

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.

Monday, March 21, 2016.

Met at six minutes past eleven o'clock A.M.

Petitions.

Petitions were severally presented and referred as follows:

By Mr. Keenan, a petition (accompanied by bill) (subject to Joint Rule 12) of John F. Keenan and Tackey Chan for legislation relative to commuter transit benefits; and

By Ms. Spilka, a petition (accompanied by bill) (subject to Joint Rule 12) of Karen E. Spilka and Tom Sannicandro for legislation to establish a sick leave bank for Evelena Brown, an employee of the Department of Children and Families;

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

Reports of Committees.

By Mr. Brownsberger, for the committee on the Judiciary, on petition, a Bill improving medical decision making (Senate, No. 853);

By Mr. Lewis, for the committee on Public Health, on petition, a Bill prohibiting the participation of health care professionals in the torture and abuse of prisoners (Senate, No. 1143);

By the same Senator, for the same committee, on Senate Nos. 1177 and 1188, a Bill to reduce health care costs by promoting evidence-based prescriber education (Senate, No. 1188);

By the same Senator, for the same committee, on petition, a Bill creating an advance directives registry (Senate, No. 1221);

By the same Senator, for same the committee, on petition (accompanied by bill, Senate, No. 1227), a Bill relative to cleanliness in restaurants and bars (Senate, No. 2187); and

By Mr. McGee, for the committee on Transportation, on petition, a Bill requiring medical exams for certain school bus drivers (Senate, No. 2004);

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Ms. Lovely, for the committee on State Administration and Regulatory Oversight, on petition, a Bill authorizing the conveyance of a certain parcel of land in the city of Boston to the Church of the Nazarene Friends of the Humble and the Greater Boston Nazarene Compassionate Center (Senate, No. 1646); and

By the same Senator, for the same committee, on petition, a Bill authorizing the conveyance of a certain parcel of land in the city of Holyoke (Senate, No. 1660);

Severally read and, under Senate Rule 26C, referred to the committee on Bonding, Capital Expenditures and State Assets.

By Ms. L'Italien, for the committee on Consumer Protection and Professional Licensure, on petition, a Bill authorizing the sale of farmer-distiller products at farmers' markets (Senate, No. 138, changed in line 16, by striking the number "5" and inserting in place thereof the number "4");

By the same Senator, for the same committee, on petition, a Bill regarding document preparation fees for motor vehicle sales

(Senate, No. 140);

By the same Senator, for the same committee, on petition, a Bill to protect the interests of shareholders (Senate, No. 145);

By the same Senator, for the same committee, on petition, a Bill relative to internet advertising (Senate, No. 153);

By the same Senator, for the same committee, on petition, a Bill relative to second hand dealers (Senate, No. 171);

By the same Senator, for the same committee, on petition, a Bill relative to the security of personal financial information (Senate, No. 184);

By the same Senator, for the same committee, on petition, a Bill relative to vehicle recalls (Senate, No. 1989);

By Mr. Brownsberger, for the committee on the Judiciary, on petition, a Bill relative to the Uniform Child Custody Jurisdiction and Enforcement Act (Senate, No. 746);

By the same Senator, for the same committee, on petition, a Bill relative to adjusting the credit for nonpayment of fines (Senate, No. 795);

By the same Senator, for the same committee, on petition, a Bill prohibiting falsification or impersonation of an emergency medical technician and/or paramedic (Senate, No. 862);

By the same Senator, for the same committee, on petition, a Bill relating to the age of consent in certain civil actions for sexual assault and rape of a child (Senate, No. 868);

By the same Senator, for the same committee, on petition, a Bill relating to the age of consent in certain criminal prosecutions for sexual assault and rape of a child (Senate, No. 869);

By the same Senator, for the same committee, on petition, a Bill relative to indemnification of University of Massachusetts Police (Senate, No. 886);

By the same Senator, for the same committee, on petition, a Bill providing fire chiefs with access to CORI information (Senate, No. 950);

By the same Senator, for the same committee, on petition, a Bill relative to historic homes (Senate, No. 1519);

By Mr. McGee, for the committee on Transportation, on petition, a Bill directing the Massachusetts Department of Transportation to assess the current status of the Commonwealth's transportation system (Senate, No. 1857);

By the same Senator, for the same committee, on petition, a Bill relative to the collection of mobility study data conducted in connection with construction projects funded by MassDOT (Senate, No. 1873);

By the same Senator, for the same committee, on petition, a Resolve relative to a special VFW Parkway master plan commission (Senate, No. 1874); and

By the same Senator, for the same committee, on petition, a Bill relative to the Essex Coastal Scenic Byway (Senate, No. 1883);
Severally read and, under Senate Rule 27, referred to the committee on Ways and Means.

