

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 24, 2000.

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

Reports.

A report of the Department of Public Health (under the provisions of Sections 5 and 20 of Chapter 111 of the General Laws) submitting an inspection of M.C.I.-Framingham (received Thursday, April 20, 2000),— **was read and sent to the House for its information.**

A report of the Division of Capital Asset Management (under the provisions of Section 40L of Chapter 7 of the General Laws) submitting the Commonwealth of Massachusetts Real Property Report for 2000 (received Thursday, April 20, 2000),— **was placed on file.**

Petitions.

Petitions were presented and referred, as follows:

By Mr. Havern, a petition (subject to Joint Rule 12) of Robert A. Havern and Carol A. Donovan for legislation relative to designating the Woburn Regional Transportation Center in the city of Woburn as the Anderson Regional Transportation Center; and

By Mr. Panagiotakos, a petition (subject to Joint Rule 12) of Steven C. Panagiotakos and SEIU Local 509, by John J. Templeton, president, for legislation to amend retirement benefits for chaplains;

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

Report of a Committee.

Mr. Brewer, 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 validating the proceedings at certain town meetings of the town of Chilmark (printed in House, No. 4182).

Communication.

The Clerk read the following communication:

COMMONWEALTH OF MASSACHUSETTS
MASSACHUSETTS SENATE
STATE HOUSE, BOSTON 02133

April 20, 2000.

Mr. Patrick F. Scanlan
Clerk of the Senate
State House
Boston, Massachusetts 02133

Dear Mr. Scanlan:

Due to a scheduling conflict, I was unable to be present on April 13, 2000 when the Senate voted upon the following matters:

S. 2172 — Conference Committee Report on the Mental Health Parity Bill.

S. 2175 — An Act Providing Additional Funding for the Central Artery/Ted Williams Tunnel Project and the Statewide Road and Bridge Program.

S. 2173 — An Act Providing Address Confidentiality for Victims of Domestic Abuse, Rape, Sexual Assault and Stalking.

H. 5086 — An Act Relative to Income Taxation and Certain Income Eligibility Calculations for Certain Recovered Assets of Holocaust Survivors.

H. 4284 — An Act Authorizing the City of Quincy to Grant Certain Easements.

H. 5053 — An Act Authorizing the Town of Stow to Release a Certain Conservation Restriction.

Had I been present, I would have voted in the affirmative on each of the above matters, except I would have voted in the negative on the proposed amendment to S. 2175 implementing tolls on Interstates 93 and 95.

I would ask that this letter be printed in the Senate Journal as part of the official record. Thank you in advance for your attention to this request.

Sincerely,
EDWARD J. CLANCY, JR.
State Senator.

On motion of Mr. Magnani, the above statement was ordered printed in the Journal of the Senate.

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) “on the occasion of the naming of the ‘Francis P. Scales Field of Dreams’ at the Nelson Place School”;

Resolutions (filed by Messrs. Brewer and Rosenberg) “congratulating Ann V. Trumble”;

Resolutions (filed by Mr. Creedon) “congratulating Detective Thomas Hayes on the occasion of his retirement”; and

Resolutions (filed by Mr. Rauschenbach) “honoring Royston Nash.”

PAPER FROM THE HOUSE.

Engrossed Bill.

An engrossed Bill relative to mental health benefits (see Senate, No. 2036, amended) (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 and was signed by the President and laid before the Governor for his approbation.**

Report of Committees.

By Mr. Clancy, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Robert A. Havern for legislation to authorize the Department of Revenue to refund an overpayment of certain income taxes to Charles J. McCue.

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

Sent to the House for concurrence.

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 town of Andover to enter into certain agreements and to convey and accept certain interest in real estate (Senate, No. 2097),— was read third time.

Pending the question on passing the bill to be engrossed, Ms. Tucker presented an amendment, striking out section 1 and inserting in place thereof the following section:—

“SECTION 1. Notwithstanding the provisions of chapter 30B and chapter 41 of the General Laws, or any other general or special law to the contrary, the board of selectmen of the town of Andover and the conservation commission of the town may grant and accept easements in real estate and convey and accept conveyances of real estate lying between River road and the Merrimack river as shown on plans entitled ‘Plan of Land in Andover, Massachusetts’, dated April 14, 1999 by Dana F. Perkins, Inc. and ‘Subdivision and Easement Plan of Land in Andover, Massachusetts’, dated April 17, 1995 by Dana F. Perkins, Inc., on file in the office of the town clerk. The board of selectmen of the town and the conservation commission may enter into one or more agreements or ratify any existing agreement with the trustees of Phillips Academy and the Greater Lawrence Regional Vocational High School District, the agreements to include a management agreement with an initial term of ten years and provisions for automatic renewal or renegotiations, upon such terms as the board and the commission deem to be in the best interest of the town. The management agreement shall include terms for monitoring and controlling access to the real property mentioned in this section.

The parcels of land to be conveyed by the town are currently used for open space.”

This amendment was adopted.

The bill (Senate, No. 2176, printed as amended) was then passed to be engrossed.

Sent to the House for concurrence.

PAPER FROM THE HOUSE.

Engrossed Bill.

An engrossed Bill relative to diabetes cost reduction (see Senate, No. 2109, amended) (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 and was signed by the President and laid before the Governor for his approbation.**

Order Adopted.

On motion of Mr. Clancy,—

Ordered, That when the Senate adjourns today, it adjourn to meet again on Wednesday 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. Knapik, at twelve minutes past eleven o’clock A.M., the Senate adjourned to meet on the following Wednesday at eleven o’clock A.M.
