***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, September 20, 2012.*

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

*Petition.*

Mr. Hart, presented a petition (subject to Joint Rule 12) of John A. Hart, Jr. for legislation to establish a sick leave bank for Betty Garcia, an employee of the department of transitional assistance,-- and the same was referred, under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.

*Reports of Committees.*

By Mr. Welch, for the committee on Municipalities and Regional Government, on Senate, Nos. 1001, 1002, 1003, 1009, 1010, 1011, 1013, 1014, 1015, 1016, 1017, 1020, 1021, 1022, 1023, 1024, 1025, 1026, 1027, 1029, 1030, 1031, 1032, 1034, 1036, 1037, 1038, 1040, 1041, 1042, 1044, 1045, 1046, 1047, 1051, 1053, 1061, 1063, 1064, 2017 and 2081, an Order authorizing the joint committee on Municipalities and Regional Government to make an investigation and study of certain current Senate documents relative to municipalities and local government issues (Senate, No. 2437);

By Ms. Fargo, for the committee on Public Health, on Senate, Nos. 291, 1067, 1072, 1073, 1078, 1080, 1081, 1085, 1086, 1088, 1089, 1090, 1095, 1096, 1102, 1104, 1105, 1106, 1111, 1112, 1113, 1114, 1115, 1117, 1119, 1120, 1122, 1124, 1127, 1128, 1129, 1130, 1131, 1132, 1134, 1135, 1137, 1139, 1140, 1141, 1142, 1146, 1148, 1149, 1150, 1152, 1153, 1155, 1156, 1157, 1159, 1160, 1161, 1163, 1172, 1174, 1176, 1178, 1864 and 1957, an Order authorizing the joint committee on Public Health to make an investigation and study of certain current Senate documents relative to environmental health, physical health, health-related research, health care financing, health-related professions, public health facilities, and other matters concerning the public health (Senate, No. 2438);

By Mr. Timilty, for the committee on Public Safety and Homeland Security, on Senate, Nos. 1180, 1184, 1192, 1194, 1195, 1198, 1201, 1202, 1204, 1205, 1207, 1208, 1209, 1211, 1212, 1213, 1215, 1218, 1219, 1220, 1224, 1225, 1228, 1229, 1230, 1231, 1243, 1245, 1248, 1249, 1259, 1865 and 1992, an Order authorizing the joint committee on Public Safety and Homeland Security to make an investigation and study of certain current Senate documents relative to public safety issues (Senate, No. 2439) and

By Ms. Clark, for the committee on Revenue, on Senate, Nos. 1411, 1412, 1415, 1419, 1420, 1421, 1422, 1423, 1424, 1425, 1426, 1428, 1429, 1431, 1433, 1434, 1435, 1436, 1437, 1438, 1439, 1440, 1441, 1442, 1443, 1444, 1445, 1446, 1447, 1448, 1449, 1450, 1451, 1452, 1453, 1454, 1455, 1456, 1457, 1458, 1459, 1461, 1462, 1463, 1464, 1465, 1466, 1468, 1471, 1473, 1474, 1475, 1476, 1477, 1478, 1479, 1480, 1481, 1482, 1483, 1484, 1487, 1488, 1489, 1490, 1491, 1492, 1493, 1494, 1495, 1496, 1498, 1499, 1500, 1503, 1504, 1505, 1506, 1508, 1509, 1510, 1511, 1512, 1513, 1514, 1515, 1517, 1518, 1519, 1520, 1522, 1524, 1525, 1526, 1527, 1528, 1529, 1530, 1531, 1532, 1533, 1534, 1535, 1536, 1537, 1538, 1539, 1540, 1541, 1542,

1543, 1544, 1545, 1546, 1547, 1548, 1549, 1550, 1551, 1552, 1553, 1554 and 1869, an Order authorizing the joint committee on Revenue to make an investigation and study of certain current Senate documents relative to revenue issues (Senate, No. 2441) Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

**PAPERS FROM THE HOUSE.**

A Bill establishing a sick leave bank for Kathleen Rezendes, an employee of the Department of Transitional Assistance (House, No. 4410,-- on petition),-- **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

*Bills*
Relative to civil service positions in the city of Agawam (House, No. 4189,-- on petition) [Local approval received]; and
Relative to a special fund in the town of Plympton (House, No. 4276,-- on petition) [Local approval received];
**Were severally read and, under Senate Rule 26, placed in the Orders of the Day for the next session.**

*Matters Taken Out of the Orders of the Day.*

There being no objection, the following matters were taken out of the Orders of the Day and considered as follows:
The Senate Bill relative to the adjustment of disability retirement benefits to Lynn police officer Gregory LeBlanc (Senate, No. 2344),-- **was read a third time and passed to be engrossed.**
**Sent to the House for concurrence.**

The House Bill relative to authorizing the board of selectmen of the town of Saugus to hire an auditing firm to conduct annual audits (House, No. 4315),-- was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.

*Resolutions.*

The following resolutions (having been filed with the Clerk) were severally considered forthwith and adopted, as follows:-
Resolutions (filed by Ms. Murray) “congratulating Gosnold on Cape Cod Treatment Center on its fortieth anniversary”; and
Resolutions (filed by Mr. Timilty) “congratulating Pierce Keough on his elevation to the rank of Eagle Scout.”

**PAPERS FROM THE HOUSE.**

A petition (accompanied by bill, House, No. 4446) of Thomas A. Golden, Jr. for legislation to establish a sick leave bank for Kathryn Woessner, an employee of the Department of Public Correction,-- **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on Public Service.**

*Emergency Preamble Adopted.*

An engrossed Bill establishing a sick leave bank for Emmy Diaz, an employee of the Massachusetts Rehabilitation Commission (see Senate, No. 2431), 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. Hart) and sent to the House for enactment.**

*Engrossed Bills.*

The following engrossed bills (both 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. Hart) and laid before the Governor for his approbation, to wit:
Exempting the position of deputy police chief in the town of Duxbury from the civil service laws (see House, No. 4026); and
Relative to the administrative organization of financial officers in the city of Malden (see House, No. 4312).

*Order Adopted.*

On motion of Mr. Hedlund ,--

*Ordered*, That when the Senate adjourns today, it adjourn to meet again on Monday 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 Glen Doherty*

The Senator from Middlesex, Ms. Patricia Jehlen, requests that when the Senate adjourns today, it do so in memory of Glen Doherty, a native of Winchester, Massachusetts, who died in Benghazi, Libya on September 11, 2012 while protecting the American Consulate and Ambassador.

Glen Doherty, who went by Bub, never shied from adventure. He graduated from Winchester High School in 1988, and went on to aeronautical school in Arizona. He was a ski instructor in Utah before joining the Navy SEALs. He served for 10 years as a paramedic and sniper, responding to the USS Cole attack among his missions, and served two tours in Iraq with distinction. He left the Navy in 2005 as petty officer first class, and toured with private security firms in Afghanistan, Pakistan, and Yemen. Glen was an advisory board member for the Military Religious Freedom Foundation, which seeks to prevent religious intolerance and violence, and promote dialogue among all peoples and faiths around the globe.

Doherty leaves his mother Barbara, his father Bernard, his brother, Greg, and sister Katie. His happiest times were those he spent with his family and friends. Glen served America with bravery and distinction while protecting others. As President Obama said at Dover Air Force earlier this week, his sacrifice will never be forgotten.

Accordingly, as a mark of respect in memory of Glen Doherty, at twenty-eight minutes past eleven o'clock A.M., on motion of Mr. Hedlund, the Senate adjourned to meet again on Monday next at eleven o'clock A.M.