

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.



Thursday, April 15, 1999.

Met at eight minutes past eleven o'clock A.M.

Distinguished Guest.

The President introduced, seated in the rear of the Chamber, State Senator Tim Johnson of Kosciusko, Mississippi. Senator Johnson was visiting Boston, and was the guest of the Senate.

Reports of Committees.

By Ms. Fargo, for the committee on Energy, on petition (accompanied by bill, Senate, No. 333), a Bill to create a motor vehicle emissions public education program (Senate, No. 1761);

By Ms. Murray, for the committee on Human Services and Elderly Affairs, on petition, a Bill combatting alcohol related social problems (Senate, No. 622); and

By Ms. Wilkerson, for the committee on State Administration, on petition, a Bill relative to furnishing a flag of the United States for certain deceased members of the National Guard (Senate, No. 1446);

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

By Mr. Antonioni, for the committee on Education, Arts and Humanities, on petition, a Bill relative to vocational school manufactured technology grants (Senate, No. 249);

Read and, under Senate Rule 26A, referred to the Senate committee on Science and Technology.

By Ms. Creem, for the committee on Criminal Justice, on petition, a Bill to maintain privacy (Senate, No. 161);

By the same Senator, for the same committee, on petition, a Bill making it a felony to commit assault and battery on emergency room personnel (Senate, No. 169);

By Mr. Antonioni, for the committee on Education, Arts and Humanities, on petition, a Bill to enhance individual learning in children (Senate, No. 268);

By Mr. Moore, for the committee on Health Care, on Senate, Nos. 494 and 495, a Bill relative to smoking in flea markets, so-called (Senate, No. 494);

By Ms. Wilkerson, for the committee on State Administration, on petition, a Bill designating the Orange Peace Statue as the official peace statue of the Commonwealth (Senate, No. 1406);

By the same Senator, for the same committee, on petition, a Bill designating an official Korean War Memorial for the Commonwealth (Senate, No. 1410);

By the same Senator, for the same committee, on petition, a Bill providing that no other flag or pennant be flown higher than the American flag (Senate, No. 1448);

By the same Senator, for the same committee, on petition, a Bill relative to the annual observance of Jack Kerouac Day (Senate, No. 1450, changed by striking out the words "French-Canadian" in in line 7 (as printed) and inserting in place thereof the words

"Franco-American"); and

By the same Senator, for the same committee, on petition, a Bill relative to designating March 31st of every year as the Civilian Conservation Corps Day (Senate, No. 1451, changed by striking out in line 2 (as printed) the words "thirty-first day of March" and inserting in place thereof the words "seventh day of April");

Severally read and, under Senate Rule 26, referred to the committee on Steering and Policy.

***Report of a Committee on a Proposal for
a Legislative Amendment to the Constitution.***

Mr. Antonioni, for the committee on Education, Arts and Humanities, on the petition (accompanied by proposal, House, No. 2669) of Lida E. Harkins, John F. Merrigan, Kathleen M. Teahan, John A. Stefanini and Paul Kujawski for a legislative amendment to the Constitution relative to the funding of public schools in the Commonwealth,— reported, in accordance with a provision of Joint Rule 23, recommending that the amendment proposed by said petition (see House, No. 2669), ought NOT to pass.

The report was read, and placed on file, in accordance with the requirements of said rule.

PAPERS FROM THE HOUSE.

A message from His Excellency the Governor recommending legislation relative to minimizing taxpayer burden (House, No. 4217),— **was referred, in concurrence, to the committee on Taxation.**

A petition (accompanied by bill, House, No. 4257) of Philip Travis, other members of the General Court and others relative to the Massachusetts Credit Union Share Insurance Corporation,— **was referred, in concurrence, under suspension of Joint Rule 9, to the committee on Banks and Banking.**

A petition (accompanied by bill, House, No. 3558) of Ronald Mariano, Peter J. Koutoujian and Charles A. Murphy relative to accountability under health care insurance contracts for public employees,— **came from the House, having been referred to the committee on Insurance; and the Senate concurred in said reference.**

Resolutions.

