

**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.

*Wednesday, November 21, 2012.*

Met at three minutes 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.

### PAPERS FROM THE HOUSE

A Bill designating that portion of Route 9 from the city of Northampton to the city of Pittsfield as the Marine Corps League Highway (House, No. 3637,-- **on petition**),- **was read and, under Senate Rule 26, referred to the committee on Ethics and Rules.**

#### *Bills*

Relative to a water storage facility in the city of Fall River (House, No. 4431,-- on petition) [Local approval received];  
Validating the acts and proceedings at a special town election in the town of Templeton (House, No. 4462,-- on petition ) [Local approval received]; and  
Relative to the sale of alcoholic beverages in 34 City of Somerville (House, No. 4468,-- on House, No. 3851) [Local approval received on House, No. 3851];

**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. Chandler) "congratulating Wendy Pape on her retirement from the Princeton Public Library";  
Resolutions (filed by Mr. Ross and Ms. Creem) "congratulating Matthew Preston on his elevation to the rank of Eagle Scout";  
Resolutions (filed by Ms. Spilka and Mr. Ross) "congratulating Chase Michael Manning on his elevation to the rank of Eagle Scout"; and  
Resolutions (filed by Ms. Spilka and Mr. Ross) "congratulating Adam Herbert Moessing on his elevation to the rank of Eagle Scout."

#### *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 authorizing the town of Arlington to establish a separate account for proceeds from wireless communications antenna leases (Senate, No. 2304),- **was read a third time and passed to be engrossed.**  
**Sent to the House for concurrence.**

The House Bill relative to the certification and training of fire service personnel in the city of Boston (House, No. 2389),- 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 Boston Fire Department to train and certify fire service personnel in the city of Boston".

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

*Bill Returned with Recommendation of Amendment.*

A message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill relative to 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 (see House, No.3848) [for message, see House, No. 4566],— **came from the House with amendment in the form approved by the committee on Bills in the Third Reading as follows:-**

In section 1 by striking out the following "and section 11 of chapter 142 of the General Laws"; by striking out section 3; and in the title by striking out the following: "and section 11 of chapter 142 of the General Laws".

**The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was before the Senate subject to amendment and re-enactment.**

**The rules were suspended, on motion of Mr. Tarr and the Governor's amendment was considered forthwith.**

**On motion of the same Senator, the Governor's amendment was adopted, in concurrence.**

**Sent to the House for re-enactment.**

A petition (accompanied by bill, House, No. 4512) of Patricia A. Haddad and Michael J. Rodrigues for legislation to establish a sick leave bank for Judith Rocha, an employee of the Department of Children and Families,-- **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on Public Service.**

*Report of a Committee.*

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

Of the committee on Public Service, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 2341) of Richard T. Moore for legislation to establish a sick leave bank for Tina L. Sarty, an employee of the Department of Transitional Assistance.

**The rules were suspended, on motion of Mr. Tarr, and the report was considered forthwith.**

**Mr. Tarr moved that the report be amended by substitution of a "Bill establishing a sick leave bank for Tina L. Sarty, an employee of the Department of Transitional Assistance" (Senate, No. 2341).**

**The amendment was adopted.**

**The bill (Senate, No. 2341) was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

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

*Emergency Preamble Adopted.*

An engrossed Bill designating a certain roundabout in the town of Freetown as the Navy Petty Officer Second Class Tyler J. Trahan Memorial Roundabout (see House, No. 1784, 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 (Mr. DiDomenico) and sent to the House for enactment.**

*Engrossed Bills.*

The following engrossed bills (the first four 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:

Designating a certain bridge in the town of Billerica as the Helen Knight Bridge (see Senate, No. 2305);

Authorizing the town of Seekonk to grant additional licenses for the sale of all alcoholic beverages to be drunk on the premises (see Senate, No. 2353);

Authorizing the town of Seekonk to convert seasonal licenses to annual licenses for the sale of all alcoholic beverages to be drunk on the premises (see Senate, No. 2420, amended);

Establishing a sick leave bank for Gary Vuolo, an employee of the Department of Correction (see Senate, No. 2449);

Designating a certain roundabout in the town of Freetown as the Navy Petty Officer Second Class Tyler J. Trahan Memorial Roundabout (see House, No. 1784, amended);

Relative to funding of collective bargaining agreements in the town of North Andover (see House, No. 3591); and

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

*Order Adopted.*

On motion of Mr. Tarr,--

*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 Memory of Irene Davey*

The Senator from Bristol and Norfolk, Mr. Timilty, requested that when the Senate adjourns today, it do so in memory of Honorary Sergeant Major Irene Davey (ret.), of Attleboro.

*Sergeant Major Davey died on Sunday, November 18, 2012 at the age of 104.*

Sergeant Major Davey was the Commonwealth's oldest living veteran, having served in the U.S. Women's Army Auxiliary Corps at Fort Devens during World War II. After the war, she returned to civilian life in Attleboro with her husband Harold where they raised a family and devoted a lifetime to helping others. In her retirement, Ms. Davey worked at the Attleboro Polls on Election Day.

Sergeant Major Davey was a dedicated public servant and will be remembered for her loyalty to family and friends and more than a lifetime of service to her country.

Accordingly, as a mark of respect in memory of Irene Davey, at seventeen minutes past eleven o'clock A.M., on motion of Mr. Tarr, the Senate adjourned to meet again on Monday next at eleven o'clock A.M.