Committees Discharged.

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

Mr. Montigny, for the committees on Rules of the two branches, acting concurrently, reported, asking to be discharged from further consideration

Of the Senate Bill establishing a commission on malnutrition prevention (Senate, No. 2147);

Of the Senate Order relative to authorizing the joint committee on Economic Development and Emerging Technology to make an investigation and study of certain current Senate documents relative to economic development and emerging technology issues (Senate, No. 2134); and

Of the Senate Order relative to authorizing the joint committee on Community Development and Small Business to make an investigation and study of certain current Senate documents relative to community development and small business issues (Senate, No. 2145);

And recommending that the same severally be discharged to the committee on Rules.

Severally under Senate Rule 26, the reports were considered forthwith and accepted.

PAPER FROM THE HOUSE.

Communication from the Division of Banks (under the provisions of section 2A of Chapter 167 of the General Laws) submitting a summary of proposed amendments to 209 CMR 40.00 et seq., Unfair and Deceptive Practices in Consumer Transactions (House, No. 4104),-- **was referred, in concurrence, to the committee on Financial Services.**

A Bill authorizing the Division of Capital Asset Management and Maintenance to grant an easement in certain land in the city of Salem (House, No. 3970, amended,-- on House, No. 2838), -- **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

Notice was received from the House of Representatives announcing the following appointment by the Speaker:

That Representative Gerard J. Cassidy of Brockton has been appointed to the 9th positions on the House Committee on Post Audit and Oversight and Joint Committee on Higher Education; Representative Stephan Hay of Fitchburg has been appointed to the 9th positions on the Joint Committees on Election Laws and Municipalities and Regional Government and that

Representative Thomas P. Walsh of Peabody has been appointed to the 9th positions on the Joint Committees on Revenue and Tourism, Arts and Cultural Development.

There being no objection, at seven minutes past eleven o'clock A.M., the President declared a recess subject to the call of the Chair; and, at seventeen minutes before one o'clock P.M., the Senate reassembled, the President in the Chair.

The Senator from Essex and Middlesex, Mr. Tarr, led the President, members, guests and staff in the recitation of the pledge of allegiance to the flag.

Resolutions.

The following resolutions (having been filed with the Clerk) were severally considered forthwith and adopted, as follows:- Resolutions (filed by Mr. Brady) congratulating Jonathan Robert Hamilton of the town of East Bridgewater on his elevation to the rank of Eagle Scout”;

Resolutions (filed by Mr. Eldridge) “commending Harry's Restaurant and Dairy Bar on its seventieth anniversary”; and Resolutions (filed by Mr. McGee) “commending Eva Foley on the occasion of her retirement.”

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 further regulating the appointment and removal of certain personnel in Dartmouth Fire District Number Two (House, No. 3875) (its title having been changed by the committee on Bills in the Third Reading),-- **was read a third time and passed to be engrossed, in concurrence.**

Reports of a Committee.

Mr. Montigny, for the committee on Rules, reported that the following matters be placed in the Orders of the Day:

The Senate Bill designating Courtroom G within the Salem District Court as the Honorable David T. Doyle Courtroom (Senate, No. 866).

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, its title having been changed by the committee on Bills in the Third Reading to read as follows: “An Act designating Courtroom G within the First District Court of Essex in the city of Salem as the Honorable David T. Doyle Courtroom”.
Sent to the House for concurrence.

The House Bill designating a certain basketball court in the city of Boston as the Richard "Jazz" Maffie memorial basketball court (House, No. 2760).

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.

PAPER FROM THE HOUSE.

A Bill validating action taken by the Martha's Vineyard Refuse Disposal and Resource Recovery District (House, No. 3991,-- on petition),-- **was read.**

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

A petition (accompanied by bill, House, No. 4112) of Susannah M. Whipps Lee (local approval received from the town of Erving) for legislation to authorize the Franklin Regional Retirement Board to credit Dana Moore with a combination of 2 years of age and/or service to enhance his retirement benefits,-- was referred, in concurrence, under suspension of Joint Rule 12, to the committee on Public Service.

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 President and laid before the Governor for his approbation, to wit:

Relative to the town administrator in the town of Milton (see Senate, No. 1987);

Relative to town meetings in the town of Framingham (see House, No. 3195); and

Authorizing the town of Bolton to grant a license for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 3761, amended).

Order Adopted.

On motion of Mr. Tarr,--

Ordered, That when the Senate adjourns today, it adjourn to meet again on Thursday next at eleven o'clock A.M., in a full formal session with a calendar.

On motion of the same Senator, at six minutes before one o'clock P.M., the Senate adjourned to meet again on Thursday next at eleven o'clock A.M.