

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, June 8, 2000.

Met at twenty minutes past one o'clock P.M.

Communications.

The following communications were severally placed on file:

Communication from the Bristol County Training Consortium submitting their workforce investment plan (received Wednesday, June 7, 2000); and

Communication from Robert J. Garvey, Hampshire County Sheriff, submitting a plan of correction (received Wednesday, June 7, 2000).

Reports.

The following reports were severally read and placed on file:

A report of the Massachusetts Property and Casualty Insurance Company Community and Economic Development Initiative (under the provisions of Section 2(e) of Chapter 259 of the Acts of 1998) submitting their 1999 annual report (received Wednesday, May 31, 2000);

A report of the Massachusetts Life Insurance Community Investment Initiative (under the provisions of Section 1 of Chapter 259 of the Acts of 1998) submitting its annual report for 1999 (received Tuesday, May 30, 2000);

A report of the Commission on the Status of Women (under the provisions of Section 1 of Chapter 138 of the Acts of 1998) submitting their annual report (received Friday, June 2, 2000); and

A report of the Commission on Indian Affairs (under the provisions of Section 8(a) of Chapter 6A of the General Laws) submitting its 1999 annual report (received Wednesday, June 7, 2000).

Reports of Committees.

By Mr. Antonioni, for the committee on Education, Arts and Humanities, on Senate, Nos. 208, 213, 217, 227, 231, 267, 276, 291, 299, 300, 309, 311, 312, 2063 and 2148 and House, Nos. 417, 624, 765, 1347, 1349, 1719, 1721, 1912, 1918, 2102, 2491, 2492, 2678, 3239, 3240, 3241, 3629, 3815 and 3981, an Order relative to authorizing the joint committee on Education, Arts and Humanities to sit during the recess of the General Court for the purpose of making an investigation and study of certain current Senate and House documents relative to education matters (Senate, No. 2217);

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

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 relative to the penalties for killing, maiming or poisoning of an animal (House, No. 947, changed and amended).

Matter Taken Out of the Orders of the Day.

Subject to a special order previously adopted, the following matter was taken out of the Orders of the Day and considered, as follows:

The House Bill making appropriations for the fiscal year 2000 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 5139, amended),— was read a third time.

Pending the question on passing the bill to be engrossed, Mr. Shannon moved to amend the bill in section 2, by inserting before item 8400-0001 the following four items:—

“0540-1200 To meet fiscal year 2000 costs of salary adjustments and other economic benefits authorized by the collective bargaining agreement between the state secretary and the Office and Professional Employees International Union Local 6 in the amount of \$223,067.72 and an additional \$22,136 to cover their dental and optical plan; provided, that such contract shall run from July 1, 1998 to June 30, 2001; and provided further, that such sums are hereby appropriated for fiscal years 1999, 2000 and 2001..... 245,204.

0540-1500 To meet fiscal year 2000 costs of salary adjustments and other economic benefits authorized by the collective bargaining agreement between the state secretary and the American Federation of State County and Municipal Employees Union Local 414 Council 93 in the amount of \$352,214.50 and an additional \$30,040.00 to cover their dental and optical plan; provided, that such contract shall run from July 1, 1998 to June 30, 2001; and provided further, that such sums are hereby appropriated for fiscal years 1999, 2000 and 2001..... 382,255

0540-1400 To meet fiscal year 2000 costs of salary adjustments and other economic benefits authorized by the collective bargaining agreement between the state secretary and the Office and Professional Employees International Union Local 6; provided, that such contract shall run from July 1, 1998 to June 30, 2001; and provided further, that such sums are hereby appropriated for fiscal years 1999, 2000 and 2001..... 227,856.

0540-1500 To meet fiscal year 2000 costs of salary adjustments and other economic benefits authorized by the collective bargaining agreement between the state secretary and the Office and Professional Employees International Union Local 6; provided, that such contract shall run from July 1, 1998 to June 30, 2001; and provided further, that such sums are hereby appropriated for fiscal years 1999, 2000 and 2001..... 167,172”.

Mr. Shannon thereupon addressed the Senate as follows:

Mr. President:

This amendment calls for the sum of \$1,022,486 to fund the negotiated salary increases for the registry of deeds in Middlesex North, Middlesex South and Hampden County.

With the advent of the county takeover legislation, which had the state assume control of certain county governments, the secretary of state now employs these registry of deeds workers.

Due to the fiscal crisis in Middlesex County and the takeover of the county, these employees have been without a raise for seven years and without a contract for four years.

After the state takeover of the county, A.F.S.C.M.E. and O.P.E.I.U. Local 6 negotiated collective bargaining contracts with the secretary of state for these registry of deeds workers.

The funding for these contracts was appropriately filed with the legislature on January 27th. This amendment simply funds these collective bargaining contracts.

These workers bargained in good faith and are seeking prompt passage of this legislation due to the extraordinary length of time they have been working without a contract.

Unlike other parts of county government, the registry of deeds actually generates revenue and returns money to the state treasury. It would be unfair of us to continue to allow these people not for receive their negotiated salary increases.

At the request of Mr. Shannon; and, there being no objection, the above statement was ordered printed in the Journal of the Senate. There being no objection, the amendment, offered by Mr. Shannon, was withdrawn.

After remarks, the question on passing the bill to be engrossed, in concurrence, was determined by a call of the yeas and nays, at twelve minutes before two o'clock P.M., on motion of Mr. Lees, as follows, to wit (yeas 38 — nays 0):

YEAS.

