

**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, August 16, 2012.*

Met according to adjournment at eleven o'clock A.M. (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).

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

#### *Report of a Committee.*

By Ms. Fargo, for the committee on Public Health, on petition (accompanied by bill (Senate, No. 2373), a Bill to regulate the practice and licensure of lactation consultants (Senate, No. 2415);

**Referred, under Joint Rule 1E, to the committee on Health Care Financing.**

#### PAPERS FROM THE HOUSE

Petitions were severally referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 4388) of Nicholas A. Boldyga and James T. Welch (with the approval of the mayor and city council) relative to the charter of the city known as the town of Agawam;

**To the committee on Municipalities and Regional Government.**

Petition (accompanied by bill, House, No. 4390) of Susan Williams Gifford and Marc R. Pacheco (by vote of the town) for legislation to allocate the local option meal tax for the purchase of capital items;

**To the committee on Revenue.**

#### *Bills*

Establishing a sick leave bank for Patricia Morin, an employee of the Executive Office of Health and Human Services (House, No. 4262,-- on petition); and

Establishing a sick leave bank for Timothy J. O'Brien, an employee of the Executive Office of Health and Human Services (House, No. 4378,-- on petition);

**Were severally and, under Senate Rule 27, referred to the committee on Ways and Means.**

#### *Bills*

Authorizing the town of Hatfield to continue the employment of the chief of police (House, No. 4142,-- on petition) [Local approval received];

Authorizing the town of Braintree to grant additional liquor licenses (House, No. 4292,-- on House, No. 3677) [Local approval received on House, No. 3677];

Authorizing the town of Fairhaven to grant 1 additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 4293,-- on House, No. 4149) [Local approval received on House, No. 4149]; and

Relative to a liquor license for the Irish Social Club, Inc. in the city of Boston (House, No. 4294,-- on House, No. 4231) [Local approval received on House, No. 4231];

**Were severally 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 considered forthwith and adopted, as follows:- Resolutions (filed by Mr. Tarr) "congratulating the North Shore Arts Association on its ninetieth anniversary."

*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 reestablishing a charter for the city of Northampton (House, No. 4102),-- **was read a third time. Pending the question on passing the bill to be engrossed, Mr. Rosenberg presented an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2416. The amendment was adopted. The bill, as amended, was then passed to be engrossed, in concurrence, with the amendment. Sent to the House for concurrence in the amendment.**

**PAPERS FROM THE HOUSE**

The Senate Bill authorizing governmental bodies to enter into contracts for the inspection, maintenance, repair or modification of water storage facilities (Senate, No. 2126),-- **came from the House passed to be engrossed, in concurrence with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4347. The rules were suspended, on motion of Mr. Pacheco, and the House amendment was considered forthwith and adopted, in concurrence.**

*Engrossed Bill.*

An engrossed Bill establishing a sick leave bank for Louise Moson, an employee of the Massachusetts Department of Transportation (see House, No. 4280) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage, **was passed to be enacted and signed by the Acting President (Mr. DiDomenico) and laid before the Governor for his approbation.**

*Emergency Preamble Adopted; Engrossed Bill Enacted.*

An engrossed Bill establishing a sick leave bank for Julie Nantais, an employee of the Department of Public Health (see Senate, No. 2266), 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. DiDomenico) and sent to the House for enactment. Subsequently, the bill, which originated in the Senate, came from the House with the endorsement that it had been enacted in that branch. The Senate then passed the bill to be enacted; and it was signed by the Acting President (Mr. DiDomenico) and laid before the Governor for his approbation.**

*Engrossed Bills*

The following engrossed bills (the first three 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. DiDomenico) and laid before the Governor for his approbation, to wit:  
Establishing a sewer construction fund for the town of Barnstable (see Senate, No. 1065, amended);  
Increasing the membership on the Board of Health in the city of Northampton (see Senate, No. 2106, amended);  
Designating a portion of the Route 128 extension in the city of Gloucester as the Purple Heart Highway (see Senate, No. 2286, amended);  
Relative to adding the town of Harvard to the Devens Economic Target Area (see House, No. 3717);  
Restricting the ability of the Water Supply District of Acton to acquire ground water sources in the town of Boxborough (see House, No. 3820); and  
Authorizing the city of Newburyport to acquire interests in land in the town of Newbury (see House, No. 4164, amended).

*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 city of Easthampton to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (Senate, No. 2294),-- **was read a third time and passed to be engrossed. Sent to the House for concurrence.**

*Recess.*

There being no objection at twenty-seven minutes past eleven o'clock A.M., the Chair (Mr. DiDomenico) declared a recess subject to the call of the Chair; and, at sixteen minutes past one o'clock P.M., the Senate reassembled, Mr. DiDomenico in the Chair.

#### **PAPERS FROM THE HOUSE**

*Emergency Preamble Adopted; Engrossed Bill Enacted.*

An engrossed Bill establishing a sick leave bank for Diane Johnson, an employee of the Department of Revenue (see House, No. 4229, 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. DiDomenico) and sent to the House for enactment.**

**Subsequently, the bill, which originated in the House, came from the House with the endorsement that it had been enacted in that branch.**

**The Senate then passed the bill to be enacted; and it was signed by the Acting President (Mr. DiDomenico) and laid before the Governor for his approbation.**

#### *Engrossed Bills*

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

Authorizing governmental bodies to enter into contracts for the inspection, maintenance, repair or modification of water storage facilities (see Senate, No. 2126, amended); and

Modifying the Pittsfield Economic Development Authority (see Senate, No. 2178).

#### *Order Adopted.*

On motion of Mr. Hedlund,--

*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.

#### *Adjournment in Honor of Olympic Gold Medalist Aly Raisman.*

The Senator from Middlesex and Norfolk, Ms. Creem, and the Senator from Norfolk, Bristol and Middlesex, Mr. Ross, moved that when the Senate adjourns today, it adjourn in honor of Olympic gold medalist Alexandra Rose "Aly" Raisman.

Aly Raisman, born May 25, 1994, is a lifelong resident of Needham, Massachusetts, and a 2012 graduate of Needham High School. She trained in neighboring Newton at Exxcel Gymnastics and Climbing from the time she was a pre-schooler until she was 12 years old, continuing at Brestyan's American Gymnastics Club in Burlington, Massachusetts.

Raisman's performance throughout the 2012 summer Olympics in London, England was outstanding. She was chosen as captain of the US women's artistic gymnastics team, nicknamed the "Fierce Five", which won the gold medal for team gymnastics.

In individual competition, Raisman became the first American woman to win the gold medal for floor exercise, which she performed nearly flawlessly to the tune "Hava Nagila". She also brought home a bronze medal for her exceptional work on the balance beam.

We share with Aly Raisman's parents, Rick and Lynn Faber Raisman, her siblings Brett, Chloe, and Madison, her grandmother Susan Faber of Newton, and other relatives, friends and classmates, a deep sense of pride and awe at the success of this extremely accomplished 18 year old gymnast, Aly Raisman, and in our 2012 US Olympic team.

Accordingly, as a mark of respect in honor of Alexandra Rose "Aly" Raisman, at seventeen minutes before two o'clock P.M., on motion of Mr. Hedlund, the Senate adjourned to meet again on Monday next at eleven o'clock A.M.