

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.

Monday, March 10, 2014.

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

Communications.

Communications from the Honorable Therese Murray, President of the Senate, announcing the appointment (pursuant to Section 29A(1) of Chapter 23G of the General Laws) of Vivien Li of Boston and Jeffrey R. Potter of Wayland and the re-appointment of Joseph Jannetty of Duxbury and the Honorable Jonathan Lothrop of Pittsfield to the Brownsfields Advisory Group,-- **was placed on file.**

Petition.

Mr. Keenan presented a petition (subject to Joint Rule 12) of John F. Keenan and Mark J. Cusack for legislation to establish a sick leave bank for Michael J. Donoghue, an employee of the Norfolk County Sheriff's Office,-- **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. Rush, for the committee on Veterans and Federal Affairs, on Senate, Nos. 1727, 1728, 1729, 1730, 1732, 1741, 1745, 1746, 1748 and 1750, and House Nos. 3180, 3181, 3186, 3187, 3188, 3190, 3191, 3193, 3194, 3195, 3200, 3202, 3205, 3207, 3211 and 3490, an Order relative to authorizing the joint committee on Veterans and Federal Affairs to make an investigation and study of certain current Senate and House documents relative to veterans and federal affairs issues (Senate, No. 2034); **Referred under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.**

By Mr. Donnelly, for the committee on State Administration and Regulatory Oversight, on petition, a Bill to enable the Department of Environmental Management to lease real property (Senate, No. 1966); and
By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 1972), a Bill to ensure access to the Hampden County courts in the city of Springfield (Senate, No. 2032);
Severally read and, under Senate 26C, referred to the committee on Bonding, Capital Expenditures and State Assets.

By Mr. Brownsberger, for the committee on Public Service, on petition, a Bill relative to the sanctity of collective bargaining (Senate, No. 1298) (Senator Brownsberger dissenting);

Note: [Senator Brownsberger merely signed the report, although dissenting therefrom, in order to bring it to the floor of the Senate for action]

By the same Senator, for the same committee, on petition, a Bill to establish a sick leave bank for Cynthia Salsman, an employee of the Soldiers' Home in Massachusetts (Senate, No. 2029);

By Mr. Donnelly, for the committee on State Administration and Regulatory Oversight, on petition, a Bill relative to Public

Safety Memorials (Senate, No. 1471); and

By Mr. Rush, for the committee on Veterans and Federal Affairs, on petition, a Bill relative to emergency medical transportation provided to veterans (Senate, No. 1726);

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

By Mr. Donnelly, for the committee on State Administration and Regulatory Oversight, on Senate Nos. 1469 and 1561, a Bill relative to flying flags at half-staff upon the death of a police officer or firefighter (Senate, No. 1469);

By the same Senator, for the same committee, on petition, a Bill to authorize the Governor to issue a proclamation setting apart the first Wednesday in May as state parks day (Senate, No. 1533); and

By the same Senator, for the same committee, on petition, a Bill to designate June fourteenth as the birthday of the United States Army and June ninth as General Sylvanus Thayer Day (Senate, No. 1963);

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

By Mr. Brownsberger, for the committee on Public Service, on petition, a Bill to authorize the town of Oakham to continue the employment of Fire Chief Thomas Snay (Senate, No. 1999) [Local approval received];

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

Committees Discharged.

Mr. Rosenberg, for the committees on Rules of the two branches, acting concurrently, reported, asking to be discharged from further consideration of the Senate Order authorizing the joint committee on Telecommunications, Utilities and Energy to make an investigation and study of certain current Senate documents relative to telecommunications, utilities and energy issues (Senate, No. 2024),-- **and recommending that the same be referred to the committee on Ethics and Rules.**

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

Mr. Donnelly, for the committee on State Administration and Regulatory Oversight, reported, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 1498) of Michael R. Knapik, Bruce E. Tarr and Richard J. Ross for legislation to enhance the Global Warming Solutions Act,-- **and recommending that the same be referred to the committee on the Environment, Natural Resources and Agriculture;**

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

Sent to the House for concurrence.

PAPERS FROM THE HOUSE

A Bill authorizing the sale of alcoholic beverages on Sunday mornings (House, No. 228,-- on petition),-- **was read and, under Senate Rule 26, referred to the committee on Ethics and Rules.**

Bills

Authorizing the town of Acton to transfer certain forest land to general municipal purposes (House, No. 3776,-- on petition) [Local approval received]; and

Authorizing the town of Winchester to continue employment of police chief Kenneth C. Albertelli (House, No. 3791,-- on petition) [Local approval received];

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

Report of the committee on State Administration and Regulatory Oversight asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 2861) of David M. Nangle and Thomas A. Golden, Jr. for legislation to further regulate deposits of certain public funds,-- **and recommending that the same be referred to the committee Financial Services,-- was considered forthwith, under Senate Rule 36, and accepted, in concurrence.**

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 relative to the membership of the conservation commission of the town of Dedham (House, No. 3518),-- **was read a third time and passed to be engrossed, in concurrence.**

The House Bill authorizing the town of Hadley to grant 6 additional licenses for the sale of all alcoholic beverages and 6 additional licenses for the sale of wines and malt beverages to be drunk on the premises (House, No. 3790),-- **was read a third time.**

Pending the question on passing the bill to be engrossed, Mr. Rosenberg presented an amendment in section 1, by striking out the third and fourth sentences; in said section 1, by striking out, in line 12, the words "sections 12 and 77" and inserting in place thereof the following words:- "section 12"; and in said section 1, by striking out the third and fourth paragraphs and inserting in place thereof the following paragraph:-

"Once issued, the licensing authority shall not approve the transfer of that license to any other location, but it may grant a license to a new applicant at the same location if the applicant files with the licensing authority a letter from the department of revenue

indicating that the license is in good standing with the department and that all applicable taxes have been paid.”

The amendment was adopted.

The bill, as amended, was then passed to be engrossed, in concurrence, with the amendment.

Sent to the House for concurrence in the amendment.

Report of a Committee.

By Mr. Brownsberger, for the committee on Public Service, on petition, a Bill to exempt supervisory positions in the police department of the town of Sandwich from the civil service law (Senate, No. 1964) [Local approval received].

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.

PAPERS FROM THE HOUSE

Petitions were severally referred, in concurrence, as follows, to wit:

Petition (accompanied by bill, House, No. 3941) of Todd M. Smola relative to debt authorization for the roof replacement project at the Pathfinder Regional Vocational-Technical High School District;

Under suspension of Joint Rule 12, to the committee on Education.

Petition (accompanied by bill, House, No. 3942) of Cleon H. Turner and others for legislation to require post-secondary institutions to inform students of their right to call their parents and their right to an attorney in the event of a disciplinary hearing that may result in expulsion;

Under suspension of Joint Rule 12, to the committee on Higher Education.

Petition (accompanied by bill, House, No. 3943) of Cleon H. Turner, Kate Hogan and others relative to a sales tax exemption for the sale of used books and other items sold by libraries for fundraising purposes;

Under suspension of Joint Rule 12, to the committee on Revenue.

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 Parks and Recreation Commission in the town of Hardwick (House, No. 3818),-- **was read a third time and passed to be engrossed, in concurrence.**

PAPER FROM THE HOUSE

Emergency Preamble Adopted.

An engrossed Bill encouraging the improvement, expansion and development of military installations in the Commonwealth (see House, No. 3736, 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 (Mr. Petrucci) 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 one o'clock P.M., in a full formal session with a calendar.

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