

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, December 19, 2011.

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

Distinguished Guests.

There being no objection, the Chair (Mr. Donnelly) handed the gavel to Mr. Ross for the purpose of an introduction. Mr. Ross then introduced, in the rear of the Chamber, Erika O'Brien, Jodi Cullity and Anna Saulnier. They are students at King Philip Middle School and are members of the DECA club which is known for teaching entrepreneurship and leadership to its students. The Senate welcomed them with applause and they withdrew from the Chamber.

There being no objection, the Chair (Mr. Donnelly) handed the gavel to Mr. Finegold for the purpose of an introduction. Mr. Finegold then introduced, in the rear of the Chamber, the Division 1 MIAA Championship Girls Swim Team from Andover High School. They have won this title 12 out of the past 13 years. The Senate applauded their accomplishments and they withdrew from the Chamber.

Communications.

The following communications were severally received and placed on file:

The Honorable Bruce E. Tarr, Senate Minority Leader, has announced the following appointments to various special commissions and committees:

Senator Bruce E. Tarr to the Special Commission established (pursuant to Section 59 of Chapter 176 of the Acts of 2011) to make an investigation and study of all aspects of the ordinary and accidental disability provisions of the Massachusetts contributory retirement system as well as the provisions of injured on duty benefits and presumptions for public employees contained in the General Laws;

Senator Richard J. Ross 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 Richard J. Ross to the Special Commission established (pursuant to Chapter 85 of the Acts of 2011) to make an investigation and study on the police career incentive payment program; and

Senator Richard J. Ross to the Special Commission established (pursuant to Section 194 of Chapter 68 of the acts of 2011) to identify women who have made an extraordinary contribution to the Commonwealth and offer recommendations on providing recognition for these women in the State House.

Petitions.

Petitions were severally presented and referred, as follows:

By Ms. Chandler, a petition (subject to Joint Rule 12) of Harriette L. Chandler for legislation to establish a sick leave bank for Nancy E. Rafuse, an employee of the Department of Developmental Services; and

By Mr. Keenan, a petition (subject to Joint Rule 12) of John F. Keenan for legislation relative to the recording the assignment of mortgages;

Severally, under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.

PAPERS FROM THE HOUSE.

A petition (accompanied by bill, House, No. 3824) of William Smitty Pignatelli, Benjamin B. Downing and Paul W. Mark (by vote of the town) for legislation to authorize the Board of Selectmen of the town of Richmond to appoint two alternate members of the conservation commission of said town,-- **was referred, in concurrence, to the committee on Municipalities and Regional Government.**

A Bill establishing a sick leave bank for Thomas Riffin, an employee of the Department of Mental Health (House, No. 3799,-- on petition), -- **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

Bills

Authorizing the town of Great Barrington to continue the employment of fire chief, Harry Jennings, and deputy fire chief, Edward G. McCormick (House, No. 3450,-- on petition) [Local approval received];

Relative to the granting of a club license for the sale of all alcoholic beverages in the town of Lincoln (House, No. 3533,-- on petition) [Local approval received];

Authorizing the town of Natick to grant certain licenses for the sale of wines and malt beverages to be drunk on the premises (House, No. 3725, amended-- on House, No. 3561) [Local approval received on House, No. 3561]; and

Authorizing the town of Lincoln to grant a single license to pour full alcoholic beverages to be consumed on the premises (House, No. 3827,-- on House, No. 3531) [Local approval received on House, No. 3531];

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. Pacheco) "recognizing Gerald Croteau for more than 25 years of service to the city of Taunton."

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 town of Foxborough to establish an age limit for original appointment to the position of police officer (Senate, No. 1887) (its title having been changed by the committee on Bills in the Third Reading),-- **was read a third time and passed to be engrossed.**

Sent to the House for concurrence.

PAPERS FROM THE HOUSE

Emergency Preamble Adopted.

An engrossed Bill establishing a special commission to study electronic benefit transfers (see House, No. 3773, 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. Donnelly) and sent to the House for enactment.

Engrossed Bills.

An engrossed Bill amending the charter of the town of Winchendon (see Senate, No. 1966) (which originated in the Senate), 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. Donnelly) and laid before the Governor for his approbation.

An engrossed Bill establishing a special commission to study electronic benefit transfers (see House, No. 3773, amended) (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 re-enacted and signed by the Acting President (Mr. Donnelly) and again laid before the Governor for his approbation.

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 twenty-five minutes past eleven o'clock A.M., the Senate adjourned to meet again on Thursday next at eleven o'clock A.M.