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UNCORRECTED PROOF OF THE JOURNAL OF THE SENATE.



JOURNAL OF THE SENATE.

Monday, January 30, 2012.

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

Petition.

Mr. Welch presented a petition (subject to Joint Rule 12) of James T. Welch for legislation to prioritize disaster-declared, high poverty cities and towns to receive economic development 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. Richard T. Moore, for the committee on Health Care Financing, that the Senate Bill relative to the registration of podiatrists (Senate, No. 1145),-- **ought to pass [Estimated cost – more than \$100,000];**
Read and, under Senate Rule 27, referred to the committee on Ways and Means.

By Mr. Richard T. Moore, for the committee on Health Care Financing, that the Senate Bill relative to prescription drug diversion, abuse and addiction (Senate, No. 2072),-- **ought to pass, with an amendment substituting a new draft with the same title (Senate, No. 2115) [Estimated cost – more than \$100,000];**
Read and, under Senate Rule 27, referred to the committee on Ways and Means, with the amendment pending.

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 Telecommunications, Utilities and Energy to make an investigation and study of a certain current Senate document relative to energy (Senate, No. 2113),-- **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.

PAPER FROM THE HOUSE

A petition (accompanied by bill, House, No. 3846) of Carlos Henriquez, Edward F. Copping and others (with the approval of the mayor and city council) for legislation to increase the compulsory age of school attendance in the city of Boston to eighteen years of age,-- **was referred, in concurrence, to the committee on Education.**

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 House Bill relative to the granting of club and special licenses for the sale of alcoholic beverages in the town of Weston (House, No. 3459),-- **was read a third time and passed to be engrossed, in concurrence.**

The House Bill authorizing the town of Lincoln to place a certain question on the ballot relative to the sale of all alcoholic beverages to be drunk on the premises (House, No. 3827) (its title having been changed by the committee on Bills in the Third Reading),-- **was read a third time and passed to be engrossed, in concurrence.**

The House Bill relative to the regulation of salaries of employees of the town of Weston serving in the armed forces of the United States (House, No. 3463),-- **was read a third time.**

Pending the question on passing the bill to be engrossed, in concurrence, Ms. Fargo presented an amendment in section 1, by striking out, in line 3, the words “, either before or after the effective date of this act,”; and by striking out section 2 and inserting in place thereof the following section:-

“SECTION 2. Payments made by the town of any amounts authorized pursuant to section 1 are hereby ratified, validated and confirmed as though this act had been in full and effect on the date such payments were made.”

The amendment was adopted.

The bill, as amended, was then passed to be engrossed, in concurrence, with the amendment.

Sent to the House for concurrence in the amendment.

Reports of a Committee.

By Mr. Brewer, for the committee on Ways and Means, that the Senate Bill relative to the authority of the disabled persons protection commission pursuant to chapter 19C (Senate, No. 39),-- **ought to pass, with an amendment substituting a new draft entitled “An Act relative to reporting abuse of disabled persons” (Senate, No. 2116).**

There being no objection, the rules were suspended, on motion of Mr. Knapik, and the bill was read a second time and amended, as recommended by the committee on Ways and Means.

The bill (Senate, No. 2116) was then 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 establishing a sick leave bank for Frank Silveira, an employee of the Department of Revenue (Senate, No. 2000),-- **ought to pass, with an amendment substituting a new draft with the same title (Senate, No. 2117).**

There being no objection, the rules were suspended, on motion of Mr. Knapik, and the bill was read a second time and amended, as recommended by the committee on Ways and Means.

The bill (Senate, No. 2117) was then 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 to promote environmentally sound transportation of agricultural products (Senate, No. 2077),-- **ought to pass, with an amendment substituting a new draft entitled “An Act to promote environmentally sound transportation of agricultural products” (Senate, No. 2118).**

There being no objection, the rules were suspended, on motion of Mr. Knapik, and the bill was read a second time and amended, as recommended by the committee on Ways and Means.

The bill (Senate, No. 2118) was then ordered to a third reading, read a third time and passed to be engrossed.

Sent to the House for concurrence.

PAPERS FROM THE HOUSE

A petition (accompanied by bill, House, No. 3910) of William C. Galvin for legislation to establish a sick leave bank for Pearlene Odom, an employee of the Department of Transportation,-- **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on Public Service.**

Emergency Preamble Adopted; Engrossed Bill Enacted.

An engrossed Bill establishing a sick leave bank for Pamela Shuttle, an employee of the Department of Public Health (see House, No. 3823), 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. Timilty) and sent to the House for enactment.

Subsequently, the bill, which originated in the House, came from the House with the endorsement that it had been enacted in that branch.

The Senate then passed the bill to be enacted; and it was signed by the Acting President (Mr. Timilty) and laid before the Governor for his approbation.

Recess.

There being no objection, at twenty-eight minutes before twelve o'clock noon, the Chair (Mr. Timilty) declared a recess subject to the call of the Chair; and, at sixteen minutes past twelve o'clock noon, the Senate reassembled, Mr. Timilty in the Chair.

PAPER FROM THE HOUSE

A Bill authorizing the town of Wellesley to place a certain question relative to the sale of wines and malt beverages on the town's election ballot (House, No. 3901,-- on House, No. 3867) [Local approval received on House, No. 3867],-- **was read.**

There being no objection, the rules were suspended, on motion of Mr. Knapik 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 town of Wellesley to place a certain question relative to the sale of alcoholic beverages on the towns election ballot".

Recess.

There being no objection, at twenty-one minutes past twelve o'clock noon, the Chair (Mr. Timilty) declared a recess subject to the call of the Chair; and, at twenty minutes before two o'clock P.M., the Senate reassembled, Mr. Timilty in the Chair.

PAPER FROM THE HOUSE

Engrossed Bill.

An engrossed Bill authorizing the town of Wellesley to place a certain question relative to the sale of alcoholic beverages on the town's election ballot (see House, No. 3901) (which originated in the House), 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. Timilty) 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 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 nineteen minutes before two o'clock P.M., the Senate adjourned to meet again tomorrow at eleven o'clock A.M.