

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, November 10, 2005.

Met at eight minutes past one o'clock P.M.

The President, members, guests and employees then recited the pledge of allegiance to the flag.

The following prayer was offered by Father Bernard McLaughlin of St. Gerard's Parish in Canton:

O God, you created us and the creation continues. You are our source and our destiny. Help us always to give strength to the weak and healing to the sick. Help us also to give love to the forlorn and lonely. Finally, help us to remember that we are all equal in your vision. Amen.

Distinguished Guests.

There being no objection, during consideration of the Orders of the Day, the President handed the gavel to Mr. Montigny for the purpose of an introduction. Mr. Montigny introduced, seated in the gallery, the 10th grade students of the New Bedford Global Learning Charter School. Led by their teacher, Chris Jones, the students are currently taking a class called "Law, Justice and Society".

There being no objection, during consideration of the Orders of the Day, the President handed the gavel to Mr. Moore for the purpose of an introduction. Mr. Moore introduced Katherine Joseph of Dudley. Katherine is the 2005 Sports Girl of the Year. Katherine Joseph signed the guest book and withdrew from the Chamber.

There being no objection, the President handed the gavel to Mr. Baddour for the purpose of an introduction. Mr. Baddour introduced John F. Burns, Jr., who is an advocate for spinal cord injury cures and stem cell research. He was the guest of Senator Baddour and the Senate President. John F. Burns, Jr. briefly addressed the Chamber, signed the guest book and withdrew from the Chamber.

Petitions.

Petitions were presented and referred as follows:

By Mr. McGee, a petition (accompanied by bill, Senate, No. 2270) of Thomas M. McGee and Douglas W. Petersen (by vote of the town) for legislation to create a board of registrars in the town of Swampscott [Local approval received]; and

By Mr. Morrissey, a petition (accompanied by bill, Senate, No. 2271) of Michael W. Morrissey, Joseph R. Driscoll and Brian A. Joyce (by vote of the town) for legislation relative to Braintree Electric Light Department generating project [Local approval received];

**Severally, under Senate Rule 20, to the committee on Municipalities and Regional Government.
Severally sent to the House for concurrence.**

Reports of Committees.

By Ms. Tucker, for the committee on Elder Affairs, on Senate, Nos. 423, 434 and 435, a Bill regarding choice of long-term care settings (Senate, No. 2273);

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

By Ms. Tucker, for the committee on Elder Affairs, on petition, a Bill to protect assets of the spouse of a nursing home resident (Senate, No. 392);

By the same Senator, for the same committee, on petition, a Bill to require adequate discharge planning for nursing home residents (Senate, No. 403);

By Ms. Wilkerson, for the committee on State Administration and Regulatory Oversight, on petition (accompanied by bill, Senate, No. 1737), a Bill relative to landscape sprinkler systems (Senate, No. 2272); and

By the same Senator, for the same committee, on petition, a Bill relative to Chapter 30B of the General Laws and the procurement of public contracts in the Commonwealth (printed as House, No. 1659);

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

By Mr. Morrissey, for the committee on Consumer Protection and Professional Licensure, on petition (accompanied by bill, Senate, No. 2246), a Bill authorizing the town of Webster to grant an additional license for the sale of alcoholic beverages to be drunk on the premises (Senate, No. 2274) [Local approval received on Senate, No. 2246];

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

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 Senate bills

To provide for the public inspection of records made or received by special state police officers at educational institutions and hospitals (Senate, No. 1735);

Relative to student records (Senate, No. 2206); and

Relative to the licensure of massage therapists in Massachusetts (Senate, No. 2212) (the committee on Ways and Means having recommended that the bill be amended by substituting a new draft with the same title, Senate, No. 2258).

PAPERS FROM THE HOUSE.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 4419) of Brian P. Wallace (with the approval of the mayor and city council) relative to the disability retirement of Dennis Mullen, a police officer in the city of Boston;

To the committee on Public Service.

Petition (accompanied by bill, House, No. 4420) of Brian P. Wallace (with the approval of the mayor and city council) relative to the disability retirement of James J. Cahill, a fire fighter in the city of Boston;

Under suspension of Joint Rule 12, to the committee on Public Service.

