

**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, August 8, 2013.*

Met at three minutes past eleven o'clock A.M. (Mr. Donnelly in the Chair).

The Chair (Mr. Donnelly), members, guests and staff recited the pledge of allegiance to the flag.

#### *Petition.*

Mr. DiDomenico presented a petition (accompanied by bill) (subject to Joint Rules 9 and 12) of Sal N. DiDomenico for legislation to exempt a certain parcel of land in the Charlestown portion in the city of Boston from any designated port area,-- **and the same was transmitted, under the provisions of Section 5 of Chapter 3 of the General Laws, to the Secretary of State.**

#### *Reports of a Committee.*

By Mr. Barrett, for the committee on Children, Families and Persons with Disabilities on petition, a Bill relative to cueing and supervision in the personal care attendant program (Senate, No. 21);

By the same Senator, for the same committee, on petition, a Bill relative to creating a loan repayment program for direct care human service workers (Senate, No. 22);

By the same Senator, for the same committee, on petition, a Bill to provide personal care attendant orientation (Senate, No. 23);

By the same Senator, for the same committee, on petition, a Bill to eliminate archaic language pertaining to individuals with disabilities (Senate, No. 55); and

By the same Senator, for the same committee, on Senate, No. 54, a Bill to establish a task force relative to the Commonwealth's direct-care workforce (Senate, No. 1846);

**Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.**

By Mr. Brownsberger, for the committee on Public Service, on petition, a Bill to establish a sick leave bank for Dawn Mukulski, an employee of the Department of Correction (Senate, No. 1783);

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

By Ms. Forry, for the committee on Municipalities and Regional Government, on petition, a Bill to protect abandoned animals in vacant properties (Senate, No. 942);

**Read and, under Senate Rule 26, referred to the committee on Ethics and Rules.**

By Ms. Forry, for the committee on Municipalities and Regional Government, on petition, a Bill relative to the board of selectmen in the town of Groveland (Senate, No. 1799) [Local approval received];

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

### PAPERS FROM THE HOUSE

A petition (accompanied by bill, House, No. 3609) of Jennifer E. Benson, Cory Atkins and James B. Eldridge (by vote of the town) amending the special legislation establishing the Acton community housing corporation,-- **was referred, in concurrence, to the committee on Housing.**

A Bill authorizing the town of Weston to grant a single license for the sale of wines and malt beverages at a food store (House, No. 3610,-- on House, No. 3484) [Local approval received on House, No. 3484],-- **was read and, under Senate Rule 26, placed in the Orders of the Day for the next session.**

*Resolutions.*

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

Resolutions (filed by Ms. Spilka) "congratulating Luke Isaac Bonaparte on his elevation to the rank of Eagle Scout"; and

Resolutions (filed by Ms. Spilka) "congratulating Christian Poroma Buday on his elevation to the rank of Eagle Scout."

*Communication.*

The Clerk read the following communication:

Commonwealth of Massachusetts  
MASSACHUSETTS SENATE

*August 8, 2013*

The Honorable Therese Murray  
President of the Senate  
State House, Suite 332  
Boston, MA 02133

Dear Madame President:

Please allow this letter to serve as formal notice of my intention to resign from the position of State Senator, representing the Second Hampden-Hampshire District in order to accept a post at Westfield State University. My resignation will be effective with the close of work on Friday August 9, 2013.

It has been an honor and a privilege to represent the citizens of Western Massachusetts in the Great and General Court for the past 24 years as State Representative and State Senator. I am grateful to them for the trust they have placed in me.

Further, let me express my thanks to you, Madam President and your staff, Minority Leader Tarr, and all of my colleagues for the opportunity to serve our great Commonwealth together during this time.

Allow me to thank the Clerk of the Senate, William Welch and his staff, Alice Moore and the staff of Senate Counsel, the Court officers, my staff, and the dedicated staff of the entire Massachusetts State Senate for their professionalism and friendship.

I wish you all well for the future.

*With Warmest Personal Regards,*  
MICHAEL R. KNAPIK  
*State Senator*  
*Second Hampden and Hampshire District*

On motion of Mr. Tarr, the above communication was ordered printed in the Journal of the Senate.

*Order Adopted.*

Ms. Candaras presented the following order to wit:

*Ordered*, That by the authority of article IV of section II of chapter I of the Constitution, the Senate declares that, by reason of the resignation of Michael R. Knapik, as senator from the Second Hampden and Hampshire district, the office of senator from the Second Hampden and Hampshire district is vacant as of the close of business on August 9, 2013. By the authority of article XXIV of the Amendments to the Constitution, the Senate directs the president of the Senate to issue a precept setting forth November 5, 2013 as the day for holding an election to fill the vacancy in the Second Hampden and Hampshire district, consisting of the cities of Chicopee, ward 7, precincts A and B, ward 8, precinct A, ward 9, precinct A, Holyoke and Westfield and the towns of Agawam, Granville, Montgomery, Russell, Southwick and Tolland, in the county of Hampden; and the towns of

Easthampton and Southampton in the county of Hampshire.

**There being no objection, the rules were suspended, on motion of Mr. Tarr, and the order was considered forthwith and adopted.**

#### PAPER FROM THE HOUSE

A Bill relative to preliminary elections in the city of Malden in the year 2013 (House, No. 3591,-- on petition) [Local approval received],-- **was read.**

**There being no objection, the rules were suspended on the motion, of Mr. Tarr, and the bill was read a second time.**  
**Pending the question on ordering the bill to a third reading, Ms. Clark presented an amendment adding the following section:-**

**“SECTION 2. This act shall take effect upon its passage.”**

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, its title having been changed by the committee on Bills in the Third Reading to read as follows: “An Act eliminating the preliminary elections in the city of Malden in 2013”.

Sent to the House for concurrence in the amendment.

#### *Reports of Committees.*

By Mr. Brewer, for the committee on Ways and Means, that the Senate Bill establishing the 104th fighter wing fire department (Senate, No. 1145),-- **ought to pass, with an amendment striking out sections 13 and 16.**

**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. 1145, amended) 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 establishing a sick leave bank for Nancy LeBlanc, an employee of the Department of Public Health (House, No. 3502),-- **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.**

#### *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 fourteen minutes past eleven o'clock A.M., the Senate adjourned to meet again on Monday next at eleven o'clock A.M.