

**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.



Monday, July 13, 1998.

Met according to adjournment, at eleven o'clock A.M.

### *Petition.*

Mr. Keating presented a petition (subject to Joint Rule 12) of William R. Keating, John H. Rogers and Jo Ann Sprague for legislation relative to a certain sewer connection in the town of Walpole,— **and the same was referred, under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.**

### *Reports of Committees.*

Mr. Rosenberg, for the committee on Rules, reported, asking to be discharged from further consideration of the Senate Order relative to authorizing the joint committee on Criminal Justice to sit during the recess of the General Court for the purpose of making an investigation and study of Senate document numbered 2223, relative to unlawfully providing firearms to minors (Senate, No. 2235),— and recommending that the same be recommitted to the committee on Criminal Justice.

Under Senate Rule 36, the report was considered forthwith and accepted.

Subsequently, Mr. Bernstein, for the said committee on Criminal Justice, on the recommitted order (Senate, No. 2235), reported, a "Bill relative to deterring illegal transfers of firearms, rifles and shotguns" (Senate, No. 2264);  
**Read and, under Senate Rule 26, referred to the committee on Steering and Policy.**

Mr. Berry, for the committee on Steering and Policy, reported that the following matter be placed in the Orders of the Day for the next session:

The House Bill relative to the granting of immunity (House, No. 5651).

### *Papers from the House.*

A Bill relative to justices of the peace performing marriages (House, No. 5337,— on House, No. 298),— **was read and, under Senate Rule 26, referred to the committee on Steering and Policy.**

Bills

Relative to the Groton Country Club Authority (House, No. 5157,— on petition) [Local approval received]; and  
Permitting the regulation of garbage collection in the city of Boston (House, No. 5171,— on petition) [Local approval received];  
**Were severally read and, under Senate Rule 26, placed in the Orders of the Day for the next session.**

### *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 President and laid before the Acting Governor for his approbation, to wit:

Relative to the eligible list for police service (see Senate, No. 1895);  
Relative to the retirement benefits of certain employees (see House, No. 345, amended);  
Relative to shade trees (see House, No. 740);  
Relative to the charter of the town of Provincetown (see House, No. 4520); and  
Relative to the charter of the town of Eastham (see House, No. 4661).

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 5698) of Thomas S. Cahir and Henri S. Rauschenbach (by vote of the town) that the town of Mashpee be authorized to sell or lease a certain parcel of land located in said town to the Mashpee Water District;  
**To the committee on Local Affairs.**

Petition (accompanied by bill, House, No. 5705) of Marie G. Gosselin, Patricia A. Dowling (mayor), M. Paul Iannuccillo and others (with the approval of the city council) relative to authorizing the Division of Capital Planning and Operations to convey certain property in the city of Lawrence under the control of the Department of Environmental Management to the Lawrence redevelopment authority;

**Under suspension of Joint Rule 12, to the committee on State Administration.**

#### ***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 House Bill authorizing the town of Marion to establish an open space acquisition commission (House, No. 5600),— **was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.**

#### ***Reports of Committees.***

Mr. Berry, for the committee on Steering and Policy, 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 meeting held in the town of Carver in 1998 (printed in House, No. 5539).  
**There being no objection, the rules were suspended, on motion of Ms. Murray, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.**

By Mr. Rosenberg, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of William R. Keating and Lida E. Harkins for legislation to include boards of health as exempted entities from the uniform procurement act.

**Senate Rule 36 was suspended, on motion of Mr. Moore, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on State Administration.**

By Mr. Rosenberg, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Henri S. Rauschenbach for legislation to dedicate the Sagamore Bridge to the memory of Trooper Mark Charbonnier.

**Senate Rule 36 was suspended, on motion of Mr. Moore, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred committee on Transportation.**

By Mr. Rosenberg, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Henri S. Rauschenbach for legislation to dedicate the Bourne Bridge to the memory of Trooper James Mattaliano.

**Senate Rule 36 was suspended, on motion of Mr. Moore, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Transportation.**  
Severally sent to the House for concurrence.

#### ***Paper from the House.***

A Bill establishing a board of selectmen-town administrator form of government in the town of Spencer (House, No. 5573,— on petition) [Local approval received],— was read.

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

#### ***Resolutions.***

Resolutions (filed by Ms. Jacques) "welcoming the delegation of members of Parliament from the Republic of Georgia to the Commonwealth", were referred, under the rule, to the committee on Rules.

**Subsequently, Mr. Rosenberg, for the said committee, reported, recommending that the resolutions ought to be adopted; and they were considered forthwith, under a suspension of the rules, moved by Mr. Moore, and adopted.**

Resolutions (filed by Mr. Lynch) "upon the retirement of Maureen Dugan from the Office of the Attorney General of the Commonwealth", were referred, under the rule, to the committee on Rules.

**Subsequently, Mr. Rosenberg, for the said committee, reported, recommending that the resolutions ought to be adopted; and they were considered forthwith, under a suspension of the rules, moved by Mr. Moore, and adopted.**

Resolutions (filed by Mr. Montigny) "recognizing Edwin Curtis for his contributions to the New Bedford community", were referred, under the rule, to the committee on Rules.

**Subsequently, Mr. Rosenberg, for the said committee, reported, recommending that the resolutions ought to be adopted; and they were considered forthwith, under a suspension of the rules, moved by Mr. Moore, and adopted.**

Resolutions (filed by Mr. Moore) "congratulating Anthony Alicea of Boy Scout Troop 160 in the town of Southbridge upon his elevation to the rank of Eagle Scout", were referred, under the rule, to the committee on Rules.

**Subsequently, Mr. Rosenberg, for the said committee, reported, recommending that the resolutions ought to be adopted; and they were considered forthwith, under a suspension of the rules, moved by Mr. Moore, and adopted.**

Resolutions (filed by Mr. Moore) "congratulating Jefferson Hamer Clarke of Boy Scout Troop 160 in the town of Southbridge upon his elevation to the rank of Eagle Scout", were referred, under the rule, to the committee on Rules.

**Subsequently, Mr. Rosenberg, for the said committee, reported, recommending that the resolutions ought to be adopted; and they were considered forthwith, under a suspension of the rules, moved by Mr. Moore, and adopted.**

Resolutions (filed by Mr. Moore) "congratulating Sean Patrick Desorcy of Boy Scout Troop 160 in the town of Southbridge upon his elevation to the rank of Eagle Scout", were referred, under the rule, to the committee on Rules.

**Subsequently, Mr. Rosenberg, for the said committee, reported, recommending that the resolutions ought to be adopted; and they were considered forthwith, under a suspension of the rules, moved by Mr. Moore, and adopted.**

### **Paper from the House.**

The Senate Bill relative to certain prohibited semiautomatic weapons and large capacity ammunition magazines (Senate, No. 1985),— came from the House passed to be engrossed, in concurrence, *with amendments*:

Striking out all after the enacting clause and inserting in place thereof the text of House document numbered 5636; and by striking out the title and inserting in place thereof the following title: "An Act relative to gun control in the Commonwealth."

**On motion of Ms. Melconian,— the Senate NON-concurred in the House amendments.**

**The same Senator asked for a committee of conference on the disagreeing votes of the two branches; and Senators Jacques, Walsh and Tarr were appointed the committee on the part of the Senate.**

**Sent to the House for its action.**

### ***Order Adopted.***

On motion of Ms. Melconian,—

***Ordered*, That when the Senate adjourns today, it adjourn to meet again tomorrow 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 a quarter past eleven o'clock A.M., the Senate adjourned to meet on the following day at eleven o'clock A.M.