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UNCORRECTED PROOF OF THE JOURNAL OF THE SENATE.



JOURNAL OF THE SENATE.

Tuesday, July 12, 2011

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

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

Reports of Committees.

By Ms. Clark, for the committee on Public Service, on petition, a Bill establishing a sick leave bank for Catherine Gibson, an employee of the Department of Transitional Assistance (Senate, No. 1946); and

By Ms. Donoghue, for the committee on Tourism, Arts and Cultural Development, a Bill protecting the commercial value of artists, entertainers and other notable personalities (Senate, No. 1713);

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

PAPER FROM THE HOUSE

Notice was received from the House announcing the following appointment by the Minority Leader of the House of Representatives:

That Representative Peter J. Durant of Spencer has been appointed to serve on the joint committee on Transportation, replacing Representative Wong of Saugus. Representative Durant will also serve on the joint committee on Elder Affairs, replacing Representative Ferguson of Holden.

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 relative to economic development in the North Point Area of the city of Cambridge (Senate, No. 1955),-- **was read a third time and 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 Francisco Delgado, an employee of the Department of Correction (Senate, No. 1898),-- **ought to pass.**

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.

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 Toby Miller, an employee of the Executive Office of Health and Human Services (House, No. 3473),-- **ought to pass, with amendments**

striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 1964; by striking out the emergency preamble and inserting in place thereof the following emergency preamble:

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a sick leave bank for a certain employee of the department of developmental services, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”; and

By striking out the title and inserting in place thereof the following title: “An Act establishing a sick leave bank for Toby Miller, an employee of the Department of Developmental Services”.

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

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

Sent to the House for concurrence in the amendments.

By Mr. Brewer, for the committee on Ways and Means, that the Senate Bill regarding families and children engaged in services (printed as House, No. 3492),-- **ought to pass, with an amendment substituting a new draft with the same title (Senate, No. 1963).**

Order Adopted.

Mr. Brewer presented the following order:

Ordered, That notwithstanding Senate Rule 7 or any other rule to the contrary, the Senate Bill regarding families and children engaged in services (printed as House, No. 3492) with the recommended Senate Ways and Means new draft (Senate, No. 1963), shall be placed in the Orders of the Day for a second reading on Thursday July 14, 2011.

All amendments shall be filed electronically in the office of the Clerk of the Senate by 5:00 P.M., on Wednesday, July 13, 2011. All such amendments shall be second-reading amendments to the Ways and Means new draft (Senate, No. 1963) but further amendments in the third degree to such amendments shall be in order. The Clerk shall further specify the procedure and format for filing all amendments, consistent with this order.

After the bill as amended is ordered to a third reading, it shall immediately be read a third time and the question shall then immediately be on passing it to be engrossed, and no amendments shall be in order at the third reading of the bill unless recommended by the committee on Bills in the Third Reading.

Under the rules, referred to the committee on Ethics and Rules.

Subsequently, Mr. Berry, for the said committee, reported, recommending that the order ought to be adopted.

There being no objection, the rules were suspended, on motion of Mr. Tarr, and the order was considered forthwith; and it was adopted.

The bill (printed as House, No. 3492), with the Ways and Means new draft (Senate, No. 1963) pending, was then placed in the Orders of the Day for a second reading for Thursday, July 14, 2011.

Order Adopted.

On motion of Mr. Tarr,--

Ordered, That when the Senate adjourns today, it adjourn to meet again on Thursday next at one o'clock P.M., in a full formal session with a calendar.

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