

**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 29, 2013.*

Met at two minutes past eleven o'clock A.M. (Mr. Richard T. Moore 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. Richard T. Moore), members, guests and staff then recited the pledge of allegiance to the flag.

#### *Petitions.*

Petitions were severally presented and referred as follows:

By Mr. Michael O. Moore, a petition (accompanied by bill, Senate, No. 1855) of Michael O. Moore and George N. Peterson, Jr. (by vote of the town) for legislation relative to the town clerk in the town of Upton [Local approval received]; and  
By Mr. Pacheco, a petition (accompanied by bill, Senate, No. 1856) of Marc R. Pacheco and Susan Williams Gifford (by vote of the town) for legislation to provide for sewer commissioners in the town of Wareham [Local approval received];  
**Severally, under Senate Rule 20, to the committee on Municipalities and Regional Government.**

#### *Committee Discharged.*

Mr. Rosenberg, for the committee on Ethics and Rules, reported, asking to be discharged from further consideration of the Senate Bill relative to property tax exemptions for certain persons (Senate, No. 1415),-- **and recommending that the same be referred to the Senate committee on Ways and Means.**

**Under Senate Rule 36, the report was considered forthwith and accepted.**

### PAPERS FROM THE HOUSE

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

Petition (accompanied by bill, House, No. 3636) Kevin J. Kuros and Richard T. Moore (by vote of the town) that the town of Bellingham 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. 3637) of Diana DiZoglio and others (with the approval of the mayor and city council) that the city of Methuen be authorized to appoint Martin B. Parayno a firefighter in said city notwithstanding the maximum age requirement.; and

Petition (accompanied by bill, House, No. 3638) of Wayne Matewsky (with the approval of the mayor, board of alderman and common council) that the city of Everett be authorized to retire Michael Marchese at the rate of compensation which would have been paid to him at the time of his retirement had he continued in service as a police officer in said city;

**Severally to the committee on Public Service.**

A Bill authorizing the town of Fairhaven to grant an additional license for the sale of wines and malt beverages to be drunk on the premises (House, No. 3603,-- on petition) [Local approval received],-- **was read and, under Senate Rule 26, placed in the Orders of the Day for the next session**

Report of the committee on House Steering, Policy and Scheduling asking to be discharged from further consideration of the House Bill requiring the hands-free use of mobile telephones while driving (House, No. 3588),-- **and recommending that the same be referred to the committee on Public Safety and Homeland Security,-- was considered forthwith, under Senate Rule 36, and accepted, in concurrence.**

#### *Resolutions.*

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

Resolutions (filed by Ms. Clark) "commending the people of the town of Stoneham on the success of the Stoneham Strong Fund";

Resolutions (filed by Mr. Hedlund) "congratulating Steven Libby on his elevation to the rank of Eagle Scout";

Resolutions (filed by Mr. Richard T. Moore) "congratulating Lieutenant General Robert L. Caslen, Jr. on his appointment as the fifty-ninth Superintendent of the United States Military Academy at West Point"; and

Resolutions (filed by Mr. Wolf) "congratulating William Sandler on the occasion of his one hundredth birthday."

#### *Matter Taken Out of the Orders of the Day*

There being no objection, the following matter was taken out of the Orders of the Day and considered as follows:

The House Bill authorizing the town of Sunderland to continue the employment of Richard E. Dickinson as a call firefighter (House, No. 3286),-- was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.

#### *Reports of Committees.*

By Mr. Rosenberg, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Michael O. Moore for legislation to establish a sick leave bank for Tina Giangregorio, an employee of the Highway Division of the Massachusetts Department of Transportation.

**Senate Rule 36 was suspended, on motion of Mr. Hedlund, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service.**

By Mr. Rosenberg, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Michael Crenshaw for legislation to enhance whistleblower protections.

**Senate Rule 36 was suspended, on motion of Mr. Hedlund, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service.**

**Severally sent to the House for concurrence.**

#### **PAPERS FROM THE HOUSE**

The Senate Bill relative to expanding juvenile jurisdiction (House, No. 1432, amended) came from the House with 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 of Senate document numbered 1841.

The rules were suspended, on a motion of Mr. Hedlund, and, on further motion of the same Senator, the Senate receded from its amendment.

A petition (accompanied by bill, House, No. 3639) of Jeffrey Sánchez and others for legislation to prohibit the sale to minors of electronic devices used to deliver liquid nicotine vapor,-- **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on Public Health.**

#### *Engrossed Bills.*

The following engrossed bills (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. Richard T. Moore) and laid before the Governor for his approbation, to wit:

Establishing a sick leave bank for Jonathan Palermo, an employee of the Trial Court (see Senate, No. 1782, amended);

Establishing a sick leave bank for Heather Pietras-Gladu, an employee of the Department of Children and Families (see Senate, No. 1808, amended); and

Relative to background checks (see Senate, No. 1839).

*Order Adopted.*

On motion of Mr. DiDomenico,--

*Ordered*, That when the Senate adjourns today, it adjourn to meet again on Tuesday next at eleven o'clock A.M., and that the Clerk be directed to dispense with the printing of a calendar.

On motion of Mr. Hedlund, at eight minutes past eleven o'clock A.M., the Senate adjourned to meet again on Tuesday next at eleven o'clock A.M.