

**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.

*Monday, September 24, 2012.*

Met at two minutes past eleven o'clock A.M. (Ms. Spilka 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 (Ms. Spilka), members, guests and staff then recited the pledge of allegiance to the flag.

#### *Communications.*

The following communications were severally received and placed on file:

Several communications from the Honorable Therese Murray, President of the Senate, announcing the following appointments: Senator Thomas McGee (pursuant to Chapter 254 of the Acts of 2012) to the Massachusetts afterschool and out-of-school time coordinating council;

Senator William Brownsberger to the Special Commission established (pursuant to Section 56 of Chapter 176 of the Acts of 2011) to make an investigation and study of the Massachusetts Public Employees' Pension Classification System;

Senator Michael R. Knapik (pursuant to Section 42 of Chapter 209 of the Acts of 2012) to the Plant Revitalization Task Force; Senator Benjamin Downing (pursuant to Section 41 of Chapter 209 of the Acts of 2012) to the Energy Policy Review Commission; and

Senator Karen Spilka (pursuant to Section 34(a) of Chapter 240 of the Acts of 2012) to the Families and Children Requiring Assistance Advisory Board.

#### *Reports of Committees.*

By Mr. Welch, for the committee on Municipalities and Regional Government, Senate, Nos. 1008 and 1019, an Order authorizing the joint committee on Municipalities and Regional Government to make an investigation and study of certain current Senate documents relative to municipalities and regional government issues. (Senate, No. 2442);

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

By Mr. Welch for the committee on Municipalities and Regional Government, on petition, a Bill relative to making technical corrections to the charter of the town of Greenfield (Senate, No. 2421) [Local approval received];

By the same Senator, for the same committee on petition, a Bill to make a technical correction to the charter of the town of Greenfield (Senate, No. 2422) [Local approval received];

By the same Senator, for the same committee on petition, a Bill to clarify the title of a certain section of the charter of the town of Greenfield (Senate, No. 2423) [Local approval received];

By the same Senator, for the same committee on petition, a Bill to clarify language for the selection of school committee chairs and vice-chairs in the town of Greenfield (Senate, No. 2424) [Local approval received];

By the same Senator, for the same committee on petition, a Bill relative to bylaws in the town of Greenfield (Senate, No. 2425) [Local approval received];

By the same Senator, for the same committee on petition, a Bill to clarify the title of a certain section of the charter of the town of Greenfield (Senate, No. 2426) [Local approval received];

By the same Senator, for the same committee on petition, a Bill to amend employment prohibitions for town council members in

the town of Greenfield (Senate, No. 2427) [Local approval received];  
By the same Senator, for the same committee on petition, a Bill to amend employment prohibitions for school committee members in the town of Greenfield (Senate, No. 2428) [Local approval received];  
By the same Senator, for the same committee on petition, a Bill interdepartmental transfers in the town of Greenfield (Senate, No. 2429) [Local approval received];  
By the same Senator, for the same committee on petition, a Bill to create domestic violence task force in the town of Greenfield (Senate, No. 2430) [Local approval received];  
By the same Senator, for the same committee, a Bill to provide for local state of emergency declarations in the town of Greenfield (Senate, No. 2432) [Local approval received]; and  
By the same Senator for the same committee, a Bill to authorize the rent board of the town of Middleborough to impose fees for the employment of outside consultants (Senate, No. 2433) [Local approval received];  
**Severally read and, under Senate Rule 26, placed in the Orders of the Day for the next session.**

*Committees 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 Municipalities and Regional Government to make an investigation and study of certain current Senate documents relative to municipalities and regional government issues (Senate, No. 2437);

Of the Senate Order relative to authorizing the joint committee on Public Health to make an investigation and study of certain current Senate documents relative to environmental health, physical health, health-related research, health care financing, health-related professions, public health facilities, and other matters concerning the public health issues (Senate, No. 2438);

Of the Senate 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. 2439); and

Of the Senate Order relative to authorizing the joint committee on Revenue to make an investigation and study of certain current Senate documents relative to revenue issues (Senate, No. 2441);

**And recommending that the same severally be referred to the committee on Ethics and Rules.**

**Under Senate Rule 36, the reports were severally considered forthwith and accepted.**

**PAPERS FROM THE HOUSE.**

A petition (accompanied by bill, House, No. 4445) of Walter F. Timilty, Linda Dorcena Forry and Brian A. Joyce (by vote of the town) for legislation that the town of Milton be authorized to borrow money for payments of certain medical expenses,-- **was referred, in concurrence, to the committee on Municipalities and Regional Government.**

