

**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.

*Tuesday, December 13, 2005.*

Met at two minutes past eleven o'clock A.M. (Mr. Havern in the Chair).

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

#### *Petition.*

Ms. Tucker presented a petition (subject to Joint Rule 12) of Susan C. Tucker, David M. Torrisi, William Lantigua and Barry R. Finegold for legislation to reduce automobile insurance rates,— **and the same was referred, 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 establishing the Quaboag and Ware River Valley Heritage District Commission (Senate, No. 484); and

By the same Senator, for the same committee, on petition, a Bill relative to establishing the Massachusetts conservation corps (Senate, No. 520);

**Severally read and, under Senate Rule 27, referred to the committee on Ways and Means.**

By Ms. Resor, for the committee on Environment, Natural Resources and Agriculture, ought NOT to pass, on the petition (accompanied by bill, Senate, No. 489) of Stephen M. Brewer, Robert A. DeLeo, Deborah D. Blumer, Michael E. Festa and other members of the General Court for legislation relative to the water supply protection trust;

**Referred, under Senate Rule 36, to the committee on Ethics and Rules.**

#### *Committee Discharged.*

Ms. Resor, for the committee on Environment, Natural Resources and Agriculture, reported, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 550) of Bruce E. Tarr, Mark C. Montigny, Robert O'Leary, Robert L. Hedlund, other members of the General Court and another for legislation to promote the viability and sustainability of commercial fisheries in the Commonwealth,— **and recommending that the same be referred to the committee on Bonding, Capital Expenditures and State Assets.**

**Under Senate Rule 36, the report was considered forthwith and accepted.**

**Sent to the House for concurrence.**

PAPERS FROM THE HOUSE.

A message from His Excellency the Governor (under the provisions of Section 8 of Article LXXXIX of the Amendments to the Constitution) recommending legislation relative to health insurance premiums for retired employees of the town of Orleans (House, No. 4567),— **was referred, in concurrence, to the committee on Public Service.**

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 4546) of Robert A. DeLeo and others (with the approval of the mayor and city council) for legislation to authorize the city of Revere to construct a middle and elementary school on land known as DiSalvo Park; and

Petition (accompanied by bill, House, No. 4547) of Kathleen M. Teahan and others (by vote of the town) that the town of East Bridgewater be authorized to establish a department of public works;  
**Severally to the committee on Municipalities and Regional Government.**

Petition (accompanied by bill, House, No. 4548) of Anthony J. Verga and Bruce E. Tarr (with the approval of the mayor and city council) that the retirement board of the city of Gloucester be directed to grant certain creditable service for retirement purposes to William Dugan;  
**Under suspension of Joint Rule 12, to the committee on Public Service.**

Reports

Of the committee on Environment, Natural Resources and Agriculture, asking to be discharged from further consideration

Of the petition (accompanied by bill, House, No. 1266) of Kathi-Anne Reinstein and Robert A. DeLeo for legislation to provide for the construction of a public launching ramp in the city of Revere; and

Of the petition (accompanied by bill, House, No. 1390) of Bruce J. Ayers relative to the funding of waterway projects and coastal protection initiatives;

And recommending that the same severally be referred to the House committee on Ways and Means.

**Were severally considered forthwith, under Senate Rule 36, and accepted, in concurrence, insomuch as relates to the discharge of the joint committee.**

Reports

Of the committee on House Steering, Policy and Scheduling, asking to be discharged from further consideration

Of the House Bill relative to cooking facilities in lodging houses (House, No. 1870),— and recommending that the same be referred to the committee on Municipalities and Regional Government.

Of the House Bill to require the use of safety helmets while using non-motorized scooters by children under the age of 18 (House, No. 1412);

Of the House Bill prohibiting children in shopping carts (House, No. 1877);

Of the House Bill clarifying the restrictions on gun licensing (House, No. 1879);

Of the House Bill relative to smoke detector responsibility clarification (House, No. 1909);

Of the House Bill banning the sale or possession of automatic BB guns (House, No. 1910); and

Of the House Bill relative to controlling firearms in the Commonwealth (House, No. 2125);

And recommending that the same severally be recommitted to the committee on Public Safety and Homeland Security.

Of the House Bill to require the use of lights on motor vehicles during any period in which windshield wipers are also in use (House, No. 2084); and

Of the House Bill relative to the Massachusetts Port Authority Board (House, No. 3472);

And recommending that the same severally be referred to the committee on Transportation.

**Were severally considered forthwith, under Senate Rule 36, and accepted, in concurrence, insomuch as relates to the reference to the joint committee.**

*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 relative to the board of assessors of the town of Provincetown (House, No. 4096),— **was read a third time and passed to be engrossed, in concurrence.**

The House Bill establishing a department of public works in the town of West Newbury (House, No. 4271),— **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. Buoniconti, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Michael W. Morrissey and Ronald Mariano for legislation to amend the sharing between the town of Randolph and the town of Holbrook of the costs incurred by said towns when acting jointly.

**Senate Rule 36 was suspended, on motion of Mr. Knapik, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Municipalities and Regional Government.**

**Sent to the House for concurrence.**

PAPERS FROM THE HOUSE.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 4568) of Martin J. Walsh for legislation to require cities and towns to provide asthma screening clinics for public and certain private school students;

**Under suspension of Joint Rule 12, to the committee on Education.**

Petition (accompanied by bill, House, No. 4569) of John W. Scibak and Stanley C. Rosenberg for legislation to establish a sick leave bank for Samuel Russell, an employee of the Trial Court of the Commonwealth;

**Under suspension of Joint Rule 12, to the committee on the Judiciary.**

Petition (accompanied by bill, House, No. 4570) of Eric Turkington and Robert A. O'Leary relative to conservation restrictions on certain parcels of land under the control of the town of Edgartown;

**Under suspension of Joint Rule 7B, to the committee on Municipalities and Regional Government.**

*Order Adopted.*

On motion of Mr. Knapik,—

*Ordered,* That when the Senate adjourns today, it adjourn to meet again on Thursday 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 five minutes past eleven o'clock A.M., the Senate adjourned to meet on the following Thursday at eleven o'clock A.M.