

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 6, 2008.

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

Communication.

A communication from the Department of Correction (pursuant to Section 16 of Chapter 123A of the General Laws) submitting its Annual Report of the Massachusetts Treatment Center for the Sexually Dangerous Persons. (Copies having been forwarded as required to the Senate Committees on Ways and Means and the Judiciary) (received Friday, October 31, 2008),— **was placed on file.**

Reports.

The following reports were severally read and placed on file:

A report of the Human Resources Division (under the provisions of Section 25 of Chapter 31 of the General Laws) submitting a listing of Civil Service public safety police promotional lists that have been revoked by the Personnel Administrator as of October 1, 2008 (received Monday, November 3, 2008);

A report of the Executive Office of Transportation (pursuant to Sections 12 and 13 of Chapter 86 of the Acts of 2008) submitting various reports (received Monday, November 3, 2008); and

A report of the Division of Unemployment Assistance (under the provisions of Section 14F of Chapter 151A of the General Laws) relative to the condition of the Unemployment Insurance Trust Fund for the month of October 2008 (received Wednesday, November 5, 2008).

Petitions.

Mr. Tarr presented a petition (accompanied by bill, Senate, No. 2886) of Bruce E. Tarr and Bradford R. Hill (by vote of the town) for legislation to establish a post employment health insurance liability fund in the town of Ipswich [Local approval received],— **and the same was referred, under Senate Rule 20, to the committee on Public Service. Sent to the House for concurrence.**

Ms. Jehlen presented a petition (subject to Joint Rule 12) of Patricia D. Jehlen and Sean Garballey for legislation to establish a sick leave bank for Sharon Brady,— **and the same was referred, under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.**

Resolutions.

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

Resolutions (filed by Messrs. Brown and Timilty) “congratulating Doctor Richard Brousseau on the dedication of the gymnasium at the Bartek Recreation Center in the city of Attleboro”; and
Resolutions (filed by Messrs. Brown and Timilty) “congratulating Robert Lepper on the dedication of the gymnasium at the Bartek Recreation Center in the city of Attleboro.”

Report of a Committee.

By Mr. Panagiotakos, for the committee on Ways and Means, that the House Bill protecting military service members (House, No. 4508),— ought to pass, with an amendment striking out all after the enacting clause and inserting in place thereof the following text:

“SECTION 1. Section 11 of chapter 176D of the General Laws, as appearing in the 2006 Official Edition, is hereby amended by adding the following paragraph:—

Notwithstanding the forgoing, the commissioner may, in accordance with said chapter 30A, promulgate rules and regulations to protect service members of the Armed Forces of the United States from dishonest or predatory insurance acts or practices by identifying certain insurance acts or practices as false, misleading, deceptive or unfair.”

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

The bill, as amended, was then ordered to a third reading, read a third time and passed to be engrossed, in concurrence, with the amendment.

Sent to the House for concurrence in the amendment.

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 House Bill relative to the charter of the town of Ashland (House, No. 4790),— **was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.**

PAPERS FROM THE HOUSE.

A petition (accompanied by bill, House, No. 5139) of Ronald Mariano that the Department of Correction be authorized to establish a sick leave bank for Kenneth J. Murphy, an employee of said department,— **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on Public Service.**

Engrossed Resolve.

An engrossed Resolve providing for a plaque at the State House to honor the contributions of African Americans to the Commonwealth (see Senate, No. 2812) (which originated in the Senate), having been certified by the Senate Clerk to be rightly and truly prepared for final passage, was passed and was signed by the Acting President (Mr. Tolman) and laid before the Governor for his approbation.

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 Mr. Petruccelli, at seventeen minutes past eleven o'clock A.M., the Senate adjourned to meet on the following Monday at eleven o'clock A.M.