

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, April 12, 1999.

Met at five minutes past eleven o'clock A.M. (Ms. Melconian in the Chair).

Communications.

Communications were received from Senator Stephen F. Lynch in compliance with Massachusetts General Laws Chapter 268A (received April 12, 1999). **The communications were placed on file.**

Petitions.

Petitions were presented and referred, as follows:

By Mr. Hedlund, a petition (subject to Joint Rule 12) of Robert L. Hedlund and Dianne Wilkerson for legislation to increase the pay of a trial juror in the Commonwealth; and

By Mr. Lynch, a petition (subject to Joint Rule 12) of Stephen F. Lynch for legislation relative to the creation of job training vouchers; and

By the same Senator, a petition (subject to Joint Rule 12) of Stephen F. Lynch and John A. Hart, Jr., for legislation relative to the inspection of juvenile offender records;

Severally, under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.

Reports of Committees.

By Ms. Murray, for the committee on Human Services and Elderly Affairs, on petition, a Bill establishing a special commission on the status of children, youth and families (Senate, No. 575);

Read and, under Joint Rule 29, referred to the committees on Rules of the two branches, acting concurrently.

By Ms. Murray, for the committee on Human Services and Elderly Affairs, on petition, a Bill relative to assisting relatives who care for non-custodial children (Senate, No. 573); and

By the same Senator, for the same committee, on petition, a Bill creating a home visiting program for newborns (Senate, No. 635);

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

By Ms. Murray, for the committee on Human Services and Elderly Affairs, on Senate, Nos. 588, 1734 and 594, a Bill relative to reporting abuse of children (Senate, No. 588); and

By Mr. Tolman, for the committee on Local Affairs, on petition, a Bill further regulating certain activities (Senate, No. 939); and

By the same Senator, for the same committee, on petition, a Bill relative to the zoning of adult entertainment (Senate, No. 964);

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

Committees Discharged.

Ms. Melconian, for the committees on Rules of the two branches, acting concurrently, reported, asking to be discharged from further consideration

Of the Senate Order relative to authorizing the joint committee on Public Service to sit during the recess of the General Court for the purpose of making an investigation and study of a certain current Senate document numbered 1220, relative to indemnification (Senate, No. 1756);

Of the Senate Order relative to authorizing the joint committee on Public Service to sit during the recess of the General Court for the purpose of making an investigation and study of certain current Senate documents numbered 1229, 1278 and 1295, relative to the administration, funding, and investments of retirement systems (Senate, No. 1757);

Of the Senate Order relative to authorizing the joint committee on Public Service to sit during the recess of the General Court for the purpose of making an investigation and study of certain current Senate documents numbered 1253, 1290, 1357 and 1369, relative to group insurance and leave benefits (Senate, No. 1758);

Of the Senate Order relative to authorizing the joint committee on Public Service to sit during the recess of the General Court for the purpose of making an investigation and study of certain current Senate documents numbered 1287, 1289 and 1342, relative to cost of living adjustments (Senate, No. 1759); and

Of the Senate Order relative to authorizing the joint committee on Public Service to sit during the recess of the General Court for the purpose of making an investigation and study of a certain current Senate document numbered 1332, relative to personnel administration (Senate, No. 1760);

And recommending that the same severally be referred to the Senate committee on Rules.

Under Senate Rule 36, the reports were severally considered forthwith and accepted.

Mr. Antonioni, for the committee on Education, Arts and Humanities, reported, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 235) of Robert A. Havern for legislation to establish a compensated absences fund by the Shawsheen Valley Regional Vocational Technical School District,— and recommending that the same be referred to the committee on Public Service.

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

Sent to the House for concurrence.

Ms. Murray, for the committee on Human services and Elderly Affairs, reported, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 604) of Michael W. Morrissey for legislation to provide assistance to victims of domestic abuse through the increase of certain fees,— and recommending that the same be referred to the Senate committee on Ways and Means.

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

Sent to the House for concurrence in the discharge of the joint committee.

PAPERS FROM THE HOUSE.

A message from His Excellency the Governor recommending legislation relative to providing incentives for the purchase and use of clean alternative transportation fuels (House, No. 4249),— **was referred, in concurrence, to the committee on Transportation.**

A petition (accompanied by bill, House, No. 4250) of Ruth W. Provost, Therese Murray and Nancy J. Caffyn (by vote of the town) relative to the establishment of the Bourne Financial Development Corporation,— **was referred, in concurrence, under suspension of Joint Rule 9, to the committee on Local Affairs.**

A Bill establishing a sick leave bank for Elizabeth Ann Dyjak, an employee of the trial court of the commonwealth (House, No. 4202, amended,— on House, Nos. 463 and 473),— **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

Reports

Of the committee on Housing and Urban Development, asking to be discharged from further consideration

Of the petition (accompanied by bill, Senate, No. 540) of Edward J. Clancy, Jr., for legislation to repeal the law relative to urea formaldehyde foam insulation testing by homeowners as a prerequisite for the sale of a dwelling,— and recommending that the same be referred to the committee on Health Care.

