

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, June 7, 1999.

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

Petition.

Mr. Tolman presented a petition (subject to Joint Rule 12) of Steven A. Tolman for legislation to increase accessibility at polling places,—and the same was referred, 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. 1252, 1267 and 1385, an Order authorizing the joint committee on Public Service to make an investigation and study of Senate documents relative to survivor benefits and retirement options (Senate, No. 1817);

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

By Mr. Antonioni, for the committee on Education, Arts and Humanities, on petition, a Bill further regulating the transportation of school children (Senate, No. 205);

By Mr. Bernstein, for the committee on Insurance, on Senate, Nos. 681 and 722 and House, Nos. 3490 and 3493, a Bill improving insurer relations with hospitals and physicians (Senate, No. 1819); and

By Mr. Joyce, for the committee on Public Service, on petition, a Bill relative to increasing public pension survivor benefits for children (Senate, No. 1200);

By the same Senator, for the same committee, on petition, a Bill relative to the election of retirement options for certain retirees (Senate, No. 1281);

By the same Senator, for the same committee, on petition, a Bill providing for the annual allowance for widows and widowers of certain public employees (Senate, No. 1286);

By the same Senator, for the same committee, on petition, a Bill relative to Massachusetts Bay Transportation Authority police officers (Senate, No. 1312);

By the same Senator, for the same committee, on petition, a Bill relative to police officers killed in the line of duty (Senate, No. 1322);

By the same Senator, for the same committee, on Senate, No. 1237 and House, Nos. 352 and 1466, a Bill relative to the pension of surviving spouses (Senate, No. 1815); and

By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 1304), a Bill further regulating retirement laws (Senate, No. 1816);

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

By Mr. Tolman, for the committee on Local Affairs, on petition, a Bill relative to the siting of telecommunications facilities

(Senate, No. 944); and

By the same Senator, for the same committee, on petition, a Bill relative to the providers of personal wireless services (Senate, No. 966);

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 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 Senate documents relative to Group 2 retirement systems (Senate, No. 1803);

Of the Senate Order relative to authorizing the joint committee on Taxation to make an investigation and study of Senate documents relative to administrative matters (Senate, No. 1808);

Of the Senate Order relative to authorizing the joint committee on Taxation to sit during the recess of the General Court for the purpose of making an investigation and study of Senate documents relative to property taxes (Senate, No. 1809);

Of the Senate Order relative to authorizing the joint committee on Taxation to make an investigation and study of Senate documents relative to transportation issues (Senate, No. 1810);

Of the Senate Order relative to authorizing the joint committee on Taxation to sit during the recess of the General Court for the purpose of making an investigation and study of Senate documents relative to sales tax (Senate, No. 1813); and

Of the Senate Order relative to authorizing the joint committee on Taxation to sit during the recess of the General Court for the purpose of making an investigation and study of Senate documents relative to personal income taxes (Senate, No. 1814);

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.

PAPER FROM THE HOUSE.

A message from His Excellency the Governor (under the provisions of Section 8 of Article LXXXIX of the Amendments to the Constitution) recommending legislation relative to validating a certain vote passed by the town of Westborough (House, No. 4393),— **was referred, in concurrence, to the committee on Local Affairs.**

Report of a Committee.

Mr. Montigny, for the committee on Ways and Means, reported, pursuant to the provisions of Senate Rule 19, a Bill clarifying the abolition of certain county governments, transferring essential county functions to the state, and establishing regional retirement systems and regional councils of government (Senate, No. 1818).

There being no objection, the rules were suspended, on motion of Mr. Panagiotakos, and the bill was read a second time and ordered to a third reading.

PAPER FROM THE HOUSE.

A Bill relative to the town of Plymouth (House, No. 4378,— on House, No. 4304),— 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.

Resolutions.

The following resolutions (having been filed with the Clerk) were severally considered forthwith and adopted, as follows:—
Resolutions (filed by Mr. Pacheco) "congratulating Colin MacDonald of Middleboro upon his elevation to the rank of Eagle Scout";

Resolutions (filed by Mr. Rauschenbach) "honoring Burnham Dale Peterson upon his retirement from Cape Cod Regional Technical High School"; and

Resolutions (filed by Mr. Tolman) "honoring the Reverend James M. O'Brien on the momentous occasion of the fiftieth anniversary of his entry into the priesthood."

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 Richard T. Moore, Stanley C. Rosenberg, Therese Murray, Carol C. Cleven and other members of the General Court for legislation to require notification to the Department of Public Health for certain school construction projects.

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 Health Care.

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 Guy W. Glodis, John P. Fresolo, Richard T. Moore, Dianne Wilkerson and other members of the General Court for legislation to provide an income tax deduction for certain organ donations.

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 Taxation.

Severally sent to the House for concurrence.

Orders Adopted.

On motion of Ms. Melconian,—

Ordered, That when the Senate adjourns today, it adjourn to meet again on Wednesday, June 9, at 10:00 A.M., and, under the provisions of Senate Rule 38B, the only matter to be placed on the Calendar shall be the General Appropriation Bill (House, No. 4401, printed as amended).

Mr. Montigny and Ms. Melconian presented the following order, to wit:—

"Ordered, That, notwithstanding the provisions of any rule to the contrary, full consideration shall be allowed, without delay, on the House Bill making appropriations for the fiscal year 1999 to provide for certain capital and supplemental appropriations (House, No. 4298), when said matter comes before the Senate. The bill will be before the Senate on or after Thursday, June 10. All amendments, offered by members, will be considered third reading amendments, and must be filed in the Senate Clerk's Office no later than five o'clock P.M. on Tuesday, June 8."

The order was considered forthwith; and, there being no objection, it was adopted.

Report of a Committee.

By Mr. Montigny, for the committee on Ways and Means, that the House Bill making appropriations for the fiscal year 1999 to provide for certain capital and supplemental appropriations (House, No. 4298),— ought to pass, with an amendment, striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 1820; by inserting before the enacting clause the following emergency preamble:—

"Whereas, The deferred operation of this act would tend to defeat its purpose, which is to make certain supplemental appropriations for the fiscal year ending June 30, 1999 and to provide forthwith for certain capital spending and bonded debt of the Commonwealth, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience."; and by striking out the title and inserting in place thereof the following title: "An Act making certain supplemental appropriations for fiscal year 1999 and relative to certain capital spending and bonded debt of the Commonwealth" [Net State Appropriation: \$457,821,396.].

Pursuant to an order adopted today by the Senate, the matter will be considered by the Senate on or after Thursday, June 10.

On motion of Mr. Lees, at eighteen minutes past eleven o'clock A.M., the Senate adjourned to meet on the following Wednesday at ten o'clock A.M.