

**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, March 15, 2010.*

Met at four minutes past eleven o'clock A.M. (Mr. Timilty in the Chair).

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

#### *Reports of Committees.*

By Mr. Eldridge, for the committee on Municipalities and Regional Government, on petition, a Bill relative to cities and towns borrowing outside their debt limit (Senate, No. 781);

**Read and, under Joint Rule 1F, referred to the committee on Bonding, Capital Expenditures and State Assets.**

By Mr. Morrissey, for the committee on Consumer Protection and Professional Licensure, on petition, a Bill relative to technical corrections to Chapter 465 of the Acts of 1980 (Senate, No. 154);

By Mr. Buoniconti, for the committee on Financial Services, on Senate, No. 122 and House, Nos. 929 and 1043, a Bill relative to auto body labor rates (Senate, No. 122);

By the same Senator, for the same committee, on petition, a Bill relative to compliance with reserve requirements of life insurers (Senate, No. 497, changed by striking out section 3);

By Ms. Tucker, for the committee on Housing, on petition (accompanied by bill, Senate, No. 667), a Bill establishing transparency during the purchasing of a condominium unit (Senate, No. 2325); and

By Mr. Baddour, for the committee on Transportation, on petition (accompanied by bill, Senate, No. 1973), a Bill regarding education requirements for class 2 motor vehicle licensees (Senate, No. 2324);

**Severally read and, under Senate Rule 27, referred to the committee on Ways and Means.**

By Mr. Morrissey, for the committee on Consumer Protection and professional Licensure, on petition, a Bill relative to the recorking of wine (Senate, No. 171);

By the same Senator, for the same committee, on petition, a Bill relative to an underage law enforcement agent (Senate, No. 172);

By Mr. Eldridge, for the committee on Municipalities and Regional Government, on petition, a Bill to assist public water suppliers and to safeguard adequate water supplies (Senate, No. 786); and

By the same Senator for the same committee, on petition, a Bill relative to the appointment of town managers (Senate, No. 793);

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

By Mr. Eldridge, for the committee on Municipalities and Regional Government, on petition, a Bill relative to betterment assessments in the town of Sturbridge (Senate, No. 2043) [Local approval received];

By the same Senator, for the same committee, on petition, a Bill to exempt the town of Wilmington from liability (Senate, No. 2142) [Local approval received];

By the same Senator, for the same committee, on petition, a Bill to authorize easements over certain land in the town of Andover (Senate, No. 2154) [Local approval received]; and

By the same Senator, for the same committee, on petition, a Bill authorizing the town of Chelmsford to convey certain

conservation land and easements (Senate, No. 2287) [Local approval received];  
**Severally read and, under Senate Rule 26, placed in the Orders of the Day for the next session.**

#### **PAPERS FROM THE HOUSE.**

A Bill designating a certain bridge in the town of Mansfield in honor of Staff Sergeant Edward Joseph Pazsit (House, No. 4338, changed,-- on petition),-- **was read and, under Senate Rule 26, referred to the committee on Ethics and Rules.**

#### *Bills*

Authorizing the appointment of retired police officers as special police officers in the town of Norwood (House, No. 1917,-- on petition) [Local approval received];  
Exempting non-public safety employees from civil service (House, No. 4198,-- on petition) [Local approval received]; and  
Establishing a municipal building fund and a municipal building committee in the town of West Boylston (House, No. 4390,-- on petition) [Local approval received];

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

Report of the committee on Municipalities and Regional Government asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 1964) of Cory Atkins, Bill Bowles and others for legislation to further regulate certain corporations responsible for the installation and maintenance of gas lines or pipes in cities and towns;-- and recommending that the same be referred to the committee on Telecommunications, Utilities and Energy,- **was considered forthwith, under Senate Rule 36, and accepted, in concurrence.**

#### *Resolutions.*

The following resolutions (having been filed with the Clerk) were severally considered forthwith and adopted, as follows:-  
Resolutions (filed by Ms. Murray and Mr. O'Leary) "congratulating Lieutenant Robert J. Knott, Jr. on the occasion of his retirement"; and  
Resolutions (filed by Mr. O'Leary) "to the family of Andrew Kamarck on his being recognized as the recipient of the Brewster Democratic Town Committee's First Annual Andrew Kamarck Award."

#### *Engrossed Bill Returned by Governor with Recommendation of Amendment*

The engrossed Bill establishing the Sandwich Economic Initiative Corporation (see Senate, No. 2073) (which on Tuesday, March 2, 2010, had been laid before the Governor for his approbation), was returned to the Senate Clerk by the Governor on Friday, March 12, 2010, at a half past eleven o'clock A.M., with a message recommending an amendment.

**The message (Senate, No. 2326) was read and the Senate proceeded to reconsider the bill, in accordance with the provisions of Article LVI of the Amendments to the Constitution.**

**Pending action thereon, the bill was referred to the committee on Bills in the Third Reading, on motion of Mr. Knapik.**

#### *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 property tax exemptions for rental properties in the town of Wellfleet restricted as affordable housing (House, No. 2852) (its title having been changed by the committee on Bills in the Third Reading),-- **was read a third time and passed to be engrossed, in concurrence.**

#### *Reports of a Committee.*

By Mr. Panagiotakos, for the committee on Ways and Means, that the Senate Bill to establish a sick leave bank for Denise Cailler, an employee of the Trial Court (Senate, No. 2241),-- **ought to pass.**

**There being no objection, the rules were suspended, on motion of Mr. Knapik, 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.**

The Senate Bill relative to the Max Ulin Rink (Senate, No. 2310),-- ought to pass, with an amendment substituting a new draft entitled "An Act authorizing the lease of the Max Ulin Skating Rink" (Senate, No. 2327).

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

**The bill (Senate, No. 2327) was then ordered to a third reading, read a third time and passed to be engrossed.**  
**Sent to the House for concurrence.**

By Mr. Panagiotakos, for the committee on Ways and Means, that the House Bill relative to representation by the Attorney General in actions involving pilots (House, No. 4469),-- **ought to pass.**

**There being no objection, the rules were suspended, on motion of Mr. Knapik, and the bill 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.**

Petitions were severally referred, in concurrence, as follows, to wit:

Petition (accompanied by bill, House, No. 4562) of Michael A. Costello and Steven A. Baddour for legislation to protect citizens of the Commonwealth from unsafe and injurious landfills;

**Under suspension of Joint Rule 12, to the committee on the Environment, Natural Resources and Agriculture.**

Petition (accompanied by bill, House, No. 4563) of Jason Lewis, Elizabeth A. Malia and others relative to the reorganization of the Zoological Corporation Board;

**Under suspension of Joint Rules 9 and 12, to the committee on Tourism, Arts and Cultural Development.**

*Order Adopted.*

On motion of Mr. Knapik,—

*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 the same Senator, at nineteen minutes past eleven o'clock A.M., the Senate adjourned to meet again on Thursday next at eleven o'clock A.M.