

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.

JOURNAL OF THE SENATE.

Monday, November 25, 2013.

Met at three minutes past eleven o'clock A.M. (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.

Petitions.

Petitions were severally presented and referred, as follows:

By Ms. Murray, a petition (accompanied by bill, Senate, No. 1938) of Therese Murray and Timothy R. Madden (by vote of the town) for legislation to authorize the board of selectmen to exempt certain eco-toilet installations from sewer connections and associated betterments in the town of Falmouth [Local approval received];

By the same Senator, a petition (accompanied by bill, Senate, No. 1939) of Therese Murray and Timothy R. Madden (by vote of the town) for legislation to regulate sewer service area betterment assessments in the town of Falmouth [Local approval received];

By the same Senator, a petition (accompanied by bill, Senate, No. 1940) of Therese Murray and Timothy R. Madden (by vote of the town) for legislation to further amend Chapter 654 of the Acts of 1975 [Local approval received]; and

By the same Senator, a petition (accompanied by bill, Senate, No. 1941) of Therese Murray and Timothy R. Madden (by vote of the town) for legislation to further amend Chapter 654 of the Acts of 1975 [Local approval received];

Severally, under Senate Rule 20, to the committee on Municipalities and Regional Government.

Severally sent to the House for concurrence.

Mr. Brewer presented a petition (subject to Joint Rule 12) of Stephen M. Brewer and Todd M. Smola for legislation relative to net school spending in fiscal year 2014,--and the same was referred, under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.

Reports of Committees.

By Ms. Candaras, for the committee on Economic Development and Emerging Technologies, on petition, a Bill to create a Massachusetts Financial Services Advisory Council (Senate, No. 189);

By the same Senator, for the same committee, on petition, a Resolve to establish a special legislative commission on young professionals (Senate, No. 199); and

By Ms. Lovely, for the committee on Mental Health and Substance Abuse, on petition, a Bill to create a special commission to promote a recovery-focus in the mental health system (Senate, No. 912);

Severally read and, under Joint Rule 29, referred to the committees on Rules of the two branches, acting concurrently.

By Ms. Lovely, for the committee on Mental Health and Substance Abuse, on petition, a Bill to update the drug Class A schedule (Senate, No. 914);

By the same Senator, for the same committee, on petition, a Bill to define methylenedioxy methamphetamine (Senate, No. 915);

By the same Senator, for the same committee, on petition, a Bill relative to the drug Salvinorin (Senate, No. 916); and

By the same Senator, for the same committee, on petition, a Bill relative to the civil commitment for alcoholism or substance abuse at certain facilities (Senate, No. 921);

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Ms. Candaras, for the committee on Economic Development and Emerging Technologies, on petition, a Bill to improve notice requirements for self storage (Senate, No. 183);

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

PAPERS FROM THE HOUSE

A petition (accompanied by bill, House, No. 3776) of Jennifer E. Benson and James B. Eldridge (by vote of the town) that the town of Acton be authorized to transfer certain forest land to general municipal purposes,-- was referred, in concurrence, to the committee on Municipalities and Regional Government.

Bills

Relative to certain tanks used for the storage of fluids (House, No. 699, amended,-- on petition); and

Relative to the milk producer's security fund reimbursement (House, No. 3785,-- on House, No. 751);

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

A Bill relative to membership in the Governor's Highway Safety Committee (House, No. 3787,-- on House, No. 3046),-- was read and, under Senate Rule 26, referred to the committee on Ethics and Rules.

Bills

Authorizing the town administrator of Southborough to sign warrants (House, No. 3549,-- on petition) [Local approval received];
Directing the Somerville Retirement Board to retire Mario Oliveira, a police officer of the city of Somerville (House, No. 3654,-- on petition) [Local approval received]; and

Authorizing the Board of Selectmen of the town of Milford to appoint the Town Treasurer (House, No. 3740,-- on petition) [Local approval received];

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 Mr. Hedlund) "congratulating Michael Barry on his elevation to the rank of Eagle Scout"; and

Resolutions (filed by Messrs. Joyce, Barrett, Brewer and Brownsberger, Ms. Chandler, Ms. Creem, Ms. Clark, Ms. Chang-Diaz, Messrs. DiDomenico and Donnelly, Ms. Donoghue, Messrs. Downing, Eldridge and Finegold, Ms. Flanagan, Ms. Forry, Messrs. Humanson and Hedlund, Ms. Jehlen, Messrs. Keenan and Kennedy, Ms. Lovely, Messrs. McGee, Montigny, Michael O. Moore and Richard T. Moore, Ms. Murray, Ms. O'Connor Ives, Messrs. Pacheco, Petruccelli, Rodrigues, Rosenberg, Rush and Ross, Ms. Spilka and Messrs. Tarr, Timilty, Welch and Wolf) "congratulating Ralph White on 45 years as President and Founding Member of the Retired State, County and Municipal Employees Association of Massachusetts."

