

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.

Thursday, October 31, 2013.

Met at twenty-nine minutes before twelve o'clock noon (Mr. Keenan 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. Keenan), members, guests and staff then recited the pledge of allegiance to the flag.

Reports of Committees.

By Mr. Keenan, for the committee on Public Health, on petition (accompanied by bill Senate, No. 1105), a Bill to regulate tanning facilities (Senate, No. 1904);

Read and, under Senate Rule 26, referred to the committee on Ethics and Rules.

Mr. Brewer, for the committee on Ways and Means, reported, on Senate, No. 1895, in part, a "Bill relative to simulcasting horse races in the Commonwealth" (Senate, No. 1905).

The bill was read. There being no objection, the rules were suspended, on motion of Mr. Tarr, and the bill 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.

Resolutions.

The following resolutions (having been filed with the Clerk) were severally considered forthwith and adopted, as follows:-

Resolutions (filed by Ms. Flanagan, Ms. Candaras, Ms. Chandler, Ms. Clark, Ms. Forry, Ms. Lovely and Ms. Spilka) "commending Women in Government Foundation, Inc. on 25 years of service to women state legislators across the United States"; and

Resolutions (filed by Mr. Richard T. Moore) "congratulating Temple Beth Shalom of the town of Milford on the occasion of its one hundredth anniversary."

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 relative to the adjustment of disability retirement benefits payable to Lynn police officer Gregory LeBlanc (Senate, No. 1765) (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.

The Senate Bill authorizing the board of assessors of the town of Newbury to grant an abatement of real estate taxes to certain Plum Island homeowners for fiscal year 2013 (Senate, No. 1788) (its title having been changed by the committee on Bills in the Third Reading),-- **was read a third time.**

Pending the question on passing the bill to be engrossed, Mr. Tarr moved that the bill be amended by substituting a new

**draft with the same title (Senate, No. 1909).
The amendment was adopted.
The bill (Senate, No. 1909) was then passed to be engrossed.
Sent to the House for concurrence.**

Reports of Committees.

Mr. Rosenberg, 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 Senate Resolve to create a special commission on school library services in the Commonwealth (Senate, No. 1475) (the committee on Ethics and Rules recommending that the bill be amended by substituting a new draft entitled a Resolve creating a special commission on school library services in the Commonwealth, Senate, No. 1906).

There being no objection, the rules were suspended, on motion of Mr. Tarr, and the resolve was read a second time and was amended, as recommended by the committee on Ethics and Rules.

**The resolve (Senate, No. 1906) was then ordered to a third reading, read a third time and passed to be engrossed.
Sent to the House for concurrence.**

By Mr. Rosenberg, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of of Brian A. Joyce, Gale D. Candaras, Claire D. Cronin, Ruth B. Balser and other members of the General Court for legislation to improve safety at automated teller machines.

Senate Rule 36 was suspended, on motion of Mr. Tarr, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Financial Services.

By Mr. Rosenberg, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Bruce E. Tarr, Robert L. Hedlund, Richard J. Ross, Linda Campbell and other members of the General Court for legislation to protect animal welfare and safety.

Senate Rule 36 was suspended, on motion of Mr. Tarr, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on the Judiciary.

By Mr. Rosenberg, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Joseph M. McHugh for the adoption of resolutions to promote liberty and independence for Taiwan and to cultivate relations between the United States and Taiwan.

Senate Rule 36 was suspended, on motion of Mr. Tarr, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by resolutions) was referred to the committee on Veterans and Federal Affairs.

By Mr. Rosenberg, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Joseph M. McHugh for the adoption of resolutions to remember the victims of the 1947 massacre in Taiwan.

Senate Rule 36 was suspended, on motion of Mr. Tarr, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by resolutions) was referred to the committee on Veterans and Federal Affairs.

By Mr. Rosenberg, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Joseph M. McHugh for the adoption of resolutions to express concern about the erosion of press freedom in Taiwan.

**Senate Rule 36 was suspended, on motion of Mr. Tarr, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by resolutions) was referred to the committee on Veterans and Federal Affairs.
Severally sent to the House for concurrence.**

Petition.

On motion of Mr. Tarr, Senate Rule 20 and Joint Rule 12 were suspended on the petition, presented by Richard T. Moore (accompanied by bill) of Richard T. Moore, Michael J. Rodrigues, Katherine M. Clark, Michael O. Moore and other members of the General Court for legislation to establish a commission on the status of children and youth,— **and the same was referred to the committee on Children, Families and Persons with Disabilities.
Sent to the House for concurrence.**

PAPERS FROM THE HOUSE

A petition (accompanied by bill, House, No. 3729) of Tricia Farley-Bouvier, Benjamin B. Downing and William Smitty Pignatelli increasing the time in which real property owned by the Central Berkshire County Development Corporation may be exempt from taxation,— **was referred, in concurrence, under suspension of Joint Rules 12 and 9, to the committee on Revenue.**

Committee of Conference Report.

A report of the committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendments to the House Bill financing the production and preservation of housing for low and moderate income residents (House, No. 3492, amended) (amended by the Senate by striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 1845), reported recommending that the House recede from its NON-concurrence with the Senate amendment and concur therein with a further amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 3727,-- **came from the House, and was read.**

The rules were suspended, on motion of Mr. Tarr, and the report was considered forthwith; and it was accepted, in concurrence.

Recess.

There being no objection, at seven minutes before twelve o'clock noon, the Chair (Mr. Keenan) declared a recess subject to the call of the Chair; and, at twenty-six minutes before three o'clock P.M., the Senate reassembled, Mr. Keenan in the Chair.

PAPERS FROM THE HOUSE

Emergency Preamble Adopted; Engrossed Bill Enacted.

An engrossed Bill relative to simulcasting horse races in the Commonwealth (see Senate, No. 1905), 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. Keenan) and sent to the House for enactment.

Subsequently, the bill, which originated in the House, came from the House with the endorsement that it had been enacted in that branch.

The Senate then passed the bill to be enacted; and it was signed by the Acting President (Mr. Keenan) and laid before the Governor for his approbation.

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.

On motion of the same Senator, at twenty-one minutes before three o'clock P.M., the Senate adjourned to meet again on Monday next at eleven o'clock A.M.