

**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.

*Tuesday, May 29, 2007.*

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

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

#### *Reports.*

The following reports were severally read and placed on file:

A report of the Property and Casualty Initiative, LLC (under the provisions of Section 3 of Chapter 259 of the General Laws) submitting its Annual Report for the fiscal year 2006 (received Thursday, May 24, 2007); and

A report of the Department of Public Health (pursuant to Section 2 of Chapter 111 of the General Laws) submitting the 2001 Annual Report, Vital Statistics of Massachusetts (received Friday, May 25, 2007).

#### *Petition.*

Mr. Rosenberg presented a petition (accompanied by bill, Senate, No. 2247) of Stanley C. Rosenberg and Ellen Story (by vote of the town) for legislation relative to certain conservation land in the town of Amherst [Local approval received],— **and the same was referred, under Senate Rule 20, to the committee on Municipalities and Regional Government. Sent to the House for concurrence.**

### PAPERS FROM THE HOUSE.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 4044) of Allen J. McCarthy (by vote of the town) for legislation to increase the membership of the board of public works in the town of Whitman; and

Petition (accompanied by bill, House, No. 4045) of Allen J. McCarthy (by vote of the town) for legislation to eliminate the requirement that a member of the board of public works in the town of Whitman be a civil engineer;

**Severally to the committee on Municipalities and Regional Government.**

#### *Bills*

Establishing the Rehoboth agricultural and natural resources preservation council (House, No. 2032,— on petition) [Local approval received];

Authorizing the town of Norwood to convey certain park land (House, No. 3753,— on petition) [Local approval received]; and

Relative to certain land in the town of Provincetown (House, No. 3754,— on petition) [Local approval received];

**Were severally read and, under Senate Rule 26, placed in the Orders of the Day for the next session.**

#### *Reports*

Of the committee on Mental Health and Substance Abuse, asking to be discharged from further consideration  
Of the petition (accompanied by resolve, Senate, No. 1122) of Brian A. Joyce, John W. Scibak, Barbara A. L'Italien, Jarrett T. Barrios and other members of the General Court resolve to create a special commission on behavior modification;  
Of the petition (accompanied by bill, Senate, No. 1123) of Brian A. Joyce, John W. Scibak, Barbara A. L'Italien, Jarrett T. Barrios and other members of the General Court for legislation creating and authorizing level IV behavioral treatment interventions;  
Of the petition (accompanied by bill, Senate, No. 1124) of Brian A. Joyce, John W. Scibak, Barbara A. L'Italien, Jarrett T. Barrios and other members of the General Court for legislation relative to behavior analysts; and  
Of the joint petition (accompanied by bill, House, No. 1904) of John W. Scibak and others that the Department of Mental Retardation be authorized to establish Level IV behavioral treatment interventions;  
**And recommending that the same severally be referred to the committee on Children, Families and Persons with Disabilities.**

**Were severally considered forthwith, under Senate Rule 36, and accepted, in concurrence.**

*Resolutions.*

The following resolutions (having been filed with the Clerk) were considered forthwith and adopted, as follows:—  
Resolutions (filed by Mr. Joyce) “congratulating Brian Peter Howard on his fortieth birthday.”

**PAPERS FROM THE HOUSE.**

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 4051) of Antonio F. D. Cabral and Mark C. Montigny (with the approval of the mayor and city council) for legislation to authorize the city of New Bedford to adopt regulations for the protection and control of public housing in said city;

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

Petition (accompanied by bill, House, No. 4052) of Antonio F. D. Cabral and others for legislation to require dangerous hearings for criminals charged in certain illegal drug transactions;

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

Petition (accompanied by bill, House, No. 4053) of Antonio F. D. Cabral and Mark C. Montigny (with the approval of the mayor and city council) that the city of New Bedford be authorized to adopt regulations for the operation of motorized bicycles and scooters on public ways within said city;

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

*Order Adopted.*

On motion of Mr. Brown,—

*Ordered*, That when the Senate adjourns today, it adjourn to meet again on Thursday next at eleven o'clock A.M., and that the Clerk be directed to dispense with the printing of a calendar.

*Adjournment in Memory of Walter J. Moriarity of Winchendon.*

The Senator from Worcester, Hampden, Hampshire and Franklin, Mr. Brewer, presented a request that when the Senate adjourns today, it do so in memory of Walter J. Moriarity of Winchendon.

Walter J. Moriarity was elected to the Board of Selectmen in the town of Winchendon in 2002 and served with dedication and hard work. As a teacher, father of four, and great husband to his wife Judy, Mr. Moriarity will be missed by his friends and family.

Accordingly, as a mark of respect to the memory of Walter J. Moriarity of Winchendon, at six minutes after eleven o'clock A.M., on motion of Mr. Brown, the Senate adjourned to meet again on Thursday next at eleven o'clock A.M.