

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, May 24, 1999.

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

Distinguished Guests.

The President introduced, seated in the gallery, the fifth grade class from the Maurice A. Donahue School in Holyoke. The fifth grade class was accompanied by their teacher, Anne Shields, and were the guests of Senators Melconian and Knapik.

Petitions.

Mr. Jajuga presented a petition (accompanied by bill, Senate, No. 1801) of James P. Jajuga, Brian S. Dempsey and Harriett L. Stanley (with the approval of the mayor and the city council) for legislation to authorize the city of Haverhill to grant certain easements to Portland Natural Gas Transmission System and Maritimes and Northeast Pipeline, L.L.C. [Local approval received],— **and the same was referred, under Senate Rule 20, to the committee on Local Affairs.**

Sent to the House for concurrence.

Petitions were presented and referred, a follows:

By Mr. Clancy, a petition (subject to Joint Rule 12) of Edward J. Clancy, Jr., for legislation to reduce income taxes on employee relocation costs to increase competitiveness of Massachusetts businesses; and

By the same Senator, a petition (subject to Joint Rule 12) of Edward J. Clancy, Jr., and Douglas W. Petersen for legislation to extinguish a certain debt to the uncompensated care trust fund;

By Mr. Rosenberg (by request), a petition (subject to Joint Rule 12) of Timothy E. Maginnis for legislation to promote consistency in Department of Environmental Protection enforcement actions; and

By Ms. Tucker, a petition (subject to Joint Rule 12) of Susan C. Tucker, James R. Miceli and David M. Nangle (by vote of the town) for legislation relative to the pension benefits of James Jones, a former police officer in the town of Tewksbury [Local approval received];

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

Reports of Committees.

By Mr. Joyce, for the committee on Public Service, on Senate, Nos. 1195, 1196, 1234, 1298, 1320, 1329, 1344, 1356 and 1370, an Order relative to authorizing the joint committee on Public Service to make an investigation and study of various Senate documents relative to Group 4 of the retirement system (Senate, No. 1797);

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

By Mr. Joyce, for the committee on Public Service, on petition, a Bill relative to the retirement benefits of emergency medical technicians (Senate, No. 1262);

By the same Senator, for the same committee, on Senate, No. 1336 and House, Nos. 1825 and 2214, a Bill relative to the

retirement of University of Massachusetts police (Senate, No. 1336);

By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 1235), a Bill relative to certain employees of the Massachusetts Department of Fire Services (Senate, No. 1796);

By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 1186), a Bill relative to governmental public authorities (Senate, No. 1798); and

By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 1371), a Bill placing certain housing police officers in Group 4 of the retirement system (Senate, No. 1799);

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

By Mr. Pacheco, for the committee on Natural Resources and Agriculture, on petition, a Bill establishing the Blackstone Valley heritage district and commission (Senate, No. 1023);

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

PAPER FROM THE HOUSE.

A report of the committee on Local Affairs, asking to be discharged from further consideration of the petition (accompanied by bill, House, No 4046) of Eric Turkington, Ruth W. Provost, Demetrius J. Atsalis, Shirley Gomes and Thomas N. George that cities, towns and certain agencies accepting the transfer or reinstatement of certain police officers be required to compensate the agency from which the police officers have transferred or previously been employed as police officers prior to reinstatement, and recommending that the same be referred to the committee on Public Service,— **was considered forthwith, under Senate Rule 36, and accepted, in concurrence.**

Resolutions.

The following resolutions (having been filed with the Clerk) were considered forthwith and adopted, as follows:—
Resolutions (filed by Mr. Joyce) "congratulating Lawrence Joseph Finnegan."

Matters Taken Out of the Orders of the Day.

There being no objection, the following matters were taken out of the Orders of the Day and considered, as follows:

The Senate Bill prohibiting smoking in any building used for a flea market (Senate, No. 494) (its title having been changed by the committee on Bills in the Third Reading), — was read a third time.

Pending the question on passing the bill to be engrossed, Mr. Moore moved that the bill be amended in section 1 (as printed), by striking out the sentence contained in lines 7 to 11, inclusive, and inserting in place thereof the following sentence:— "As used in this section, flea market' means that portion of a building then occupied by one or more vendors, other than retail stores, for sale to the public of new or used goods or products on a seasonal, limited or full schedule of operation."

This amendment was adopted.

The bill, as amended, was then passed to be engrossed.

Sent to the House for concurrence.

The Senate Bill authorizing the lease of certain parcels of land in the town of Natick (Senate, No. 1785),— **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.

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 Brian A. Joyce for legislation relative to certain volunteer efforts and the dissemination of criminal offender record information.

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

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 for legislation relative to notification of certain safety hazards on school property.

Senate Rule 36 was suspended, on motion of Mr. Panagiotakos, 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. Severally sent to the House for concurrence.

PAPERS FROM THE HOUSE.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 4342) of James P. Jajuga, Arthur J. Broadhurst and others (with the approval of the mayor and town council) relative to providing for term limits for elected officials in the city known as the town of Methuen and for elected representatives from said town to the Greater Lawrence Regional Vocational Technical High School committee;
Under suspension of Joint Rule 12, to the committee on Election Laws.

Petition (accompanied by bill, House, No. 4343) of Barbara Gardner and David P. Magnani (by vote of the town) that the town of Medway be exempt from the low and moderate income housing laws;
Under suspension of Joint Rule 12, to the committee on Housing and Urban Development.

Petition (accompanied by bill, House, No. 4344) of George Rogers and Ruth W. Provost for legislation to further regulate marine fueling facilities; and

Petition (accompanied by bill, House, No. 4345) of George Rogers for legislation to establish a combined sewer overflow matching fund;

Severally, under suspension of Joint Rule 12, to the committee on Natural Resources and Agriculture.

Petition (accompanied by bill, House, No. 4346) of Viriato Manuel deMacedo relative to the sale of property by cities and towns for the settlement of tax liabilities;

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

Petition (accompanied by bill, House, No. 4347) of George Rogers and Mark C. Montigny that the Department of Highways be directed to designate the Purchase Street exit on Route 18 in the city of New Bedford as the Alvin Glaser Memorial Exit;

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

Order Adopted.

On motion of Ms. Melconian,—

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. Knapik, at ten minutes past eleven o'clock A.M., the Senate adjourned to meet on the following Thursday at eleven o'clock A.M.
