

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, February 23, 2012.

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 staff then recited the pledge of allegiance to the flag.

Reports of Committees.

By Ms. Chang-Diaz, for the committee on Education, on Senate, No. 1956, an Order relative to authorizing the joint committee on Education to make an investigation and study of a certain current Senate document relative to education issues (Senate, No. 2157);

Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

By Mr. Joyce, for the committee on Bonding, Capital Expenditures and State Assets, that the Senate Bill authorizing the Massachusetts Department of Transportation to acquire certain parcels of land in the city of Worcester (Senate, No. 2029),--
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 relative to cueing and supervision in the personal care attendant program (Senate, No. 30);

By the same Senator, for the same committee, on petition, a Bill to support the transition to adult services for persons with disabilities (Senate, No. 32);

By the same Senator, for the same committee, on petition, a Bill eliminating archaic language pertaining to individuals with disabilities in the Commonwealth of Massachusetts (Senate, No. 46); and

By the same Senator, for the same committee, on petition, a Bill increasing the personal care allowance for long term care residents (Senate, No. 57);

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 relative to certain land in Templeton under the control of the Department of Mental Retardation (Senate, No. 26);

Read and, under Senate Rule 26, referred to the committee on Bonding, Capital Expenditures and State Assets.

By Mr. Rodrigues, for the committee on Children, Families and Persons with Disabilities, on petition, a Bill promoting restorative justice practices (Senate, No. 41);

By the same Senator, for the same committee, on petition, a Bill to expand juvenile jurisdiction, increase public safety and protect children from harm (Senate, No. 64);

By the same Senator, for the same committee, on petition, a Bill regarding the reinstatement of parental rights for certain children (Senate, No. 65); and

By Ms. Chang-Diaz, for the committee on Education, on petition (accompanied by bill, Senate, No. 252), a Bill relative to the

teaching of American Sign Language (Senate, No. 2155);
Severally read and, under Senate Rule 27, referred to the committee on Ways and Means.

PAPERS FROM THE HOUSE

A message from His Excellency the Governor (under Section 8 of Article LXXXIX of the Amendments to the Constitution) recommending legislation relative to a voting precinct in the town of Dracut (House, No. 3958),-- **referred, in concurrence, to the committee on Election Laws.**

Petitions were severally referred, in concurrence, as follows, to wit:

Petition (accompanied by bill, House, No. 3956) of Joseph F. Wagner and James T. Welch (with the approval of the mayor and city council) relative to voting precincts in the city of Chicopee,
To the committee on Election Laws.

Petition (accompanied by bill, House, No. 3869) of David Paul Linksy, Karen E. Spilka and others (by vote of the town) expanding the Town Forest Committee of the town of Natick from three (3) to five (5) members;
Petition (accompanied by bill, House, No. 3870) of David Paul Linksy, Karen E. Spilka and others (by vote of the town) authorizing the town of Natick to lease certain town-owned property; and
Petition (accompanied by bill, House, No. 3871) of David Paul Linksy, Karen E. Spilka and others (by vote of the town) authorizing the town of Natick to lease certain town-owned property at 20 Middlesex Avenue;
Severally to the committee on Municipalities and Regional Government.

A Bill establishing a sick leave bank for Catherine Blais, an employee of the Trial Court (House, No. 3894,-- on petition), -- **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

Resolutions.

The following resolutions (having been filed with the Clerk) were severally considered forthwith and adopted, as follows:-
Resolutions (filed by Mr. Baddour) "congratulating Northern Essex Community College on its fiftieth anniversary"; and
Resolutions (filed by Messrs. Joyce and Kennedy) "honoring Colleen Ann Corona, Chairperson of the Easton Board of Selectman."

PAPERS FROM THE HOUSE

A Bill relative to outstanding excise tax and the towing of motor vehicles and trailers in the city of Springfield (House, No. 3490,-- on petition) [Local approval received],-- **was read.**

There being no objection, the rules were suspended, on motion of Mr. Tarr, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.

A Bill authorizing the town of Westwood to grant special licenses for the sale of alcoholic beverages and wines and malt beverages (House, No. 3675,-- on petition) [Local approval received],-- **was read.**

There being no objection, the rules were suspended on the motion, of Mr. Tarr, and the bill was read a second time. Pending the question on ordering the bill to a third reading, Senator Rush moved that the bill be amended in section 1, by striking out, in line 3, the words "all alcoholic beverages or".

The amendment was adopted.

The bill, as amended, was then ordered to a third reading, read a third time and passed to be engrossed, in concurrence, with the amendment.

Sent to the House for concurrence in the amendment.

A petition (accompanied by bill, House, No. 3962) of Anne M. Gobi and others relative to the operating of student pupil transportation,-- **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on Transportation.**

Engrossed Bill.

An engrossed Bill authorizing the town of Natick to grant certain licenses for the sale of wines and malt beverages to be drunk on the premises (see House, No. 3725, amended) (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. Petrucci) and laid before the Governor for his approbation.

Recess.

There being no objection, at fourteen minutes past eleven o'clock A.M., the Chair (Mr. Petrucci) declared a recess subject to the call of the Chair; and, at sixteen minutes before one o'clock P.M., the Senate reassembled (Mr. Donnelly in the Chair) having been appointed by the President, under authority conferred by Senate Rule 4, to perform the duties of the Chair.

PAPERS FROM THE HOUSE

Emergency Preamble Adopted; Engrossed Bill Enacted.

An engrossed Bill relative to improving accountability and oversight of education collaboratives (see Senate, No. 2105, 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. Donnelly) and sent to the House for enactment. Subsequently, the bill, which originated in the Senate, 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. Donnelly) and laid before the Governor for his approbation.**

Order Adopted.

On motion of Mr. Tarr,--

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.

On motion of the same Senator, at ten minutes before one o'clock P.M., the Senate adjourned to meet again on Monday next at eleven o'clock A.M.