A Bill relative to heating energy assistance and tax relief (House, No. 4473,— on House, No. 4438),— **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

Resolutions.

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

Resolutions (filed by Ms. Wilkerson) “honoring William E. Dickerson II, M. Ed, MA.”

Orders of the Day.

The Orders of the Day were considered, as follows:

Bills

To amend the Nantucket Islands land bank act to increase the first time homebuyer exemption (Senate, No. 2053);

Relative to certain conservation land in the town of Falmouth (House, No. 4133); and

Relative to the scenic roads in the town of Falmouth (House, No. 4135);

Were severally read a second time and ordered to a third reading.

The House Bill relative to the membership of the Conservation Commission of the town of Falmouth (House, No. 4098),— was read a second time and ordered to a third reading.

There being no objection, the rules were suspended, on motion of Mr. Havern, and the bill read a third time and passed to be engrossed, in concurrence.

The House Bill authorizing the city of Taunton to lease certain recreational land (House, No. 4225),— was read a second time and ordered to a third reading.

There being no objection, the rules were suspended, on motion of Mr. Havern, and the bill was read third time and passed to be engrossed, in concurrence.

The House Bill exempting the position of chief of police in the town of Salisbury from the civil service law (House, No. 4257),— was read a second time and ordered to a third reading.

There being no objection, the rules were suspended, on motion of Mr. Havern, and the bill was read a third time and passed to be engrossed, in concurrence.

The Senate Bill relative to standards for protective headgear for operators or passengers on motorcycles (Senate, No. 1344),— was read a second time.

Pending the question on ordering the bill to a third reading, Mr. Moore moved that the bill be laid on the table; and, in accordance with the provisions of Senate Rule 24, the consideration of the motion to lay on the table was postponed, without question, until the next session.

The Senate Bill authorizing the late filing of a certain application for classification of land under the provisions of chapter 61 of the General Laws (Senate, No. 2155),— **was read a second time and ordered to a third reading.**

The House Bill providing benefits to service members, veterans and their families (House, No. 4469, amended),— was read a third time.

Pending the question on passing the bill to be engrossed, Messrs. Brewer, O’Leary, Moore and Montigny moved that the bill be amended by striking out section 2A (inserted by amendment by the Senate) and inserting in place thereof the following section:—

“SECTION 2A, Section 19 of chapter 15A of the General Laws, as so appearing, is hereby amended by inserting after the second paragraph the following paragraph:—

Such guidelines shall provide tuition and fee waivers for veterans, as defined by section 7 of chapter 4, and for Massachusetts National Guard members. The commonwealth, not the institutions of public higher education, shall bear the cost of such tuition and fee waivers for veterans and Massachusetts National Guard members.”

After remarks, this amendment was adopted.

Mr. Rosenberg in the Chair, the question on passing the bill, as amended, to be engrossed, was determined by a call of the yeas and nays, at thirteen minutes before two o’clock P.M., on motion of Mr. Brewer, as follows to wit (yeas 39 — nays 0) [**Yeas and Nays No. 200**]:

YEAS.

Antonioni, Robert A.	Montigny, Mark C.
Augustus, Edward M., Jr.	Moore, Richard T.
Baddour, Steven A.	Morrissey, Michael W.
Barrios, Jarrett T.	Murray, Therese
Berry, Frederick E.	Nuciforo, Andrea F., Jr.
Brewer, Stephen M.	O’Leary, Robert A.
Brown, Scott P.	Pacheco, Marc R.
Buoniconti, Stephen J.	Panagiotakos, Steven C.
Chandler, Harriette L.	Resor, Pamela

Creem, Cynthia Stone	Rosenberg, Stanley C.
Fargo, Susan C.	Spilka, Karen E.
Hart, John A., Jr.	Tarr, Bruce E.
Havern, Robert A.	Timilty, James E.
Hedlund, Robert L.	Tisei, Richard R.
Jehlen, Patricia D.	Tolman, Steven A.
Joyce, Brian A.	Travaglini, Robert E.
Knapik, Michael R.	Tucker, Susan C.
Lees, Brian P.	Walsh, Marian
McGee, Thomas M.	Wilkerson, Dianne —

39.

