

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, October 30, 2014.

Met according to adjournment at eleven o'clock A.M. (Mr. Rosenberg in the Chair).

Communications.

The following communications were severally received and placed on file:

Communication from the Honorable Therese Murray, President of the Senate, announcing the appointments of Senator Thomas M. McGee (to serve as Co-Chair) and Senator Anthony Petrucci (pursuant to Section 6 of Chapter 165 of the Acts of 2014) on the future of metropolitan beaches; and

Communications from the Honorable Bruce E. Tarr, Senate Minority Leader, announcing the following appointments:

Senator Robert L. Hedlund to the permanent commission established (pursuant to Section 6 of Chapter 165 of the Acts of 2014) on the future of metropolitan beaches;

Senator Robert L. Hedlund to the Special Commission established (pursuant to Section 235 of Chapter 165 of the Acts of 2014) to study and report on the inventory tax;

Mr. Kitt Cox to serve as his designee (pursuant to Section 3A of Chapter 15 of the General Laws) on the Early Education and Care Advisory Council; and

Mr. Lou Cimaglia IV to serve as his designee (pursuant to Section 29 of Chapter 62 of the Acts of 2014) on the Massachusetts Servicemember Post-Deployment Council.

Report.

Report of the Plymouth County Registry of Deeds (under the provisions of Section 4 of Chapter 4 of the Acts of 2003 and Section 2KKK of Chapter 29 of the General Laws) submitting two plans for expenditure from the County Registers Technological Fund (copies will be forwarded as required to the Senate Committees on Ways and Means and Post Audit and Oversight) (received October 30, 2014),-- **was placed on file.**

Petition.

Mr. Michael O. Moore presented a petition (accompanied by bill, Senate, No. 2390) of Michael O. Moore and Matthew A. Beaton (by vote of the town) for legislation relative to affordable housing in the town of Shrewsbury [Local approval received];

Under Senate Rule 20, referred to the committee on Housing.

Sent to the House for concurrence.

Reports of Committee.

By Mr. Joyce, for the committee on Bonding, Capital Expenditures and State Assets, that the House Bill relative to providing the terms of certain bonds financing the expansion of the Boston Convention and Exhibition Center (House, No. 4444),--ought to pass with an amendment striking the number "2060" in line 3 and inserting in place thereof the following "2050";

Under Senate Rule 27, referred to the committee on Ways and Means with the amendment pending.

By Mr. Kennedy, for the committee on Consumer Protection and Professional Licensure, on petition, a Bill to authorize the city of Salem to grant 1 additional liquor license for the sale of wine and malt beverages not to be drunk on the premises (Senate, No. 2376) [Local approval received];

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

PAPER FROM THE HOUSE.

Bills

Relative to the procedure for municipal acceptance of subdivision roads in the town of Framingham (House, No. 4193,-- on petition) [Local approval received]; and

Providing for appointment of the town collector in the town of Shirley (House, No. 4433,-- 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 one minute past eleven o'clock A.M., the Chair (Mr. Rosenberg) declared a recess subject to the call of the Chair; and, at a quarter 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.

PAPER FROM THE HOUSE.

The House Bill making appropriations for the fiscal year 2014 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4508),-- came from the House with the endorsement that the House had concurred in the Senate amendment, with a further amendment striking out all after the enacting clause and inserting in place thereof the text of House document numbered 4514.

There being no objection, the rules were suspended, on motion of Ms. Murray, and the further House amendment was considered forthwith.

Mr. Brewer presented a motion that the Senate concur with the further House amendment with a still further amendment, striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2392.

The motion was accepted; and the amendment was adopted.

Sent to the House for concurrence in the still further amendment.

Resolutions.

