

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, July 11, 2013.

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

Petitions.

Petitions were severally presented and referred, as follows:

By Mr. Tarr, a petition (accompanied by bill, Senate, No.1809) of Bruce E. Tarr, James J. Lyons, Jr., Kathleen O'Connor Ives and Diana DiZoglio (by vote of the town) for legislation relative to affordable housing in the town of North Andover [Local approval received];

Under Senate Rule 20, to the committee on Housing.

By the same Senator, a petition (accompanied by bill, Senate, No.1815) Bruce E. Tarr, James J. Lyons, Jr., Kathleen O'Connor Ives and Diana DiZoglio (by vote of the town) for legislation to grant an easement at Rea's Pond Sewer Pump Station in the town of North Andover [Local approval received];

**Under Senate Rule 20, to the committee on State Administration and Regulatory Oversight.
Severally sent to the House for concurrence.**

By Mr. Michael O. Moore, a petition (subject to Joint Rule 12) of Michael O. Moore for legislation relative to transparency in private utility construction contracts;

Under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.

Reports of Committees.

By Mr. Keenan, for the committee on Public Health, on Senate, No. 1008 and House, No. 1960, a Bill relative to screenings for congenital heart defects for newborns (Senate, No. 1008) (Representatives Lyons of Andover and Orral of Lakeville dissenting);
Referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Mr. Donnelly, for the committee on State Administration and Regulatory Oversight, on petition, a Bill to authorize the Department of Fish and Game to exchange the release of a conservation restriction held over certain property in the town of Winchendon for the conveyance of other property in the same town (Senate, No. 1455);

By the same Senator, for the same committee, on petition, a Bill to authorize the Division of Capital Asset Management and Maintenance to sell or lease certain property in the town of Tewksbury (Senate, No. 1484, changed in lines 1 and 10 by striking the figure "37" in each instance and inserting in place thereof the figure "38" and striking "Section 5" in its entirety);

By the same Senator, for the same committee, on petition, a Bill to authorize the Division of Capital Asset Management and Maintenance to grant a sewer easement in certain land in the town of Tewksbury (Senate, No. 1485);

By the same Senator, for the same committee, on petition, a Bill to authorize the leasing of Ponkapoag Golf Course (Senate, No.

1494, changed in line 4 by striking the words “40E to 40K, inclusive” and inserting in place thereof the following “32 to 37, inclusive of Chapter 7C”);

By the same Senator, for the same committee, on petition, a Bill to authorize the commissioner of Capital Asset Management and Maintenance to convey a parcel of land in the city of New Bedford (Senate, No. 1502);

By the same Senator, for the same committee, on petition, a Bill to authorize the Division of Capital Asset Management and Maintenance to lease or sell the National Guard armory in the city of Worcester (Senate, No. 1508);

By the same Senator, for the same committee, on petition, a Bill to authorize the transfer of a certain parcel of land in the city of Taunton (Senate, No. 1523);

By the same Senator, for the same committee, on petition, a Bill to authorize the commissioner of capital asset management and maintenance to grant easements over certain parcels of land to the town of Amherst (Senate, No. 1531);

By the same Senator, for the same committee, on petition, a Bill to authorize the Division of Capital Asset Management and Maintenance to convey certain property at Northampton State Hospital (Senate, No. 1532); and

By the same Senator, for the same committee, on petition, a Bill to designate and transfer certain land in the towns of Norfolk and Walpole for conservation, open space, water supply protection, and recreational purposes (Senate, No. 1560);

Severally read and, under Senate Rule 26C, referred to the committee on Bonding, Capital Expenditures and State Assets.

By Mr. Rodrigues, for the committee on Revenue, on petition, a Bill to provide further revenue to the Financial Literacy Trust Fund (Senate, No. 1337);

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

By Mr. Keenan, for the committee on Public Health, on petition, a Bill to regulate cadmium in children's jewelry (Senate, No. 990) (Representatives Lyons of Andover and Orral of Lakeville dissenting);

By the same Senator, for the same committee, on petition, a Bill relative to funerals and food and beverage service (Senate, No. 1034) (Representatives Lyons of Andover and Orral of Lakeville dissenting);

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

PAPER FROM THE HOUSE

Petition (accompanied by bill, House, No. 3545) of Sheila C. Harrington and Jennifer L. Flanagan (by vote of the town) relative to the terms office for certain official in the town of Townsend,-- **was referred, in concurrence, to the committee on Municipalities and Regional Government.**

Resolutions.

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

Resolutions (filed by Mr. Hedlund) “congratulating John Robert Kahrs on his elevation to the rank of Eagle Scout”;

Resolutions (filed by Ms. Lovely) “congratulating Fred Butler on receiving his honorary high school diploma from Beverly High School”; and

Resolutions (filed by Messrs. Ross and Rush) “congratulating Matthew Thomas Keeler on his elevation to the rank of Eagle Scout.”

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 Chelmsford to continue the employment of Fire Chief Michael Curran (House, No. 2211),-- **was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.**

The House Bill establishing a three-member board of selectmen of the town of Ayer (House, No. 3356),-- **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 establishing a 3-member board of selectmen in the town of Ayer”.**

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 House Bill establishing a district to operate a regional public safety communications and dispatch center for the towns of Franklin, Norfolk, Plainville and Wrentham (House, No. 2189).

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, its title having been changed by the committee on Bills in the Third Reading to read as follows: “An Act establishing a district to operate a regional public safety communications and dispatch center for the city known as the town of Franklin and the towns of Norfolk, Plainville and Wrentham”.

By Mr. Brewer, for the committee on Ways and Means, that the Senate Bill establishing the Worcester County Commission on the Status of Women (Senate, No. 927),-- **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.
Sent to the House for concurrence.

By Mr. Brewer, for the committee on Ways and Means, that the House Bill establishing a sick leave bank for Rose Britton, an employee of the Trial Court (House, No. 3516),-- **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.

Petition.

On motion of Mr. Tarr, Senate Rule 20 and Joint Rule 12 were suspended on the petition, presented by Mr. Donnelly, (accompanied by bill) of Kenneth J. Donnelly for legislation to clarify benefits under age extensions,-- **and the same was referred to the committee on Public Service.**
Sent to the House for concurrence.

PAPER FROM THE HOUSE

Engrossed Bill.

An engrossed Bill establishing a sick leave bank for Janet Everett, an employee of the Massachusetts Department of Transportation (see House, No. 3481, 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 (Ms. Flanagan) 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 eleven o'clock A.M., the Senate adjourned to meet again on Monday next at eleven o'clock A.M.