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.

Wednesday, January 26, 2000.

Met at four minutes past eleven o'clock A.M. (Ms. Melconian in the Chair) (having been appointed by the President, under authority conferred by Senate Rule 4, to perform the duties of the Chair).

Reports of Committees.

By Mr. Jajuga, for the committee on Public Safety, on petition (accompanied by bill, Senate, No. 2075), an Order relative to authorizing and directing the joint committee on Public Safety to make an investigation and study of Senate document numbered 2075, relative to distinctive registration plates (Senate, No. 2080);
Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Ms. Melconian, for the committee on Rules, to whom was referred the Senate Order relative to authorizing the joint committee on Public Safety to sit during the recess of the General Court for the purpose of making an investigation and study of certain current Senate documents relative to distinctive license plates (Senate, No. 1834), reported, in part, asking to be discharged from further consideration of the Senate petition (accompanied by bill, Senate, No. 1061) of Robert A. Antonioni for legislation relative to the issuance of certain distinctive motor vehicle license plates for recipients of the Distinguished Flying Cross,— and recommending that the same be recommitted to the committee on Public Safety.
Under Senate Rule 36, the report was considered forthwith and adopted.

PAPERS FROM THE HOUSE.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 4983) of Jay R. Kaufman, Susan C. Fargo and Robert A. Havern (by vote of the town) for legislation to authorize the conservation commission of the town of Lexington to impose fees for the employment of outside consultants;

Petition (accompanied by bill, House, No. 4984) of Jay R. Kaufman, Susan C. Fargo and Robert A. Havern (by vote of the town) relative to the zoning of certain residential properties in the town of Lexington; and

Petition (accompanied by bill, House, No. 4987) of Carol A. Donovan, Robert A. Havern and Charles E. Shannon (with the approval of the mayor and city council) relative to school siting in the city of Woburn;
Severally to the committee on Local Affairs.

A petition (accompanied by bill, House, No. 4991) of Patricia A. Walrath, Robert A. Antonioni and another that the Division of Capital Asset Management and Maintenance be directed to lease certain land located in the town of Lancaster to the Robert F. Kennedy Children's Action Corps;
Under suspension of Joint Rule 12, to the committee on State Administration.

A Bill relative to the governing committee of the medical malpractice reinsurance plan (House, No. 4538,— on House, No. 3994),— **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

A Bill relative to local elections (House, No. 4551,— on House, No. 1127),— **was read and, under Senate Rule 26, referred to the committee on Steering and Policy.**

A report of the committee on Insurance, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 4960) of Michael E. Festa and Richard R. Tisei relative to the Melrose Police Relief Corporation, and recommending that the same be referred to the committee on Public Service,— **was considered forthwith, under Senate Rule 36, and accepted, in concurrence.**

Notice was received that the Speaker had announced the appointment of Representatives Ruane of Salem, Walrath of Stow, Keenan of Blandford and Lepper of Attleboro to serve on the special commission established (under Section 13 of Chapter 163 of the Acts of 1999) to make an investigation and study of the horse and dog racing industry in the Commonwealth.

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 relative to the charter of the town of Swampscott (House, No. 4910),— **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.

Engrossed Bill.

An engrossed Bill relative to the election of town officials in the town of Shelburne (see House, No. 4423) (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 and was signed by the Acting President and laid before the Governor for his approbation.**

A Bill authorizing the city of Lawrence to continue the employment of police officer Paul Sutton (House, No. 4913,— on petition) [Local approval received],— was read.
There being no objection, the rules were suspended, on motion of Mr. Moore, and the bill was read a second time.
Pending the question on ordering the bill to a third reading, Ms. Tucker moved to amend the bill, in section 2, by striking out the words “upon its passage” and inserting in place thereof the following words:— “as of January 30, 2000”.
The amendment was adopted.
The bill, as amended, was then ordered to a third reading, read a third time and passed to be engrossed, in concurrence. Sent to the House for concurrence in the amendment.

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 Bill relative to the crime of stalking (printed as House, No. 1898, changed),— was read a third time.
Pending the question on passing the bill to be engrossed, Ms. Resor moved that the bill be amended by substituting a new draft entitled “An Act relative to the crime of criminal harassment” (Senate, No. 2082).
The amendment was adopted.
The bill (Senate, No. 2082) was then further considered. Pending the question on passing the bill to be engrossed, on motion of Ms. Tucker, the further consideration thereof was postponed until the next session.

Communication.

A communication from the Honorable the Justices of the Supreme Judicial Court on an important question of law relative to Senate, No. 148, An Act relative to health care facilities (Senate, No. 2034) [for opinions, see Senate document numbered 2083] (received in the office of the Clerk of the Senate on Monday, January 24, 2000, at three minutes before twelve o’clock noon),— **was read and placed on file.**

Reports of Committees.

By Mr. Montigny, for the committee on Ways and Means, that the House Bill providing for the licensure of perfusionists (House, No. 1183, amended),— ought to pass, with an amendment, striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2081.

There being no objection, the rules were suspended, on motion of Mr. Bernstein, and the bill was read a second time and was amended, as recommended by the committee on Ways and Means.
The bill, as amended, was then ordered to a third reading.

By Ms. Melconian, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Emile Rosenberg for legislation to provide for the election of a Commissioner of Education and Board of Education.

Senate Rule 36 was suspended, on motion of Ms. Resor, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Education, Arts and Humanities.

Sent to the House for concurrence.

Order Adopted.

On motion of Mr. Brewer,—
Ordered, That when the Senate adjourns today, it adjourn to meet again tomorrow at one o'clock P.M.

On motion of Mr. Tarr, at seventeen minutes past eleven o'clock A.M., the Senate djourned to meet again tomorrow at one o'clock P.M.