

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.

Wednesday, January 16, 2008.

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

Reports of a Committee.

By Mr. Antonioni, for the committee on Education, on Senate, Nos. 300, 308, 353, 370 and 373, an Order relative to authorizing the joint committee on Education to make an investigation and study of certain current Senate documents relative to student issues (Senate, No. 2463);

By the same Senator, for the same committee, on Senate, Nos. 302, 309, 310, 359, 369, 378 and 380, an Order relative to authorizing the joint committee on Education to make an investigation and study of certain current Senate documents relative to MCAS (Senate, No. 2464);

By the same Senator, for the same committee, on Senate, Nos. 322 and 357, an Order relative to authorizing the joint committee on Education to make an investigation and study of certain current Senate documents relative to alternative education (Senate, No. 2465);

By the same Senator, for the same committee, on Senate, Nos. 296 and 387, an Order relative to authorizing the joint committee on Education to make an investigation and study of certain current Senate documents relative to education accountability (Senate, No. 2466); and

By the same Senator, for the same committee, on Senate, Nos. 285, 306, 356 and 367, an Order relative to authorizing the joint committee on Education to make an investigation and study of certain current Senate documents relative to curriculum (Senate, No. 2467);

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

By Mr. Antonioni, for the committee on Education, on petition (accompanied by bill, Senate, No. 295), a Bill relative to ensuring the safety of children (Senate, No. 2460);

By the same Senator, for the same committee, on Senate, Nos. 275 and 294 and House, Nos. 412, 453, 454, 471, 540 and 587, a Bill relative to bullying (Senate, No. 2461); and

By the same Senator, for the same committee, on Senate, Nos. 290, 304, 329, 343 and 366 and House, Nos. 394, 401, 402, 407, 463, 576 and 577, a Bill to improve dropout prevention and reporting of graduation rates (Senate, No. 2462);

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

Committee Discharged.

Mr. Moore, for the committee on Health Care Financing, reported, asking to be discharged from further consideration of the Senate Bill to provide for an income tax credit for taxpayers with family members requiring care in their homes (Senate, No. 79),— **and recommending that the same be referred to the committee on Revenue.**

**Under Senate Rule 36, the report was considered forthwith and accepted.
Sent to the House for concurrence.**

PAPERS FROM THE HOUSE.

A message from His Excellency the Governor recommending legislation relative to reducing recidivism by increasing employment opportunities (House, No. 4476),— **was referred, in concurrence, to the committee on the Judiciary.**

The annual report of the Public Employee Retirement Administration Commission (under Sections 21, 102 and 103 of Chapter 32 of the General Laws) relative to the percentum change in the average cost-of-living as shown by the United States consumer price index for the year 2007 compared with such index for the year 2006 (accompanied by report, House, No. 4473),— **was referred, in concurrence, to the committee on Public Service.**

The report of the Health Insurance Connector Authority (under Section 43 of Chapter 205 of the Acts of 2007) submitting an analysis of the cost and feasibility of allowing employees who are offered employer-sponsored insurance (“ESI”) and who would otherwise be eligible for Commonwealth Care, to participate in Commonwealth Care (having been sent by the House to the Senate for its information),— **was returned to the House to be placed on file.**

Resolutions.

The following resolutions (having been filed with the Clerk) were severally considered forthwith and adopted, as follows:— Resolutions (filed by Messrs. Augustus and Moore) “congratulating the Blackstone Valley Regional Vocational Technical High School Beavers as the 2007 Central Massachusetts/Western Massachusetts Division 3A Super Bowl Champions”; and Resolutions (filed by Mr. Creedon) “congratulating Robert Nelson Coulstring Sr. on his eightieth birthday.”

Report of a Committee.

Mr. Downing 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 regulating public entities licensed by the department of telecommunications and energy (Senate, No. 1980).

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

Pending the question on ordering the bill to a third reading, Messrs. Rosenberg and O’Leary moved to amend the bill by substituting a new draft with the same title (Senate, No. 2469).

The amendment was adopted.

The bill (Senate, No. 2469) was then ordered to a third reading, read a third time and passed to be engrossed.

Sent to the House for concurrence.

PAPERS FROM THE HOUSE.

Engrossed Bills.

The following engrossed bills (the first of which originated in the Senate), 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. McGee) and laid before the Governor for his approbation, to wit:

Authorizing the town of Hopedale to acquire certain property for municipal purposes (see Senate, No. 2321); and
Relative to the transfer of title to condominium units (see House, No. 1246).

An engrossed Bill validating certain actions taken by the town of Abington (see House Bill, printed in House, No. 4467) (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, two-thirds of the members present having voted in the affirmative, and it was signed by the Acting President (Mr. McGee) and laid before the Governor for his approbation.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 4478) of William C. Galvin and Brian A. Joyce that the Secretary for Administration and Finance be directed to designate the use of certain land abutting Route 95 or Dedham Street in the town of Canton for civic, recreational or social purposes;

Under suspension of Joint Rule 12, to the committee on Bonding, Capital Expenditures and State Assets.

Petition (accompanied by bill, House, No. 4479) of Patricia A. Haddad and others for legislation to establish a training program for the teaching of self-control by athletes participating on school and organized sports teams;

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

Petition (accompanied by bill, House, No. 4480) of Cleon H. Turner for legislation to provide public employee retirement benefits for certain veterans;

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

Petition (accompanied by bill, House, No. 4481) of William C. Galvin and Brian A. Joyce for legislation to regulate the granting

of permits by the Highway Department for the interchange project at routes 93 and 95 located in the towns of Canton, Dedham and Westwood; and

Petition (accompanied by bill, House, No. 4482) of Cleon H. Turner for legislation to further regulate the maintenance of roads, bridges, beaches and other common areas in private subdivisions;

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

Order Adopted.

On motion of Mr. Tarr,—

Ordered, That when the Senate adjourns today, it adjourn to meet again tomorrow 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 twelve minutes past eleven o'clock A.M., the Senate adjourned to meet on the following day at eleven o'clock A.M.