

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, May 23, 2011.

Met at one minute past eleven o'clock A.M. (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).

The Chair (Mr. Donnelly), members, guests and employees then recited the pledge of allegiance to the flag.

Communication.

A communication from the Honorable Gale D. Candaras in compliance with Massachusetts General Laws Chapter 268A (received in the Office of the Clerk of the Senate on Friday, May 20, 2011, at ten o'clock A.M.), -- was placed on file.

PAPERS FROM THE HOUSE

Petitions were severally referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 3448) of William Smitty Pignatelli and Benjamin B. Downing (by vote of the town) for legislation relative to group insurance in the town of Great Barrington;

To the committee on Municipalities and Regional Government.

Petition (accompanied by bill, House, No. 3450) of William Smitty Pignatelli and Benjamin B. Downing (by vote of the town) for legislation that the positions of fire chief and deputy fire chief in the town of Great Barrington be exempt from provisions of the civil service law; and

Petition (accompanied by bill, House, No. 3451) of Elizabeth A. Poirier and Richard J. Ross (by vote of the town) that the town of North Attleborough be authorized to issue health insurance policies for employees of said town;

Severally to the committee on Public Service.

Petition (accompanied by bill, House, No. 3447) of Tackey Chan (with the approval of the mayor and city council) for legislation to authorize the city of Quincy to abate fiscal year 2009 real property taxes;

To the committee on Revenue.

Petition (accompanied by bill, House, No. 3449) of Benjamin Swan (with the approval of the mayor and city council) relative to authorizing vintage grand prix auto racing in the city of Springfield;

To the committee on Transportation.

A Bill establishing a sick leave bank for Brunilda Rivera, an employee of the Department of Environmental Protection (House, No. 3328, amended,-- on petition);

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

A Bill establishing a separate cemetery commission for the town of Nantucket (House, No. 567,-- on petition) [Local approval received];

Was read and, under Senate Rule 26, placed in the Orders of the Day for the next session.

Reports

Of the committee on Environment, Natural Resources and Agriculture, asking to be discharged from further consideration:

Of the petition (accompanied by bill, House, No. 1127) of Christine E. Canavan and Geraldine Creedon for legislation to regulate contributions by the city and the towns for operation of the Southeastern Regional School District,-- **and recommending that the same be referred to the committee on Education;** and

Of the petition (accompanied by bill, House, No. 1157) of the petition of Jeffrey Sanchez, Frank I. Smizik, Gloria L. Fox and other members of the General Court relative to environmental and health impact reports,-- **and recommending that the same be referred to the committee on Public Health;**

Of the committee on Labor and Workforce Development, asking to be discharged from further consideration

Of the petition (accompanied by bill, House, No. 1394) of William C. Galvin for legislation that the Secretary of Administration and Finance be directed to designate the use of certain land abutting Route 95 or Dedham Street in the town of Canton for civic recreational or social purposes; and

Of the petition (accompanied by bill, House, No. 2307) of Joseph McHugh for legislation to provide for the annual observance of Ayn Rand Day;

And recommending that the same severally be referred to the committee on State Administration and Regulatory Oversight.

Were severally considered forthwith, under Senate Rule 36, and accepted, in concurrence.

Matter Taken Out of the Orders of the Day.

There being no objection, the following matter was taken out of the Orders of the Day and considered, as follows:

The House Bill authorizing the licensing authority of the city of Woburn to issue eight additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 3343),-- **was read a second time.**

Pending the question on ordering the bill to a third reading, Mr. Donnelly moved that the bill be amended in section 1 by striking out, in line 25, the word "licensee" and inserting in place thereof the following word:- "license".

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, its title having been changed by the committee on Bills in the Third Reading to read as follows: "An Act authorizing the licensing authority of the city of Woburn to grant 8 additional licenses for the sale of all alcoholic beverages to be drunk on the premises".

Sent to the House for concurrence in the amendment.

PAPERS FROM THE HOUSE

Emergency Preambles Adopted

An engrossed Bill authorizing an alternative mode of design and construction for the rehabilitation of a sewer interceptor in the city of Everett (see Senate, No. 1571), 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.

An engrossed Bill establishing a sick leave bank for Yvonne B. Smith, an employee of the Trial Court (see House, No. 3327, 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 3 to 0.**

The bill was signed by the Acting President (Mr. Donnelly) and sent to the House for enactment.

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. Donnelly) and laid before the Governor for his approbation, to wit:

Establishing a sick leave bank for Edward V. Brooks, an employee of the Department of Correction (see Senate, No. 1917); and

Establishing a sick leave bank for Sheila Santelli, an employee of the Department of Housing and Community Development (see House, No. 3219, amended).

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

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Engrossed Bills.

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Authorizing an alternative mode of design and construction for the rehabilitation of a sewer interceptor in the city of Everett (see Senate, No. 1571); and

Establishing a sick leave bank for Yvonne B. Smith, an employee of the Trial Court (see House, No. 3327, amended).

On motion of Mr. Ross, at nineteen minutes past twelve o'clock noon, pursuant to an order previously adopted, and under the provisions of Senate Rule 38B, the Senate adjourned to meet again on Wednesday next at ten o'clock A.M., in a full formal session with the only item on the Calendar being the general appropriations bill.