Menard, Joan M.

NAYS — 0.

ABSENT OR NOT VOTING.

Creedon, Robert S., Jr. — **1.**

**The yeas and nays having been completed at nine minutes before two o'clock P.M., the bill was then passed to be engrossed, in concurrence, with the amendment.
Sent to the House for concurrence in the amendment.**

PAPER FROM THE HOUSE.

Emergency Preamble Adopted.

There being no objection, during consideration of the Orders of the Day, 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), an engrossed Bill relative to tax laws (see House, No. 4169, amended), having been certified by the Senate Clerk to be rightly and truly prepared for final passage and containing an emergency preamble,— was laid before the Senate; and, a separate vote being taken in accordance with the requirements of Article LXVII of the Amendments to the Constitution, the preamble was not adopted, by a vote of 9 to 5, less than two-thirds of the members voting, having voted in the affirmative.

Mr. Lees doubted the vote and asked for a call of the yeas and nays.

The question on adoption of the emergency preamble was determined by a call of the yeas and nays, at two minutes before two o'clock P.M., on motion of Mr. Lees, as follows, to wit (yeas 26 — nays 12) [**Yeas and Nays No. 201**]:

YEAS.

Antonioni, Robert A.	McGee, Thomas M.
Augustus, Edward M., Jr.	Menard, Joan M.
Barrios, Jarrett T.	Murray, Therese
Berry, Frederick E.	Nuciforo, Andrea F., Jr.
Brewer, Stephen M.	O'Leary, Robert A.
Buoniconti, Stephen J.	Pacheco, Marc R.
Chandler, Harriette L.	Panagiotakos, Steven C.
Fargo, Susan C.	Resor, Pamela
Hart, John A., Jr.	Rosenberg, Stanley C.
Havern, Robert A.	Spilka, Karen E.
Jehlen, Patricia D.	Timilty, James E.
Moore, Richard T.	Tolman, Steven A.
Morrissey, Michael W.	Wilkerson, Dianne —

26.

NAYS.

Baddour, Steven A. Lees, Brian P.
Brown, Scott P. Montigny, Mark C.
Creem, Cynthia Stone Tarr, Bruce E.
Hedlund, Robert L. Tisei, Richard R.
Joyce, Brian A. Tucker, Susan C.
Knapik, Michael R. Walsh, Marian — 12.

ABSENT OR NOT VOTING.

Creedon, Robert S., Jr. — 1.

The yeas and nays having been completed at three minutes past two o'clock P.M., the emergency preamble was adopted and the bill was signed by the Acting President (Mr. Rosenberg) and sent to the House for enactment.

Orders of the Day.

The Orders of the Day were further considered, as follows:

The Senate Bill relative to rates of pilotage (Senate, No. 2204),— was considered, the main question being on ordering the bill to a third reading.

Pending the question on the adoption of the amendment previously moved by Mr. Morrissey, and pending the question on ordering the bill to a third reading, on motion of Ms. Resor the bill was recommitted to the Joint Committee on Environment, Natural Resources and Agriculture.

Matters Taken Out of the Notice Section of the Calendar.

There being no objection, the following matters were taken out of the Notice Section of the Calendar and considered as follows:

The Senate Bill establishing the Massachusetts Nursing and Allied Health Workforce Development Trust Fund (Senate, No. 737) (its title having been changed by the committee on Bills in the Third Reading),— **was read a third time and passed to be engrossed.**

Sent to the House for concurrence.

The Senate Bill relative to the on-premises consumption of wine (Senate, No. 2213),— **was read a third time and passed to be engrossed.**

Sent to the House for concurrence.

The House Bill relative to the board of health in the town of North Andover (House, No. 4115),— **was read a third time and passed to be engrossed, in concurrence.**

The House Bill authorizing the town of Middleborough to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 4426) — **was read a third time and passed to be engrossed, in concurrence.**

PAPERS FROM THE HOUSE.

