

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, April 7, 2014.

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

Report.

Report of the Executive Office for Administration and Finance (under the provisions of Section 23 of Chapter 48 of the Acts of 2014) submitting its report relative to various contracts and associated costs on certain military improvement and expansion projects (received April 4, 2014),-- **was read and sent to the House for its information.**

Reports of Committees.

By Mr. Barrett, for the committee on Children, Families and Persons with Disabilities, on petition, a Bill to support the transition to adult services for persons with disabilities (Senate, No. 24);

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

By Mr. Barrett, for the committee on Children, Families and Persons with Disabilities, on petition, a Bill relative to identity theft protections for foster children (Senate, No. 34);

By the same Senator, for the same committee, on petition, a Bill to further regulate the release of information concerning adoption (Senate, No. 38);

By the same Senator, for the same committee, on petition, a Bill relative to the parental notification for minors who violate probation (Senate, No. 44, changed in line 5, by inserting after the words "delivering it" the words "to defense counsel and delivering it");

By the same Senator, for the same committee, on petition, a Bill relative to the rights of children adopted by unmarried persons (Senate, No. 49, changed in line 1, by striking out the word "2008" and inserting in place thereof the word "2012");

By the same Senator, for the same committee, on petition, a Bill to protect disabled persons from financial exploitation (Senate, No. 64);

By Mr. Brownsberger, for the committee on Public Service, on petition, a Bill to establish a sick leave bank for Leonard DeMauro, an employee of the Department of Youth Services (Senate, No. 2083);

By Mr. McGee, for the committee on Transportation, on petition, a Bill relative to reducing permitted idling times for certain motor vehicles (Senate, No. 1636);

By the same Senator, for the same committee, on petition, a Bill relative to traffic safety (Senate, No. 1644);

By the same Senator, for the same committee, on petition, a Bill to promote and advance motorcycle safety (Senate, No. 1677);

By the same Senator, for the same committee, on petition, a Bill relative to a Massachusetts Fallen Heroes license plate (Senate, No. 1701);

By the same Senator, for the same committee, on petition, a Bill to provide for the issuance of a distinctive registration plate for

congenital heart defects research and treatment (Senate, No. 1717);

By the same Senator, for the same committee, on petition, a Bill to provide for a distinctive registration plate for Olympians (Senate, No. 1718); and

By the same Senator, for the same committee, on petition, a Bill relative to the expansion of charitable license plates (Senate, No. 1720);

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 petition, a Bill to establish Ataxia Awareness Day (Senate, No. 2007);

By Mr. McGee, for the committee on Transportation, on petition, a Bill to amend the state highway route 116 scenic byway (Senate, No. 1656);

By the same Senator, for the same committee, on petition, a Bill relative to the transfer of boat registration between family members (Senate, No. 1670);

By the same Senator, for the same committee, on petition, a Bill to designate a certain bridge in the city of Easthampton as the Korean War Veterans Memorial Bridge (Senate, No. 1675);

By the same Senator, for the same committee, on petition, a Bill to authorize the Massachusetts Highway Department to install certain signs (Senate, No. 1686);

By the same Senator, for the same committee, on petition, a Bill to designate a certain bridge in the town of Raynham as the Cpl. Brian Oliveira Bridge (Senate, No. 1694); and

By the same Senator, for the same committee, on petition, a Bill designating a certain bridge in the town of Northbridge as the Corporal Thomas S. Perron, USMC Memorial Bridge (Senate, No. 1759);

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

PAPERS FROM THE HOUSE

Petitions were severally referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 4027) of Patricia A. Haddad and Michael J. Rodrigues (by vote of the town) that the town of Somerset be authorized to establish the position of appointed town treasurer-collector of said town;

Petition (accompanied by bill, House, No. 4028) of James J. O'Day (with the approval of the mayor and city council) that the city of Worcester be authorized to establish a board of health for said city; and

Petition (accompanied by bill, House, No. 4029) of Aaron Vega (with the approval of the mayor and city council) that the city of Holyoke be authorized to compensate members of the Soldiers' Memorial Commission of said city;

Severally, to the committee on Municipalities and Regional Government.

Bills

Relative to public health data sharing with the Boston Public Health Commission (House, No. 2070,-- on petition); and

Releasing certain land in Dracut from operation of an agricultural preservation restriction (House, No. 3800,-- on petition);

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

Bills

Relative to Cable PEG Access Enterprise Fund (House, No. 1860,-- on petition); and

Relative to hospital indemnity insurance policies (House, No 3730,-- on House, No. 867);

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

A Bill relative to the appointment of special police officers in the city of Newton (House, No. 3864,-- on petition) [Local approval received],-- **was read and, under Senate Rule 26, placed in the Orders of the Day for the next session.**

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 Bill designating Rex Trailer as the official cowboy of the Commonwealth (Senate, No. 1622).

