PAPERS FROM THE HOUSE.

Petitions were referred, in concurrence, as follows:
Petition (accompanied by bill, House, No. 4712) of David B. Sullivan relative to the Truesdale Clinic in the city of Fall River;
Under suspension of Joint Rule 12, to the committee on Consumer Protection and Professional Licensure.
Petition (accompanied by bill, House, No. 4713) of Michael J. Moran relative to lodging houses;
Under suspension of Joint Rule 12, to the committee on Housing.
Petition (accompanied by bill, House, No. 4714) of William Smitty Pignatelli and others for legislation to provide benefits for surviving spouses of certain state police officers;
Under suspension of Joint Rule 12, to the committee on Public Service.

Reports of Committees.

By Mr. Buoniconti, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Jeffrey Barnes for legislation relative to professional licensing exam fees.
Senate Rule 36 was suspended, on motion of Mr. Hedlund, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Consumer Protection and Professional Licensure.

By Mr. Buoniconti, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Stephen M. Brewer, Anthony J. Verga, Richard T. Moore, Bradley H. Jones, Jr., other members of the General Court and others for legislation to further regulate the issuance of firearm identification cards and licenses to carry firearms.
Senate Rule 36 was suspended, on motion of Mr. Hedlund, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Safety and Homeland Security.
Severally sent to the House for concurrence.

PAPER FROM THE HOUSE.

Engrossed Resolve.

An engrossed Resolve providing for an investigation and study by a special commission relative to liquified natural gas facility siting and use (see House, No. 4449, amended) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage, was passed and was signed by the Acting President (Mr. Rosenberg) and laid before the Governor for his approbation.

Order Adopted.

On motion of Mr. Moore,—
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 nine minutes past eleven o'clock A.M., the Senate adjourned to meet on the following Monday at eleven o'clock A.M.