***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.**

*Tuesday, February 21, 2012.*

Met at three minutes past eleven o'clock A.M. (Mr. Petruccelli 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. Petruccelli), members, guests and staff then recited the pledge of allegiance to the flag.

*Distinguished Guest.*

There being no objection, the Chair (Mr. Petruccelli) handed the gavel to Mr. Richard T. Moore for the purpose of an introduction. Mr. Richard T. Moore then introduced, in the rear of the Chamber, Hunter D.F. Haynes. Hunter is a student at Dudley Middle School and is taking a tour of the State House and learning about the different aspects of state government. The Senate welcomed him with applause and he withdrew from the Chamber.

*Petition.*

By Mr. Petruccelli, a petition (accompanied by bill, Senate, No. 2144) of Anthony W. Petruccelli (with the approval of the mayor and city council) for legislation to expand the provisions of chapter 40U for the enforcement of dog law violations in the city of Boston [Local approval received];
**Under Senate Rule 20, referred to the committee on Municipalities and Regional Government.**
**Sent to the House for concurrence.**

*Reports of Committees.*

By Mr. Joyce, for the committee on Bonding, Capital Expenditures and State Assets, that the Senate Bill authorizing the Division of Capital Asset Management and Maintenance to lease certain property in the city of Lawrence (Senate, No. 1579),-- **ought to pass;**
**Referred, under Senate Rule 27, to the committee on Ways and Means.**

By Mr Rodrigues, for the committee on Children, Families and Persons with Disabilities, on petition, a Bill to provide for insurance coverage for vision screening for children (Senate, No. 69);
By the same Senator, for the same committee, on petition, a Bill relative to improvements in private duty nursing care for developmentally disabled children (Senate, No. 70);
By the same Senator, for the same committee, on petition, a Bill relative to eligibility criteria for nursing homes serving pediatric residents (Senate, No. 71);
By the same Senator, for the same committee, on petition, a Bill to provide personal care attendant orientation (Senate, No. 268); and
By the same Senator, for the same committee, on petition, a Bill to clarify the definition of a personal care attendant (Senate, No. 292);
**Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.**

By Mr. Rodrigues, for the committee on Children, Families and Persons with Disabilities, on petition, a Bill to protect disabled persons from financial exploitation (Senate, No. 67); and
By Mr. Donnelly, for the committee on State Administration and Regulatory Oversight, on petition, (accompanied by bill, Senate, No. 1598), a Bill relative to publicly opened contracts (Senate, No. 2145);
**Severally read and, under Senate Rule 27, referred to the committee on Ways and Means.**

By Mr. McGee, for the committee on Transportation, on petition, a Bill designating a certain bridge in the city of Boston The Honorable Francis X. Coppinger Bridge (Senate, No. 1787); and
By the same Senator, foe the same committee, on petition. a Bill designating a certain bridge in the city of Boston The Honorable Charles Doyle Bridge (Senate, No. 1788);
**Severally read and, under Senate Rule 26, referred to the committee on Ethics and Rules.**

By Mr. Kennedy, for the committee on Consumer Protection and Professional Licensure, on petition, a Bill authorizing the town of Milton to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (Senate, No. 2052) [Local approval received];
**Read and, under Joint Rule 26, placed in the Orders of the Day for the next session.**

*Committees Discharged.*

Mr. Berry, for the committees on Rules of the two branches, acting concurrently, reported, asking to be discharged from further consideration of the Senate Order relative to authorizing the joint committee on Labor and Workforce Development to make an investigation and study of certain current Senate documents relative to labor and workforce issues (Senate, No. 2141),-- **and recommending that the same be referred to the Senate committee on Ethics and Rules.**
**Under Senate Rule 36, the report was considered forthwith and accepted.**

*Resolutions.*

The following resolutions (having been filed with the Clerk) were severally considered forthwith and adopted, as follows:-
Resolutions (filed by Messrs. Joyce and Kennedy) "congratulating Colleen Ann Corona on her retirement as Chairperson of the Easton Board of Selectmen"; and
Resolutions (filed by Mr. Timilty) "congratulating the town of Seekonk on the occasion of its bicentennial."

