

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.

Tuesday, May 12, 2015.

Met at six minutes past eleven o'clock A.M. (Mrs. L'Italien in the Chair).

The Chair (Mrs. L'Italien), members, guests and staff then recited the pledge of allegiance to the flag.

Petition.

Mr. Barrett presented a petition (accompanied by bill, Senate, No. 1924) of Michael J. Barrett, Cory Atkins, James Arciero, Thomas A. Golden, Jr. and others (by vote of the town) for legislation to authorize the town of Chelmsford to hold licenses for the sale of all alcoholic beverages to be drunk on the premises [Local approval received];

**Under Senate Rule 20, referred to the committee on Consumer Protection and Professional Licensure.
Sent to the House for concurrence.**

Reports of Committees.

By Mr. Brownsberger, for the committee on the Judiciary, on petition, a Bill to establish a sick leave bank for Denise Dellagrotte, an employee of the Trial Court (Senate, No. 1923);

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

By Ms. Spilka, for the committee on Ways and Means, that the House Bill making appropriations for the fiscal year two thousand sixteen for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 3401),-- **ought to pass, with an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 3.**

[Estimated Cost:

Direct Appropriations \$37,745,524,200

Retained Revenue Authorization \$588,901,162

Total \$38,334,425,362

Savings pursuant to Chapter 19 of the Acts of 2015 (\$325,100,000)

Net Total \$38,009,325,362];

Under the provisions of an order previously adopted by the Senate, the bill was placed in the Orders of the Day for Tuesday, May 19, 2013, for a second reading, with the amendment pending.

PAPERS FROM THE HOUSE

Petitions were severally referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 3360) of Angelo L. D'Emilia and Marc R. Pacheco (by vote of the town) that the town of Bridgewater be authorized to lease certain property to the Bridgewater Veterans of Foreign Wars; and
Petition (accompanied by bill, House, No. 3361) of John V. Fernandes, Karen E. Spilka and Jeffrey N. Roy relative to the taking of property by eminent domain by the Medway Redevelopment Authority;
Severally, to the committee on Municipalities and Regional Government.

Report of the committee on the Judiciary asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 1417) of Louis L. Kafka and James E. Timilty for legislation to authorize Paul Scott Noe, an employee of the Trial Court, to transfer his vacation benefits accrued during his time in the Norfolk County Sheriff's Department,-- **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.**

Communication was received from the Clerk of the House of Representatives, informing the Senate that the following proposals for legislative amendments to the Constitution have been called for consideration in the Joint Session by the House of Representatives:

Proposal for a legislative amendment to the Constitution relative to creating an independent redistricting commission (House, No. 567), — **with reference to which the committee on Election Laws has reported, in accordance with Joint Rule 23, that the amendment ought NOT to pass.**

Proposal for a legislative amendment to the Constitution relative to the right to vote for certain incarcerated felons (House, No. 3350), — **with reference to which the committee on the Election Laws has reported, in accordance with Joint Rule 23, that the amendment ought NOT to pass, the time within which the said committee was required to report having expired.**

Proposal for a legislative amendment to the Constitution to declare rights afforded to the human inhabitants of the Commonwealth are not applicable to corporations, limited liability companies or any other corporate entities (House, No. 933), — **with reference to which the committee on the Judiciary has reported, in accordance with Joint Rule 23, that the amendment ought NOT to pass.**

Proposal for a legislative amendment to the Constitution relative to term limits for judges (House, No. 1343), — **with reference to which the committee on the Judiciary has reported that the amendment ought NOT to pass.**

Proposal for a legislative amendment to the Constitution relative to prohibiting eminent domain takings (House, No. 1400), — **with reference to which the committee on the Judiciary has reported, in accordance with Joint Rule 23, that the amendment ought NOT to pass.**

Proposal for a legislative amendment to the Constitution for a legislative amendment to the Constitution relative to the subject matter of initiative petitions (House, No. 1570), — **with reference to which the committee on the Judiciary has reported that the amendment ought NOT to pass (Senators Chang-Diaz and Creem dissenting).**

Proposal for a legislative amendment to the Constitution relative to the retirement of judges (House, No. 1609), — **with reference to which the committee on the Judiciary has reported that the amendment ought NOT to pass.**
The communication was placed on file.

Resolutions.

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

Resolutions (filed by Mr. Hedlund) “congratulating Garrett Samuel Dickason of the town of Hingham on his elevation to the rank of Eagle Scout”;

Resolutions (filed by Mr. Hedlund) “congratulating Nicholas Iaria of the town of Hingham on his elevation to the rank of Eagle Scout”;

Resolutions (filed by Mr. Lewis) “commending Understanding Disabilities, Inc. on 30 years of raising disability awareness”;

Resolutions (filed by Ms. Spilka) “honoring the memory of Shawn F. Moore on the dedication of the Lieutenant Shawn F. Moore Dispatch Center.”

Orders Adopted.

Mr. Donnelly offered the following order:

Ordered, That, conformably to the provisions of Article LXVIII (48) (as amended by Article LXXXI (81) of the Amendments to the Constitution a joint session of the two Houses be held on Wednesday, May 13, 2015, at one o'clock P.M., for the purpose of considering proposals to the Constitution.

Insofar as applicable, the special rules of procedure, in effect in the preceding General Court shall govern said joint session, and any further joint sessions for the purpose of considering amendments to the Constitution

There being no objection, the rules were suspended, on motion of Mr. Fattman, and the order was considered forthwith and adopted.

Sent to the House for concurrence.

Mr. Donnelly offered the following order:

Ordered, That, the Senate hereby calls for a joint session of the two Houses, conformably to the provisions of Article XLVIII (as amended by Article LXXXI) of the Amendments to the Constitution, to consider the following proposal:

Proposal for a legislative amendment to the Constitution relative to corporate rights and political spending (see Senate, No. 53), with reference to which the committee on Election Laws has reported, recommending that the amendment ought NOT to pass.
There being no objection, the rules were suspended, on motion of Mr. Fattman, and the order was considered forthwith and adopted.

PAPER FROM THE HOUSE

A petition (accompanied by bill, House, No. 3362) of Michael S. Day for legislation to recognize reserve veterans as veterans in the Commonwealth,-- **was referred in concurrence, under suspension of Joint Rule 12, to the committee on Veterans and Federal Affairs.**

Orders Adopted.

Mr. Tarr offered the following order:

Ordered, That, the Senate hereby calls for a joint session of the two Houses, conformably to the provisions of Article XLVIII (as amended by Article LXXXI) of the Amendments to the Constitution, to consider the following proposal:

Proposal for a legislative amendment to the Constitution requiring a supermajority vote for the utilization of rainy day funds (see Senate, No. 61), with reference to which the committee on State Administration and Regulatory Oversight has reported, recommending that the amendment ought NOT to pass (Senator Tarr and Representatives Gordon of Bedford and Dubois of Brockton dissenting).
There being no objection, the rules were suspended, on motion of Mr. Fattman, and the order was considered forthwith and adopted.

On motion of Mr. Fattman,--

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.

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