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.

Wednesday, May 9, 2012.

Met according to adjournment at eleven o'clock A.M. (Mr. Keenan 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. Keenan), members, guests and staff then recited the pledge of allegiance to the flag.

Communication.

A report of the Fall River District Registry of Deeds (under the provisions of Section 4 of Chapter 4 of the Acts of 2003 and Section 2KKK of Chapter 29 of the General Laws) submitting its plan for expenditure from the County Registers Technological Fund (copies will be forwarded as required to the Senate Committees on Ways and Means and Post Audit and Oversight) (received May 8, 2012),-- **was placed on file.**

Petition.

Mr. Brewer presented a petition (subject to Joint Rule 12) of Stephen M. Brewer, Anne M. Gobi and Todd M. Smola for legislation to authorize the Division of Capital Asset Management and Maintenance to grant an easement upon land of the Commonwealth located in the town of Ware to the Massachusetts Water Resources Authority;
Under Senate Rule 20, referred to the committees on Rules of the two branches, acting concurrently.

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 Education to make an investigation and study of certain current Senate documents relative to education issues (Senate, No. 2255); and

Of the Senate Order relative to authorizing the joint committee on Education to make an investigation and study of certain current Senate documents relative to education issues (Senate, No. 2256);
And recommending that the same severally be referred to the Senate committee on Ethics and Rules.
Under Senate Rule 36, the reports were 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 Mr. Pacheco) "congratulating E. Dennis Kelly, Jr. on his retirement from the Bristol County Savings Bank"; and
Resolutions (filed by Ms. Spilka) "congratulating James Aaron Redus of the town of Holliston on his elevation to the rank of Eagle Scout."

Reports of Committees.

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 actions taken at the June 7, 2011 annual town meeting held by the town of North Andover (printed in House, No. 3665).
There being no objection, the rules were suspended, on motion of Mr. Hedlund, and the bill 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 validating the actions taken at the annual town meeting in the town of North Andover."

The following reports were laid before the Senate, the time within which the said committee was required to report having expired:—
Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the Senate Bill to promote health care cost containment through select and tiered network plans (Senate, No. 419).
There being no objection, the rules were suspended, on motion of Mr. Hedlund, the report was considered forthwith.
On motion of the same Senator, the bill was recommitted to the Joint Committee on Health Care Financing.

Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the Senate Bill relative to children's mental health clinicians (Senate, No. 990).
There being no objection, the rules were suspended, on motion of Mr. Hedlund, the report was considered forthwith.
On motion of the same Senator, the bill was recommitted to the Joint Committee on Health Care Financing.

Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the Senate Bill establishing a board of registration in naturopathy (Senate, No. 1158).
There being no objection, the rules were suspended, on motion of Mr. Hedlund, the report was considered forthwith.
On motion of the same Senator, the bill was recommitted to the Joint Committee on Health Care Financing.

PAPERS FROM THE HOUSE.

A petition (accompanied by bill, House, No. 4078) of Martin J. Walsh, Angelo M. Scaccia, John W. Scibak and other members of the General Court for legislation to designate the second week of May as Williams Syndrome awareness week,-- **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on State Administration and Regulatory Oversight.**

Recess.

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

PAPERS FROM THE HOUSE
Emergency Preambles Adopted.

An engrossed Bill establishing a sick leave bank for Cheryl A. Cole, an employee of the Office of Medicaid (see House, No. 3967), having been certified by the Senate Clerk to be rightly and truly prepared for final passage and containing an emergency preamble,-- **was laid before the Senate; and, a separate vote being taken in accordance with the requirements of Article LXVII of the Amendments to the Constitution, the preamble was adopted in concurrence, by a vote of 2 to 0.**
The bill was signed by the Acting President (Mr. Keenan) and sent to the House for enactment.

An engrossed Bill establishing a sick leave bank for Karen Langley, an employee of the Executive Office of Health and Human Services (see House, No. 4028, amended), having been certified by the Senate Clerk to be rightly and truly prepared for final passage and containing an emergency preamble,-- **was laid before the Senate; and, a separate vote being taken in accordance with the requirements of Article LXVII of the Amendments to the Constitution, the preamble was adopted in concurrence, by a vote of 2 to 0.**
The bill was signed by the Acting President (Mr. Keenan) and sent to the House for enactment.

Engrossed Bills.

The following engrossed bills (all of which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage, were severally passed to be enacted and were signed by the Acting President (Mr. Keenan) and laid before the Governor for his approbation, to wit:

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 (see House, No. 3955);

Establishing a sick leave bank for Cheryl A. Cole, an employee of the Office of Medicaid (see House, No. 3967); and

Establishing a sick leave bank for Karen Langley, an employee of the Executive Office of Health and Human Services (see House, No. 4028, amended).

Report of a Committee.

By Messrs. Brewer and Richard T. Moore, for the committee on Ways and Means, on the message of His Excellency the Governor (accompanied by bill, House, No. 1849), a Bill improving the quality of health care and reducing costs through increased transparency, efficiency and innovation (Senate, No. 2260),— **was read.**

Order Adopted

Mr. Brewer offered the following order, to wit:

Ordered, That notwithstanding Senate Rule 7 or any other rule to the contrary, the Senate Bill improving the quality of health care and reducing costs through increased transparency, efficiency and innovation (Senate, No. 2260), shall be placed in the Orders of the Day for a second reading on Tuesday, May 15, 2012.

All amendments shall be filed electronically in the office of the Clerk of the Senate by 5:00 P.M., on Friday, May 11, 2012. All such amendments shall be second-reading amendments but further amendments in the third degree to such amendments shall be in order. The Clerk shall further specify the procedure and format for filing all amendments, consistent with this order.

After the bill as amended is ordered to a third reading, it shall immediately be read a third time and the question shall then immediately be on passing it to be engrossed, and no amendments shall be in order at the third reading of the bill unless recommended by the committee on Bills in the Third Reading.
Under the rules, referred to the committee on Ethics and Rules.
Subsequently, Mr. Berry, for the said committee, reported, recommending that the order ought to be adopted.
The rules were suspended, on motion of Mr. Hedlund, and the order was considered forthwith and adopted.
The bill (Senate, No. 2260) was then placed in the Orders of the Day for a second reading on Thursday, May 15, 2012.

Order Adopted.

On motion of Mr. Hedlund,--

Ordered, That when the Senate adjourns today, it adjourn to meet again tomorrow at at one o’clock P.M., in a full formal session with a calendar.

On motion of the same Senator, at twenty minutes before three o’clock P.M., the Senate adjourned to meet again tomorrow at one o’clock P.M.