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

Resolutions (filed by Messrs. Bernstein and Glodis) "congratulating James L. Garvey on the occasion of his retirement as superintendent of schools in the city of Worcester";

Resolutions (filed by Mr. Birmingham) "on the centennial celebration of Simmons College";

Resolutions (filed by Mr. Creedon) "congratulating Duncan Oliver upon the occasion of his retirement";

Resolutions (filed by Mr. Joyce) "commending Katherine Haynes Dunphy on her outstanding service to the town of Milton";

Resolutions (filed by Ms. Melconian and Mr. Tolman) "on the occasion of the Day of Remembrance for the Armenian Genocide of 1915 to 1923";

Resolutions (filed by Mr. Montigny) "forecasting the amount of tax revenue for Fiscal Year 2000"; and

Resolutions (filed by Mrs. Sprague) "on the occasion of the seventieth anniversary of the Veterans of Foreign Wars Michael Romanuk Post, No. 1645 of Stoughton."

PAPER FROM THE HOUSE.

A petition (accompanied by bill) of Carol A. Donovan and other members of the General Court for legislation to establish an address confidentiality program for victims of domestic violence,— came from the House, under suspension of Joint Rule 12, referred to the committee on the Judiciary.

The Senate concurred in the suspension of Joint Rule 12, and NON-concurred in the reference to the committee on the Judiciary.

On motion of Ms. Melconian, the matter was referred to the committee on State Administration.

Sent to the House for its action.

Reports of Committees.

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 Edward J. Clancy, Jr., Robert F. Fennell and Thomas M. McGee (with the approval of the mayor and city council) for legislation to establish a department of inspectional services in the city of Lynn [Local approval received].

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

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 Susan C. Tucker and Barry R. Finegold for legislation to designate a certain bridge in the town of Andover as the Captain George L. Street Bridge.

Senate Rule 36 was suspended, on motion of Mr. Shannon, 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.

By Mr. Tolman, for the committee on Local Affairs, on petition, a Bill relative to the zoning of child care facilities (Senate No. 937).

The bill was read. The rules were suspended, on motion of Mr. Bernstein, and the bill was read a second time.

Pending the question on ordering the bill to a third reading, on motion of the same Senator, the bill was referred to the committee on Human Services and Elderly Affairs.

Order Adopted.

Mr. Clancy presented an Order relative to requiring the opinions of the Honorable the Justices of the Supreme Judicial Court on important questions of law relative to a petition (accompanied by bill, Senate, No. 1762) of Bruce E. Tarr and Anthony J. Verga (with the approval of the city council) for legislation relative to the charter of the city of Gloucester (Senate, No. 1764).

The rules were suspended, on motion of Mr. Tolman, and the order was considered forthwith, and adopted.

PAPER FROM THE HOUSE.

A Bill authorizing the Massachusetts Water Resources Authority to supply sewer services to a certain property in the town of Hingham (House, No. 3897,— on petition),— was read.

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

Order Adopted.

On motion of Ms. Melconian,—

Ordered, That when the Senate adjourns today, it adjourn to meet again on Tuesday next at eleven o'clock A.M., and that the Clerk be directed to dispense with the printing of a calendar.

Adjournment in memory of Russell Deputy Fire Chief John E. Murphy.

Messrs. Knapik and Tisei moved that when the Senate adjourns today, it adjourn in memory of Russell Deputy Fire Chief John E. Murphy. Deputy Fire Chief Murphy died in the line of duty on Thursday, April 8, 1999. This motion prevailed.

Accordingly, as a mark of respect to the memory of Russell Deputy Fire Chief John E. Murphy, at a quarter past eleven o'clock A.M., on motion of Mr. Tisei, the Senate adjourned to meet on the following Thursday at eleven o'clock A.M.
