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UNCORRECTED PROOF OF THE JOURNAL OF THE SENATE.



JOURNAL OF THE SENATE.

Tuesday, April 15, 2014.

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

Report

A report of the Dukes County Registry of Deeds (under the provisions of Section 2KKK of Chapter 29 of the General Laws) submitting its plan for expenditure from the County Registers Technological Fund (copies having been forwarded as required to the Senate Committees on Ways and Means and Post Audit and Oversight) (received Monday, April 14, 2014),-- **was placed on file.**

PAPERS FROM THE HOUSE

A Message from His Excellency the Governor recommending legislation to promote growth and opportunity (printed in House, No. 4045),-- **was referred, in concurrence, to the committee on Economic Development and Emerging Technologies.**

A petition (accompanied by bill, House, No. 4043) of Timothy J. Toomey, Jr. (with the approval of the city council) that the city of Cambridge be authorized to establish a one year residency requirement for police and fire department applicants,-- **was referred, in concurrence, to the committee on Public Service.**

Engrossed Bill - Amended

An engrossed Bill relative to a conservation restriction in the town of Stow (see House, No. 3474, amended) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage,-- **was laid before the Senate.**

On motion of Mr. Tarr, Senate Rule 49 was suspended.

Mr. Eldridge presented an amendment to the engrossed bill in section 1, by inserting after the word "Stow", in line 2, the following words:- " , subject to the approval of the Peters Pond Realty Trust,".

The amendment was adopted.

Sent to the House for concurrence in the Senate amendment.

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 amending the charter of the city known as the Town of Greenfield (Senate, No. 1994),-- **was read a third time.** Mr. Downing, for the committee on Bills in the Third Reading, reported, recommending that the bill be amended by substituting, in part, a new draft with the same title (Senate, No. 2102).

Pending the question on accepting the report of the committee, Mr. Rosenberg moved that the proposed new draft be amended by inserting after section 8 the following 2 sections:-

“SECTION 8A. The sixth sentence of subsection (c) of section 6-1 of said charter is hereby amended by striking out the words ‘section 6-1 (a), above,’ and inserting in place thereof the following words:- subsection (b).

SECTION 8B. Subsection (b) of section 6-9 of said charter is hereby amended by striking out the word ‘July’ and inserting in place thereof the following word:- January.” ;

By striking out section 11 and inserting in place thereof the following section:-

“SECTION 11. Said subsection (a) of said section 6-14 of said charter is hereby further amended by inserting after the word ‘years’ the following words:- , beginning on the first business day of January after the town election and until such member’s successor is qualified.”; and

By adding the following 3 sections:-

“SECTION 19. This act shall be submitted for acceptance to the voters of the city known as the town of Greenfield at an annual or special town election in the form of the following question which shall be placed on the ballot: ‘Shall an act passed by the general court in the year 2014, entitled “An Act amending the charter of the city known as the town of Greenfield” be accepted?’ The town attorney shall prepare a fair and concise summary of the charter amendments in this act to include the most significant proposed changes from the charter currently applicable, which summary shall appear below the question on the ballot.

If a majority of the votes cast in answer to the question is in the affirmative, the voters shall be taken to have accepted the amendments to the charter of the city known as the town of Greenfield.

SECTION 20. Chapter 422 of the acts of 2012 is hereby repealed.

SECTION 21. This act shall take effect upon its passage.”

The amendment was adopted.

The pending report (BTR), as amended (Rosenberg) was then considered; and it was accepted.

The bill (Senate, No. 2103, printed as amended) was then passed to be engrossed.

Sent to the House for concurrence.

On motion of Mr. Tarr, the residue of Senate, No. 1994 was recommitted to the committee on Bills in the Third Reading.

There being no objection, at twenty-one minutes past eleven o’clock A.M., the Chair (Mr. McGee) declared a recess subject to the call of the Chair; and, at nine minutes past two o’clock P.M., the Senate reassembled, Mr. McGee in the Chair.

PAPERS FROM THE HOUSE

Committee of Conference Report.

A report of the committee of conference of the disagreeing votes of the two branches, with reference to the Senate amendments to the House Bill financing improvements to the Commonwealth’s transportation system (House, No. 3882) (amended by the Senate by striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2033),-
- reporting an accompanying bill with the same title (House, No. 4046), -- **came from the House, and was read.**

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

After remarks, the report was accepted, in concurrence.

Engrossed Bills.

The following engrossed bills (the first three 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. McGee) and laid before the Governor for his approbation, to wit:

Authorizing the town of Ipswich to grant certain retroactive real estate tax abatements (see Senate, No. 1910);

Authorizing the town of Westport to lease a certain parcel of land (see Senate, No. 1961);

To create an annual Service and Volunteerism Day (see Senate, No. 2071, amended); and

Relative to bullying in schools (see House, No. 3909, amended).

There being no objection, at fourteen minutes past two o’clock P.M., the Chair (Mr. McGee) declared a recess subject to the call of the Chair; and, at a quarter before three o’clock P.M., the Senate reassembled, Mr. McGee in the Chair.

PAPER FROM THE HOUSE

Emergency Preamble Adopted.

An engrossed Bill financing improvements to the Commonwealth’s transportation system (see House, No. 4046), 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. McGee) and sent to the House for enactment.

Order Adopted.

On motion of Mr. Tarr,--

Ordered, That when the Senate adjourns today, it adjourn to meet again on Thursday next at a half past twelve o'clock noon, in a full formal session with a calendar.

On motion of the same Senator, at fourteen minutes before three o'clock P.M., the Senate adjourned to meet again on Thursday next at a half past twelve o'clock noon.