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UNCORRECTED PROOF OF THE JOURNAL OF THE SENATE.



JOURNAL OF THE SENATE.

Tuesday, March 28, 2006.

Met at four 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.

Mr. Knapik presented a petition (subject to Joint Rule 12) of Michael R. Knapik and Donald F. Humason, Jr. for legislation to authorize Gary W. Tirrell to receive additional creditable service from the Massachusetts teachers' retirement system,— **and the same was referred, under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.**

Report of Committees.

By Mr. Augustus, for the committee on Election Laws, on Senate, Nos. 440, 443, 444, 450, 454, 455, 456, 457, 461, 465 and 466, an Order relative to authorizing the joint committee on Election Laws to make an investigation and study of certain current Senate documents relative to matters dealing with election laws (Senate, No. 2455);

Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

By Ms. Fargo, for the committee on Public Health, on petition, a Bill relative to registration renewals for certain nurses (Senate, No. 1220);

By the same senator, for the same committee, on petition, a Bill establishing a statewide environmental illness incidence registry (Senate, No. 1225);

By the same Senator, for the same committee, on Senate, No. 1236 and House, Nos. 2677, 2704 and 2721, a Bill to promote the elimination of medication waste in certain state facilities (Senate, No. 1236);

By the same Senator, for the same committee, on petition, a Bill to protect hospital and community health center patients (Senate, No. 1258);

By the same Senator, for the same committee, on petition, a Bill relative to training for certified nurses' aides and direct care workers (Senate, No. 1259);

By the same Senator, for the same committee, on petition, a Bill relative to patient and physician safety and protection (Senate, No. 1263);

By the same Senator, for the same committee, on petition, a Bill relative to health related boards of registration (Senate, No. 1267);

By the same Senator, for the same committee, on petition, a Bill providing certain notice to pregnant women (Senate, No. 1273);

By the same Senator, for the same committee, on petition, a Bill relative to the safe administration of medications and legible prescriptions (Senate, No. 1276);

By the same Senator, for the same committee, on petition, a Bill relative to medication error occurrence reporting (Senate, No. 1278); and

By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 1302), a Bill relative to medical peer

review committees (Senate, No. 2418);

Severally read and, under Joint Rule 1E, referred to the committee on Health Care Financing.

By Ms. Fargo, for the committee on Public Health, on Senate, Nos. 1232 and 1233, a Bill relative to the membership of the Board of Registration in Dentistry (Senate, No. 1232); and

By the same Senator, for the same committee, on Senate, No. 1270 and House, No. 2659, a Bill requiring certain health care professionals to file prescription ethics and responsibility confirmation statements (Senate, No. 1270);

Severally read and, under Senate Rule 26, referred to the committee on Ethics and Rules.

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 related employment issues (Senate, No. 2448); and

Of the Senate Order relative to authorizing the joint committee on Public Safety and Homeland Security to make an investigation and study of certain current Senate documents relative to public safety and homeland security (Senate, No. 2447);

And recommending that the same severally be referred to the Senate committee on Ethics and Rules.

Under Senate Rule 36, the reports were severally considered forthwith and accepted.

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 establishing a campus rape and sexual assault prevention advisory council (Senate, No. 2408),— was read a second time.

Pending the question on ordering the bill to a third reading, Ms. Resor presented an amendment substituting a new draft entitled “An Act relative to establishing a campus rape and sexual assault prevention advisory council” (Senate, No. 2460).

The amendment was adopted.

The bill (Senate, No. 2460) was then ordered to a third reading.

Reports of Committees.

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 Senate Bill regarding consignment of fine art (Senate, No. 1838).

There being no objection, the rules were suspended, on motion of Mr. Knapik, and the bill was read a second time.

Pending the question on ordering the bill to a third reading, Mr. Hart presented an amendment substituting a new draft entitled “An Act further regulating the consignment of fine art” (Senate, No. 2461).

The amendment was adopted.

The bill (Senate, No. 2461) was then ordered to a third reading.

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 Senate Bill designating the garter snake as the official reptile of the Commonwealth (printed as House, No. 3453).

There being no objection, the rules were suspended, on motion of Mr. Barrios, and the bill was read a second time and ordered to a third reading.

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 Morris Rodney for legislation to increase the limit on small claims procedures.

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

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 Harriette L. Chandler, Karen E. Spilka and Edward M. Augustus, Jr. for legislation to require a state zoning guide for social service agencies and municipalities.

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.

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 Jarrett T. Barrios for legislation relative to retirement credit for Carol Dingle.

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 Public Service.

Severally sent to the House for concurrence.

Mr. Buoniconti, for the committee on Ethics and Rules, to whom was referred the Senate Order relative to authorizing the joint committee on Transportation to make an investigation and study of certain current Senate documents relative to transportation (Senate, No. 2417), reported, in part, a "Bill relative to the operation of motor vehicles in the course of a funeral procession" (Senate, No. 2346).

The bill was read, there being no objection, the rules were suspended, on motion of Mr. Knapik, and the bill was read a second time and ordered to a third reading.

Recess.

There being no objection, at seven minutes past eleven o'clock A.M., the Chair (Mr. Havern) declared a recess subject to the call of the Chair; and, at thirteen minutes past twelve o'clock noon, the Senate reassembled, Mr. Havern in the Chair.

Reports of a Committee.

By Ms. Murray, for the committee on Ways and Means, that the Senate Bill relative to the toxic use reduction act (Senate, No. 2250),— **ought to pass.**

There being no objection, the rules were suspended, on motion of Mr. Knapik, and the bill was read a second time and ordered to a third reading.

By Ms. Murray, for the committee on Ways and Means, that the Senate Bill relative to 03 service as creditable service (Senate, No. 2294),— **ought to pass, with an amendment substituting a new draft entitled "An Act allowing creditable service for certain state contract employees" (Senate, No. 2462).**

There being no objection, the rules were suspended, on motion of Mr. Knapik, and the bill was read a second time and was amended, as recommended by the committee on Ways and Means.

The bill (Senate, No. 2462) was then ordered to a third reading.

By Ms. Murray, for the committee on Ways and Means, that the House Bill releasing certain land in the city of Northampton from the operation of an agricultural preservation restriction (House, No. 1270),— **ought to pass.**

There being no objection, the rules were suspended, on motion of Mr. Knapik, and the bill was read a second time and ordered to a third reading.

By Ms. Murray, for the committee on Ways and Means, that the House Bill relative to comprehensive mercury management (House, No. 4670),— **ought to pass, with an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2464.**

There being no objection, the rules were suspended, on motion of Mr. Knapik, and the bill was read a second time and was amended, as recommended by the committee on Ways and Means. The bill, as amended, was then ordered to a third reading.

Order Adopted.

On motion of Mr. Knapik,—

Ordered, That when the Senate adjourns today, it adjourn to meet again tomorrow at one o'clock P.M., in a full formal session.

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