Of the petition (accompanied by bill, House, No. 1192) of John H. Stasik and Douglas W. Petersen for legislation to regulate open space grouped residential development in cities and towns,— and recommending that the same be referred to the committee on Local Affairs.

Of the petition (accompanied by bill, Senate, No. 560) of Richard R. Tisei, Michael E. Festa and Paul C. Casey for legislation relative to local reimbursement for land under the control of the Metropolitan District Commission,— and recommending that the same be referred to the committee on Taxation.

Of the committee on Human Services and Elderly Affairs, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 4016) of Ruth B. Balsler and Kay Khan relative to access to mental health care,— and

recommending that the same be referred to the committee on Insurance.

Were severally considered forthwith, under Senate Rule 36, and accepted, in concurrence.

Reports

Of the committee on Human Services and Elderly Affairs, asking to be discharged from further consideration

Of the petition (accompanied by bill, House, No. 1365) of Frank M. Hynes for an appropriation of a certain sum of money for Medicare homecare patients who suffered service cutbacks;

Of the petition (accompanied by bill, House, No. 2702) of Walter A. DeFilippi and other members of the General Court for legislation to allow certain persons to provide homemaker services to family members; and

Of the petition (accompanied by bill, House, No. 4019) of George Rogers relative to the continuation of home health care services for certain elderly persons; and

Of the committee on Local Affairs, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 1404) of Frank M. Hynes for legislation to further regulate the imposition of costs on the cities and towns of the Commonwealth;

And recommending that the same severally be referred to the House committee on Ways and Means.

Were severally considered forthwith, under Senate Rule 36, and accepted, in concurrence, inasmuch as relates to the discharge of the joint committee.

Resolutions.

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

Resolutions (filed by Mr. Antonioni) "congratulating Colonel Valentin Bezborodiy";

Resolutions (filed by Mr. Antonioni) "congratulating Colonel Valentin Dorogiy";

Resolutions (filed by Mr. Antonioni) "congratulating Colonel Ivan Getsyanin";

Resolutions (filed by Mr. Antonioni) "congratulating Colonel Vasyl Rebrei";

Resolutions (filed by Mr. Antonioni) "congratulating Sergiy Ustytych";

Resolutions (filed by Messrs. Antonioni, Brewer, Glodis and Moore) "honoring the role of human service direct care employees"; and

Resolutions (filed by Ms. Melconian) "commending the West Springfield High School band."

PAPERS FROM THE HOUSE.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 4252) of George Rogers and Antonio F. D. Cabral (with the approval of the mayor and city council) that the city of New Bedford be authorized to maintain and operate underground wiring systems; and

Petition (accompanied by bill, House, No. 4253) of Patrick F. Landers III (by vote of the town) that the licensing authority of the town of Palmer be authorized to issue an additional license for the sale of wine and malt beverages to Ronald Domey of said town;

Severally, under suspension of Joint Rule 12, to the committee on Government Regulations.

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 change of custody and use of certain land held by the city of Worcester (Senate, No. 1720),— was read a second time.

Pending the question on ordering the bill to a third reading, on motion of Mr. Montigny, the bill was referred to the committee on Ways and Means.

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 Michael W. Morrissey, Stephen F. Lynch, Marc R. Pacheco and Martin J. Walsh for legislation relative to the installation of electrical wiring.

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

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 Stephen F. Lynch, Robert E. Travaglini, Martin J. Walsh, John A. Hart, Jr., and other members of the General Court for legislation relative to a public health study of the impacts of Logan International Airport.

Senate Rule 36 was suspended, on motion of Ms. Murray, and the report was considered forthwith. Joint Rule 12 was

suspended; and the petition (accompanied by bill) was referred to the committee on Health Care. Severally sent to the House for concurrence.

Recess.

There being no objection, at eight minutes past eleven o'clock A.M., the Chair (Ms. Melconian) declared a recess subject to the call of the Chair; and, at twenty-one minutes before twelve o'clock noon, the Senate reassembled, Ms. Melconian in the Chair.

Distinguished Guest.

The Chair (Ms. Melconian) introduced Andrew M. Scibelli, President of Springfield Technical Community College. President Scibelli was at the State House for Community College Day and was the guest of Senator Melconian.

PAPERS FROM THE HOUSE.

A Bill making appropriations for the fiscal year 1999 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4251,— on House, No. 2271, in part),— was read.

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

Recess.

There being no objection, at nineteen minutes before twelve o'clock noon, the Chair (Ms. Melconian) declared a recess subject to the call of the Chair; and, at twelve minutes past three o'clock P.M., the Senate reassembled, the President in the Chair.

PAPERS FROM THE HOUSE.

Engrossed Bill.

An engrossed Bill making appropriations for the fiscal year 1999 to provide for supplementing certain existing appropriations and for certain other activities and projects (see House, No. 4251) (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 President and laid before the Governor for his approbation.**

Order Adopted.

On motion of Mr. Tarr,—

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. Tarr, at thirteen minutes past three o'clock P.M., the Senate adjourned to meet on the following Thursday at eleven o'clock A.M.