Engrossed Bills — Land Taking, for Conservation, Etc.

An engrossed Bill authorizing the sale of certain conservation land in the town of Tewksbury (see Senate, No. 1210, amended) (which originated in the Senate), having been certified by the Senate Clerk to be rightly and truly prepared for final passage,— was put upon its final passage; and, this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution, the question on passing it to be enacted was determined by a call of the yeas and nays, at eight minutes past two o'clock P.M., as follows, to wit (yeas 38 — nays 0) [**Yeas and Nays No. 202**]:

YEAS.

Antonioni, Robert A. Menard, Joan M.
Augustus, Edward M., Montigny, Mark C.
Jr.
Baddour, Steven A. Moore, Richard T.
Barrios, Jarrett T. Morrissey, Michael W.

Berry, Frederick E.	Murray, Therese
Brewer, Stephen M.	Nuciforo, Andrea F., Jr.
Brown, Scott P.	O’Leary, Robert A.
Buoniconti, Stephen J.	Pacheco, Marc R.
Chandler, Harriette L.	Panagiotakos, Steven C.
Creem, Cynthia Stone	Resor, Pamela
Fargo, Susan C.	Rosenberg, Stanley C.
Hart, John A., Jr.	Spilka, Karen E.
Havern, Robert A.	Tarr, Bruce E.
Hedlund, Robert L.	Timilty, James E.
Jehlen, Patricia D.	Tisei, Richard R.
Joyce, Brian A.	Tolman, Steven A.
Knapik, Michael R.	Tucker, Susan C.
Lees, Brian P.	Walsh, Marian
McGee, Thomas M.	Wilkerson, Dianne —

38.

NAYS — 0.

ABSENT OR NOT VOTING.

Creedon, Robert S., Jr. — **1.**

The yeas and nays having been completed at twelve minutes past two o’clock P.M., the bill was passed to be enacted, two-thirds of the members present having agreed to pass the same, and it was signed by the Acting President (Mr. Rosenberg) and laid before the Governor for his approbation.

An engrossed Bill authorizing the town of Dedham to transfer land for senior center purposes (see House, No. 4102, amended) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage,— was put upon its final passage; and, this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution, the question on passing it to be enacted was determined by a call of the yeas and nays, at thirteen minutes past two o’clock P.M. as follows, to wit (yeas 38 — nays 0) [**Yeas and Nays No. 203**]:

YEAS.

Antonioni, Robert A.	Menard, Joan M.
Augustus, Edward M., Jr.	Montigny, Mark C.
Baddour, Steven A.	Moore, Richard T.
Barrios, Jarrett T.	Morrissey, Michael W.
Berry, Frederick E.	Murray, Therese
Brewer, Stephen M.	Nuciforo, Andrea F., Jr.
Brown, Scott P.	O’Leary, Robert A.
Buoniconti, Stephen J.	Pacheco, Marc R.
Chandler, Harriette L.	Panagiotakos, Steven C.
Creem, Cynthia Stone	Resor, Pamela
Fargo, Susan C.	Rosenberg, Stanley C.
Hart, John A., Jr.	Spilka, Karen E.
Havern, Robert A.	Tarr, Bruce E.
Hedlund, Robert L.	Timilty, James E.
Jehlen, Patricia D.	Tisei, Richard R.
Joyce, Brian A.	Tolman, Steven A.

Knapik, Michael R. Tucker, Susan C.
Lees, Brian P. Walsh, Marian
McGee, Thomas M. Wilkerson, Dianne —
38.

NAYS — 0.

ABSENT OR NOT VOTING.

Creedon, Robert S., Jr. — **1.**

The yeas and nays having been completed at seventeen minutes past two o'clock P.M., the bill was passed to be enacted, two-thirds of the members present having agreed to pass the same, and it was signed by the Acting President (Mr. Rosenberg) and laid before the Governor for his approbation.

An engrossed Bill relative to property in the town of Foxborough (see House, No. 4332, amended) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage,— was put upon its final passage; and, this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution, the question on passing it to be enacted was determined by a call of the yeas and nays, at eighteen minutes past two o'clock P.M., as follows, to wit (yeas 38 — nays 0) [**Yeas and Nays No. 204**]:

YEAS.

