

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, October 7, 2010.

Met at one minute past 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.

Petition.

Mr. Timilty presented a petition (subject to Joint Rule 12) of James E. Timilty for legislation to establish a sick leave bank for Frank J. Servello, an employee of the executive office of public safety and security;

Referred, under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.

Report of a Committee.

By Mr. Eldridge, for the committee on Municipalities and Regional Government, on petition, a Bill amending the charter of the town of Middleborough (Senate, No. 2617) [Local approval received];

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

PAPER FROM THE HOUSE

Notice was received from the House announcing the following appointment by the Minority Leader of the House of Representatives:

That Representative Hill of Ipswich to the special commission established (under Section 72 of Chapter 188 of the Acts of 2010) to examine efficient and effective strategies to implement school district collaboration and regionalization.

Recess.

There being no objection, at two minutes past eleven o'clock A.M., the Chair (Mr. Tolman) declared a recess subject to the call of the Chair; and, at thirteen minutes before five o'clock P.M., the Senate reassembled, Mr. Tolman in the Chair.

Resolutions.

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

Resolutions (filed by Ms. Chandler) "congratulating Joyce Montag Greenberg on the occasion of her seventieth birthday"; and Resolutions (filed by Mr. Knapik) "congratulating Western Massachusetts Hospital on its one hundredth anniversary."

Reports of Committees.

By Mr. Berry, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Stephen M. Brewer and Lewis G. Evangelidis for legislation to establish a sick leave bank for Francis Bedard, an employee of the Department of Corrections.

The rules were suspended, on motion of Mr. Hart, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service. Sent to the House for 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 Senate Bill relative to the transfer of boat registration between family members (Senate, No. 1941) (the committee on Ethics and Rules recommending that the bill be amended by substituting a new draft with the same title, Senate, No. 2633). **There being no objection, the rules were suspended, on motion of Mr. Tarr, and the bill was read a second time and was amended, as recommended by the committee on Ethics and Rules. The bill (Senate, No. 2633) was then ordered to a third reading, read a third time and was passed to be engrossed. Sent to the House for concurrence.**

PAPER FROM THE HOUSE

Engrossed Bill.

An engrossed Bill relative to the hoisting and machinery law (see Senate, No. 2564) (which originated in the Senate), having been certified by the Senate Clerk to be rightly and truly prepared for final passage was passed to be enacted, two-thirds of the members present having voted in the affirmative, and was signed by the Acting President (Mr. Tolman) and laid before the Governor for his approbation.

Reports of Committees.

The following report was laid before the Senate, the time within which the said committee was required to report having expired:—

Of the committee on Environment, Natural Resources and Agriculture, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 2160) of Richard T. Moore and George N. Peterson, Jr. for legislation to designate a certain area of the Blackstone River and Canal Heritage State Park as the Spaulding R. Aldrich Recreation Area.

On motion of Mr. Tarr, the bill was recommitted to the Joint Committee on Environment, Natural Resources and Agriculture.

The following report was laid before the Senate, the time within which the said committee was required to report having expired:—

Of the committee on Municipalities and Regional Government, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 2092) of Marc R. Pacheco, Patricia A. Haddad, James H. Fagan, Stephen R. Canessa (with the approval of the mayor and city council) for legislation relative to a certain parcel of land in the city of Taunton.

On motion of Mr. Tarr, the bill was recommitted to the Joint Committee on Municipalities and Regional Government.

The following report was laid before the Senate, the time within which the said committee was required to report having expired:—

Of the committee on Municipalities and Regional Government, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 2484) of Stephen J. Buoniconti (with the approval of the mayor and city council) for legislation relative to the sale of goods in public ways in the city of Springfield.

On motion of Mr. Tarr, the bill was recommitted to the Joint Committee on Municipalities and Regional Government.

The following report was laid before the Senate, the time within which the said committee was required to report having expired:—

Of the committee on Municipalities and Regional Government, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 2516) of Bruce E. Tarr and Harriette L. Stanley (by vote of the town) for legislation to provide for the establishment of a fire department in the town of Newbury.

On motion of Mr. Tarr, the bill was recommitted to the Joint Committee on Municipalities and Regional Government.

The following report was laid before the Senate, the time within which the said committee was required to report having expired:—

Of the committee on Municipalities and Regional Government, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 2551) of Benjamin B. Downing and Daniel E. Bosley (by vote of the town) for legislation relative to the position of appointed treasurer-collector in the town of Florida.

On motion of Mr. Tarr, the bill was recommitted to the Joint Committee on Municipalities and Regional Government.

The following report was laid before the Senate, the time within which the said committee was required to report having expired:—

Of the committee on Municipalities and Regional Government, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 2603) of Robert A. O'Leary (by vote of the town) for legislation to establish a sewer

construction fund for the town of Barnstable.

On motion of Mr. Tarr, the bill was recommitted to the Joint Committee on Municipalities and Regional Government.

The following report was laid before the Senate, the time within which the said committee was required to report having expired:—

Of the committee on Transportation, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 2410) of Stephen M. Brewer and Anne M. Gobi and Daniel E. Bosley for legislation to designate a certain bridge in the town of Barre as the Purple Heart bridge.

On motion of Mr. Tarr, the bill was recommitted to the Joint Committee on Transportation.

Motion To Take Matters Out of the Orders of the Day.

The Chair (Mr. Tolman) asked unanimous consent to take the engrossed Bill relative to comprehensive siting reform for land based wind projects (see House, No. 4955) out of the Orders of the Day for consideration,-- **but objection was made thereto by Mr. Tarr.**

The engrossed bill was returned to the Orders of the Day for the next session.

The Chair (Mr. Tolman) asked unanimous consent to take the House Bill making appropriations for the Fiscal Years 2010 and 2011 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 5028, amended) out of the Orders of the Day for consideration,-- **but objection was made thereto by Mr. Tarr.**

The bill was returned to the Orders of the Day for the next session.

Order Adopted.

On motion of Mr. Tarr,--

Ordered, That when the Senate adjourns today, it adjourn to meet again tomorrow 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 o'clock P.M., the Senate adjourned to meet again tomorrow at eleven o'clock A.M.