

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, December 19, 2013.

Met at six minutes past eleven o'clock A.M. (Mr. Rosenberg in the Chair) (having been appointed by the President, under authority conferred by Senate Rule 4, to perform the duties of the Chair).

The Senator from Norfolk, Bristol and Middlesex, Mr. Ross, led the Chair (Mr. Rosenberg), members, guests and staff in the recitation the pledge of allegiance to the flag.

Distinguished Guests.

There being no objection, the Chair (Mr. Rosenberg) introduced, in the Gallery, a group of students and teachers from Our Lady's Academy in Waltham. The students were on a field trip to the State House learning about the different aspects of state government. The Senate welcomed them with applause and they withdrew from the Chamber. They were guests of Representative Stanley of Waltham.

Report.

A report of the Capital Debt Affordability Committee (under the provisions of Section 60B(f) of Chapter 29 of the General Laws) submitting the committee's estimate of the total amount of new commonwealth debt that prudently may be authorized for the fiscal year 2015 (received Monday, December 16, 2013),-- **was placed on file.**

Petition.

Petitions were severally presented and referred, as follows:

By Mr. Rosenberg, a petition (accompanied by bill, Senate, No. 1962) of Stanley C. Rosenberg and Peter V. Kocot (with the approval of the mayor and city council) for legislation to authorize the city of Northampton to issue an additional license for the sale of all alcoholic beverages to be drunk on the premises [Local approval received];

Under Senate Rule 20, to the committee on Consumer Protection and Professional Licensure.

By Mr. Rodrigues, a petition (accompanied by bill, Senate, No.1961) of Michael J. Rodrigues and Paul A. Schmid, III (by vote of the town) for legislation to authorize the town of Westport to lease a certain parcel of land [Local approval received];

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

Severally sent to the House for concurrence.

By Mr. Richard T. Moore, a petition (subject to Joint Rule 12) of Richard T. Moore and Peter J. Durant for legislation to establish a sick leave bank for Alexander Rodriguez, an employee of the trial court,-- **and the same was referred, under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.**

Report of a Committee.

By Mr. Brownsberger, for the committee on Public Service, on petition, a Bill to establish a sick leave bank for Denise McKinnon, an employee of the Massachusetts Hospital School (Senate, No. 1955);

Read and, under Senate Rule 27, referred to the committee on Ways and Means.

Placed on File.

Mr. Kennedy, for the committee on Consumer Protection and Professional Licensure, on the communication from the Massachusetts Gaming Commission (under the provisions of Section 9B of Chapter 128A of the General Laws) submitting proposed changes to 205 CMR 3.29 and 4.52 governing medications and prohibited substances (printed in Senate, No. 1902),-- **reported that the regulations and conditions are consistent with the statutory provisions under which they were promulgated and further recommends that the same be placed on file.**

Under Senate Rule 36, the report was considered forthwith and was accepted.

Sent to the House for concurrence.

PAPERS FROM THE HOUSE.

A petition (accompanied by bill, House, No. 3817) of Ellen Story and Stanley C. Rosenberg (by vote of the town) that the board of assessors of the town of Amherst be authorized to accept an application for abatement of property tax on behalf of the Amherst Committee for a Better Chance, Inc.,-- **was referred, in concurrence, to the committee on Municipalities and Regional Government.**

Bills

Exempting David Eddy from the maximum age requirement for firefighters in the city of Methuen (House, No. 2226,-- on petition) [Local approval received];

Authorizing the town of Belmont to grant licenses for the sale of alcoholic beverages not to be drunk on the premises (House, No. 3656,-- on petition) [Local approval received];

Authorizing the town of Burlington to grant additional alcoholic beverages licenses (House, No. 3688, changed,-- on petition) [Local approval received]; and

Relative to the withdrawal of the town of Worthington from the Gateway Regional School District (House, No. 3815,-- on House, No. 3574) [Local approval received on House, No. 3574];

Were severally read and, under Senate Rule 26, placed in the Orders of the Day for the next session.

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 House Bill authorizing the town of Holliston to establish an other post-employment benefits fund (House, No. 2303),-- **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 town of Holliston to establish an other post-employment benefits trust fund."**

The House Bill relative to the charter of the town of Townsend (House, No. 3545),-- **was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.**

Report of a Committee.

By Mr. Brewer, for the committee on Ways and Means, that the House Bill relative to the milk producer's security fund reimbursement (House, No. 3785),-- **ought to pass.**

There being no objection, the rules were suspended, on motion of Mr. Ross, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.

PAPERS FROM THE HOUSE

Engrossed Bill.

An engrossed Bill establishing a sick leave bank for Anne Fiesinger, an employee of the Department of Conservation and Recreation (see House, No. 3725, 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 enacted and signed by the Acting President (Mr. Rosenberg) and laid before the Governor for his approbation.

Emergency Preamble Adopted.

An engrossed Bill establishing a sick leave bank for Trina Higgins, an employee of the Trial Court (see Senate, No. 1956), 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. Rosenberg) and sent to the House for enactment.

Moment of Silence.

At the request of the Chair (Mr. Rosenberg), the members, guests and staff stood in a moment of silence and reflection to the memory of Ms. Catherine E. Winston of Walpole.

PAPERS FROM THE HOUSE

Engrossed Bills.

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

Establishing a sick leave bank for Trina Higgins, an employee of the Trial Court (see Senate, No. 1956);
Relative to the granting of special licenses for the sale of alcoholic beverages in the town of Lincoln (see House, No. 3532); and
Relative to the Greater Haverhill Foundation (see House, No. 3650).

Order Adopted.

On motion of Mr. Ross,--

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.

Adjourn In Memory of Ms. Catherine E. Winston

The Senator from Bristol and Norfolk, Mr. Timilty, moved that when the Senate adjourns today, it do so in memory of Ms. Catherine E. Winston of Walpole.

Cathie Winston passed away in her home in Walpole on Friday, November 22, 2013 at the age of 63.

Cathie was the devoted wife of Dana M. Winston and the loving mother of Amy B. Winston of Roslindale, Andrew M. Winston of Jamaica Plain and Edward T. Winston of Brooklyn. Over the years Cathie served the town of Walpole in many capacities, including her service on the Bicentennial Committee in 1976, Representative Town Meeting, the Walpole Finance Committee and the Walpole Board of Selectmen.

In addition to her service in municipal government, Cathie was also a passionate chef, baker and creator of amazing floral arrangements.

Cathie was a dedicated public servant who exemplified great capacity for friendship and she will long be remembered for her deep heart and love for her community.

Accordingly, as a mark of respect in memory of Ms. Catherine E. Winston, at twenty-four minutes before twelve o'clock noon, on motion of Mr. Ross, the Senate adjourned to meet again on Monday next at eleven o'clock A.M.