

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, December 23, 1999.

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

Petition.

Mrs. Sprague presented a petition (accompanied by bill, Senate, No. 2062) of Jo Ann Sprague, Scott P. Brown and John H. Rogers (by vote of the town) for legislation relative to the charter of the town of Walpole,— **and the same was referred, under Senate Rule 20, to the committee on Local Affairs.**

Sent to the House for concurrence.

PAPERS FROM THE HOUSE.

A petition (accompanied by bill, House, No. 4939) of Paul K. Frost and Guy W. Glodis (by vote of the town) relative to the issuance of certain bonds by the town of Auburn for the cost of certain improvements along state highway Route 12 in said town,— **was referred, in concurrence, to the committee on Local Affairs.**

Bills

Authorizing the establishment of the Lawrence municipal airport enterprise commission (House, No. 1269, amended,— on petition);

Making appropriations to fund a collective bargaining agreement between the Commonwealth and the State Police Association of Massachusetts (Unit 5A) and to fund certain increased compensation costs for state police senior officers (printed in House, No. 4855,— being a message from His Excellency the Governor);

Making appropriations to fund collective bargaining agreements between the University of Massachusetts and National Association of Government Employees Local R1-233 and between the University of Massachusetts and National Association of Government Employees Local R1-245, and to fund certain other collective bargaining costs (printed in House, No. 4908,— being a message from His Excellency the Governor); and

Making appropriations to fund a collective bargaining agreement between the Commonwealth and the Massachusetts Organization of State Engineers and Scientists (Unit 9) (printed in House, No. 4909,— being a message from His Excellency the Governor);

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

A Bill relative to the intergovernmental agreement between the town of Millbury, the city of Worcester and the Massachusetts Turnpike Authority (House, No. 3520,— on petition),— **was read and, under Senate Rule 26, referred to the committee on Steering and Policy.**

Resolutions.

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

Resolutions (filed by Ms. Jacques) “on the occasion of the fourteenth annual conference of the National Peer Helpers Association”; and

Resolutions (filed by Mr. Joyce) “congratulating the Reverend John Stanley Dahlman.”

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 authorizing the conservation commission of the town of Andover to establish a certain special account (Senate, No. 2057),— **was read a second time, ordered to a third reading, read a third time and passed to be engrossed.**

Sent to the House for concurrence.

Report of Committees.

By Mr. Birmingham, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Stanley C. Rosenberg and Stephen Kulik for legislation relative to the Montague Center Fire District in the town of Montague.

Senate Rule 36 was suspended, on motion of Ms. Creem, 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.

Sent to the House for concurrence.

PAPERS FROM THE HOUSE.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 4942) of George N. Peterson, Jr., relative to the election of the treasurer of the South Grafton Water District;

Under suspension of Joint Rule 12, to the committee on Election Laws.

Petition (accompanied by bill, House, No. 4943) of the Massachusetts Association of Conservation Commissions, Marie J. Parente and other members of the General Court for legislation to authorize conservation commissions to impose fees for the employment of outside consultants;

Under suspension of Joint Rule 12, to the committee on Local Affairs.

A Bill relative to the assessment of interest by the town of Kingston for certain betterments (House, No. 4431,— on petition) [Local approval received],— was read.

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

The House Bill relative to community preservation (House, No. 4866),— came from the House with the endorsement that the House had NON-concurred in the Senate amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 1988, amended in line 28, by inserting after the word “structure” the word “, vessel,”), and had asked for a committee of conference on the disagreeing votes of the two branches; and that Representatives Rogers of Norwood, Wagner of Chicopee and Kelly of Dalton had been appointed the committee on the part of the House.

On motion of Mr. Tolman, the Senate insisted in its amendment, and asked for a committee of conference on the disagreeing votes of the two branches; and Senators Walsh, Pacheco and Tisei were appointed to the committee on the part of the Senate.

The bill was returned to the House endorsed accordingly.

A Bill authorizing the town of Brookline to lease certain town-owned land (House, No. 4925,— on petition) [Local approval received],— was read.

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

The House Bill relative to unemployment insurance rates and workforce training (House, No. 4867),— came from the House with the endorsement that the House had concurred in the Senate amendment inserting after section 1, the following two sections:

“SECTION 1A. Section 25 of chapter 175 of the acts of 1998 is hereby amended by striking out the figure 2001' and inserting in place thereof the following figure:— 2002.

SECTION 1B. Section 26 of said chapter 175 is hereby amended by striking out the figure 2002' and inserting in place thereof the following figure:— 2003.”; and by striking out section 5, *with a further amendment*, striking out all after the enacting clause and inserting in place thereof the text of House document numbered 4940.

The rules were suspended, on motion of Ms. Creem, and the further House amendment was considered forthwith and adopted, in concurrence.

House Order Adopted.

The House Order (approved by the committees on Rules of the two branches, acting concurrently) was considered, as follows:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the joint committee on Government Regulations be granted until Wednesday, December 22, 1999, within which time to make its final report on House document numbered 4794.

Pending the question on adoption of the order, Mr. Bernstein moved that the order be amended by striking out the words “Wednesday, December 22, 1999” and inserting in place thereof the words “Wednesday, January 5, 2000”. The amendment was adopted. The order, as amended, was then adopted.

Sent to the House for concurrence in the amendment.

Engrossed Bills.

An engrossed Bill validating the special town election held in the town of Brookfield (see Senate Bill printed in Senate, No. 1989) (which originated in the Senate), **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 it was signed by the Acting President and laid before the Governor for his approbation.**

The following engrossed bills (the first two 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 and laid before the Governor for his approbation, to wit:

Providing for the establishment of a traffic commission in the city of Lynn (see Senate, No. 1860);

Authorizing the city known as the town of Agawam to issue an additional license for the sale of all alcoholic beverages to be drunk on the premises (see Senate, No. 2025); and

Exempting the position of chief of police in the town of Millis from the provisions of civil service law (see House, No. 4873).

Order Adopted.

On motion of Mr. Tarr,—

Ordered, That when the Senate adjourns today, it adjourn to meet again on Monday 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
Patrolman John DiNapoli.***

Mr. Knapik requested that when the Senate adjourns today, it adjourn in memory of Patrolman John Di Napoli, of Holyoke, who was killed in the line of duty on December 22. Patrolman DiNapoli was a twenty-one year veteran of the Holyoke Police Department. This motion prevailed.

Accordingly, as a mark of respect to the memory of Patrolman John DiNapoli, at ten minutes past eleven o'clock A.M., on motion of Mr. Tarr, the Senate adjourned to meet again on Monday next at eleven o'clock A.M.
