

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 29, 2011.

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

Distinguished Guests.

The Chair (Mr. Petrucci) handed the gavel to Mr. Keenan for the purposes of an introduction. Mr. Keenan then introduced, in the rear of the Chamber, the Abington Avalanche Under-10 Girls Softball team. The team has a record of 45 wins and no losses and are the Eastern National Champions.

Petition.

Mr. Tolman, presented a petition (subject to Joint Rule 12) of Steven A. Tolman for legislation to provide for the study of glass container violence in Massachusetts establishments that serve alcohol;

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

Report of a Committee

By Mr. McGee, for the committee on Transportation, on petition, a Bill relative to the transportation of individuals seated in wheelchairs (Senate, No. 1777);

Read and, under Senate Rule 27, referred to the committee on Ways and Means.

PAPER FROM THE HOUSE.

The House Bill eliminating the preliminary election in the city of Revere in 2011 (House, No. 3655,-- on petition) [Local approval received],-- **was read.**

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.

Report of a Committee.

By Mr. Brewer, for the committee on Ways and Means, that the House Bill establishing a sick leave bank for Grisel Caraballo, an employee of the Department of Revenue (House, No. 3662),-- **ought to pass.**

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.

PAPERS FROM THE HOUSE.

The House Bill authorizing the city of Methuen to lease that building known as the Oakland Avenue School to the Islamic Academy for Peace (House, No. 3689,-- on House Nos. 2593 and 3427) [Local approval received on House, No. 3427]-- was read.

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 authorizing the city of Methuen to lease the Oakland Avenue School building to the Islamic Academy for Peace".

Emergency Preambles Adopted.

An engrossed Bill establishing a sick leave bank for Michele Chandler, an employee of the Executive Office of Health and Human Services (see Senate, No. 1968, 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. Petrucci) and sent to the House for enactment.

An engrossed Bill establishing a sick leave bank for Arcelia Williams-Sullivan an employee of the Massachusetts rehabilitation commission (see House, No. 3588, 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. Petrucci) 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. Petrucci) and laid before the Governor for his approbation, to wit:

Establishing a sick leave bank for Lisa A. Sullivan, an employee of the Trial Court (see House, No. 3249, amended); and
Establishing a Barrier Beach Protection Stabilization Fund in the town of Dennis (see House, No. 3258).

A petition (accompanied by bill, House, No. 3696) of Jeffrey Sánchez (with the approval of the mayor and city council) relative to sharing confidential health data with the Boston Public Health Commission pertaining to the residents of said city for the purpose of public health surveillance;

Referred, under suspension of Joint Rule 12, to the committee on Public Health.

Engrossed Bills.

The following engrossed bills (the first of which originated in the Senate), 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. Petrucci) and laid before the Governor for his approbation, to wit:

Establishing a sick leave bank for Michele Chandler, an employee of the Executive Office of Health and Human Services (see Senate, No. 1968, amended);

Exempting certain employees of the school department in the town of Acushnet and certain town of Acushnet clerical and janitorial employees from the civil service law (see House, No. 1618);

Establishing a sick leave bank for Arcelia Williams-Sullivan an employee of the Massachusetts rehabilitation commission (see House, No. 3588, amended); and

Eliminating the preliminary election in the city of Revere in 2011 (see House, No. 3655).

Order Adopted.

On motion of Mr. Hedlund,--

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.

Adjournment in Memory of Matthew J. Denice of Milford.

The Senator from Worcester and Norfolk, Mr. Richard T. Moore, moved that when the Senate adjourns today it adjourn in memory of Matthew J. Denice of Milford.

Matthew J. Denice, age 23, who was on his way home from helping a friend, died August 20 as the result of injuries sustained when the motorcycle he was riding was hit by a pickup truck driven by an unlicensed driver who has subsequently been charged with numerous violations of law including operating under the influence, failing to yield at a stop sign, and leaving the scene after a fatality.

Matthew Denice was born February 7, 1988 in Lakewood, New Jersey. He was the son of Maureen (Carroll) Maloney, her husband Michael Maloney of Milford and Harry Denice of Quarryville, Pennsylvania. He graduated with honors and was voted "most dependable" member of the Milford High School, class of 2006. He was also a graduate Framingham State University in May 2011 and had recently begun working within his field of Information Technology.

Matthew was as a very charismatic person with a contagious smile that lit up the world. He was a great son, brother and friend, loved by all who met him. He loved all Boston sports teams, was a member of the R.A.D skateboard club in Mendon, National American Subaru Impreza Owners Club (NASOC) and also founded the 4-square Club as a student at Milford High.

In addition to his mother, father, and step-father, Matthew is survived by one brother Michael H. Denice of Boston; grandparents Gary Lutz and Anneliese Lutz of NJ; paternal grandmother, Margaret Denice of PA; aunts and uncles Margaret and Terry Hinton of Florida, Edward & Mary Carroll and Joseph and Jennifer Carroll of New Jersey, many cousins and long-time girlfriend Shannon Yost of Milford. Matthew touched many lives during his all-too-brief lifetime. He will be deeply missed by all who knew him.

Accordingly, as a mark of respect to the memory of Matthew J. Denice, at twenty-three minutes before twelve o'clock noon, on motion of Mr. Hedlund, the Senate adjourned to meet again on Thursday next at eleven o'clock A.M.