

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, January 26, 2006.

Met according to adjournment, at 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 Hampden and Hampshire, Mr. Knapik, led the Chair (Mr. Rosenberg), members, guests and employees in the recitation of the pledge of allegiance to the flag.

Distinguished Guests.

There being no objection, the Chair (Mr. Rosenberg) introduced, seated in the rear of the Chamber, members of an advanced government class from Cushing Academy in Ashburnham. The students were accompanied by their teacher, Graham Wik, and were guests of Senator Brewer.

Communication.

A communication from the Executive Office for Administration and Finance (pursuant to Section 3B of Chapter 7 of the General Laws) giving notice of the Secretary's intention to amend the fee for temporary licensure charged by the Board of Real Estate Appraisers (a copy having been forwarded to the committee on State Administration and Regulatory Oversight) (received Tuesday, January 24, 2006),— **was placed on file.**

Reports.

A report of the Joint Committee on Bonding, Capital Expenditures and State Assets (under the provisions of Joint Rule 1F) submitting its 2005 Report on Capital Investments and State Assets in the Commonwealth of Massachusetts (received Monday, January 23, 2006),— **was placed on file.**

The following reports were severally read and sent to the House for its information:

A report of the Department of Public Health (under the provisions of Sections 5 and 20 of Chapter 111 of the General Laws) relative to inspection of the Essex County Correctional Alternative Center (received Tuesday, January 24, 2006); and

A report of the Department of Public Health (under the provisions of Sections 5 and 20 of Chapter 111 of the General Laws) relative to inspection of MCI Framingham (received Tuesday, January 24, 2006).

Reports of Committees.

By Mr. McGee, for the committee on Labor and Workforce Development, on petition (accompanied by bill, Senate, No. 1091), a Bill to establish employment leave and safety remedies to victims of domestic violence, stalking and sexual assault (Senate, No. 2338);

By Ms. Jehlen, for the committee on Public Service, on petition, a Bill relating to teacher retirement (printed as House, No. 460, changed in section 1, by striking out the word “regular” in line 7, and inserting in place thereof the word “buyback”); and

By Mr. Morrissey, for the committee on Telecommunications, Utilities and Energy, on petition, a Bill restricting the authority of the Holyoke Power and Electric Company and the Holyoke Water Power Company (Senate, No. 2082);

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

By Mr. Morrissey, for the committee on Telecommunications, Utilities and Energy, on petition, a Bill protecting consumers against additional charges from new area codes (Senate, No. 1812);

Read and, under Rule 26, referred to the committee on Ethics and Rules.

By Mr. Timilty, for the committee on Municipalities and Regional Government, on petition, a Bill authorizing the town of Russell to borrow money for the upgrade and extension of the town’s community cable television system (Senate, No. 2243) [Local approval received];

Read and, under Senate Rule 26, placed in the Orders of the Day for the next session.

Committees Discharged.

Mr. Buoniconti, for the committees on Rules of the two branches, acting concurrently, reported, asking to be discharged from further consideration of the Senate Order relative to authorizing the joint committee on Labor and Workforce Development to make an investigation and study of certain current Senate documents relative to labor and workforce development (Senate, No. 2337),— 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.

Resolutions.

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

Resolutions (filed by Mr. Hart) “congratulating Father Charles Joseph McCoy, Jr.”;
Resolutions (filed by Ms. Menard) “congratulating Kenneth R. Rezendes”; and
Resolutions (filed by Mr. Pacheco) “recognizing Joseph Martin on the occasion of his retirement.”

Matter Taken Out of the Orders of the Day.

There being no objection, the following matter was taken out of the Orders of the Day and considered as follows:

The Senate Bill relative to the Nantucket Housing Authority (Senate, No. 2103),— was read a third time.

Pending the question on passing the bill to be engrossed, Mr. O’Leary presented an amendment in section 2, by striking out the words “lots 3A, 3B, 9-17” and inserting in place thereof the following words:— “lots 3, 9-17”.

This amendment was adopted.

The bill (Senate, No. 2103, amended) was then passed to be engrossed.

Sent to the House for concurrence.

PAPERS FROM THE HOUSE.

Engrossed Bills.

An engrossed Bill relative to contracts for energy management services (see House, No. 4530) (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 re-enacted and was signed by the Acting President (Mr. Rosenberg) and laid before the Governor for his approbation.**

The following engrossed bills (both of which originated in the House), 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 (Mr. Rosenberg) and laid before the Governor for his approbation, to wit:

Relative to the board of assessors of the town of Provincetown (see House, No. 4096); and

Relative to the charter of the town of Harwich (see House, No. 4198).

A petition (accompanied by bill, House, No. 4653) of Walter F. Timilty and Linda Dorcena Forry for legislation to establish a sick leave bank for Marie Cantave-Kenney, an employee of the Municipal Court of the City of Boston,— **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on the Judiciary.**

Order Adopted.

On motion of Mr. Tarr,—

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 Mr. Tisei, at eight minutes past eleven o'clock A.M., the Senate adjourned to meet on the following Monday at eleven o'clock A.M.