

**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, April 6, 2009.*

Met at two minutes past eleven o'clock A.M., (Mr. Tolman in the Chair).

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

#### *Communications.*

The following communications were severally received and placed on file:

A communication from the Honorable Therese Murray, President of the Senate, announcing the appointment of Senator Karen E. Spilka as the Co-Chair of the Special Commission established (pursuant to Chapter 7 of the Resolves of 2008) relative to economic opportunities in the Commonwealth; and

A communication from the Honorable Therese Murray, President of the Senate, announcing the appointments of Senators Sonia Chang-Diaz and Benjamin B. Downing to the Special Commission established (pursuant to Chapter 9 of the Resolves of 2008) relative to designating 1,000 great places in the Commonwealth.

A communication from the Joint Committee on Children, Families and Persons with Disabilities (under the provisions of Joint Rule 1) relative to the rules of procedure for said committee for the 2009-2010 legislative session (received Wednesday, March 11, 2009);

A communication from the Joint Committee on Community Development and Small Business (under the provisions of Joint Rule 1) relative to the rules of procedure for said committee for the 2009-2010 legislative session (received Thursday, March 5, 2009);

A communication from the Joint Committee on Consumer Protection and Professional Licensure (under the provisions of Joint Rule 1) relative to the rules of procedure for said committee for the 2009-2010 legislative session (received Wednesday, March 11, 2009);

A communication from the Joint Committee on Education (under the provisions of Joint Rule 1) relative to the rules of procedure for said committee for the 2009-2010 legislative session (received Thursday, March 12, 2009);

A communication from the Joint Committee on Election Laws (under the provisions of Joint Rule 1) relative to the rules of procedure for said committee for the 2009-2010 legislative session (received Thursday, March 12, 2009);

A communication from the Joint Committee on Environment, Natural Resources and Agriculture (under the provisions of Joint Rule 1) relative to the rules of procedure for said committee for the 2009-2010 legislative session (received Thursday, March 12, 2009);

A communication from the Joint Committee on Federal Stimulus (under the provisions of Joint Rule 1) relative to the rules of procedure for said committee for the 2009-2010 legislative session (received Wednesday, March 25, 2009);

A communication from the Joint Committee on Financial Services (under the provisions of Joint Rule 1) relative to the rules of procedure for said committee for the 2009-2010 legislative session (received Thursday, March 12, 2009);

A communication from the Joint Committee on Health Care Financing (under the provisions of Joint Rule 1) relative to the rules of procedure for said committee for the 2009-2010 legislative session (received Wednesday, March 11, 2009);

A communication from the Joint Committee on Higher Education (under the provisions of Joint Rule 1) relative to the rules of procedure for said committee for the 2009-2010 legislative session (received Thursday, March 12, 2009);

A communication from the Joint Committee on Housing (under the provisions of Joint Rule 1) relative to the rules of procedure for said committee for the 2009-2010 legislative session (received Wednesday, March 11, 2009);

A communication from the Joint Committee on Labor and Workforce Development (under the provisions of Joint Rule 1) relative to the rules of procedure for said committee for the 2009-2010 legislative session (received Thursday, March 12, 2009);

A communication from the Joint Committee on Mental Health and Substance Abuse (under the provisions of Joint Rule 1) relative to the rules of procedure for said committee for the 2009-2010 legislative session (received Tuesday, March 10, 2009);

A communication from the Joint Committee on Municipalities and Regional Government (under the provisions of Joint Rule 1) relative to the rules of procedure for said committee for the 2009-2010 legislative session (received Monday, March 9, 2009);

A communication from the Joint Committee on Public Health (under the provisions of Joint Rule 1) relative to the rules of procedure for said committee for the 2009-2010 legislative session (received Tuesday, March 10, 2009);

A communication from the Joint Committee on Public Safety and Homeland Security (under the provisions of Joint Rule 1) relative to the rules of procedure for said committee for the 2009-2010 legislative session (received Thursday, March 12, 2009);

A communication from the Joint Committee on Public Service (under the provisions of Joint Rule 1) relative to the rules of procedure for said committee for the 2009-2010 legislative session (received Thursday, March 12, 2009);

A communication from the Joint Committee on Revenue (under the provisions of Joint Rule 1) relative to the rules of procedure for said committee for the 2009-2010 legislative session (received Friday, March 6, 2009);

A communication from the Joint Committee on State Administration and Regulatory Oversight (under the provisions of Joint Rule 1) relative to the rules of procedure for said committee for the 2009-2010 legislative session (received Friday, February 27, 2009);

A communication from the Joint Committee on Telecommunications, Utilities and Energy (under the provisions of Joint Rule 1) relative to the rules of procedure for said committee for the 2009-2010 legislative session (received Wednesday, March 11, 2009);

A communication from the Joint Committee on Tourism, Arts and Cultural Development (under the provisions of Joint Rule 1) relative to the rules of procedure for said committee for the 2009-2010 legislative session (received Thursday, March 12, 2009) and;

A communication from the Joint Committee on Veterans and Federal Affairs (under the provisions of Joint Rule 1) relative to the rules of procedure for said committee for the 2009-2010 legislative session (received Wednesday, March 11, 2009);

*Report of a Committee.*

By Mr. Richard T. Moore, for the committee on Health Care Financing, on Senate, No. 18 and House, No. 108, a Bill relative to pandemic preparation and response in the Commonwealth (Senate, No. 2028) [Estimated cost — \$0];

**Read and, under Senate Rule 26, referred to the committee on Ethics and Rules.**

**PAPERS FROM THE HOUSE.**

A petition (accompanied by bill, House, No. 4049) of Paul K. Frost and Michael O. Moore (by vote of the town) relative to the charter in the town of Auburn,— **was referred, in concurrence, to the committee on Municipalities and Regional Government.**

Report of the committee on Mental Health and Substance Abuse, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 739) of James B. Eldridge and others for legislation relative to affordable housing community planning,— **recommending that the same be referred to the committee on Housing,— was considered forthwith, under Senate Rule 36, and accepted, in concurrence.**

*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 authorizing the city of Beverly to issue additional liquor licenses to Joseph A. Leone, d/b/a The Black Cow Restaurant, and to the American BBQ LLC d/b/a the American BBQ (House, No. 3795),— **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 authorizing the city of Beverly to grant 2 additional licenses for the sale of certain alcoholic beverages to be drunk on the premises”.**

#### **PAPER FROM THE HOUSE.**

A petition (accompanied by bill, House, No. 4048) of Pam Richardson and others for legislation to establish a sick leave bank for Geraldine Egan, an employee of the Department of Public Health,— was referred, in concurrence, to the committee on Public Service.

*Order Adopted.*

On motion of Mr. Hedlund,—

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

On motion of the same Senator, at five minutes past eleven o'clock A.M., the Senate adjourned to meet again on Wednesday next at one o'clock P.M.