

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 15, 2013.

Met at two 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. Rodrigues, a petition (accompanied by bill, Senate, No.1851) of Michael J. Rodrigues, Paul A. Schmid, III and Alan Silvia (with the approval of the Mayor and City Council) for legislation to authorize the city of Fall River to use certain park land for combined sewer overflow control [Local approval received];

**Under Senate Rule 20, referred to the committee on Municipalities and Regional Government.
Sent to the House for concurrence.**

By Ms. Spilka, a petition (subject to Joint Rule 12) of Karen E. Spilka, Richard T. Moore and William N. Brownsberger for legislation to repeal the software services tax; and

By Mr. Tarr (by request), a petition (subject to Joint Rule 12) of Diana Manning for legislation relative to income tax applicable to Diana Manning;

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

PAPER FROM THE HOUSE

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

Petition (accompanied by bill, House, No. 3622) of Sarah K. Peake and Daniel A. Wolf (by vote of the town) that the town of Orleans be authorized to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises;

To the committee on Consumer Protection and Professional Licensure.

Petition (accompanied by bill, House, No. 3623) of Christopher M. Markey (by vote of the town) that the town of Dartmouth be authorized to establish a cable PEG access enterprise fund; and

Petition (accompanied by bill, House, No. 3624) of Christopher M. Markey (by vote of the town) relative to insurance eligibility of certain part time officials in the town of Dartmouth;

Severally to the committee on Municipalities and Regional Government.

Bills

Authorizing the town of Sunderland to continue the employment of Richard E. Dickinson as a call firefighter (House, No. 3286,-- on petition) [Local approval received];

For rent regulations and the control of evictions in manufactured housing communities in the town of Acushnet (House, No. 3458,-- on petition) [Local approval received];

Relative to the elderly and disabled taxation aid committee in the town of Harvard (House, No. 3498,-- on petition) [Local approval received]; and

Relative to the membership of the conservation commission of the town of Dedham (House, No. 3518,-- on petition) [Local approval received];

Were severally 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. Lovely) “congratulating the residents of the city of Salem on the occasion of the re-opening of the Saltonstall School”; and

Resolutions (filed by Mr. Michael O. Moore) “congratulating the National Ataxia Foundation on their observance of International Ataxia Awareness Day on September 25, 2013.”

Reports of a Committee.

By Mr. Brewer, for the committee on Ways and Means, that the Senate Bill establishing the Scusset Beach State Reservation Trust Fund and imposing a surcharge on certain fees charged for the use of Scusset Beach (Senate, No. 1395),-- **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 Senate Bill establishing a sick leave bank for Jonathan Palermo, an employee of the Massachusetts Trial Court (Senate, No. 1782),-- ought to pass, with an amendment striking out, in line 1, the words “SECTION 1.”; by striking out, in line 1, the words “, or rule or regulation”; by striking out, in line 3, the words “, Essex county”; by inserting after the word “program”, in line 3, the words “in the department of the trial court”; and by striking out the title and inserting in place thereof the following title:- “An Act establishing a sick leave bank for Jonathan Palermo, an employee of the Trial Court”.

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. 1782, 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 Dwight Melvin Seams, an employee of the Trial Court (House, No. 3599),-- **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.

PAPERS FROM THE HOUSE.

A petition (accompanied by bill, House, No. 3628) of Todd M. Smola for legislation to establish a sick leave bank for April D. Robinson, an employee of the Department of Developmental Services,-- **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on Public Service.**

Emergency Preamble Adopted.

An engrossed Bill authorizing the town of Wellesley to convey a certain parcel of land for parking purposes (see House, No. 3513, 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 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 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:

Revising the charter for the city of Pittsfield (see Senate, No. 1803, amended); Authorizing the town of Wellesley to convey a certain parcel of land for parking purposes (see House, No. 3513, amended); Authorizing the town of Wales to establish a library building fund (see House, No. 3602);

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