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UNCORRECTED PROOF OF THE JOURNAL OF THE SENATE.



JOURNAL OF THE SENATE.

Wednesday, July 18, 2012.

Met according to adjournment at 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 Plymouth and Norfolk, Mr. Hedlund then led the Chair (Mr. Rosenberg), members, guests and staff in the recitation of the pledge of allegiance to the flag.

Petitions.

Petitions were severally presented and referred, as follows

By Mr. Timilty, a petition (accompanied by bill, Senate, No. 2352) of James E. Timilty and Steven S. Howitt (by vote of the town) for legislation to authorize the town of Seekonk to convert seasonal licenses to annual licenses for the sale of all alcoholic beverages to be drunk on the premises [Local approval received]; and

By the same Senator, a petition (accompanied by bill, Senate, No. 2353) of James E. Timilty and Steven S. Howitt (by vote of the town) for legislation to authorize the town of Seekonk to grant additional licenses for the sale of all alcoholic beverages to be drunk on the premises [Local approval received];

Severally, under Senate Rule 20, to the committee on Consumer Protection and Professional Licensure.

By Mr. Downing, a petition (accompanied by bill, Senate, No. 2351) of Benjamin B. Downing and William Smitty Pignatelli (by vote of the town) for legislation to provide for the establishment and administration of rent regulations and the control of evictions in mobile home accommodations in the town of West Stockbridge [Local approval received];

Under Senate Rule 20, to the committee on Municipalities and Regional Government.

Severally sent to the House for concurrence

Reports of Committees.

Mr. Berry, for the committee on Ethics and Rules, reported that the following matter be placed in the Orders of the Day for the next session:

The House Bill designating a certain overpass in the town of Yarmouth as the Marine Corporal Nicholas G. Xiarhos Veterans Memorial Overpass (House, No. 4156).

By Mr. Joyce, for the committee on Bonding, Capital Expenditures and State Assets, that the House Bill financing improvements to the Commonwealth's transportation system (House, No. 4193),-- **ought to pass, with an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2354;**

Under Senate Rule 27, referred to the committee on Ways and Means.

Committee Discharged.

Mr. Berry, 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 Transportation to make an investigation and study of certain current Senate documents relative to transportation matters (Senate, No. 2349),-- **and recommending that the same be referred to the committee on Ethics and Rules.**

Under Senate Rule 36, the report was considered forthwith and accepted.

PAPERS FROM THE HOUSE

Petitions were severally referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 4281) of Todd M. Smola and Stephen M. Brewer (by vote of the town) for legislation to recall elections on the town of Wales;

To the committee on Election Laws.

Petition (accompanied by bill, House, No. 4169) of Sean Curran (with the approval of the mayor and city council) for legislation to authorize the city of Springfield to convey a certain parcel of land in said city;

Petition (accompanied by bill, House, No. 4188) of William M. Strauss (by vote of the town) for legislation relative to the Open Space Acquisition Commission in the town of Marion;

Petition (accompanied by bill, House, No. 4210) of Sarah K. Peake (by vote of the town) for legislation relative to health insurance benefits for elected officials in the town of Harwich;

Petition (accompanied by bill, House, No. 4211) of George N. Peterson, Jr., Matthew A. Beaton, Carolyn C. Dykema and other members of the General Court (by vote of the town) for legislation relative to amending the charter of the town of Westborough;

Petition (accompanied by bill, House, No. 4232) of Anne M. Gobi, Kimberly N. Ferguson and Stephen M. Brewer (by vote of the town) for legislation to establish the position of treasurer-collector in the town of Oakham;

Petition (accompanied by bill, House, No. 4275) of Garrett J. Bradley and Robert L. Hedlund (by vote of the town) for legislation to authorize the town of Hingham to transfer and change the use of certain parcels of land in said town;

Petition (accompanied by bill, House, No. 4276) of Thomas J. Calter and Therese Murray (by vote of the town) authorizing the town of Plympton to establish a special fund for capital projects; and

Petition (accompanied by bill, House, No. 4282) of Todd M. Smola and Stephen M. Brewer (by vote of the town) for legislation creating a library building fund in the town of Wales;

Severally to the committee on Municipalities and Regional Government.

