

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.

Tuesday, June 10, 2014.

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

Distinguished Guests.

There being no objection, the Chair (Mr. Petruccelli) handed the gavel to Mr. Keenan for the purpose of an introduction. Mr. Keenan then introduced, in the rear of the Chamber, a group from the Kennedy Senior Center in Quincy. The group was on a 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.

Reports of Committees.

By Mr. Rush, for the committee on Veterans and Federal Affairs, on Senate, Nos. 1692 and 1749, an Order relative to authorizing the joint committee on Veterans and Federal Affairs to make an investigation and study of certain current Senate documents relative to veterans and federal affairs issues (Senate, No. 2186);

Referred under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

By Mr. Downing, for the committee on Telecommunications, Utilities and Energy, on petition (accompanied by bill, Senate, No. 1873), a Bill relative to transparency in private utility construction contracts (Senate, No. 2182);

By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 1908), a Bill relative to upgrading mobile broadband coverage in the Commonwealth (Senate, No. 2183); and

By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 2020), a Bill relative to the Massachusetts Broadband Institute (Senate, No. 2184);

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

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 relative to authorizing the joint committee on Community Development and Small Business to make an investigation and study of certain current Senate documents relative to community development and small business issues (Senate, No. 2179),-- **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. Welch, for the committee on Health Care Financing, reported, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 40) of Michael R. Knapik, Bruce E. Tarr, Robert L. Hedlund, Richard J. Ross and other members of the General Court for legislation relative to the reporting of child abuse to local law enforcement officials,-- **and recommending that the same be referred to the committee on the Judiciary;**

**Under Senate Rule 36, the report was considered forthwith and accepted.
Sent to the House for concurrence.**

PAPERS FROM THE HOUSE

A Bill relative to pesticide licensing and mosquito control (House, No. 3568, amended,-- on House, No. 757),-- **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

A Bill authorizing the use of bow and arrow for Sunday deer hunting (House, No. 4114,-- on House, No. 3963),-- **was read and, under Senate Rule 26, referred to the committee on Ethics and Rules.**

Resolutions.

The following resolutions (having been filed with the Clerk) were severally considered forthwith and adopted, as follows:-

Resolutions (filed by Mr. Hedlund) “congratulating Morgan Patrick Leeber on his elevation to the rank of Eagle Scout”;
Resolutions (filed by Ms. Murray, Messrs. Brewer and Brownsberger, Ms. Candaras, Ms. Chang-Diaz, Ms. Creem, Messrs. Donnelly, Downing, Eldridge and Finegold, Ms. Flanagan, Ms. Forry, Messrs Hedlund and Humason, Ms. Jehlen, Messrs. Keenan, Lewis, McGee, Montigny and Michael O. Moore, Ms. O’Connor Ives, Messrs. Rodrigues, Rosenberg, Ross and Rush, Ms. Spilka and Messrs. Tarr, Timilty and Wolf) “congratulating the Preventing Sexual Violence Initiative and the PSVI Global Summit”;
Resolutions (filed by Mr. Ross and Ms. Spilka) “congratulating Bradley Clements on his elevation to the rank of Eagle Scout”;
Resolutions (filed by Mr. Ross and Ms. Spilka) “congratulating Andrew Harnett on his elevation to the rank of Eagle Scout”;
Resolutions (filed by Ms. Spilka) “congratulating John Adams Krapf on his elevation to the rank of Eagle Scout”; and
Resolutions (filed by Mr. Wolf) “honoring Paul V. Doane on the occasion of his retirement.”

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 Stanley C. Rosenberg and Ellen Story for legislation to increase the membership of the board of trustees and increasing quorum for the transaction of the corporate business of Amherst College.

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 Higher Education.

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 Richard J. Ross and Shawn Dooley for legislation to establish a sick leave bank for James Goguen, an employee of the Department of Developmental Services.

**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 Public Service.
Severally sent to the House for concurrence.**

Recess.

There being no objection, at thirteen minutes past eleven o’clock A.M., the Chair (Mr. Petruccelli) declared a recess subject to the call of the Chair; and, at eighteen minutes past twelve o’clock noon, the Senate reassembled, Mr. Petruccelli in the Chair.

Report of a Committee.

By Mr. Brewer, for the committee on Ways and Means, that the House Bill providing for capital facility repairs and improvements for the Commonwealth (House, No. 3933) (the committee on Bonding, Capital Expenditures and State Assets having recommended that the bill be amended by substituting a new text numbered 2143) reported that the pending Bonding, Capital Expenditures and State Assets recommended new text (Senate, No, 2143) be amended by striking out the text and inserting in place thereof the text of Senate document numbered 2187.

Order Adopted.

Mr. Brewer offered the following order, to wit:

Ordered, That notwithstanding Senate Rule 7 or any other rule to the contrary, the House Bill providing for capital facility repairs and improvements for the Commonwealth (House, No. 3933) (the committee on Bonding, Capital Expenditures and State Assets having recommended that the bill be amended by striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2143) (the committee on Ways and Means having recommended that the proposed Bonding new text be amended by substituting all after the enacting clause and inserting in place thereof the text of Senate document numbered 2187) shall be placed in the Orders of the Day for a second reading on Thursday, June 12, 2014.

