

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, December 4, 2006.

Met at one minute past eleven o'clock A.M. (Mr. Tolman in the Chair).

The Chair (Mr. Tolman), members, guests and employees then recited the pledge of allegiance to the flag.

Reports of a Committee.

By Ms. Jehlen, for the committee on Public Service, on petition, a Bill authorizing the state retirement board to grant a certain pension to James R. Johnson (Senate, No. 2750);

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

By Ms. Jehlen, for the committee on Public Service, on petition, a Bill exempting the position of Chief of Police in the town of Shrewsbury from the civil service law (Senate, No. 2749) [Local approval received];

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

PAPERS FROM THE HOUSE.

A Bill making appropriations for the fiscal year 2007 to provide funding to support pandemic disease preparation and response in the Commonwealth (House, No. 5349,— on House, Nos. 3904 and 4963),— was read and, under Senate Rule 27, referred to the committee on Ways and Means.

Bills

Relative to penalties for animal fighting (House, No. 1765, amended,— on petition); and

Further regulating stop payment orders to a bank (House, No. 3094,— on petition);

Were severally read and, under Senate Rule 26, referred to the committee on Ethics and Rules.

Bills

Relative to the appointment of retired police officers as special police officers in the town of Millis (House, No. 4318,— on petition) [Local approval received];

Authorizing the town of Shrewsbury to send certain information to the voters of the town (House, No. 5013,— on petition) [Local approval received];

Relative to town meeting procedures in the town of Burlington (House, No. 5287,— on petition) [Local approval received]; and
Regulating the issuance of second-hand motor vehicle licenses within the city of Revere (House, No. 5317, on petition) [Local approval received];

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. Creedon) “congratulating Mr. and Mrs. Leonard T. Kerwin on the occasion of their fiftieth wedding anniversary”; and Resolutions (filed by Ms. Walsh) “honoring Johnnie Hamilton-Mason.”

Engrossed Bill Returned by Governor with Recommendation of Amendment.

The engrossed Bill requiring automatic external defibrillator devices in health clubs (see Senate, No. 2681, amended) (which on Monday, November 20, 2006, had been laid before the Governor for his approbation), was returned to the Senate Clerk by the Lieutenant-Governor, Acting Governor, on Thursday, November 30, 2006, at twenty minutes past four o'clock P.M., with a message recommending an amendment.

The message (Senate, No. 2755) was read and the Senate proceeded to reconsider the bill, in accordance with the provisions of Article LVI of the Amendments to the Constitution.

Pending action thereon, the bill was referred to the committee on Bills in the Third Reading, on motion of Mr. Knapik.

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 relative to the town of Auburn's authority to convey a certain parcel of land (Senate, No. 2738),— **was read a second time, ordered to a third reading, read a third time and passed to be engrossed, its title having been changed by the committee on Bills in the Third Reading to read as follows: “An Act amending the authority of the town of Auburn to convey a certain parcel of land”.**

Sent to the House for concurrence.

The House Bill relative to the North East Solid Waste Committee Enterprise Fund balance in the town of Acton (House, No. 4944, changed),— was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence, its title having been changed by the committee on Bills in the Third Reading to read as follows: “An Act authorizing transfers from the North East Solid Waste Committee Enterprise Fund balance in the town of Acton”.

The House Bill authorizing the town of Rehoboth to issue a license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 5183),— was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence, its title having been changed by the committee on Bills in the Third Reading to read as follows: “An Act authorizing the town of Rehoboth to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises”.

The House Bill authorizing the town of Winchester to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 5334),— **was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.**

PAPERS FROM THE HOUSE.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 5354) of Ellen Story relative to the Board of Appeals of the Fire Safety Commission; Under suspension of Joint Rule 12, to the committee on Public Safety and Homeland Security.

Petition (accompanied by bill, House, No. 5355) of Ronald Mariano for legislation to establish a sick leave bank for Robert O'Haver, an employee of the Department of Correction;

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

The Senate Bill authorizing the licensing authority of the town of Northborough to grant five additional licenses for the sale of all alcoholic beverages to be drunk on the premises (Senate, No. 2557),— came from the House passed to be engrossed, in concurrence with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 5225.

The rules were suspended, on motion of Ms. Chandler, and the House amendment was considered forthwith and adopted, in concurrence, as corrected by the committee on Bills in the Third Reading.

Order Adopted.

On motion of Ms. Chandler,—

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 Mr. Knapik, at nine minutes past eleven o'clock A.M., the Senate adjourned to meet on the following Thursday at eleven o'clock A.M.