Petition (accompanied by bill, House, No. 4114) of Benjamin Swan (with the approval of the mayor and city council) for legislation to authorize the city of Springfield to reinstate and pay certain retirement benefits to Derek Cook, a former member of the Springfield Retirement System;

Petition (accompanied by bill, House, No. 4212) of Angelo J. Puppolo, Jr. (by vote of the town) for legislation to authorize the appointment of special police officers in the town of Wilbraham;

Petition (accompanied by bill, House, No. 4233) of Paul McMurtry and Michael F. Rush (by vote of the town) for legislation to exempt the position of deputy police chief of the town of Westwood from the provisions of the civil service law; and

Petition (accompanied by bill, House, No. 4283) of Todd M. Smola, Stephen M. Brewer and Anne M. Gobi (by vote of the town) for legislation to authorize Adam A. Seguin to take the civil service examination for appointment as a police officer in the town of Ware notwithstanding the maximum age requirement;

Severally to the committee on Public Service.

A Bill exempting the position of plumbing inspector and gas fitting inspector in the city of Newburyport from the civil service law and section 11 of chapter 142 of the General Laws (House, No. 3848,-- on petition) [Local approval received],-- **was read and, under Senate Rule 26, placed in the Orders of the Day for the next session.**

Resolutions.

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

Resolutions (filed by Ms. Chang-Diaz) "congratulating Dinorah Hernandez on her retirement after 23 years of dedicated service to the Commonwealth";

Resolutions (filed by Mr. Ross and Ms. Spilka) "honoring the life and memory of Charles W. Mathews on the dedication of the Officer Charles W. Mathews Square in the town of Natick"; and

Resolutions (filed by Mr. Rush) "honoring Cory Krakowsky for his work in helping to prevent alcohol use by teens and saving lives."

Matters Taken Out of the Orders of the Day.

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

The Senate Bill amending the charter of the town of Plymouth (Senate, No. 2295),-- **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.**

The House Bill authorizing the Nantucket Islands Land Bank to sell, convey or otherwise dispose of certain land situated in the town of Nantucket (House, No. 3836),-- **was read a third time and passed to be engrossed, in concurrence.**

The following reports were laid before the Senate, the time within which the said committee was required to report having expired:---

Of the committee on Transportation, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 1762) of Mark C. Montigny for legislation to facilitate the completion of the New Bedford/Fall River commuter rail extension project.

On motion of Ms. Spilka, the rules were suspended; and, on further motion of the same Senator, the petition was recommitted to the committee on Transportation.

Of the committee on Transportation, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 1746) of Robert L. Hedlund, Thomas J. Calter, Bradley H. Jones, Jr., Elizabeth A. Poirier and other members of the General Court for legislation to relative to ignition interlock devices.

On motion of Mr. Hedlund, the rules were suspended; and, on further motion of the same Senator, the petition was recommitted to the committee on Transportation.

PAPERS FROM THE HOUSE

A petition (accompanied by bill, House, No. 4287) of Jonathan Hecht, William N. Brownsberger and John J. Lawn, Jr. for legislation to designate a certain corner in the town of Watertown as Menton Corner,-- **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on State Administration and Regulatory Oversight.**

Emergency Preamble Adopted.

An engrossed Bill authorizing the Division of Capital Asset Management and Maintenance to grant an easement in certain land in the town of Hopkinton (see House, No. 3909), 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. Rosenberg) and sent to the House for enactment.

Engrossed Bills.

The following engrossed bills (all 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:

Designating a certain bridge in the city of Boston as the Honorable Francis X. Coppinger Bridge (see Senate, No. 1787);
Designating a certain bridge in the city of Boston as the Honorable Charles Doyle Bridge (see Senate, No. 1788); and
Establishing a sick leave bank for Heidi A. Lennon, an employee of the Department of Children and Families (see Senate, No. 2319).

The following engrossed bills (both 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 re-enacted and were signed by the Acting President (Mr. Rosenberg) and again laid before the Governor for his approbation, to wit:

Relative to the electronic benefit transfer program (see House, No. 4237); and
Relative to the registration of motor vehicles and trailers (see House, No. 4238).

Order Adopted.

On motion of Ms. Spilka,--

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

On motion of Mr. Hedlund, at nine minutes past eleven o'clock A.M., the Senate adjourned to meet again tomorrow at one o'clock P.M.