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.

Sent to the House for concurrence.

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 Bill relative to local commissions on disability (Senate, No. 1985).

There being no objection, the rules were suspended, on motion of Ms. Lovely, 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.

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 House Bill revising the reporting date for the task force on the prevention of unnecessary vacancies following foreclosures (House, No. 3969).

There being no objection, the rules were suspended, on motion of Ms. Lovely, and the bill 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 reviving and continuing the task force on the prevention of unlawful and unnecessary foreclosures".

By Mr. Brewer, for the committee on Ways and Means, that the Senate Bill establishing a sick leave bank for Maria Elaskar-Stack, an employee of the Department of Children (Senate, No. 2062),-- **ought to pass, with an amendment substituting a new draft with the same title (Senate, No. 2087).**

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

The bill (Senate, No. 2087) was then ordered to a third reading, read a third time and passed to be engrossed. Sent to the House for concurrence.

By Mr. Brewer, for the committee on Ways and Means, that the House Bill authorizing the conveyance of certain state land in the town of Sharon (House, No. 2831, changed),-- **ought to pass.**

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, in concurrence.

There being no objection, at eight minutes past eleven o'clock A.M., the Chair (Mr. McGee) declared a recess subject to the call of the Chair; and, at seventeen minutes before one o'clock P.M., the Senate reassembled, Mr. McGee in the Chair.

PAPERS FROM THE HOUSE

Emergency Preamble Adopted.

An engrossed Bill making an appropriation for the fiscal year 2014 to provide for supplementing a certain existing appropriation and for certain other activities and projects (see House, No. 4023), 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. McGee) and sent to the House for enactment.

Engrossed Bills.

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

Exempting part-time call firefighters in the town of Athol from the civil service law (see Senate, No. 1930);

Authorizing the board of selectmen to exempt certain eco-toilet installations from sewer connections and associated betterments in the town of Falmouth (see Senate, No. 1938);

Establishing a sick leave bank for Cynthia Salsman, an employee of the Soldiers' Home in Massachusetts (see Senate, No. 2029); and

Relative to time share resale and transfer service providers (see House, No. 3613, amended).

An engrossed Bill authorizing the town of Scituate to establish the date of its annual town election (see House Bill, printed in House, No. 3911) (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, two-thirds of the members present having voted in the affirmative, and signed by the Acting President (Mr. McGee) and laid before the Governor for his approbation.

There being no objection, at fourteen minutes before one o'clock P.M., the Chair (Mr. McGee) declared a recess subject to the call of the Chair; and, at twenty minutes before four o'clock P.M., the Senate reassembled, Mr. McGee in the Chair.

PAPER FROM THE HOUSE

An engrossed Bill making an appropriation for the fiscal year 2014 to provide for supplementing a certain existing appropriation and for certain other activities and projects (see House, No. 4023) (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. McGee) 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 Thursday next at one o'clock P.M., in a full formal session with a calendar.

Adjourn In Memory of Charles E. Shannon, Jr.

The Senator from Middlesex, Ms. Jehlen, moved that when the Senate adjourns today, it do so in memory of former Senator Charles E. Shannon, Jr.

Senator Charlie Shannon died seven years ago after a long battle with cancer.

Senator Shannon represented the Second Middlesex District for over fourteen years.

Charlie Shannon first became involved in government when he was appointed to the Winchester Board of Assessors in 1987 and was later elected to the post in 1989. He served as its chairman from 1989-1990.

During this time, he was also a Town Meeting member.

Also, during his 20 years of service with the Lexington Police Department he had received two commendations for bravery.

During his State House service, he served as the chairman of Ethics and Rules, as well as vice chairman of Bills in Third Reading. He had also served as the vice chairman for Municipalities and Regional Government, as well as State Administration and Regulatory Oversight.

Senator Shannon's commitment to public safety and young people is memorialized in the Shannon Grants which promote youth development and combat violence.

His commitments to the environment and to recreation are memorialized at the Shannon Beach on the Mystic Lakes.

His service and his friendship live on in the memories of colleagues and the people he served.

Accordingly, as a mark of respect in memory of Charles E. Shannon, Jr., at eighteen minutes before four o'clock PM, on motion of Mr. Tarr, the Senate adjourned to meet again on Thursday next at one o'clock P.M.