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UNCORRECTED PROOF OF THE JOURNAL OF THE SENATE.



JOURNAL OF THE SENATE.

Monday, June 25, 2012.

Met at three minutes past eleven o'clock A.M. (Mr. Rosenberg in the Chair) (having been appointed by the President, under authority conferred by Senate Rule 4, to perform the duties of the Chair).

The Senator from Hampden and Hampshire, Mr. Knapik, led the Chair (Mr. Rosenberg), members, guests and staff in the recitation of the pledge of allegiance to the flag.

Petition.

Ms. Donoghue presented a petition (subject to Joint Rule 12) of Eileen M. Donoghue and Colleen M. Garry for legislation to establish a sick leave bank for June Graham, an employee of the department of public health;

Referred, under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.

Reports of Committees.

By Mr. Timilty for the committee on Public Safety and Homeland Security, on Senate, No. 1197, 1199, 1210 and 1251, an Order relative to 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. 2324);

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

By Mr. Richard T. Moore, for the committee on Health Care Financing, that the Senate Bill authorizing the Department of Mental Health to establish teen drop in centers (Senate, No. 981), -- **ought to pass, with an amendment substituting a new draft with the same title (Senate, No. 2322) [Estimated cost – more than \$100,000]; and**

By the same Senator, for the same committee, that the Senate Bill relative to disciplinary actions taken under the Board of Registration in Medicine (Senate, No. 2195), -- **ought to pass, with an amendment substituting a new draft with the same title (Senate, No. 2323) [Estimated cost – more than \$100,000];**

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

By Mr. Richard T. Moore, for the committee on Health Care Financing, on petition (accompanied by bill, Senate, No. 544), a Bill relative to the spinal cord injury trust fund (Senate, No. 2321) [Estimated cost - \$0];

Read and, under Senate Rule 26, referred to the committee on Ethics and Rules.

Committees Discharged

Ms. Spilka, 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 telecommunications, utilities and energy (Senate, No. 2318),-- **and recommending that the same be referred to the committee on Ethics and Rules; and**

Ms. Spilka, for the committee on Ethics and Rules, reported, asking to be discharged from further consideration of the House Bill relative to infrastructure investment, enhanced competitiveness and economic growth in the Commonwealth (House, No. 4119),-- **and recommending that the same be referred to the committee on Bonding, Capital Expenditures and State Assets. Severally under Senate Rule 36, the reports were considered forthwith and accepted.**

PAPER 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 validating the actions taken at a certain annual town election held on April 2, 2012 in the town of Blackstone (House, No. 4134),-- **referred, in concurrence, to the committee on Election Laws.**

Petitions were severally referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 4149) of William M. Strauss (by vote of the town) for legislation to authorize the town of Fairhaven to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises;

Petition (accompanied by bill, House, No. 4163) of Louis L. Kafka, James E. Timilty and Brian A. Joyce (by vote of the town) for legislation to authorize the town of Sharon to issue an additional license for the sale of all alcoholic beverages to be drunk on the premises;

Petition (accompanied by bill, House, No. 4168) of Theodore C. Speliotis and Frederick E. Berry (by vote of the town) for legislation to authorize the town of Danvers to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises; and

Petition (accompanied by bill, House, No. 4187) of Denise C. Garlick (by vote of the town) for legislation to authorize the town of Needham to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises;
Severally, to the committee on Consumer Protection and Professional Licensure.

A Bill financing improvements to the Commonwealth's transportation system (House, No. 4193,-- on House, No. 4084), -- **was read and, under Senate Rule 26C, referred to the committee on Bonding, Capital Expenditures and State Assets.**

A Bill relative to establishing a sick leave bank for Mr. Clifton Watson, an employee of the Registry of Motor Vehicles (House, No. 4159, amended,-- 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 Messrs. Brewer and Brownsberger, Ms. Chandler, Messrs. Donnelly and Downing, Ms. Fargo, Ms. Flanagan, Messrs. Hedlund, Joyce, McGee, Montigny and Richard T. Moore and Ms. Spilka) "recognizing the Admetech Foundation as the host of the Fourth Annual Prostate Cancer Awareness Day at the Massachusetts State House on June 28, 2012";

Resolutions (filed by Ms. Flanagan) "congratulating the Honorable Elliot L. Zide on his retirement as Associate Justice of Fitchburg District Court"; and

Resolutions (filed by Messrs. Joyce, Hedlund and Keenan) "congratulating Edward J. Flynn, Jr. on his retirement as Executive Director of South Shore Elder Services."

PAPERS FROM THE HOUSE.

A Bill relative to clear and conspicuous price disclosure (House, No. 4089,-- on Senate, No. 77, 94, 1844, 1848 and House, No. 100, 987, and 993),-- **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.

Recess.

There being no objection, at six minutes past eleven o'clock A.M., the Chair (Mr. Rosenberg) declared a recess subject to the call of the Chair; and, at a quarter before three o'clock P.M., the Senate reassembled, Mr. Rosenberg in the Chair.

PAPERS FROM THE HOUSE.

A Bill making appropriations for the fiscal year 2013 to provide for supplementing certain existing appropriations and for certain other activities and projects (printed in House, No. 4195,-- being a message from his Excellency the Governor),-- **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.

Emergency Preambles Adopted.

An engrossed Bill establishing a sick leave bank for Mary M. Stanton, an employee of the Department of Developmental Services (see House, No. 3972, 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. Rosenberg) and sent to the House for enactment.

An engrossed Bill establishing a sick leave bank for Patricia Chasse, an employee of the Department of Children and Families (see House, No. 4094, 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. Rosenberg) and sent to the House for enactment.

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

Petition (accompanied by bill, House, No. 4201) of George C. Galvin for legislation relative to special education costs;
Under suspension of Joint Rule 12, to the committee on Children, Families and Persons with Disabilities.

Petition (accompanied by bill, House, No. 4202) of Eugene L. Flaherty and Kathi-Anne Reinstein for legislation to authorize the Massachusetts Water Resources Authority to convey a certain parcel of land in the city of Chelsea to said city;
Under suspension of Joint Rule 12, to the committee on State Administration and Regulatory Oversight.

Engrossed Bills.

The following engrossed bills (the first two 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. Rosenberg) and laid before the Governor for his approbation, to wit:

Authorizing the conveyance of certain properties by the Melrose Housing Authority in the city of Melrose (see Senate, No. 2234);

Establishing a sick leave bank for Brian J. Waldron, an employee of the Trial Court (see Senate, No. 2272); and
Relative to clear and conspicuous price disclosure (see House, No. 4089).

Recess.

There being no objection, at two minutes past three o'clock P.M., the Chair (Mr. Rosenberg) declared a recess subject to the call of the Chair; and, at a half past three o'clock P.M., the Senate reassembled, Mr. DiDomenico 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.

Engrossed Bills.

The following engrossed bills (all 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. DiDomenico) and laid before the Governor for his approbation, to wit:

Establishing a sick leave bank for Mary M. Stanton, an employee of the Department of Developmental Services (see House, No. 3972, amended);

Establishing a sick leave bank for Patricia Chasse, an employee of the Department of Children and Families (see House, No. 4094, amended); and

Making appropriations for fiscal year 2013 before final action on the General Appropriations Bill (see House Bill, printed in House, No. 4195).

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 twenty-eight minutes before four o'clock P.M., the Senate adjourned to meet again on tomorrow next at eleven o'clock A.M.