

**The Commonwealth of Massachusetts**

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**JOURNAL OF THE SENATE.**



**MONDAY, AUGUST 28, 2017.**

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JOURNAL OF THE SENATE.

Monday, August 28, 2017.

Met at three 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.

Pledge of allegiance.

Distinguished Guests.

There being no objection, the Chair (Mr. Brownsberger) handed the gavel to Mr. Ross for the purpose of an introduction. Mr. Ross then introduced, in the rear of the Chamber, Father Bill Schmidt from St. Mary's Parish in Wrentham. He was accompanied by family members from Wrentham and Texas. The Senate welcomed them with applause and they withdrew from the Chamber.

Father Bill Schmidt.

Petition.

Mr. Ross presented a petition (accompanied by bill) (subject to Joint Rule 12) of Richard J. Ross and Jeffrey N. Roy for legislation relative to the protection of service animals;

Service animals,-- protection. SD2314

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

PAPER FROM THE HOUSE

A petition (accompanied by bill, House, No. 3889) of Linda Dean Campbell (with the approval of the mayor and city council) that the city of Methuen be authorized to appoint city councilor James Atkinson to the position of junior accountant of the police department of said city,-- was referred, in concurrence, to the committee on Public Service.

Methuen,-- junior accountant.

A Bill authorizing the town of Burlington to grant additional licenses for the sale of alcoholic beverages to be drunk on the premises (House, No. 3756, amended,-- on House, No. 3536) [Local approval received on House, No. 3536],-- was read and, under Senate Rule 26, placed in the Orders of the Day for the next session.

Burlington,-- liquor license.

Resolutions.

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

Resolutions (filed by Mr. Pacheco) "congratulating Jim and Lynn Eagleson on their seventieth wedding anniversary"; and

Jim and Lynn Eagleson.

Resolutions (filed by Mr. Pacheco) "congratulating Kevin and Elizabeth St. George on the occasion of their fiftieth wedding anniversary."

Kevin and Elizabeth St. George.

*Communication.*

The following communication, which was received in the Office of the Clerk of the Senate at twenty-five minutes before two o'clock P.M., on Thursday, August 24, 2017, was read and placed on file to wit:

COMMONWEALTH OF MASSACHUSETTS  
MASSACHUSETTS SENATE

August 24, 2017

Senate President Stanley Rosenberg  
24 Beacon Street  
Room 332  
Boston, MA 02133

Senator Jennifer L.  
Flanagan,--  
resignation.

Dear Mr. President:

I am writing to inform you of my resignation as the State Senator from the Worcester and Middlesex District effective close of business on Thursday, August 31, 2017.

It has been the honor to serve and represent my constituency as an elected official in this body and I thank you in advance for your assistance in placing this letter on file with the Senate and Treasurer of the Commonwealth.

Respectfully,  
JENNIFER L. FLANAGAN  
*Worcester and Middlesex District*

**On motion of Mr. Ross, the above communication was ordered printed in the Journal of the Senate.**

Ordered printed.

*Order Adopted.*

Mr. Rosenberg offered the following order, to wit:

*Ordered,* That by the authority of article IV of section II of chapter I of the Constitution, the Senate declares that, by reason of the resignation of Jennifer L. Flanagan as senator from the Worcester and Middlesex district effective at the end of business on August 31, 2017, the office of senator from the Worcester and Middlesex district is vacant. By the authority of article XXIV of the Amendments to the Constitution, the Senate directs the president of the Senate to issue a precept setting forth December 5, 2017, as the day for holding an election to fill the vacancy in the Worcester and Middlesex district, comprising of the cities of Fitchburg, Gardner and Leominster and the towns of Berlin, Bolton, Clinton, precincts 1 and 2, Lancaster, Lunenburg, Sterling and Westminster in the county of Worcester; and the town of Townsend in the county of Middlesex.

Precepts,--  
Worcester and  
Middlesex district.

**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 Ross, and the order was considered forthwith and adopted, by a vote of 2 to 0.**

*Report of a Committee.*

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

The House Bill relative to the annual town election in the town of Rockport (printed in House, No. 3656).

Rockport,-- town election.

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

PAPERS FROM THE HOUSE.

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

Petition (accompanied by bill, House, No. 3891) of John J. Lawn, Jr., for legislation to establish direct retail alcohol shipper licenses for the sale and shipment of alcohol directly to certain residents;

Alcohol shipper licenses.

**Under suspension of Joint Rule 12, to the committee on Consumer Protection and Professional Licensure.**

Petition (accompanied by bill, House, No. 3890) of Gerard Cassidy and Michelle M. DuBois for legislation relative to creditable service for school business administrators;

School business administrators,-- creditable service.

**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 Acting President (Mr. Brownsberger) and laid before the Governor for his approbation, to wit:

Bills laid before the Governor.

Authorizing the town of Hubbardston to convey a certain parcel of land (see Senate, No. 1135); and

Bills laid before the Governor.

Authorizing the city of Boston to grant 15 additional licenses for the sale of alcoholic beverages to be drunk on the premises (see House, No. 3757, amended).

An engrossed Bill relative to the annual town election in the town of Rockport (see House Bill, printed in House, No. 3656) (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 enacted, two-thirds of the members present having voted in the affirmative, and signed by the Acting President (Mr. Brownsberger) and laid before the Governor for his approbation.**

Bill laid before the Governor.

*Order Adopted.*

On motion of Mr. Ross,--

*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.

Time of meeting.

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