

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, October 9, 2008.

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

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

Communications.

The following communications were severally received and placed on file:

A communication from the Honorable Richard R. Tisei, Senate Minority Leader, announcing the appointment of Ms. Elizabeth Hart of Malden to the Special Commission established (pursuant to Section 2 of Chapter 315 of the Acts of 2008) to make an investigation and study of graduation and dropout prevention and recovery;

A communication from the Honorable Richard R. Tisei, Senate Minority Leader, announcing the appointment of Senator Scott P. Brown to the Special Commission established (pursuant to Chapter 182 of the Acts of 2008) to make an investigation and study of civic engagement and learning; and

A communication from the Honorable Richard R. Tisei, Senate Minority Leader, announcing the appointment of Senator Scott P. Brown to the Special Commission established (pursuant to Section 56 of Chapter 302 of the Acts of 2008) to make an investigation and study of the impact of the OxyContin and Heroin epidemic.

Communication from the Department of Public Health relative to a plan of correction submitted pursuant to inspection of the Dedham Alternative Center (received Wednesday, October 8, 2008); and

Communication from the Department of Public Health relative to a plan of correction submitted pursuant to inspection of the Norfolk County Correctional Center (received Wednesday, October 8, 2008).

Reports.

A report of the Division of Insurance (pursuant to the provisions of Sections 4A and 4B of Chapter 175 of the General Laws) submitting its Statistical Supplement to the Massachusetts Market for Homeowners Insurance 2007 (received Thursday, October 2, 2008),— **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 Plymouth County Correctional Facility (received Thursday, October 2, 2008);

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 Northeastern Correctional Center (received Wednesday, October 8, 2008); 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 the Essex County Correctional Facility (received Wednesday, October 8, 2008).

Report of a Committee.

By Mr. Galluccio, for the committee on Public Service, on petition, a Bill establishing a sick leave bank for Brenda De Los Santos, an employee of the Department of Transitional Assistance (Senate, No. 2882);

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

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 further regulating the sale of alcoholic beverages in the city of Somerville (Senate, No. 2815) (its title having been changed by the committee on Bills in the Third Reading),— **was read a third time.**

Pending the question on passing the bill to be engrossed, Ms. Jehlen moved that the bill be amended by substituting a new draft entitled “An Act relative to the sale of alcoholic beverages in the city of Somerville” (Senate, No. 2881).

This amendment was adopted.

The bill (Senate, No. 2881) was then passed to be engrossed.

Sent to the House for concurrence.

Reports of a Committee.

By Mr. Panagiotakos, for the committee on Ways and Means, that the Senate Bill establishing a sick leave bank for Stephen Kazarian, an employee of the Department of Correction (Senate, No. 2880),— **ought to pass.**

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

Sent to the House for concurrence.

By Mr. Panagiotakos, for the committee on Ways and Means, that the House Resolve reviving and continuing the special commission on middle education in the Commonwealth (House, No. 4800),— **ought to pass.**

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

By Mr. Panagiotakos, for the committee on Ways and Means, that the Senate Bill relative to non-public school deferred compensation (Senate, No. 2853),— **ought to pass.**

There being no objection, the rules were suspended, on motion of Mr. Brown, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, its title having been changed by the committee on Bills in the Third Reading to read as follows: “An Act relative to nonpublic school deferred compensation”.

Sent to the House for concurrence.

PAPERS FROM THE HOUSE.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 5109) of Eugene L. O’Flaherty relative to the protection of children in the Commonwealth; and

Petition (accompanied by bill, House, No. 5110) of Brian P. Wallace for legislation to establish a sick leave bank for Claire Smallcomb, an employee of the Superior Court for Suffolk County;

Severally, under suspension of Joint Rule 12, to the committee on the Judiciary.

Order Adopted.

On motion of Mr. Brown,—

Ordered, That when the Senate adjourns today, it adjourn to meet again on Tuesday 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 nineteen minutes past eleven o’clock A.M., the Senate adjourned to meet on the following Tuesday at eleven o’clock A.M.