

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.

Monday, December 8, 2008.

Met according to adjournment, at 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.

Report of a Committee.

By Mr. Galluccio, for the committee on Public Service, on petition, a Bill establishing a post employment health insurance liability fund in the town of Ipswich (Senate, No. 2886)[Local approval received];

Read and, under Senate Rule 26, placed in the Orders of the Day for the next session.

PAPERS FROM THE HOUSE.

Bills

Designating a certain bike path in the town of Millbury as the Honorable Richard Dwinell Memorial Blackstone Valley Bike Path (House, No. 5102, amended,— on petition); and

Relative to needlestick injury prevention in public health facilities and settings (House, No. 5159,— on House, No. 2056);

Were severally read and, under Senate Rule 26, referred to the committee on Ethics and Rules.

Bills

Relative to the employment benefits trust fund of the town of Arlington (House, No. 4140,— on petition) [Local approval received];

Authorizing the town of Lincoln to establish a post employment health insurance trust fund (House, No. 4775,— on petition) [Local approval received];

Authorizing the town of Sudbury to regulate certain property tax exemption eligibility requirements (House, No. 4860,— on petition) [Local approval received];

Authorizing the town of Westborough to grant an additional license for the sale of wine and malt beverages to be drunk on the premises (House, No. 4874,— on petition) [Local approval received];

Authorizing the establishment of an affordable housing fund in the town of Harwich (House, No. 5077,— on petition) [Local approval received]; and

Exempting Dwayne P. Burgo from maximum age requirement for applying for civil service appointment as a police officer in the city of Taunton (House, No. 5086,— on petition) [Local approval received];

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

Resolutions.

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

Resolutions (filed by Ms. Creem, Messrs. Antonioni, Augustus, Baddour, Berry, Brewer, Brown and Buoniconti, Ms. Candaras,

Ms. Chandler, Messrs. Creedon and Downing, Ms. Fargo, Messrs. Galluccio, Hart and Hedlund, Ms. Jehlen, Messrs. Joyce, Knapik and McGee, Ms. Menard, Messrs. Montigny, Moore and Morrissey, Ms. Murray, Messrs. O'Leary, Pacheco, Panagiotakos and Petruccelli, Ms. Resor, Mr. Rosenberg, Ms. Spilka, Messrs. Tarr, Timilty, Tisei and Tolman, Ms. Tucker and Ms. Walsh) "commemorating the celebration of Chanukah 2008"; Resolutions (filed by Ms. Murray and Mr. O'Leary) "congratulating John L. Reed on the occasion of his retirement"; and Resolutions (filed by Ms. Walsh) "congratulating Matthew E. Costa on the occasion of his Court of Honor."

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 designating a certain flagpole at Lawrence Heritage State Park as the Mary L. Girouard Flagpole (Senate, No. 2889).

There being no objection, the rules were suspended, on motion of Ms. Walsh, 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.

PAPERS FROM THE HOUSE.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 5160) of Alice Hanlon Peisch and others for legislation to eliminate tolls on certain roadways and provide an increase in the tax on gasoline;

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

Petition (accompanied by bill, House, No. 5161) of Steven M. Walsh and others for an investigation by a special commission (including members of the General Court) relative to the equity of tolls charged motorists by the Massachusetts Turnpike Authority;

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

A Bill establishing other post employment benefits liability trust funds for municipalities (House, No. 5148,— on House, No. 1140),— was read.

There being no objection, the rules were suspended, on motion of Mr. Petruccelli, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence, its title having been changed by the committee on Bills in the Third Reading to read as follows: "An Act providing for the establishment of other post employment benefits liability trust funds in municipalities and certain other governmental units."

Engrossed Bills.

The following engrossed bills (the first two 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. Tolman) and laid before the Governor for his approbation, to wit:

To improve school campus air quality (see Senate, No. 2628);

Relative to the appointment of the board of assessors, town collector and town treasurer in the town of Orange (see Senate, No. 2788); and

Relative to the charter of the town of Westborough (see House, No. 4944).

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.

On motion of Ms. Walsh, at ten minutes past eleven o'clock A.M., the Senate adjourned to meet on the following Thursday at eleven o'clock A.M.