The following resolutions (having been filed with the Clerk) were severally considered forthwith and adopted, as follows:-
Resolutions (filed by Mr. Kennedy) "congratulating Reverend Joseph Alyre Gaudet on being named the recipient of the Cardinal Cushing Award";

Resolutions (filed by Ms. Lovely) "congratulating Craig Holbrook on his induction into the International Candlepin Bowling Association Hall of Fame";

Resolutions (filed by Mr. Pacheco) "congratulating James Gibbs on his elevation to the rank of Eagle Scout";

Resolutions (filed by Mr. Pacheco) "congratulating the First Parish Church of Taunton on the grand opening of the Matthew 25:40 Community Outreach Center";

Resolutions (filed by Mr. Pacheco) "congratulating Troop 31 of the town of Bridgewater on its fortieth anniversary"; and

Resolutions (filed by Mr. Rosenberg) "congratulating the First Congregational Church of Amherst on its two hundred and seventy-fifth anniversary."

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 Senate Bill relative to the Department of Public Works in the town of Carver (Senate, No. 2365),-- **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.

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 Senate Bill relative to accosting and annoying (Senate, No. 2362).

There being no objection, the rules were suspended, on motion of Mr. Hedlund, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, its title having been changed by the committee on Bills in the Third Reading to read as follows: "An Act further regulating the crime of accosting or annoying".

Sent to the House for concurrence.

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 limited liability companies (House, No. 4380).

There being no objection, the rules were suspended, on motion of Mr. Hedlund, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence, its title having been changed by the committee on Bills in the Third Reading to read as follows: "An Act further regulating limited liability companies".

By Mr. Brewer, for the committee on Ways and Means, that the House Bill establishing a sick leave bank for Tina Jarbeau, an employee of the Executive Office of Health and Human Services (House, No. 4428),-- ought to pass.

There being no objection, the rules were suspended, on motion of Mr. Hedlund, 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 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 President and laid before the Governor for his approbation, to wit:

Exempting the position of police chief of the town of Rockport from the civil service law (see Senate, No. 2147);

Relative to the town charter for the town of Ipswich (see Senate, No. 2381);

Authorizing the town of Walpole to grant additional licenses for the sale of all alcoholic beverages and wines and malt beverages to be drunk on the premises (see House, No. 4309); and

Authorizing the town of Mansfield to grant additional liquor licenses for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 4413, amended).

Order Adopted.

On motion of Mr. Hedlund,--

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

Adjourn In Memory of Richard O. Aumais.

The Senator from Essex and Middlesex, Mr. Finegold, moved that when the Senate adjourns today, it does so in memory of Richard O. Aumais of Andover, who passed away on Friday, October 24, 2014 at the age of 83.

Richard, a resident of Andover for more than 59 years, was born in Lawrence on January 30, 1931. He was the beloved son of the late Herve and Blanche (Hugo) Aumais. He was a graduate of Lawrence High School, Class of 1949, where he was a star baseball pitcher. He proudly joined the Andover Police Department in October of 1958 and worked diligently for 37 years until his retirement in January 1996. He was a lifelong member of the Massachusetts Police Association and Knights of Columbus, Andover.

In May of 1991, Richard received a Lifesaving Award Medal from the Andover Police Department for helping to save the life of a construction worker, who hit an underground power cable while using a jackhammer. Richard quickly jumped into the work site hole and lifted the man to safety, seconds before the power came back through the line. It was his ability to lead by example, along with his kind demeanor, that made him a perfect fit for the Andover Police Department.

In his retirement, Richard took great pride in caring for the Andover High School Baseball Field, named after his son, Peter T. Aumais. He often planted and watered flowers, and he always made sure the American flag was waving over the ballpark. He especially enjoyed the many people who would stop to talk while he was there; some he knew and some were strangers, but all were quick to share a compliment or a story about his son, Peter.

Richard is survived by his beloved wife Mary; his three daughters, Rosemary E. MacDonald of Andover, Maura A. Aumais of Boston and Stephanie A. Ross of Marshfield; his two sons, Richard M. Aumais of Andover and Matthew A. Aumais of Groton; two sisters, Marie Aumais of Lawrence and Claire Lord of Dover, New Hampshire; one brother, Leon P. Aumais of Lawrence; 11 grandchildren; and many nieces, nephews, cousins and friends. He was also the loving father of the late Peter T. Aumais; and brother of the late Herve Aumais Jr.

Accordingly, as a mark of respect in memory of Richard O. Aumais, at three minutes past three o'clock P.M., on motion of Mr. Hedlund, the Senate adjourned to meet again tomorrow at ten o'clock A.M.