Communication.

The Clerk read the following communication:

THE COMMONWEALTH OF MASSACHUSETTS
MASSACHUSETTS SENATE
OFFICE OF THE MAJORITY WHIP

November 21, 2013

The Honorable William F. Welch
Senate Clerk
State House, Room 335

Dear Mr. Clerk,

During the October 10 formal session, I was regretfully absent from the chamber. Had I been present, I would have voted in the affirmative on the following amendments and engrossed bills:

- Amendment #6, Removing Terms that May Promote Stigma – RC #192 [37-0]
- Amendment #15, Veteran Property Tax Abatement Study – RC #193 [37-0]
- S. 1878, VALOR Act – RC #194 [37-0]

I respectfully request that this letter be printed in the Senate Journal a part of the official record for October 10, 2013.

Thank you for your consideration.

Sincerely,

KAREN E. SPILKA

2nd Middlesex and Norfolk

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

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 House Bill relative to the town of Foxborough (House, No. 1819, amended),-- was read a third time and passed to be engrossed, in concurrence.

Reports of Committees.

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 Gale D. Candaras and Joseph F. Wagner for legislation relative to charitable gaming.

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 Economic Development and Emergency Technologies.

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 Harriette L. Chandler and Mary S. Keefe for legislation to establish a sick leave bank for Richard Maynard, an employee of the Trial Court.

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 Robert L. Hedlund, Brian A. Joyce and Mark J. Cusack for legislation to establish a sick leave bank for Trina Higgins, an employee of the Trial Court.

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.

Severally sent to the House for concurrence.

PAPERS FROM THE HOUSE

Emergency Preamble Adopted; Engrossed Bill Enacted.

An engrossed Bill establishing a sick leave bank for Robert K. Barry, an employee of the Executive Office of Health and Human Services (see House, No. 3668), 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 Wednesday next at eleven o'clock A.M., and that the Clerk be directed to dispense with the printing of a calendar.

Adjourn In Memory of Helen McGlynn

The Senator from Middlesex, Ms. Jehlen, moved that when the Senate adjourns today, it do so in memory of Helen McGlynn of Medford.

Helen (Lenox) McGlynn, Medford's First Lady through the 1960s and 70s, died peacefully surrounded by her loving family on Tuesday November 19. She was 92.

Helen was a lifelong Medford resident whose family resided in Medford since 1841. The daughter of the late Joseph P. and Jane (Brennan) Lenox, Helen was a graduate of St. John's High School in Cambridge. During World War II, she served with the Naval Inspectional Service and also served as a volunteer at the Deaconess Hospital. In April of 1944, Helen married John "Jack" McGlynn weeks before his deployment to participate in the liberation of Europe.

After Jack's return from the service, they began their florist business, McGlynn's Flower Shop, in Medford. As Jack's political career developed, Helen was by his side campaigning as Jack served in the House of Representatives and as Mayor and City

Councilor in Medford. In the heyday of civic involvement, Helen was active in many local organizations. She served as President of the St. James Women's Guild, Medford Catholic Women's Club and the Catholic Daughters. She was a founding member of the Merry Wives Club, was a member of the Red Hats, led fundraising efforts for the Visiting Nurses and had the distinction of being selected to christen the Yellow Canary. As First Lady, Helen excelled as being an Ambassador of Good Will at many civic and social events. She retired in the mid-80s after 20 years of service in the Admitting Department of the Mass Eye and Ear to aid in the care of her growing family.

She is survived by her husband of 69 years, the Honorable John J. "Jack" McGlynn, her son Jack McGlynn Jr. and his wife Diane, her son Dick McGlynn and his wife Paula, her daughter Karen McGlynn Devine, her son Mayor Michael J. McGlynn and his wife Sheila, her daughter Bernadette Davis and her husband Jon and her son Kevin B McGlynn.

Accordingly, as a mark of respect in memory of Helen McGlynn, twenty-six minutes past eleven o'clock A.M., on motion of Mr. Tarr, the Senate adjourned to meet again on Wednesday next at eleven o'clock A.M.