

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.

Thursday, November 3, 2016.

Met at a quarter past eleven o'clock A.M.

Communications.

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

Communications from the Honorable Stanley C. Rosenberg, President of the Senate, announcing the appointments (pursuant to Section 29A(1) of Chapter 23G of the General Laws) of Michele Paul, Heriberto Flores of Springfield and City Councilor Penny Ricketts of Greenfield to the Brownfields Advisory Group;

Communication from the Massachusetts Department of Transportation (pursuant to Section 28 of Chapter 6C of the General Laws) submitting its Revenue and Expense Report for budget fiscal year ended June 30, 2016 (received November 1, 2016); and

Communication from the Office of the Comptroller (pursuant to Section 2 Chapter 46 of the Acts of 2015) submitting its BFY2016 and 1st quarter BFY2017 "Settlements and Judgments" (received November 1, 2016).

Reports.

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

Report of the Supplier Diversity Office of the Operational Services Division (pursuant to Section 4 of Chapter 219 of the Acts of 2016) submitting its annual report on the efforts at expanding opportunities for individuals with disabilities in all areas of state procurement and contracting (received October 28, 2016);

Report of the Office of the Comptroller (pursuant to Section 12(a) of Chapter 7A of the General Laws) submitting its Statutory Basis Financial Report (SBFR) for the fiscal year ended June 30, 2016 (received October 31, 2016);

Report of the Special Commission on Interstate Reciprocity Agreements (pursuant to Section 187 of Chapter 133 of the Acts of 2016) submitting its recommendations regarding the Board of Higher Education entering into interstate reciprocity agreements (received October 31, 2016);

Report of the Advisory Commission on Travel and Tourism (pursuant to Section 13H of Chapter 23A of the General Laws) submitting its annual report of budget recommendations and marketing strategies for promotion of travel and tourism to the Commonwealth (received November 1, 2016); and

Report of the Department of Youth Services (pursuant to Section 16 of Chapter 123A of the General Laws) submitting its annual report regarding the treatment provided to sexually dangerous persons (copies having been forwarded as required to the Senate Committee on Ways and Means and Joint Committees on the Judiciary and Public Safety and Homeland Security) (received November 2, 2016).

PAPERS FROM THE HOUSE.

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

Representative Cusack of Braintree to the special commission established (under Section 137 of Chapter 219 of the Acts of 2016) to conduct a comprehensive study relative to the regulation of online gaming, fantasy sports gaming and daily fantasy sports; and

Representative Ultrino of Malden to the special commission on local and regional public health established (under Chapter 3 of the Resolves of 2016) to assess the effectiveness and efficiency of municipal and regional public health systems.

Recess.

There being no objection, at sixteen minutes past eleven o'clock A.M., the President declared a recess subject to the call of the Chair; and, at six minutes past twelve o'clock, noon, the Senate reassembled, Mr. Boncore 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. Boncore), 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. Brady) "congratulating the Annunciation Greek Orthodox Church on its one hundredth anniversary"; Resolutions (filed by Ms. L'Italien) "commemorating the dedication of Army Specialist Mathew G. Boule Memorial Park in the town of Dracut"; and Resolutions (filed by Mr. Rodrigues) "commending the Fall River Young Marines on its observance of 'Red Ribbon Week' which was set aside to promote a drug-free America."

PAPER FROM THE HOUSE.

A Bill authorizing the town of Huntington to grant one additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 4585,-- on House, No. 4524) [Local approval received on House, No. 4524],-- 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.

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 Senate Resolve establishing a special commission to identify a suitable location for a justice complex in Southern Middlesex County (Senate, No. 1626) (its title having been changed by the committee on Bills in the Third Reading),-- was read a third time.

Pending the question on passing the resolve to be engrossed, Mr. Tarr offered an amendment in the third paragraph, by striking out the first sentence and inserting in place thereof the following sentence:- "The commission shall include the following members or their designees: the secretary of public safety and security, who shall chair the commission; the secretary of administration and finance; the Middlesex sheriff; the Middlesex superior court clerk of courts; the commissioner of capital asset management and maintenance; the Middlesex district attorney; chief counsel for the committee for public counsel services; 1 member from the administrative office of the trial court; 2 members of the senate, 1 of whom shall be appointed by the minority leader; and 2 members of the house of representatives, 1 of whom shall be appointed by the minority leader."

The amendment was adopted.

The bill (Senate, No. 1626, amended) was then passed to be engrossed.

Sent to the House for concurrence.

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 Jennifer L. Flanagan and Stephan Hay for legislation to establish a sick leave bank for Lisa Eppy, an employee of the Department of Children and Families.

The rules were suspended, on motion of Mr. Tarr, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service.

PAPERS FROM THE HOUSE.

Emergency Preamble Adopted.

An engrossed Bill establishing a sick leave bank for Aaron Paul, an employee of the Department of Correction (see Senate, No. 2494, 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. Boncore) and sent to the House for enactment.**

Engrossed Bills.

The following engrossed bills (both of which originated in the House), 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. Boncore) and laid before the Governor for his approbation, to wit:

Relative to the charter of the city of Chelsea (see House, No. 3569, amended); and
Authorizing the city of Beverly to grant additional licenses for the sale of alcoholic beverages (see House, No. 4586).

Order Adopted.

On motion of Mr. Tarr,--

Ordered, That when the Senate adjourns today, it adjourn to meet again on Monday 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 twelve minutes past twelve o'clock noon, the Senate adjourned to meet again on Monday next at eleven o'clock A.M.