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UNCORRECTED PROOF OF THE JOURNAL OF THE SENATE.



JOURNAL OF THE SENATE.

Monday, November 2, 2015.

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

Communications.

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

Communication from the Honorable Stanley C. Rosenberg, President of the Senate, announcing the appointment (pursuant to Section 29A(1) of Chapter 23G of the General Laws) of Veronica Eady of the Conservation Law Foundation to the Brownfields Advisory Group for a 2 year term, fulfilling the requirement of one member from "an environmental advocacy group" (received October 30, 2015);

Communication from the Massachusetts District Attorneys Association (pursuant to item 0340-2117 of Chapter 46 of the Acts of 2015) submitting its report on the Assistant District Attorney Retention Fund (received October 29, 2015); and

Communication from the Foundation Budget Review Commission (pursuant to Section 278 of Chapter 165 of the Acts of 2014, as amended by Section 131 of the Acts of 2015) submitting a copy of its report on the commission findings and recommendations (received October 30, 2015).

Report.

Report of the Advisory Commission on Travel & Tourism (pursuant to Section 13H of Chapter 23A of the General Laws) submitting its annual report (received October 29, 2015),-- **was placed on file.**

PAPERS FROM THE HOUSE.

Petitions were severally referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 3828) of Joseph W. McGonagle, Jr. (with the approval of the mayor and city council) that the city of Everett be authorized to establish a linkage fee revolving fund; and

Petition (accompanied by bill, House, No. 3831) of Joseph W. McGonagle, Jr. and Sal N. DiDomenico (with the approval of the mayor and city council) that the city of Everett be authorized to establish a community enhancement fee stabilization fund;
Severally to the committee on Municipalities and Regional Government.

Petition (accompanied by bill, House, No. 3827) of Joseph W. McGonagle, Jr. (with the approval of the mayor and city council) that the city of Everett be authorized to retire Michael Marchese at a rate of compensation which would have been paid had he continued in service as an Everett police officer;

To the committee on Public Service.

Bills

Relative to the standing committee on housing for the city of Lawrence (House, No. 3602,-- on petition) [Local approval received]; and

Relative to the school committee for the city of Lawrence (House, No. 3604,-- on petition) [Local approval received];
Were severally read, under Senate Rule 26, placed in the Orders of the Day for the next session.

There being no objection, at two minutes past eleven o'clock A.M., the Chair (Mrs. L'Italien) declared a recess subject to the call of the Chair; and, at seven minutes past eleven o'clock A.M., the Senate reassembled, Mrs. L'Italien in the Chair.

The Chair (Mrs. L'Italien), members, guests and staff then recited 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. Hedlund) "commending Norma Haskins for her dedicated service to the town of Marshfield"; and Resolutions (filed by Ms. Lovcly) "commending Dolores Jordan for her dedicated service to the city of Salem."

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 authorizing the town of Dalton to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (Senate, No. 1927),-- **was read a third time.**

Pending the question on passing the bill to be engrossed, Mr. Downing presented an amendment in section 1, by striking out the second paragraph and inserting in place thereof the following paragraph:-

"The licensing authority shall not approve the transfer of the license to any other location but it may grant the license to a new applicant at the same location if the applicant files with the licensing authority a letter from the department of revenue and a letter from the department of unemployment assistance indicating that the license is in good standing with those departments and that all applicable taxes, fees and contributions have been paid."

The amendment was adopted.

The bill (Senate, No. 1927, amended) was then passed to be engrossed.

Sent to the House for concurrence.

The House Bill authorizing the town of Stoughton to grant 6 licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 3695),-- **was read a third time.**

Pending the question on passing the bill to be engrossed, Mr. Joyce presented an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2039.

The amendment was adopted.

The bill, as amended, was then passed to be engrossed, in concurrence, with the amendment.

Sent to the House for concurrence in the amendment.

Orders Adopted.

Ms. Flanagan offered the following order, to wit:

Ordered, That notwithstanding any other order previously adopted, further amendments may be offered to the Senate Bill relative to the re-homing of children (Senate, No. 75) (the committee on Ways and Means having recommended that the bill be amended by substituting a new draft, Senate, No. 2029), including the new draft offered today (Senate, No. 2043). Any amendments previously filed to Senate, No. 2029 shall also be laid aside as moot.

All amendments shall be filed electronically in the office of the Clerk of the Senate by 5:00 P.M., Tuesday, November 3, 2015. All such amendments shall be second-reading amendments to the pending new draft (Senate, No. 2043), but further amendments in the third degree to such amendments shall be in order. The Clerk shall further specify the procedure and format for filing all amendments, consistent with this order.

After the bill as amended is ordered to a third reading, it shall immediately be read a third time and the question shall then immediately be on passing it to be engrossed, and no amendments shall be in order at the third reading of the bill unless recommended by the committee on Bills in the Third Reading.

Under the rules, referred to the committee on Rules.

Subsequently, Mr. Montigny, for the said committee, reported, recommending that the order ought to be adopted.

The rules were suspended, on motion of Mr. Tarr, and the order was considered forthwith and adopted.

PAPER FROM THE HOUSE.

A petition (accompanied by bill, House, No. 3833) of William C. Galvin that the Executive Office of Public Safety and Security conduct a study evaluating the necessity and feasibility of implementing certain snow safety procedures relative to rooftop

snowfall and fire hydrant accessibility,-- referred in concurrence, under suspension of Joint Rule 12, to the committee on Public Safety and Homeland Security.

Recess.

There being no objection, at eighteen minutes past eleven o'clock A.M., the Chair (Mrs. L'Italien) declared a recess subject to the call of the Chair; and, at ten minutes before two o'clock P.M., the Senate reassembled, Mr. Brownsberger in the Chair.

Reports of a Committee.

Mr. Montigny, for the committee on Rules, reported that the following matter be placed in the Orders of the Day for Thursday November 5:

The Senate Resolve establishing a special legislative commission on young professionals (Senate, No. 1971) (the committee on Rules recommending that the resolve be amended by substituting a new draft with the same title, Senate, No. 2044).

The resolve (Senate, No. 1971) was placed in the Orders of the Day for Thursday, November 5, 2015, for a second reading with the Rules new draft (Senate, No. 2044) pending.

Mr. Montigny, for the committee on Rules, reported that the following matter be placed in the Orders of the Day for Thursday November 5:

The Senate Resolve creating a commission to study ways to prevent bullying of tenants in public and subsidized multi-family housing (Senate, No. 1984).

The resolve (Senate, No. 1984) was placed in the Orders of the Day for Thursday, November 5, 2015.

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 nine minutes before two o'clock P.M., the Senate adjourned to meet again on Thursday next at eleven o'clock A.M.