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UNCORRECTED PROOF OF THE JOURNAL OF THE SENATE.



JOURNAL OF THE SENATE.

Tuesday, April 8, 2008.

Met according to adjournment, at eleven o'clock A.M. (Mr. Petrucci 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. Petrucci), members, guests and employees then recited the pledge of allegiance to the flag.

Petition.

Mr. Morrissey presented a petition (subject to Joint Rule 12) of Michael W. Morrissey for legislation to clarify the authority of county sheriffs,— and the same was referred, under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.

Committee Discharged.

Mr. Moore, for the committee on Health Care Financing, reported, asking to be discharged from further consideration of the Senate Bill relative to rates for human and social service programs (Senate, No. 65, changed),— **and recommending that the same be referred to the Senate committee on Ways and Means.**

Under Senate Rule 36, the report was considered forthwith and accepted.

Sent to the House for concurrence in the discharge of the joint committee.

Reports of a Committee.

By Mr. Panagiotakos, for the committee on Ways and Means, that the Senate Bill relative to rates of pilotage (Senate, No. 515),— **ought to pass.**

Mr. Timilty moved to suspend the rules to consider the matter forthwith; but objection was made thereto by Mr. Hedlund.

Under Senate Rule 26, referred to the committee on Ethics and Rules.

By Mr. Panagiotakos, for the committee on Ways and Means, that the Senate Bill adjusting the pension wages of Robert B. Noonan, a retired teacher in the Chelmsford school system (Senate, No. 1642),— **ought to pass, with an amendment substituting a new draft entitled “An Act relative to retirement benefits for Robert B. Noonan” (Senate, No. 2629).**

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

The bill (Senate, No. 2629) was then ordered to a third reading.

By Mr. Panagiotakos, for the committee on Ways and Means, that the Senate Bill relative to bullying (Senate, No. 2461),— **ought to pass, with an amendment substituting a new draft with the same title (Senate, No. 2630).**

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

**was amended, as recommended by the committee on Ways and Means.
The bill (Senate, No. 2630) was then ordered to a third reading.**

By Mr. Panagiotakos, for the committee on Ways and Means, that the Senate Bill to improve school campus air quality (Senate, No. 2451),— **ought to pass, with an amendment substituting a new draft with the same title (Senate, No. 2628).**

**There being no objection, the rules were suspended, on motion of Mr. McGee, and the bill was read a second time and was amended, as recommended by the committee on Ways and Means.
The bill (Senate, No. 2628) was then ordered to a third reading.**

Reports of Committees.

By Mr. Downing, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Michael R. Knapik, Peter V. Kocot and Donald F. Humason, Jr. (with the approval of the mayor and city council of the city of Westfield) for legislation, to authorize the Department of Fish and Game to acquire a conservation restriction on lands of the city of Westfield [Local approval received].

Senate Rule 36 was suspended, on motion of Mr. Rosenberg, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Bonding, Capital Expenditures and State Assets.

By Mr. Downing, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Robert A. O'Leary and Matthew C. Patrick for legislation to authorize the Mashpee Water District to hold elections for Board of Water Commissioners concurrent with the elections for the town of Mashpee.

Senate Rule 36 was suspended, on motion of Mr. Rosenberg, 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. Downing, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Robert A. Antonioni and Stephen L. DiNatale for legislation relative to public parking in the city of Fitchburg.

Senate Rule 36 was suspended, on motion of Mr. Rosenberg, 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.

Mr. Downing, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Richard T. Moore, Harriette L. Chandler, Paul Kujawski, George N. Peterson, Jr., and other members of the General Court for legislation to promote business continuity and recovery after a disaster.

Senate Rule 36 was suspended, on motion of Mr. Rosenberg, 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.

By Mr. Downing, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Robert A. O'Leary for legislation to grant creditable service to Linda Stetson Willoughby.

**Senate Rule 36 was suspended, on motion of Mr. Rosenberg, 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.**

PAPERS FROM THE HOUSE.

Petitions were referred, in concurrence, as follows:

Joint petition (accompanied by bill, House, No. 4664) of Michael J. Rodrigues and others that the Division of Capital Asset Management and Maintenance be directed to convey a certain parcel of land in the town of Westport to Edward Peter Haley;

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

Petition (accompanied by bill, House, No. 4665) of Sarah K. Peake that the Teachers' Retirement Board be required to reimburse Thomas P. Johnson for certain interest accrued on retirement fund contributions.

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

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.

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

Establishing a community events fund for the town of Wareham (see Senate, No. 2287);

Allowing town meetings to be held in June (see House, No. 1943);

Relative to the affordable housing trust fund in the town of Provincetown (see House, No. 4037);

Relative to a certain reserve fund in the town of Oak Bluffs (see House, No. 4041);

Further regulating health and other insurance for employees of the town of West Tisbury (see House, No. 4102); and
Providing for a charter for the town of Groton (see House, No. 4490).

Order Adopted.

On motion of Mr. Rosenberg,—

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

On motion of Mr. McGee, at ten minutes past eleven o'clock A.M., the Senate adjourned to meet on the following Thursday at one o'clock P.M.