*Messages from the Governor.*

A message from His Excellency the Governor (under the provisions of Section 5 of Article 63 of the Amendments to the Constitution) returning with his disapproval or reduction certain items and sections contained in the engrossed Bill making appropriations for the fiscal year 2012 to provide for supplementing certain existing appropriations and for certain other activities and projects (see Senate, No. 2112) (Senate, No. 2146) (received in the office of the Clerk of the Senate on Friday, February 17, 2012, at a quarter past three o'clock P.M.),-- **was read.**
**On motion of Mr. Richard T. Moore, the message was referred to the committee on Ways and Means.**

A message from His Excellency the Governor (pursuant to Article LVI, as amended by Article XC, Section 3 of the Amendments to the Constitution of the Commonwealth of Massachusetts) returning with recommendations of amendment the engrossed Bill making appropriations for the fiscal year 2012 to provide for supplementing certain existing appropriations and for certain other activities and projects (see Senate, No. 2112) (Senate, No. 2147) (received in the office of the Clerk of the Senate on Friday, February 17, 2012, at a quarter past three o'clock P.M.),-- **was read.**
**On motion of Mr. Richard T. Moore, the message was referred to the committee on Ways and Means.**

*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 Senate Bill establishing a special reserve fund in the town of Millville (Senate, No. 1879) (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. Richard T. Moore moved that the bill be amended by inserting after section 2 the following section:-**
**"SECTION 2A. The board of selectmen or the executive secretary of the town of Millville may authorize payments from the special reserve fund."**
**The amendment was adopted.**
**The bill (Senate, No. 1879, amended) was then passed to be engrossed.**
**Sent to the House for concurrence.**

*Reports of a Committee.*

By Mr. Brewer, for the committee on Ways and Means, that the Senate Bill establishing a sick leave bank for Michael Foti, an employee of the Department of Correction (Senate, No. 2088),-- **ought to pass.**
**There being no objection, the rules were suspended, on motion of Mr. Richard T. Moore, 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.**

By Mr. Brewer, for the committee on Ways and Means, that the Senate Bill relative to CPR certification for athletic coaches (Senate, No. 2109),-- ought to pass, with an amendment in section 1, by striking out, in line 5, the words "physically disabled coaches" and inserting in place thereof the following words:-- "a coach with a physical disability".
**There being no objection, the rules were suspended, on motion of Mr. Richard T. Moore, and the bill was read a second time and was amended, as recommended by the committee on Ways and Means.**
**The bill (Senate, No. 2109, amended) was then ordered to a third reading, read a third time and passed to be engrossed, its title having been changed by the committee on Bills in the Third Reading to read as follows: "An Act relative to cardiopulmonary resuscitation certification for athletic coaches".**
**Sent to the House for concurrence.**

## PAPERS FROM THE HOUSE

Petitions were severally referred, in concurrence, as follows, to wit:
Petition (accompanied by bill, House, No. 3954) of Aaron Michlewitz regulating portable electronics insurance;
**Under suspension of Joint Rule 12, to the committee on Financial Services.**

Petition (accompanied by bill, House, No. 3955) of Kathi-Anne Reinstein for legislation designating a certain pedestrian bridge in the city of Revere as the Christina Markey and John Markey Memorial Pedestrian Bridge and the new maintenance facility for the Department of Conservation and Recreation located in the city of Revere as the Captain Arthur "Icy" Reinstein Memorial Maintenance Facility;
**Under suspension of Joint Rule 12, to the committee on the State Administration and Regulatory Oversight.**

*Engrossed Bill.*

An engrossed Bill establishing a sick leave bank for Sharyn Lecesse, an employee of the Registry of Motor Vehicles (see Senate, No. 2129) (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 and signed by the Acting President (Mr. Petruccelli) and laid before the Governor for his approbation.

*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 a quarter past eleven o'clock A.M., the Senate adjourned to meet again on Thursday next at eleven o'clock A.M.