

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, October 26, 2015.

Met at five 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.

Communication.

Communication from the Office of the Comptroller (pursuant to Section 2 of Chapter 165 of the Acts of 2014 and Section 2 of Chapter 46 of the Acts of 2015) submitting these BFY2015 and first quarter BFY2016, as of September 30, 2015, reports on "Settlements and Judgments" (received October 23, 2015),-- **was placed on file.**

Petitions.

Petitions were severally presented and referred as follows:

By Mr. Rodrigues, a petition (accompanied by bill) (subject to Joint Rule 12) of Michael J. Rodrigues and Paul A. Schmid, III for legislation to establish a sick leave bank for Robert Albany, an employee of the Department of Correction; and

By the same Senator, a petition (accompanied by bill) (subject to Joint Rule 12) of Michael J. Rodrigues and Carole A. Fiola for legislation to establish a sick leave bank for Lori A. Terrien, an employee of the Trial Court;

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

Reports of a Committee.

By Ms. Gobi, for the committee on Environment, Natural Resources and Agriculture, on petition, a Bill providing funding for clean energy and energy efficiency measures for the Commonwealth (Senate, No. 455); and

By the same Senator, for the same committee, on petition, a Bill to promote solar hot water installations (Senate, No. 1704);
Severally read and, under Senate Rule 27, referred to the committee on Ways and Means.

PAPERS FROM THE HOUSE.

Petitions were severally referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 3816) of Frank A. Moran and Barbara L'Italien (with the approval of the mayor and city council) that the city of Lawrence be authorized to appoint of Eileen O'Connor Bernal to the position of chief of staff to the mayor of the city of Lawrence;

Petition (accompanied by bill, House, No. 3818) of Carlos Gonzalez (with the approval of the mayor and city council) that the city of Springfield be authorized to enter into an agreement with Pioneer Valley Riverfront Club for the operation of a community rowing and boating center at North Riverfront Park; and

Petition (accompanied by bill, House, No. 3819) of Bradley H. Jones, Jr. and Bruce E. Tarr (by vote of the town) that the town of North Reading be authorized to convey a certain parcel of land in said town for general municipal purposes;

Severally to the committee on Municipalities and Regional Government.

Bills

Authorizing the town of Orleans to lease a certain parcel of land (House, No. 3664,-- on petition) [Local approval received]; and Amending the charter of the town of Provincetown by adding additional alternate members on certain boards (House, No. 3682,-- on House, No. 3583 and 3584) [Local approval received on House, No. 3583 and 3584];

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

Resolutions.

The following resolutions (having been filed with the Clerk) were severally considered forthwith and adopted, as follows:-
Resolutions (filed by Mr. Hedlund) "congratulating Nicholas Ames of the city known as the town of Weymouth on his elevation to the rank of Eagle Scout";
Resolutions (filed by Messrs. Fattman and Moore) "honoring the memory of United States Army Corporal John M. Dawson on the dedication of Cpl. John Dawson Square in the town of Northbridge"; and
Resolutions (filed by Mr. Pacheco) "congratulating Jack Kendall Gordon of the town of Marion on his elevation to the rank of Eagle Scout."

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 Senate Bill exempting the position of deputy fire chief in the town of Shrewsbury from the civil service law (Senate, No. 1929),-- was read a third time and passed to be engrossed.

Sent to the House for concurrence.

The House Bill relative to the moderator in the town of Needham (House, No. 3745) (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.**

PAPERS FROM THE HOUSE.

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

Petition (accompanied by bill, House, No. 3822) of Tricia Farley-Bouvier that persons with traumatic brain injuries or neurological impairments be exempt from sporting, hunting, fishing or trapping license fees;

Under suspension of Joint Rule 12, to the committee on Environment, Natural Resources and Agriculture.

Petition (accompanied by bill, House, No. 3823) of Michael D. Brady for legislation to establish a sick leave bank for Eric Burton, an employee of the Suffolk County Sheriff's Department;

Petition (accompanied by bill, House, No. 3824) of Thomas A. Golden, Jr. for legislation to establish a sick leave bank for Robert A. Montalvo, an employee of the Department of Correction; and

Petition (accompanied by bill, House, No. 3825) of John J. Lawn, Jr. relative to retirement benefits for John G. Flores;

Severally, under suspension of Joint Rule 12, to the committee on Public Service

Petition (accompanied by bill, House, No. 3826) of Kenneth I. Gordon relative to the rate of interest applied to judgements for tax abatements on personal property;

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

Emergency Preambles Adopted.

An engrossed Bill establishing a public art commission (see House, No. 3667, 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.

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

An engrossed Bill establishing a sick leave bank for Shannon Griffin, an employee of the Department of Developmental Services (see House, No. 3791), 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.

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

Engrossed Bills.

An engrossed Bill establishing a public art commission (see House, No. 3667, amended) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage, was passed to be re-enacted and signed by the Acting President (Mr. Brownsberger) and again laid before the Governor for his approbation.

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 Acting President (Mr. Brownsberger) and laid before the Governor for his approbation, to wit:
Establishing a department of public works in the town of Abington (see Senate, No. 1996);
Designating a certain area in the Dorchester section of the city of Boston in memory of Trooper Mark S. Charbonnier and Deputy Sheriff Sgt. Richard "Ricky" Dever (see House, No. 692); and
Establishing a sick leave bank for Shannon Griffin, an employee of the Department of Developmental Services (see House, No. 3791).

An engrossed Bill relative to commitments of persons found incompetent to stand trial or not guilty by reason of mental illness (see House, No. 3672, amended) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage, was passed to be re-enacted and signed by the Acting President (Mr. Brownsberger) and again laid before the Governor for his approbation.

Order Adopted.

On motion of Mr. Tarr,--

Ordered, That when the Senate adjourns today, it adjourn to meet again on Wednesday 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 a twenty-five minutes past eleven o'clock A.M., the Senate adjourned to meet again on Wednesday next at eleven o'clock A.M.