

**The Commonwealth of Massachusetts**

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**JOURNAL OF THE SENATE.**



**MONDAY, DECEMBER 12, 2016.**

[116]

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JOURNAL OF THE SENATE.

Monday, December 12, 2016.

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

Pledge of allegiance.

Communication.

Communication from the Department of Energy Resources (pursuant to Section 12 of Chapter 25A of the General Laws) submitting its proposed rescission of DOER regulations (received December 8, 2016),-- was placed on file.

DOER,-- rescission of regulations. SD2765

Reports.

The following reports were severally received and placed on file, to wit:

Report of the Massachusetts Commission Against Discrimination (pursuant to Section 4(a) of Chapter 134 of the Acts of 2016) submitting its revised Gender Identity Guidance promulgated by the Commissioners (received December 8, 2016); and

MCAD,-- revised gender identity guidance report. SD2763

Report of the Advisory Committee Studying the Development and Implementation of Six-Year Career Plans (pursuant to Section 3 of Chapter 449 of the Acts of 2014) submitting its report entitled "Helping Youth Become the Drivers of Their Own College and Career Readiness Success" (copies having been forwarded as required to the Senate Committee on Ways and Means and Joint Committee on Education) (received December 8, 2016).

Advisory Committee,-- six-year career plans. SD2764

Report of a Committee.

By Mr. Timilty, for the committee on Public Service, on petition, a Bill establishing a sick leave bank for Lynn Frith, an employee of the Department of Mental Health (Senate, No. 2514);

Lynn Frith,-- sick leave.

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

Committee Discharged.

Mr. Montigny, for the committee on Rules, reported, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 2252) of William N. Brownsberger and Jonathan Hecht for legislation relative to the administration of diabetes medication,-- and recommending that the same be referred to the committee on Ways and Means;

Diabetes,-- glucagon.

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

PAPERS FROM THE HOUSE.

Communication from His Excellency the Governor (pursuant to Section 9C of

9C reductions.

Chapter 29 of the General Laws) relative to reductions in certain executive branch accounts to address a projected budget shortfall in fiscal year 2017,-- **was read for its information and returned to the House to be placed on file.**

A petition (accompanied by bill, House, No. 4753) of Bradley H. Jones, Jr., Jason M. Lewis and James J. Dwyer (by vote of the town) that the town of Reading be authorized to issue additional licenses for the sale of all alcoholic beverages and for the sale of wines and malt beverages,-- **was referred, in concurrence, to the committee on Consumer Protection and Professional Licensure.**

Reading,-- liquor license.

A Bill establishing a sick leave bank for Henry Clodius, an employee of the Department of Correction (House, No. 4732,-- on petition),-- **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

Henry Clodius,-- sick leave.

*Report of Committees.*

By Mr. Montigny, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Anne M. Gobi, Susannah M. Whipps Lee, Eric P. Lesser, Ellen Story and others for legislation to designate a certain boat launch area in the town of Pelham as the William E. Pula fishing area.

Pelham,-- William E. Pula fishing area. SD2762

**The rules were suspended, on motion of Mr. Ross, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Environment, Natural Resources and Agriculture.**

**Sent to the House for concurrence.**

*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 designating a certain intersection in the town of Pembroke as the James "Tiny" Brown Memorial Square (House, No. 4701),-- **was read a third time and passed to be engrossed, in concurrence.**

Pembroke,-- James "Tiny" Brown Memorial Square.

The House Bill authorizing the town of Reading to establish a means-tested senior citizen property tax exemption (House, No. 4703),-- **was read a third time and passed to be engrossed, in concurrence.**

Reading,-- property tax exemption.

PAPERS FROM THE HOUSE

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

Petition (accompanied by bill, House, No. 4758) of Jose F. Tosado for legislation to establish a sick leave bank for Lucy A. Martinez, an employee of the Trial Court;

Lucy A. Martinez,-- sick leave.

**Under suspension of Joint Rule 12, to the committee on the Judiciary.**

Petition (accompanied by bill, House, No. 4759) of James R. Miceli for legislation to establish a sick leave bank for Marie Visco, an employee of the Department of Public Health;

Marie Visco,-- sick leave.

**Under suspension of Joint Rule 12, to the committee on Public Service.**

A Bill authorizing the city of Everett to establish a linkage fee revolving fund

Everett,-- linkage fee

(House, No. 4754,-- on House, No. 3828) [Local approval received on House, No. 3828],-- was read.

revolving fund.

**There being no objection, the rules were suspended, on motion of Mr. Ross, and the bill was read a second time and ordered to a third reading.**

The Senate Bill designating a certain intersection in the town of Plainville as the Special Police Officer Michael O. Maher Memorial Intersection (Senate, No. 2165),-- came from the House, passed to be engrossed, in concurrence, *with an amendment* in lines 3 and 4 by striking out the word “Michael” and inserting in place thereof, in each instance, the word “Mike”; and by striking out the title and inserting in place thereof the following title: “An Act designating a certain intersection in the town of Plainville as the Special Police Officer Mike O. Maher Memorial Intersection”.

Plainville,--  
intersection  
designation.

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

*Emergency Preamble Adopted.*

An engrossed Bill establishing a sick leave bank for Jennifer Gay, an employee of the Department of Developmental Services(see House, No. 4366, 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.

Jennifer Gay,--  
sick leave.

**The bill was signed by the Acting President (Mr. Brownsberger) and sent to the House for enactment**

*Engrossed Bills.*

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

Relative to municipal contracts in the city of Somerville (see Senate, No. 2225); and

Bills laid before the  
Governor.

Establishing a sick leave bank for Jennifer Gay, an employee of the Department of Developmental Services (see House, No. 4366, amended).

*Order Adopted.*

On motion of Mr. Ross,--

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

Time of meeting.

On motion of the same Senator, at nineteen minutes past eleven o’clock A.M., the Senate adjourned to meet again on Thursday next at eleven o’clock A.M.