Antonioni, Robert A.
Bernstein, Robert A.
Berry, Frederick E.
Brewer, Stephen M.
Clancy, Edward J., Jr.
Creedon, Robert S., Jr.
Creem, Cynthia Stone
Fargo, Susan C.
Glodis, Guy W.
Havern, Robert A.
Moore, Richard T.
Morrisey, Michael W.
Murray, Therese
Nuciforo, Andrea F., Jr.
Pacheco, Marc R.
Panagiotakos, Steven C.
Rauschenbach, Henri S.
Resor, Pamela
Rosenberg, Stanley C.

Hedlund, Robert L.
Jacques, Cheryl A.
Joyce, Brian A.
Knapik, Michael R.
Lees, Brian P.
Lynch, Stephen F.
Magnani, David P.
Melconian, Linda J.
Menard, Joan M.
Montigny, Mark C.
Shannon, Charles E.
Sprague, Jo Ann
Tarr, Bruce E.
Tisei, Richard R.
Tolman, Steven A.
Travaglini, Robert E.
Tucker, Susan C.
Walsh, Marian
Wilkerson, Dianne — 38.

NAYS — 0.

ABSENT OR NOT VOTING.

Jajuga, James P. — 1.

**The yeas and nays having been completed at eight minutes before two o'clock P.M., the bill was passed to be engrossed, in concurrence, with the amendment previously adopted by the Senate.
Sent to the House for concurrence in the amendment.**

PAPER FROM THE HOUSE.

Engrossed Bill.

An engrossed Bill relative to the Onset and Wareham fire districts (see House, No. 5121) (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.**

Bill Recalled from the Governor

Laid Before the Senate.

On motion of Mr. Havern, it was voted that a messenger be appointed to wait upon His Excellency the Governor, requesting the return to the Senate of the engrossed Bill relative to school closings in the city of Woburn (see House, No. 4987, amended). Mr. Havern was appointed the messenger. Subsequently, the bill was returned and was laid before the Senate.

There being no objection, on motion of Mr. Havern, the Senate reconsidered the vote by which, at a previous session, it had passed the bill to be enacted.

On motion of the same Senator, Senate Rule 49 was suspended and the bill was amended, on motion of Mr. Shannon, in section 1, by striking out the words "Section 13" and inserting in place thereof the following words:— "Section 31".

Sent to the House for concurrence in the amendment.

PAPER FROM THE HOUSE.

Order Adopted.

The following House Order (approved by the committees on Rules of the two branches, acting concurrently) was considered forthwith and adopted, in concurrence, to wit:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on State Administration be granted until Friday, June 30, 2000, the time within which to make its final report on House document numbered 5182 for the disposition of certain surplus water-works facilities of the Massachusetts Water Resources Authority and the Metropolitan District Commission located in the city of Boston.

Senate Order Adopted.

Ms. Walsh presented the following order, to wit:—

Ordered, That the Joint Committee on Taxation receive an extension of time to make a report on Senate documents 2186, 2205, 2206 and 2207 until July 6, 2000.

There being no objection, the order was considered forthwith, and adopted.

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 Cheryl A. Jacques, David P. Magnani and David P. Linsky (by vote of the town) for legislation relative to changing the position of Natick treasurer-collector from an elected to an appointed position [Local approval received].

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

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 Marc R. Pacheco, James H. Fagan, Philip Travis and Mary Lou Sudders, Commissioner, Department of Mental Health, for legislation to designate the recreation center at the Taunton State Hospital as the Richard “Ricky” Silvia recreation center.

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

Severally sent to the House for concurrence.

PAPERS FROM THE HOUSE.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 5230) of Peter J. Koutoujian relative to the definition and labeling of certain food products and dietary supplements;

Under suspension of Joint Rule 12, to the committee on Commerce and Labor.

Petition (accompanied by bill, House, No. 5231) of Bradley H. Jones, Jr., and Bruce E. Tarr (by vote of the town) for legislation to authorize the Division of Capital Asset Management and Maintenance to transfer a certain parcel of land in the town of North Reading to said town;

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

Petition (accompanied by bill, House, No. 5232) of Brian Knuutila and other members of the General Court for legislation to exempt persons in active service in the armed forces from the income tax;

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

Resolutions.

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

Resolutions (filed by Ms. Creem) “condemning the trial of 13 Iranian Jews and demanding their immediate release”;

Resolutions (filed by Ms. Creem) “congratulating Learning Prep School on the occasion of its thirtieth anniversary”;

Resolutions (filed by Ms. Creem) “on the celebration of the one hundred and thirtieth anniversary of Mary Immaculate of Lourdes Parish in Newton Upper Falls”;

Resolutions (filed by Mr. Pacheco) “honoring Tom Cushing of Bridgewater upon his elevation to the rank of Eagle Scout”;

Resolutions (filed by Mr. Panagiotakos) “on the occasion of the dedication of conservation land in honor of Richard S. Emmet”;

Resolutions (filed by Mrs. Sprague) “congratulating Thomas Davis on the occasion of his retirement”; and

Resolutions (filed by Ms. Walsh) “congratulating the Cawley family on being named the Irish Family of America.”

Order Adopted.

On motion of Ms. Melconian,—

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.

On motion of Mr. Lees, at three minutes before two o’clock P.M., the Senate adjourned to meet on the following Monday at eleven o’clock A.M.
