

**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, July 22, 2014.

Met at two minutes past one o'clock P.M. (Mr. Richard T. Moore in the Chair).

#### PAPERS FROM THE HOUSE.

Messages were referred, in concurrence, as follows:

Message from His Excellency the Governor (under Section 8 of Article LXXXIX of the Amendments to the Constitution) recommending legislation relative to validating the results of a certain election held in the town of Lancaster (House, No. 4331);

**To the committee on Election Laws.**

Message from His Excellency the Governor recommending legislation relative to authorizing the town of Milton to acquire certain property and to convey certain property (House, No. 4332);

**To the committee on Municipalities and Regional Government.**

A petition (accompanied by bill, House, No. 4335) of Robert F. Fennell and others (with the approval of the mayor and city council) that the city of Lynn be authorized to adjust the salaries of the mayor, city councilors and school committee members of said city,-- **was referred, in concurrence, to the committee on Municipalities and Regional Government.**

A Bill relative to the clerks of courts (House, No. 4253,-- on House, No. 3747),-- **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

A Bill validating the results of the annual town meeting of the town of Ashland held on May 2, 2012 (printed in House, No. 3675,-- being a message from His Excellency the Governor),-- **was read and, under Senate Rule 26, referred to the committee on Ethics and Rules.**

#### Bills

Increasing the exemption for residential real property in the city of Somerville from 30 per cent to 35 per cent (House, No. 4188,-- on House, No. 4078) [Local approval received on House, No. 4078];

Authorizing the town of Dighton to recall elected officials (House, No. 4199,-- on petition) [Local approval received]; and

Authorizing the city of Chicopee to change the use of the Chicopee Falls Branch Public Library (House, No. 4221,-- on petition) [Local approval received];

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

There being no objection, at three minutes past one o'clock P.M., the Chair (Mr. Richard T. Moore) declared a recess, subject to the call of the Chair; and, at ten minutes past two o'clock P.M., the Senate reassembled, the President in the Chair. The President, members, guests and staff then recited the pledge of allegiance to the flag.

#### *Communication.*

The Clerk read the following communication:

THE COMMONWEALTH OF MASSACHUSETTS  
MASSACHUSETTS SENATE

July 21, 2014

Senate Clerk William F. Welch  
State House, Room 335  
Boston, MA 02133

Dear Senate Clerk,

Due to scheduling conflicts, I was unable to vote on one item during session on July 17th, 2014. If I were present, I would have voted in the following manner.

I ask that my vote be recorded in the negative for Roll Call 411 -- Question on Adoption of the Further Amendment (Unsuitability Determination).

If you have any further questions feel free to contact my office.

Sincerely,  
LINDA DORCENA FORRY  
*State Senator*

**On motion of Ms. Forry, the above communication was ordered printed in the Journal of the Senate.**

PAPERS FROM THE HOUSE.

A petition (accompanied by bill, House, No. 4337) of Michael J. Moran for legislation to authorize the Division of Capital Asset Management and Maintenance to lease a portion of a certain parcel of land in the city of Boston;

**Referred, in concurrence, under suspension of Joint Rule 12, to the committee on State Administration and Regulatory Oversight.**

*Emergency Preamble Adopted.*

An engrossed Bill authorizing the Commissioner of Capital Asset Management and Maintenance to convey certain parcels of land in the town of Medfield (see House, No. 4216, 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 8 to 0.

**The bill was signed by the President and sent to the House for enactment.**

*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 President and laid before the Governor for his approbation, to wit:

Authorizing the appointment of special police officers in the city known as the town of Barnstable (see House, No. 3643);  
Authorizing the late filing of a tax abatement application for the Amherst Committee for a Better Chance, Inc. (see House, No. 3817);

Authorizing the city of New Bedford to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 4054, amended); and

Authorizing the town administrator of the town of Sherborn to approve warrants for the payment of town funds (see House, No. 4168).

*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 relative to title protection (House, No. 175).

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

Pending the question on ordering the bill to a third reading, the same Senator moved that the bill be amended by inserting after the word "C.P.T.", in line 3, the following word:- " , "CPT"; and by inserting after the word "D.P.T.", in line 3, the following word:- " , "DPT".

**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.**

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 relative to certain judicial procedures in the superior court (House, No. 4123) (the committee on Ethics and Rules recommending that the bill be amended by striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2296).

**There being no objection, the rules were suspended, on motion of Mr. Rosenberg, and the bill was read a second time and was amended, as recommended by the committee on Ethics and Rules.**

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

**Sent to the House for concurrence in the amendment.**

By Mr. Brewer, for the committee on Ways and Means, that the Senate Bill relative to patient financial protection (Senate, No. 477) (the committee on Health Care Financing having recommended that the bill be amended by substituting a new draft with the same title (Senate, No. 2096),-- reported, that the pending Health Care Financing recommended new draft be amended by substituting a new draft with the same title (Senate, No. 2293).

