

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 14, 2014.

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

Petitions

Petitions were severally presented and referred as follows:

By Mr. Pacheco, a petition (accompanied by bill, Senate, No. 2352) of Marc R. Pacheco and Susan Williams Gifford (by vote of the town) for legislation to authorize the town of Wareham to grant additional liquor licenses [Local approval received];

**Under Senate Rule 20, to the committee on Consumer Protection and Professional Licensure.
Sent to the House for concurrence.**

By Mr. Richard T. Moore, a petition (subject to Joint Rule 12) of Richard T. Moore for legislation relative to the position of assistant clerk in the Second District Court of Southern Worcester; and

By the same Senator, a petition (subject to Joint Rule 12) of Richard T. Moore for legislation relative to accosting and annoying;

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

PAPERS FROM THE HOUSE

Bills

Establishing a sick leave bank for Tammy S. Storey, an employee of the Department of Developmental Services (House, No. 4364,-- on petition); and

Establishing a sick leave bank for Kathleen Restuccia, an employee of the Trial Court (House, No. 4381,-- on petition);

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

Bills

Establishing a capital expenditure fund in the town of Rehoboth (House, No. 4225,-- on petition) [Local approval received]; and
Authorizing the town of Southborough to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 4311,-- on House, No. 4238) [Local approval received on House, No. 4238]; and

Authorizing the town of Southborough to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 4312,-- on House, No. 4239) [Local approval received on House, No. 4239]; and

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

A communication from the Insurance Fraud Bureau (see Section 1 (k) of Chapter 338 of the Acts of 1990, as most recently amended by Section 5 of Chapter 279 of the Acts of 2002) submitting a semi-annual report relative to referrals involving automobile insurance fraud, workers' compensation fraud and other insurance fraud,-- **was read for the information of the Senate and returned to the House to be placed on file.**

Engrossed Bill Returned by Governor with Recommendation of Amendment.

The engrossed Bill clearing titles to foreclosed properties (see Senate, No. 1987, amended) (which on Friday, August 1, 2014, had been laid before the Governor for his approbation), was returned to the Senate Clerk by the Governor on Monday, August 11, 2014 at twenty-five minutes before two o'clock P.M., **with a message recommending an amendment.**

The message (Senate, No. 2355) was read and the Senate proceeded to reconsider the bill, in accordance with the provisions of Article LVI of the Amendments to the Constitution.

Pending action thereon, the bill was referred to the committee on Bills in the Third Reading, on motion of Mr. Tarr.

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 relative to property tax exemptions for rental properties in the town of Truro restricted as affordable housing (House, No. 2693),-- **was read a third time and passed to be engrossed, in concurrence.**

The House Bill authorizing the town of Conway to continue the employment of Robert Baker and Ronald Hawkes (House, No. 3876),-- **was read a third time and passed to be engrossed, in concurrence.**

Report of a Committee.

By 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 the assessment of betterments for improvements to private ways in the town of Harwich (printed in House, No. 3869).

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.

PAPERS FROM THE HOUSE

Engrossed Bills.

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

Establishing uniform wage compliance and record keeping (see Senate, No. 858); and

To improve criminal laws relative to organized retail theft (see House, No. 1474, amended)

Emergency Preamble Adopted.

An engrossed Bill establishing a sick leave bank for Athanasios Gougoulis, an employee of the Department of Developmental Services (see House, No. 4267), 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. Keenan) and sent to the House for enactment.

Engrossed Bills.

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

Establishing Ataxia Awareness Day (see Senate, No. 2007);

Protecting animal welfare and safety (see Senate, No. 2345, amended); and

Establishing a sick leave bank for Athanasios Gougoulis, an employee of the Department of Developmental Services (see House, No. 4267);

A petition (accompanied by bill, House, No. 4407) of Susan Williams Gifford relative to establishing a sick leave bank for Michael Macuch, an employee of the Bay State Correctional Center.

Referred, in concurrence, under suspension of Joint Rule 12, to the committee on Public Service.

The engrossed Bill relative to the vote in the Berkshire Hills Regional School District (see Senate, No. 2302),-- came from the House amended as follows:

By striking out all after the enacting clause and inserting in place thereof the following text:

“SECTION 1. Notwithstanding any general or special law to the contrary, the towns of Stockbridge, West Stockbridge and Great Barrington may hold a special election, relative to the Berkshire Hills Regional School District incurring debt for construction at

Monument Mountain High School, on November 4, 2014 with concurrent polling hours at the state election, providing that the Berkshire Hills Regional School District shall provide notice to the towns of Stockbridge, West Stockbridge and Great Barrington forty-five days before November 4, 2014 with the exact wording of the question.
SECTION 2. This act shall take effect upon its passage.”

The rules were suspended, on motion of Mr. Tarr, and the Senate concurred in the adoption of the House amendment.

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 twenty-two minutes before twelve o'clock noon, the Senate adjourned to meet again on Monday next at eleven o'clock A.M.