

**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, August 16, 2010.*

Met according to adjournment at eleven o'clock A.M. (Mr. Petrucci in the Chair).

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

#### *Communication.*

A communication from the Honorable Richard R. Tisei, Senate Minority Leader, announcing the appointment of Mr. Wayne Burton, President of North Shore Community College to the Special Commission established (pursuant to Section 162 of Chapter 131 of the Acts of 2010) relative to in-state tuition retention,-- **was placed on file.**

#### *Reports.*

The following reports were severally read and placed on file, to wit:

A report from the Executive Office for Administration and Finance (pursuant to Section 64 of Chapter 303 of the Acts of 2008) submitting a report on the progress and expenditures of the Commonwealth's transportation systems.

A report from the Executive Office for Administration and Finance (pursuant to Section 17 of Chapter 86 of the Acts of 2008) submitting a report on the progress and expenditures of the Commonwealth's transportation systems.

A report from the Executive Office for Administration and Finance (pursuant to Section 25 of Chapter 304 of the Acts of 2008) submitting a report on the progress and expenditures for capital facility repairs and improvements for the Commonwealth.

A report from the Executive Office for Administration and Finance (pursuant to Section 13 of Chapter 258 of the Acts of 2008) submitting a report on the progress and expenditures for public higher education capital improvement needs of the Commonwealth.

### PAPERS FROM THE HOUSE

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

Petition (accompanied by bill, House, No. 4970) of Robert M. Koczera, Antonio F.D. Cabral, Stephen R. Canessa and John F. Quinn (with the approval of the mayor and city council) for legislation placing a certain question on the November ballot in the city of New Bedford;

#### **To the committee on Election Laws.**

Petition (accompanied by bill, House, No. 4986) of Thomas M. Menino (with the approval of the mayor and city council) relative to the collection of fines for violations of dog laws in the city of Boston;

#### **To the committee on the Judiciary.**

Petition (accompanied by bill, House, No. 4980) of John W. Scibak (by vote of the town) relative to revising the membership of town meeting of the town of South Hadley;

#### **To the committee on Municipalities and Regional Government.**

Petition (accompanied by House, No. 4981) of Kevin J. Murphy, Thomas A. Golden, Jr. and David M. Nangle (with the approval

of the mayor and city council) that the city of Lowell be exempt from certain collective bargaining procedures in the purchase of group insurance policies for employees and retired employees of said city;

**To the committee on Public Service.**

A Bill establishing a sick leave bank for Edward A. Driscoll, an employee of the Trial Court (House, No. 4947, amended,-- on petition),-- **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

#### *Bills*

Exempting the deputy chief of police in the town of Sharon from the provisions of civil service (House, No. 4853,-- on petition) [Local approval received];

Authorizing the town of Milford to grant an additional; license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 4937,-- 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 considered forthwith and adopted, as follows:-  
Resolutions (filed by Mr. Ross) "congratulating Sean Patrick Nelson of the town of Millis upon his elevation to the rank of Eagle Scout."

#### *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 forthwith:

The House Bill authorizing the town of Dennis to borrow in anticipation of reimbursements from betterments assessed (House, No. 4244) (its title having been changed by the committee on Bills in the Third Reading),-- **was read a third time.**

Pending the question on passing the bill to be engrossed, Mr. O'Leary moved that the bill be amended by inserting after the word "borrow", in line 2, the following words:- "for a term of up to 15 years".

**The amendment was adopted.**

**The bill, as amended, was then passed to be engrossed, in concurrence, with the amendment.**

**Sent to the House for concurrence in the amendment.**

#### *Reports of a Committee.*

Mr. Berry, 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 House Bill relative to reprecincting (House, No. 678).

**There being no objection, the rules were suspended, on motion of Mr. Ross, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.**

Mr. Berry, 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 House Bill validating the acts and proceedings at an annual town meeting held in the town of Essex (printed in House, No. 4950).

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

A petition (accompanied by bill, House, No. 4993) of Linda Dorcena Forry and John A. Hart, Jr. for legislation to establish a sick leave bank for Imani Smith, an employee of the Department of Youth Services,- was referred, in concurrence, under suspension of Joint Rule 12, to the committee on Public Service.

#### *Order Adopted.*

On motion of Mr. Ross,

*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 five minutes past eleven o'clock A.M., the Senate adjourned to meet again on Monday next at eleven o'clock A.M.