

**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, May 31, 2012.*

Met at five minutes past eleven o'clock A.M. (Mr. Donnelly in the Chair).

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

#### *Communication.*

A communication from the Executive Office for Administration and Finance, Human Resources Division (under the provisions of Section 25 of Chapter 31 of the General Laws) submitting notice of revocation of certain public safety promotional lists (received Monday, May 21, 2012),— was placed on file.

#### *Petitions.*

Petitions were severally presented and referred as follows:

By Mr. DiDomenico, a petition (accompanied by bill, Senate, No. 2276) of Sal N. DiDomenico and Stephen Stat Smith (with the approval of the mayor and city council) for legislation to regulate the issuance of second hand motor vehicle licenses in the City of Everett.

**Under Senate Rule 20, to the committee on Municipalities and Regional Government.  
Sent to the House for concurrence.**

By Mr. Downing, a petition (subject to Joint Rule 12) of Benjamin B. Downing, Gailanne M. Cariddi and Tricia Farley-Bouvier for legislation to establish a sick leave bank for Heidi A. Lennon, an employee of the department of children and families.

**Under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.**

#### *Reports of a Committee.*

By Mr. McGee, for the committee on Transportation, on petition, a Bill designating a certain bridge in the town of Bourne as the Staff Sergeant Matthew A. Pucino Bridge (Senate, No. 2218); and

By the same Senator, for the same committee, on petition, a Bill designating a certain bridge in the town of Pepperell as the Veterans Bridge (Senate, No. 2253) [Local approval received];

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

#### *Communication.*

The Clerk read the following communication:

COMMONWEALTH OF MASSACHUSETTS  
MASSACHUSETTS SENATE

May 30, 2012

Mr. William F. Welch  
Clerk of the Senate  
State House, Room 335  
Boston, MA 02133

Dear Mr. Clerk:

During formal session on Tuesday, May 15, 2012 and Thursday, May 17, 2012, I was absent from the chamber due to a case, in my role as an attorney, that had been scheduled prior to my becoming a State Senator. As a result, I was not recorded on several roll calls. Had I been present, I would have voted in the following manner:

S2260, Postponement of the Bill – No (RC #176)  
S2260, Amendment #54 – Yes (RC #184)  
S2260, Amendment #90 – Yes (RC #177)  
S2260, Amendment #125 – Yes (RC #178)  
S2260, Amendment #163 – Yes (RC #179)  
S2260, Amendment #164 – Yes (RC #180)  
S2260, Amendment #165 – Yes (RC #181)  
S2260, Amendment #166 – Yes (RC #185)  
S2260, Amendment #206 – Yes (RC #187)  
S2260, Amendment #255 – Yes (RC #186)  
S2260, Amendment #163 – Yes (RC #188)

I respectfully request that a copy of this correspondence be printed in the Journal of the Senate at your earliest convenience. Thank you in advance for your assistance in this matter.

EILEEN M. DONOGHUE,  
*State Senator.*

On motion of Mr. Knapik, the above communication was ordered printed in the Journal of the Senate.

*Resolutions.*

The following resolutions (having been filed with the Clerk) were considered forthwith and adopted, as follows:—

Resolutions (filed by Mr. Richard T. Moore) “congratulating Reverend C. Michael Broderick on the occasion of his twenty-fifth anniversary of ordination to the priesthood”;

Resolutions (filed by Ms. Murray) “congratulating Cape Cod Healthcare and the Falmouth Public Library on their observance of the Twenty-Fifth Annual Cancer Survivors Day”; and

Resolutions (filed by Mr. Ross) “congratulating the Pond Home on providing 110 years of outstanding residential and nursing care to the elderly.”

**PAPER FROM THE HOUSE.**

A petition (accompanied by bill, House, No. 4143) of George T. Ross, James Arciero, Peter J. Durant and other members of the General Court for legislation to exempt farmers’ markets from certain property taxes,-- **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on Revenue.**

*Reports of Committees.*

By Mr. Berry, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Benjamin B. Downing for legislation relative to the licensure of insurance adjusters in the Commonwealth. **The rules were suspended, on motion of Ms. Knapik, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Financial Services.**

By Mr. Berry, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Kenneth J. Donnelly for legislation to designate a certain bridge in the town of Billerica as the Helen Knight bridge.

**The rules were suspended, on motion of Ms. Knapik, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Transportation.**

By Mr. Berry, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Benjamin B. Downing and Paul W. Mark for legislation to designate a portion of Route 8 in the Town of Hinsdale as the Pvt. Henry T. Johns Memorial Highway.

**The rules were suspended, on motion of Ms. Knapik, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Transportation.**

By Mr. Berry, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Benjamin B. Downing for legislation to amend the state highway route 116 scenic byway.

**The rules were suspended, on motion of Ms. Knapik, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Transportation.**

By Mr. Berry, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Stephen M. Brewer, Anne M. Gobi and Todd M. Smola for legislation to authorize the division of capital asset management and maintenance to grant an easement upon land of the commonwealth located in the town of Ware to the Massachusetts Water Resources Authority.

**The rules were suspended, on motion of Ms. Knapik, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on State Administration and Regulatory Oversight.**

**Severally sent to the House for 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 Senate Bill authorizing the town of Wenham to grant a license for the sale of all alcoholic beverages to be drunk on the premises (Senate, No. 2231),-- **was read a third time.**

**Pending the question on passing the bill to be engrossed, Mr. Tarr presented an amendment substituting a new draft entitled "An Act relative to the sale of alcoholic beverages in the town of Wenham" (Senate, No. 2273).**

**The amendment was adopted.**

**The bill (Senate, No. 2273) was then passed to be engrossed.**

**Sent to the House for concurrence.**

*Reports of a Committee.*

By Mr. Brewer, for the committee on Ways and Means, that the Senate Bill establishing a sick leave bank for Brian J. Waldron, an employee of the Trial Court (Senate, No. 2272),-- **ought to pass.**

**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.**

**Sent to the House for concurrence.**

By Mr. Brewer, for the committee on Ways and Means, that the House Bill establishing a sick leave bank for Paula Connelly, an employee of the Trial Court (House, No. 3844),-- **ought to pass.**

**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.**

**PAPERS FROM THE HOUSE**

*Order.*

The following House Orders (approved by the committees on Rules of the two branches, acting concurrently) were considered forthwith and adopted in concurrence, as follows:

*Ordered*, that notwithstanding the provisions of Joint Rule 10, the committee on Transportation shall be granted until Friday, June 1, 2012, within which to report on a current House document numbered 4059.

*Ordered*, that notwithstanding the provisions of Joint Rule 10, the committee on Transportation shall be granted until Friday, June 1, 2012, within which to report on current House documents numbered H907, H918, H928, H931, H949, H1782, H1794, H1795, H1796, H1797, H1799, H1801, H1803, H1805, H1816, H2633, H2645, H2648, H2653, H2654, H2658, H2659, H2660, H2664, H2914, H2986, H3072, H3079, H3094, H3095, H3096, H3248, H3382, H3420, H3852 and H3966.

*Order Adopted.*

On motion of Mr. Knapik,--

*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 thirteen minutes past eleven o'clock A.M., the Senate adjourned to meet again on Thursday next at eleven o'clock A.M.