Antonioni, Robert A. Menard, Joan M.
Augustus, Edward M., Jr. Montigny, Mark C.
Baddour, Steven A. Moore, Richard T.
Barrios, Jarrett T. Morrissey, Michael W.
Berry, Frederick E. Murray, Therese
Brewer, Stephen M. Nuciforo, Andrea F., Jr.
Brown, Scott P. O'Leary, Robert A.
Buoniconti, Stephen J. Pacheco, Marc R.
Chandler, Harriette L. Panagiotakos, Steven C.
Creem, Cynthia Stone Resor, Pamela
Fargo, Susan C. Rosenberg, Stanley C.
Hart, John A., Jr. Spilka, Karen E.
Havern, Robert A. Tarr, Bruce E.
Hedlund, Robert L. Timilty, James E.
Jehlen, Patricia D. Tisei, Richard R.
Joyce, Brian A. Tolman, Steven A.
Knapik, Michael R. Tucker, Susan C.
Lees, Brian P. Walsh, Marian
McGee, Thomas M. Wilkerson, Dianne —
38.

NAYS — 0.

ABSENT OR NOT VOTING.

Creedon, Robert S., Jr. — **1.**

The yeas and nays having been completed at twenty minutes past two o'clock P.M., the bill was passed to be enacted, two-thirds of the members present having agreed to pass the same, and it was signed by the Acting President (Mr. Rosenberg) and laid before the Governor for his approbation.

Engrossed Bill.

An engrossed Bill establishing minimum energy-efficiency standards for certain products (see House, No. 4299, amended) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage,— was considered.

During consideration, Mr. O’Leary moved that when a vote is taken on passing the bill to be enacted, it be taken by a call of the yeas and the nays.

A sufficient number having arisen, the yeas and nays were ordered.

The President in the Chair, pending the question on passing the engrossed bill to be enacted, on motion of Mr. Knapik, the further consideration thereof was postponed until the next session.

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 Steven C. Panagiotakos for legislation to require the use of helmets by certain children during winter sporting activities.

Senate Rule 36 was suspended, on motion of Mr. Berry, 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. Sent to the House for concurrence.

PAPER FROM THE HOUSE.

A petition (accompanied by bill, House, No. 4492) of Louis L. Kafka that retailers be required to provide rebates at the time of purchases by consumers,— **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on Consumer Protection and Professional Licensure.**

Reports of a Committee.

By Ms. Murray, for the committee on Ways and Means, that the House Bill authorizing the refund of automobile sales tax to Helen Bergman of the town of Wilmington (House, No. 2313),— ought to pass.

There being no objection, the rules were suspended, on motion of Mr. Havern, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.

Ms. Murray, for the committee on Ways and Means, that the House Bill relative to state unemployment tax avoidance (House, No. 4342),— ought to pass.

There being no objection, the rules were suspended, on motion of Mr. Havern, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.

PAPER FROM THE HOUSE.

Engrossed Bill.

An engrossed Bill relative to tax laws (see House, No. 4169, amended) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

After debate, the question on passing the bill to be enacted was determined by a call of the yeas and nays, at a quarter past three o’clock P.M., on motion of Mr. Lees, as follows, to wit (yeas 26 — nays 12) [**Yeas and Nays No. 205**]:

YEAS.

Antonioni, Robert A.	McGee, Thomas M.
Augustus, Edward M., Jr.	Menard, Joan M.
Barrios, Jarrett T.	Murray, Therese
Berry, Frederick E.	Nuciforo, Andrea F., Jr.
Brewer, Stephen M.	O’Leary, Robert A.
Buoniconti, Stephen J.	Pacheco, Marc R.
Chandler, Harriette L.	Panagiotakos, Steven C.
Fargo, Susan C.	Resor, Pamela
Hart, John A., Jr.	Rosenberg, Stanley C.

