

**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, January 3, 2006.*

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

#### *Reports.*

The following reports were severally read and placed on file:

A report of the Division of Unemployment Assistance (under the provisions of Section 14F of Chapter 151A of the General Laws, as most recently amended by Section 6 of Chapter 142 of the Acts of 2003) relative to the condition of the Unemployment Insurance Trust Fund for the month of November 2005 (received Wednesday, December 21, 2005);

A report of the Department of Telecommunications and Energy (pursuant to Section 2 of Chapter 166A of the General Laws, as most recently amended by Chapter 45 of the Acts of 2003) relative to petitions for appeal of decisions involving cable television regulation in 2005 (copies having been forwarded as required to the Committee on Telecommunications, Utilities and Energy and the Senate Committee on Ways and Means) (received Friday, December 23, 2005); and

A report of the Public Employee Retirement Administration Commission (under the provisions of Section 3 of Chapter 114 of the Acts of 2000) submitting its annual report relative to an alternative retirement benefit program for members of the State Teachers' Retirement System and Boston teachers (received Tuesday, December 27, 2005).

#### *Petition.*

Mr. Buoniconti presented a petition (subject to Joint Rule 12) of Stephen J. Buoniconti, Brian P. Lees, Stephen M. Brewer, Michael R. Knapik and other members of the General Court for legislation relative to the Hampden Women's Modular Correctional Facility,— **and the same was referred, under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.**

#### *Report of a Committee.*

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

The recommitted Senate Bill relative to rates of pilotage (Senate, No. 2204) (the committee on Environment, Natural Resources and Agriculture having recommended that the recommitted bill ought to pass).

PAPERS FROM THE HOUSE.

A Bill establishing a sick leave bank for Barry Conway, an employee of the Department of Correction (House, No. 4475,— on petition),— **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

A Bill authorizing the town of Stoughton to establish a Massachusetts Water Resources Authority capital infrastructure fund (House, No. 4255, changed,— on petition) [Local approval received],— **was 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 Ms. Walsh) “congratulating Peter Andersen on the occasion of his Court of Honor”;

Resolutions (filed by Ms. Walsh) “congratulating Adam Langlois on the occasion of his Court of Honor”; and

Resolutions (filed by Ms. Walsh) “congratulating Gregory Scott on the occasion of his Court of Honor.”

PAPER FROM THE HOUSE.

*Engrossed Bill.*

An engrossed Bill authorizing a public waterfront walkway to be exempted from the harbor line in the Charlestown Navy Yard in the city of Boston (see House, No. 1305, changed) (which originated in the House), **having been certified by the Senate Clerk to be rightly and truly prepared for final passage, was passed to be enacted and was signed by the Acting President and laid before the Governor for his approbation.**

*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 Susan C. Tucker, James R. Miceli and Barry R. Finegold for legislation to authorize the Division of Capital Asset Management and Maintenance to lease certain property.

**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 Bonding, Capital Expenditures and State Assets.**

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 for legislation to prohibit certain information from being transmitted to the US Customs and border protection.

**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.**

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 Scott P. Brown and Alice Hanlon Peisch for legislation to designate a certain bridge in the town of Wellesley as State Senator David H. Locke Bridge.

**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 Transportation. Severally sent to the House for concurrence.**

*Recess.*

There being no objection, at seven minutes past eleven o'clock P.M., the Chair (Ms. Wilkerson) declared a recess subject to the call of the Chair; and, at twenty-nine minutes past twelve o'clock noon, the Senate reassembled, Ms. Wilkerson in the Chair.

PAPER FROM THE HOUSE.

*Engrossed Bill.*

An engrossed Bill establishing a mayor/town council for the town of Braintree (see House, No. 4483, changed and amended) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage, was passed to be enacted and was signed by the Acting President.

*Order Adopted.*

On motion of Mr. Hedlund,—

*Ordered*, That when the Senate adjourns today, it adjourn to meet again tomorrow at one o'clock P.M., and that the Clerk be directed to dispense with the printing of a calendar.

On motion of the same Senator, at a half past twelve o'clock noon, the Senate adjourned to meet on the following day at one o'clock P.M.