

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.

Tuesday, October 9, 2012.

Met according to adjournment at eleven o'clock A.M. (Ms. Clark 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. Clark), members, guests and staff then recited the pledge of allegiance to the flag.

Communication.

A communication from the Joanne F. Goldstein, Secretary of Labor and Workforce Development announcing her appointments of Maydad Cohen, EOLWD Chief of Staff, as the Secretary's designee, and Heather Rowe, Director of Labor Standards, as the Joint Task Force's designee, to the Special Commission established (pursuant to Chapter 238 of the Acts of 2012) to make an investigation and study of independent contractors,-- **was placed on file.**

PAPERS FROM THE HOUSE.

A petition (accompanied by bill, House, No. 4462) of Anne M. Gobi, Stephen M. Brewer and Denise Andrews (by vote of the town relative to validating certain acts and proceedings taken at a special town election in the town of Templeton,-- **was referred, in concurrence, to the committee on Election Laws.**

A Bill establishing a sick leave bank for Kevin Lewis, an employee of the Department of Developmental Services (House, No. 4450, amended,-- on petition),-- **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

Bills

Relative to psychology training (House, No. 1003,-- on petition); and

Validating the acts, votes and proceedings of the 2012 spring annual town meeting and the 2012 spring special town meeting of the town of Westminster (printed in House, No. 4354,-- being a message from His Excellency the Governor);

Were severally read and, under Senate Rule 26, referred to the committee on Ethics and Rules.

Bills

Authorizing property tax exemptions for rental properties in the town of Truro restricted as affordable housing (House, No. 3489,-- on petition) [Local approval received];

Exempting Jeanine Bonnayer from the maximum age requirement for applying for civil service appointment as a police officer in the town of Ware (House, No. 3875,-- on petition) [Local approval received]; and

Relative to special police officers in the police department of the city of Fitchburg (House, No. 4104,-- on petition) [Local approval received];

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 severally considered forthwith and adopted, as follows:-
Resolutions (filed by Ms. Spilka and Mr. Ross) “congratulating Alexander Gregory Drake on his elevation to the rank of Eagle Scout”;
Resolutions (filed by Ms. Spilka and Mr. Ross) “congratulating Timothy John Latshaw on his elevation to the rank of Eagle Scout”;
Resolutions (filed by Ms. Spilka and Mr. Ross) “congratulating Gregory J. Phillips on his elevation to the rank of Eagle Scout”;
and
Resolutions (filed by Ms. Spilka and Mr. Ross) “congratulating Richard Daniel Rogers on his elevation to the rank of Eagle Scout.”

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 authorizing the town of Sharon to issue licenses to certain establishments for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4163),-- **was read a second time.**
Pending the question on ordering the bill to a third reading, Mr. Timilty presented an amendment striking out section 1 and inserting in place thereof the following section:-
“SECTION 1. Notwithstanding chapter 431 of the acts of 1998 or any other general or special law to the contrary, the licensing authority of the town of Sharon may grant licenses for the sale of all alcoholic beverages to be drunk on the premises to restaurants and function rooms having seating capacities of not less than 18 persons.”
The amendment was adopted.
The bill, as amended, was then ordered to a third reading, read a third time and passed to be engrossed, in concurrence, its title having been changed by the committee on Bills in the Third Reading to read as follows: “An Act authorizing the town of Sharon to grant licenses to certain establishments for the sale of all alcoholic beverages to be drunk on the premises”.

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 validating the proceedings at the annual town meeting and the annual town election in the town of Heath (printed in House, No. 4353).
There being no objection, the rules were suspended, on motion of Mr. Ross, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.

By Mr. Brewer, for the committee on Ways and Means, that the House Bill establishing a sick leave bank for Noelle Champoux-Olson, an employee of the Department of Youth Services (House, No. 4535),-- **ought to pass.**
There being no objection, the rules were suspended, on motion of Mr. Ross, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.

PAPERS FROM THE HOUSE

Emergency Preambles Adopted

An engrossed Bill establishing a sick leave bank for Ellen Grady, an employee of the Department of Public Health (see Senate, No. 2418), 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. Clark) and sent to the House for enactment.

An engrossed Bill relative to the New Bedford Police Association (see House, No. 4006, 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. Clark) and sent to the House for enactment.

Engrossed Bills.

The following engrossed bills (the first 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. Clark) and laid before the Governor for his approbation, to wit:
Establishing a Horseneck Beach Reservation Trust Fund (see Senate, No. 376, amended); and
Authorizing the city known as the town of Braintree to grant additional liquor licenses (see House, No. 4292).

Order Adopted.

On motion of Mr. Ross,--

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.

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