A Bill establishing a sick leave bank for Noelle Champoux-Olsen, an employee of the Department of Youth Services (House, No. 4429,-- on petition),-- **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

A Bill exempting the position of deputy chief of the Stoughton police department from the provisions of civil service (House, No. 4417,-- 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 Mr. Timilty) "honoring the memory and life of Robert E. Naughton on the dedication of the Robert E. Naughton Civic Square in the town of Medfield";

Resolutions (filed by Messrs. Wolf and Pacheco) "in recognition of the daring American explorer and Revolutionary War Patriot John Kendrick"; and

Resolutions (filed by Mr. Wolf) "congratulating the Massachusetts Workforce Professionals Association on their observance of National Workforce Development Month."

**PAPERS FROM THE HOUSE.**

A Bill authorizing the Cedar Meadow Lake Watershed District to prolong betterment payments (House, No. 4319,-- on petition),-- **was read.**

**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, in concurrence.**

A petition (accompanied by bill, House, No. 4450) of Gailanne M. Cariddi and Benjamin B. Downing for legislation establishing a sick back leave for Kevin Lewis, an employee of the Department of Developmental Services,-- **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on Public Service.**

*Emergency Preamble Adopted.*

An engrossed Bill establishing a sick leave bank for Patricia Morin, an employee of the Executive Office of Health and Human Services (see House, No. 4262, 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 (Ms. Spilka) and sent to the House for enactment.**

*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 (Ms. Spilka) and laid before the Governor for his approbation, to wit:

Relative to the use of off-highway and recreation vehicles (see Senate, No. 2381);

Establishing a sick leave bank for Emmy Diaz, an employee of the Massachusetts Rehabilitation Commission (see Senate, No. 2431);

Establishing a sick leave bank for Patricia Morin, an employee of the Executive Office of Health and Human Services (see House, 4262, amended); and

Relative to authorizing the board of selectmen of the town of Saugus to hire an auditing firm to conduct annual audits (see House, No. 4315).

*Order Adopted.*

On motion of Mr. Tarr ,--

*Ordered*, That when the Senate adjourns today, it adjourn to meet again on Thursday next at eleven o'clock A.M., and that the Clerk be directed to dispense with the printing of a calendar.

*Adjournment in Memory of Bruce Carlton Bolling Sr.*

The Senator from Suffolk, Ms. Chang-Diaz, requested that when the Senate adjourns today, it adjourn in memory of former Boston City Council president, Bruce Carlton Bolling Sr. of Roxbury.

Born into the prominent Bolling Family in Boston in 1945, Bruce, like many of his relatives, developed a deep passion for public service. After attending Boston Public Schools and graduating from Boston English High School, Bruce went to study at Northeastern University. Bruce would begin his political career in Mayor Kevin White's administration, serving in various capacities from 1969 to 1981, including Public Safety Officer and Ombudsman. In 1981, Bruce made a successful bid for Boston City Council, becoming the second African American to be elected to a citywide seat. Five years later in 1986, Bruce was elected Boston City Council President and became the first African American Boston City Council president in the City Council's history.

In his 12-year Boston City Council tenure, Bruce would leave a legacy of economic and social equality. Focused on "leveling the playing field" for all Boston residents, Bruce went on to author several key policies, including the Boston Linkage Policy, the Fair Housing Ordinance, the Minority and Women Disadvantaged Business Opportunities Act, and most notably, the Boston Jobs for Boston Residents policy, which mandated that city residents receive 50% of jobs created by city funds, with 25% of jobs directed to minorities and 10% to women.

While in office, Bruce his father, the late Senator Royal Bolling Sr., and his brother, former State Representative Royal Bolling Jr., made Massachusetts political history, serving in three legislative bodies simultaneously. After leaving office in 1993, Bruce went on to found and serve as Executive Director of the Massachusetts Alliance for Small Contractors, working there until 2011. As a public servant, mentor, and friend, Bruce's most important role was loving husband to Joyce Ferriabough-Bolling and father to Bruce Bolling Jr., Tanya Tucker, and Leslie Tucker. Today, we honor Bruce Carlton Bolling's dedication to public service, and we extend our sincerest sympathies to the entire Bolling family.

Accordingly, as a mark of respect in memory of Bruce Carlton Bolling Sr., at twenty-eight minutes before twelve o'clock noon, on motion of Mr. Tarr, the Senate adjourned to meet again on Thursday next at eleven o'clock A.M.