

**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 30, 2012.*

Met at one minute past 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 Mr. Brownsberger, for the committee on Public Service, on petition, a Bill to establish a sick leave bank for Gary Vuolo, an employee of the Department of Correction (Senate, No. 2449);

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

### PAPERS FROM THE HOUSE

#### *Bills*

Establishing a sick leave bank for Judy D'Antonio, an employee of the Department of Transitional Assistance (House, No. 4478,-- on petition); and

Establishing a sick leave bank for Jennifer O'Connell, an employee of the Department of Correction (House, No. 4479,-- on petition );

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

A Bill authorizing the investment of certain funds for the Water Supply District of Acton (House, No. 2317,-- on petition),-- **was read and, under Senate Rule 26, referred to the committee on Ethics and Rules.**

#### *Reports*

Of the committee on Municipalities and Regional Government, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 4471) of Thomas P. Conroy and James B. Eldridge (by vote of the town) for legislation to increase the membership of the board of selectmen in the town of Sudbury,— **and recommending that the same be referred to the committee on Election Laws;**

Of the committee on Public Service, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 2413) of Garrett J. Bradley for legislation to prohibit a denial of nursing home liability insurance,— **and recommending that the same be referred to the committee on Health Care Financing;**

Of the committee on State Administration and Regulatory Oversight, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 2602) of Daniel B. Winslow and others relative to job creation by increasing disposable income in the state economy,— **and recommending that the same be referred to the committee on Financial Services; and**

Of the committee on Transportation, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 3083) of James M. Murphy for legislation to require the Registrar of Motor Vehicles to collect emergency contact information from certain persons,— **and recommending that the same be referred to the committee on Public Safety and Homeland Security.**

**Were severally considered forthwith, under Senate Rule 36, and accepted, in concurrence.**

*Reports*

Of the committee on House Steering, Policy and Scheduling, asking to be discharged from further consideration  
Of the House Bill exempting certain stadiums from plumbing regulations (House, No. 1894),— **and recommending that the same be referred to the committee on Public Health; and**

Of the House Bill increasing the experience and background necessary to operate low pressure processed steam boilers (House, No. 3568),— **and recommending that the same be referred to the committee on Public Safety and Homeland Security.**  
**Were severally considered forthwith, under Senate Rule 36, and accepted, in concurrence, insomuch as relates to the reference to the joint committee.**

*Communication.*

OFFICE OF THE PRESIDENT  
MASSACHUSETTS SENATE  
STATE HOUSE, BOSTON 02133-1007

*October 29, 2012*

William F. Welch  
Clerk of the Senate  
State House, Room 335  
Boston, MA 02133

Dear Mr. Clerk:

Pursuant to Senate Rule 5A, because of the state of emergency resulting from the hurricane, I hereby cancel today's Senate session. The Senate will instead meet without a calendar tomorrow, Tuesday, October 30, 2012. I understand that you will notify the members accordingly.

*Sincerely yours,*  
THERESE MURRAY,  
*President of the Senate.*

On motion of Mr. Knapik, the above communication was ordered printed in the Journal of the Senate.

*Resolutions.*

The following resolutions (having been filed with the Clerk) were severally considered forthwith and adopted, as follows:—  
Resolutions (filed by Mr. Hedlund) “congratulating Zach Koziel on his elevation to the rank of Eagle Scout”;  
Resolutions (filed by Mr. Knapik) “commemorating the celebration of November, 2012 as Lung Cancer Awareness Month in the Commonwealth”; and  
Resolutions (filed by Mr. Richard T. Moore, Ms. Murray, Mr. Brewer, Ms. Chandler, Messrs. Downing, Michael O. Moore, Rodrigues, Rosenberg, Rush and Timilty) “commending the Commonwealth’s top performing hospitals.”

*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 providing for the establishment and administration of rent regulations and the control of evictions in mobile home accommodations in the town of West Stockbridge (Senate, No. 2351),-- **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.**

*Report of a Committee.*

By Mr. Brewer, for the committee on Ways and Means, that the House Bill establishing a sick leave bank for Kevin Lewis, an employee of the Department of Developmental Services (House, No. 4450, amended),--**ought to pass.**

**There being no objection, the rules were suspended, on motion of Mr. Knapik, 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**

A Bill for the Falmouth Retirement System (House, No. 4317,-- on petition),-- **was read.**

**There being no objection, the rules were suspended, on motion of Mr. Knapik, and the bill was read a second time, 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 Falmouth Retirement Board to acquire real property in the town of Falmouth".**

A petition (accompanied by bill, House, No. 4487) of F. Jay Barrows relative to the Mansfield, Foxborough, and Norton wastewater district,-- **was referred, in concurrence, to the committee on Municipalities and Regional Government.**

#### *Petition*

On motion of , Senate Rule 20 and Joint Rule 12 were suspended on the petition, presented by Ms. Murray (accompanied by bill) of Therese Murray, Susan Williams Gifford, Randy Hunt and David T. Viera for legislation to establish a sick leave bank for Lori Roche, an employee of the Department of Children and Families.,— **and the same was referred to the committee on Public Service.**

**Sent to the House for concurrence.**

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

##### *Emergency Preamble Adopted.*

An engrossed Bill establishing a sick leave bank for Kathryn Woessner, an employee of the Department of Correction (see House, No. 4446), 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 (Mr. DiDomenico) and sent to the House for enactment.**

#### *Engrossed Bills.*

The following engrossed bills (all 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 enacted and were signed by the Acting President (Mr. DiDomenico) and laid before the Governor for his approbation, to wit:

Authorizing certain development parcel tax revenues to be deposited into a special fund in the town of Plympton (see House, No. 4276);

Establishing a sick leave bank for Kathryn Woessner, an employee of the Department of Correction (see House, No. 4446).

#### *Order Adopted.*

On motion of Mr. Knapik,--

*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 a quarter past eleven o'clock A.M., the Senate adjourned to meet again on Thursday next at eleven o'clock A.M.