

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, January 9, 2014.

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

The Chair (Ms. Donoghue), members, guests and staff then recited the pledge of allegiance to the flag.

Reports.

The following reports were severally read and sent to the House for its information

A report of the District Attorney of the Cape and Islands (under the provisions of Section 99 of Chapter 272 of the General Laws) submitting a report relative to wiretaps for the calendar year 2013 (received January 9, 2014);

A report of the District Attorney of Worcester County (under the provisions of Section 99 of Chapter 272 of the General Laws) submitting a report relative to wiretaps for the calendar year 2013 (received Monday, January 9, 2014); and

A report of the District Attorney of Middlesex County (under the provisions of Section 99 of Chapter 272 of the General Laws) submitting a report relative to wiretaps for the calendar year 2013 (received Monday, January 9, 2014).

Petition.

Mr. McGee presented a petition (subject to Joint Rule 12) of Thomas M. McGee, Robert F. Fennell, Steven M. Walsh, Lori A. Ehrlich and others for legislation to establish a sick leave bank for Angela Furey, 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.**

Reports of Committees.

By Mr. Brownsberger, for the committee on the Judiciary, on petition, a Bill to establish a sick leave bank for Alexander Rodriguez, an employee of the Trial Court (Senate, No. 1968); and

By Mr. Downing, for the committee on Telecommunications, Utilities and Energy, on petition (accompanied by bill Senate, No. 1593), a Bill relative to credit for thermal energy generated with renewable fuels (Senate, No. 1970)

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

PAPERS FROM THE HOUSE.

A Bill establishing a sick leave bank for Robert A. Montalvo, an employee of the Department of Correction (House, No. 3813, amended,-- on petition),-- **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

A Bill amending the special legislation establishing the Acton community housing corporation (House, No. 3833,-- on House, No. 3609) [Local approval received on House, No 3609],-- **was 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 Ms. Creem) “congratulating Leonard Kopelman on his retirement”;
Resolutions (filed by Mr. Hedlund) “congratulating Lory Newmyer on her retirement from the Hull Lifesaving Museum”;
Resolutions (filed by Ms. Lovely) “congratulating the residents of the city of Salem on the completed renovations of the Francis X. Collins Middle School”;
Resolutions (filed by Mr. Pacheco) “congratulating Brandon Shileikis on his elevation to the rank of Eagle Scout”;
Resolutions (filed by Mr. Ross) “congratulating Patrick Peterson on his elevation to the rank of Eagle Scout”; and
Resolutions (filed by Mr. Timilty) “congratulating Robin Sloane Berghman on winning the 2013 New England Pro 4 Modified Championship.”

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 authorizing the town of Lincoln to grant a license for the sale of wine and malt beverages to be drunk on the premises (House, No. 3531),-- **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 Lincoln to grant a license for the sale of wines and malt beverages to be drunk on the premises.”**

Report 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 Anthony W. Petruccelli for legislation relative to Medicaid.

The rules were suspended, on motion of Mr. Humason, 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 Marc R. Pacheco, Patricia A. Haddad and Keiko M. Orrall for legislation to establish a sick leave bank for John Gallagher, an employee of the Department of Youth Services.

The rules were suspended, on motion of Mr. Humason, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service.

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 Michael O. Moore and Paul K. Frost for legislation to designate a certain bridge in the town of Millbury as the Joseph R. Bianculli Bridge.

The rules were suspended, on motion of Mr. Humason, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Transportation.

Sent to the House for concurrence.

PAPERS FROM THE HOUSE.

A petition (accompanied by bill, House, No. 3840) of John J. Lawn, Jr., relative to sales tax exemptions for life sciences research and development,-- was referred, in concurrence, under suspension of Joint Rule 12, to the committee on Revenue.

Engrossed Bills.

The following engrossed bills (all of which originated in the House), 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 (Ms. Donoghue) and laid before the Governor for his approbation, to wit:

Relative to the town manager in the town of Cohasset (see House, No. 3486, amended);

Relative to insurance proceeds for injured police and fire personnel in the town of Northborough (see House, No. 3510); and

Relative to the charter of the town of Townsend (see House, No. 3545).

Report of a Committee.

By Mr. Brewer, for the committee on Ways and Means, that the Senate Bill establishing the childhood vaccine program (Senate, No. 1922),-- **ought to pass, with an amendment substituting a new draft with the same title (Senate, No. 1971).**

There being no objection, the rules were suspended, on motion of Ms. Lovely, and the bill was read a second time and was amended, as recommended by the committee on Ways and Means.

The bill (Senate, No. 1971) was then ordered to a third reading, read a third time and passed to be engrossed.

Sent to the House for concurrence.

Recess.

There being no objection, at eight minutes before twelve o'clock noon, the Chair (Ms. Donoghue) declared a recess subject to the call of the Chair; and, at twenty-eight minutes before two o'clock P.M., the Senate reassembled, Ms. Donoghue in the Chair.

PAPERS FROM THE HOUSE.

A Bill relative to special elections (House, No. 3841,-- on House, No. 562),-- **was read.**

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

Pending the question on ordering the bill to a third reading, Ms. Lovely moved that the bill be amended by striking out sections 4 and 5.

The amendment was adopted.

The bill, as amended, was then ordered to a third reading, read a third time and passed to be engrossed, in concurrence, with the amendment.

Sent to the House for concurrence in the amendment.

Recess.

There being no objection, at twenty minutes before two o'clock P.M., the Chair (Ms. Donoghue) declared a recess subject to the call of the Chair; and, at five minutes before three o'clock P.M., the Senate reassembled, Ms. Donoghue in the Chair.

PAPERS FROM THE HOUSE

Emergency Preamble Adopted.

An engrossed Bill relative to special elections (see House, No. 3841, 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 3 to 0.**

The bill was signed by the Acting President (Ms. Donoghue) and sent to the House for enactment.

The engrossed Bill relative to special elections (see House, No. 3841, amended),-- **came from the House with an amendment striking out section 3; and in section 5 (as published) by striking out the following: "through 3" and inserting in place thereof the following: "and 2".**

The rules were suspended, on motion of Mr. Humason, and the House amendment was considered forthwith and adopted, in concurrence (as corrected BTR).

Emergency Preamble Adopted; Engrossed Bill Enacted.

An engrossed Bill relative to special elections (see House, No. 3841, 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 (Ms. Donoghue) and sent to the House for enactment.

Subsequently, the bill, which originated in the Senate, 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 (Ms. Donoghue) 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 twelve minutes past four o'clock P.M., the Senate adjourned to meet again on Monday next at eleven o'clock A.M.