All amendments shall be filed electronically in the office of the Clerk of the Senate by 3:00 P.M., on Wednesday, June 11, 2014. All such amendments shall be second-reading amendments to the recommended Senate Ways and Means new text (Senate, No. 2187) but further amendments in the third degree to such amendments shall be in order. The Clerk shall further specify the procedure and format for filing all amendments, consistent with this order.

After the bill as amended is ordered to a third reading, it shall immediately be read a third time and the question shall then immediately be on passing it to be engrossed, and no amendments shall be in order at the third reading of the bill unless recommended by the committee on Bills in the Third Reading.

Under the rules, referred to the committee on Ethics and Rules.

Subsequently, Mr. Rosenberg, for the said committee, reported, recommending that the order ought to be adopted.

The rules were suspended, on motion of Mr. Tarr, and the order was considered forthwith and adopted.

The bill (House, No. 3933), was then placed in the Orders of the Day for a second reading on Thursday, June 12, with the Bonding, Capital Expenditures and State Assets new text (Senate, No. 2143) and the Ways and Means new text (Senate, No. 2187) pending.

Report of a Committee.

By Mr. Brewer, for the committee on Ways and Means, that the House Bill relative to the expansion of the Boston Convention and Exhibition Center (House, No. 4111) (the committee on Bonding, Capital Expenditures and State Assets having recommended that the bill be amended by substituting a new text numbered 2180) reported that the pending Bonding, Capital Expenditures and State Assets recommended new text (Senate, No. 2180) be amended by striking out the text and inserting in place thereof the text of Senate document numbered 2188.

Order Adopted.

Mr. Brewer offered the following order, to wit:

Ordered, That notwithstanding Senate Rule 7 or any other rule to the contrary, the House Bill relative to the expansion of the Boston Convention and Exhibition Center (House, No. 4111) (the committee on Bonding, Capital Expenditures and State Assets having recommended that the bill be amended by striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2180) (the committee on Ways and Means having recommended that the proposed Bonding new text be amended by substituting all after the enacting clause and inserting in place thereof the text of Senate document numbered 2188) shall be placed in the Orders of the Day for a second reading on Thursday, June 12, 2014.

All amendments shall be filed electronically in the office of the Clerk of the Senate by 3:00 P.M., on Wednesday, June 11, 2014. All such amendments shall be second-reading amendments to the recommended Senate Ways and Means new text (Senate, No. 2188) but further amendments in the third degree to such amendments shall be in order. The Clerk shall further specify the procedure and format for filing all amendments, consistent with this order.

After the bill as amended is ordered to a third reading, it shall immediately be read a third time and the question shall then immediately be on passing it to be engrossed, and no amendments shall be in order at the third reading of the bill unless recommended by the committee on Bills in the Third Reading.

Under the rules, referred to the committee on Ethics and Rules.

Subsequently, Mr. Rosenberg, for the said committee, reported, recommending that the order ought to be adopted.

The rules were suspended, on motion of Mr. Tarr, and the order was considered forthwith and adopted.

The bill (House, No. 4111), was then placed in the Orders of the Day for a second reading on Thursday, June 12, with the Bonding, Capital Expenditures and State Assets new text (Senate, No. 2180) and the Ways and Means new text (Senate, No. 2188) pending.

PAPERS FROM THE HOUSE

Emergency Preamble Adopted.

An engrossed Bill establishing a sick leave bank for Anne Federico, an employee of the Department of Public Health (see House, No. 3958), 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.**

Engrossed Bills.

The following engrossed bills (both 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 (Mr. Petrucci) and laid before the Governor for his approbation, to wit:

Exempting Martin B. Parayno from the maximum age requirement for firefighters in the city of Methuen (see House, No. 3637, amended); and
Establishing the position of an appointed town treasurer-collector in the town of Somerset (see House, No. 4027).

PAPERS FROM THE HOUSE.

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

Petition (accompanied by bill, House, No. 4176) of Nick Collins relative to abandoned vessels on certain state property;
Under suspension of Joint Rule 12, to the committee on Environment, Natural Resources and Agriculture.

Petition (accompanied by bill, House, No. 4177) of James R. Miceli and Barry R. Finegold for legislation to establish a sick leave bank for Andrea Thomas, an employee of the Division of Capital Asset Management and Maintenance;
Under suspension of Joint Rule 12, to the committee on Public Service.

Petition (accompanied by bill, House, No. 4178) of Nick Collins for legislation to authorize the Commissioner of the Division of Capital Asset Management and Maintenance to grant easements to NStar Electric Company;
Under suspension of Joint Rule 12, to the committee on State Administration and Regulatory Oversight.

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-four minutes past twelve o'clock noon, the Senate adjourned to meet again on Thursday next at one o'clock P.M.