Havern, Robert A. Spilka, Karen E.
Jehlen, Patricia D. Timilty, James E.
Moore, Richard T. Tolman, Steven A.
Morrissey, Michael W. Wilkerson, Dianne —
 26.

NAYS.

Baddour, Steven A. Lees, Brian P.
Brown, Scott P. Montigny, Mark C.
Creem, Cynthia Stone Tarr, Bruce E.
Hedlund, Robert L. Tisei, Richard R.
Joyce, Brian A. Tucker, Susan C.
Knapik, Michael R. Walsh, Marian — **12.**

ABSENT OR NOT VOTING.

Creedon, Robert S., Jr. — **1.**

The yeas and nays having been completed at nineteen minutes past three o'clock P.M., the bill was passed to be enacted and it was signed by the President and laid before the Governor for his approbation.

Recess.

At twenty-three minutes past three o'clock P.M., at the request of Mr. Lees, for the purpose of a minority caucus, the President declared a recess; and, at fourteen minutes before six o'clock P.M., the Senate reassembled, Mr. Havern in the Chair.

PAPERS FROM THE HOUSE.

A petition (accompanied by bill, House, No. 4494) of Lida E. Harkins relative to assisted living skilled nursing care,— **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on Public Health.**

The House Bill providing benefits to service members, veterans and their families (House, No. 4469, amended),— came from the House with the endorsement that the House had concurred in the Senate amendment inserting after section 2 the following section:

“SECTION 2A. Section 19 of chapter 15A of the General Laws, as so appearing, is hereby amended by inserting after the second paragraph the following paragraph:—

Such guidelines shall provide tuition and fee waivers for veterans, as defined by section 7 of chapter 4. The commonwealth, not the institutions of public higher education, shall bear the cost of such tuition and fee waivers for veterans.”; and by striking out section 12 (inserted by amendment by the House) *with a further amendment* striking out section 2A (inserted by amendment by the Senate) and inserting in place thereof the following section:—

“SECTION 2A. Section 19 of chapter 15A of the General Laws, as so appearing, is hereby amended by inserting after the second paragraph the following paragraph:—

Such guidelines shall provide tuition and fee waivers for National Guard members. The commonwealth, not the institutions of public higher education, shall bear the cost of such tuition and fee waivers for Massachusetts National Guard members.”; and concur with the Senate in its amendment by striking out section 12, *with a further amendment* by striking out the first sentence and inserting in place thereof the following sentence: “There shall be a special commission to study the tuition and fee waiver programs, pursuant to section 19 of chapter 15A and section 137 of chapter 33 of the General Laws, for veterans.”; and by adding the following section:

“SECTION 19. Section 2A shall take effect on July 1, 2006.”, and that the Senate concur therein with the further amendment. **The rules were suspended, on motion of Mr. Tisei, and the House amendment was considered forthwith and adopted, in concurrence (as corrected BTR).**

Recess.

There being no objection, at ten minutes past six o'clock P.M., the Chair (Mr. Havern) declared a recess subject to the call of the Chair; and, at fourteen minutes past seven o'clock P.M., the Senate reassembled, Mr. Havern in the Chair (having been appointed by the President, under authority conferred by Senate Rule 4, to perform the duties of the Chair).

PAPERS FROM THE HOUSE.

Emergency Preamble Adopted.

An engrossed Bill providing benefits to service members, veterans and their families (see House, No. 4469, amended), having been certified by the Senate Clerk to be rightly and truly prepared for final passage and containing an emergency preamble,— was laid before the Senate; and, a separate vote being taken in accordance with the requirements of Article LXVII of the Amendments to the Constitution, the preamble was adopted in concurrence, by a vote of 2 to 0.

The bill was signed by the Acting President (Mr. Havern) and sent to the House for enactment.

Engrossed Bills.

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. Havern) and laid before the Governor for his approbation, to wit:

Relative to the membership of the Conservation Commission of the town of Falmouth (see House, No. 4098); and

Providing benefits to service members, veterans and their families (see House, No. 4469, amended).

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 the same Senator, at twenty-two minutes past seven o'clock P.M., the Senate adjourned to meet on the following Monday at eleven o'clock A.M.