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

**The Health Care Financing amendment was then adopted, as amended.**

**The bill (Senate, No. 2293) was then ordered to a third reading, read a third time and, after remarks, was passed to be engrossed. Sent to the House for concurrence.**

By Mr. Brewer, for the committee on Ways and Means, that the House Bill relative to public health data sharing with the Boston Public Health Commission (House, No. 2070),-- ought to pass, with an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2294.

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

**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.**

By Mr. Brewer, for the committee on Ways and Means, that the House Bill to eliminate racial and ethnic health disparities in the commonwealth (House, No. 3888),-- ought to pass, with an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2295.

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

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

**Sent to the House for concurrence in the amendment.**

#### *Matter Taken Out of the Notice Section.*

There being no objection, the following matter was taken out of the Notice Section of the Calendar and considered as follows:

The Senate Bill authorizing the board of selectmen of the town of Westport to borrow money for the payment of certain medical expenses for certain public safety personnel (Senate, No. 2193),-- **was read a third time and passed to be engrossed.**

**Sent to the House for concurrence.**

#### *Orders of the Day.*

The Orders of the Day were considered as follows:

The House Bill relative to campaign finance disclosure and transparency (House, No. 4226),-- was read a second time.

**After remarks, and pending the question on adoption of the amendment previously recommended by the committee on Ethics and Rules, striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2264, and pending the main question on ordering the bill to a third reading, Mr. Tarr moved that the amendments be printed in the calendar pursuant to the provisions of Senate Rule 31; and the motion was seconded by Mr. Humason.**

**Accordingly, the matter was laid over under the provisions of Senate Rule 31 until the next session**

PAPER FROM THE HOUSE.

The House Bill relative to the reduction of gun violence (House, No. 4285),— came from the House with the endorsement that the House had NON-concurred in the Senate amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate, No. 2284) and had asked for a committee of conference on the disagreeing votes of the two branches; and that Representatives Mariano of Quincy, Bradley of Hingham and Peterson of Grafton had been appointed the committee on the part of the House.

**On motion of Mr. Timilty, the Senate insisted on its amendment and concurred in the appointment of a committee of conference; and Senators Timilty, Petruccelli and Tarr were appointed on the part of the Senate.**

**The bill was returned to the House endorsed accordingly.**

*Order Adopted.*

On motion of Mr. Brewer,--

*Ordered*, That when the Senate adjourns today, it adjourn to meet again tomorrow at two o'clock P.M., in a full formal session with a calendar.

*Adjourn In Memory of Ifeyinwa "Ify" Amalu*

The Senator from Essex and Middlesex, Mr. Tarr, moved that when the Senate adjourns today, it do so in memory of Ifeyinwa "Ify" Amalu of Rowley.

Ifeyinwa "Ify" Amalu was killed in a fatal car accident on June 25, 2014, at the age of 33. Ify was a well-loved member of her community, a strong advocate for social justice, and a dear friend to many, known and respected for her gentleness and kindness. Born in Rock Hill, South Carolina, Ify was of Nigerian decent. Given her father's service with the United Nations, Ify lived in Nigeria, the Democratic Republic of Congo, Rwanda, Guinea-Conakry, Côte d'Ivoire, and Sierra Leone.

In addition to majoring in Biology at Clark University, Ify received double Masters Degrees in Divinity and in Counseling from Gordon-Conwell Theological Seminary in Hamilton.

Ify was an integral member of the Congolese Catholic Community Mwinda at St. Mary's Parish in Lynn. For the past three years, Ify served as a member of core leadership in Congo Action Now, raising awareness of the war in Congo and working for passage of House 2898, An Act Relative to Congo Conflict Minerals. She was deeply committed to working for peace and an end to the epidemic of sexual violence in the Democratic Republic of Congo, traveling there to work with survivors of sexual violence, providing transformative support for women who were survivors of sex trafficking.

Ify is survived by her father, Austin Amalu and her mother Augustina Chioma Amalu, who are both present in the rear of the Senate Chamber, as well as her bother Chiny Amalu and her two sisters, Niki and Zika Amalu. Her family will always remember Ify for her gentle and kind personality.

Accordingly, as a mark of respect in memory of Ifeyinwa "Ify" Amalu, eighteen minutes before three o'clock P.M., on motion of Mr. Tarr, the Senate adjourned to meet again tomorrow at two o'clock P.M.