

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.



Wednesday, July 12, 2000.

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

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 relative to benefits for Worcester County court officers (House, No. 4936).

PAPERS FROM THE HOUSE.

The final report of the special commission (under Section 13 of Chapter 163 of the Acts of 1993) relative to improvements to the horse and dog racing industry in the Commonwealth and the regulation thereof (House, No. 5340),— **was referred, in concurrence, to the committee on Government Regulations.**

A Bill to provide that certain health care plans and policies shall cover payment for costs arising from speech, hearing and language disorders (House, No. 5170,— on Senate, No. 714 and House, No. 1965),— **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

Bills

Relative to the illegal sale of alcohol from a dwelling (House, No. 428, amended),— on petition); and

Relative to credit and health insurance (House, No. 991,— on petition);

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

Bills

Relative to the civil service status of certain employees of the town of West Springfield (House, No. 4589, changed,— on petition) [Local approval received];

Relative to a certain conservation restriction in the town of Wayland (House, No. 5198,— on petition) [Local approval received]; and

Authorizing the town of Wayland to grant real estate tax rebates to certain property owners (House, No. 5199,— on House, No. 5238, in part) [Local approval received on House, No. 5199];

Were severally read and, under Senate Rule 26, placed in the Orders of the Day for the next session.

Notice was received that the House had insisted on its amendment to the Senate Bill relative to charter schools (Senate, No. 2027), had concurred in the appointment of a committee of conference on the disagreeing votes of the two branches; and that

Representatives Harkins of Needham, Donnelly of Boston and Rogeness of Longmeadow had been appointed the committee on the part of the House.

Resolutions.

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

Resolutions (filed by Mr. Joyce) “congratulating Michael Mottau on receiving the Hobey Baker Memorial Award.”

Order Adopted.

Mr. Morrissey presented the following order, to wit:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the joint committee on government regulations be granted until Wednesday, July 19, 2000, within which time to make its final report on Senate documents numbered 338, 345, 2160 and 2196 and on House documents numbered 122, 2322, 2328, 4811, 5130, 5251 and 5255.

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

Sent to the House for concurrence.

PAPERS FROM THE HOUSE.

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

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on the Judiciary be granted until Monday, July 31, 2000 the time within which to make its final report on current Senate documents numbered 789, 813, 906 and 2016, and current House documents numbered 282, 676, 808, 1011, 1018, 1026, 1389, 1390, 1582, 2149, 2156, 2543, 2544, 2923, 2931, 2932, 2934, 2938, 3108, 3301, 3501, 3504, 3512, 3516, 3518, 3680, 3684, 3691, 3703, 3711, 3715, 4026, 4166, 4168, 4809, 4918, 4973, 5092, 5112, 5118, 5122, 5142 and 5287.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Commerce and Labor be granted until Friday, July 21, 2000 the time within which to make its final report on current House documents numbered 5240 and 5245.

Report of a Committee.

By Mr. Jajuga, for the committee on Public Safety, on the recommitted order (Senate, No. 1854), a Bill relative to racial profiling (Senate, No. 2237);

Read and, there being no objection, the rules were suspended, on motion of Ms. Wilkerson, and the bill was read a second time.

Pending the question on ordering the bill to a third reading, Ms. Wilkerson, Messrs. Jajuga and Rosenberg and Ms. Melconian moved that the bill be amended by substituting a new draft entitled “An Act providing for the collection of data relative to traffic stops” (Senate, No. 2238).

This amendment was adopted.

The bill (Senate, No. 2238) was then ordered to a third reading.

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 House Bill relative to the powers of the Malden redevelopment authority (House, No. 4624),— was read a third time.

Pending the question on passing the bill to be engrossed, Mr. Tisei moved that the bill be amended in section 1, by inserting after the word “power”, in line 24, the following words:— “, in connection with the Malden redevelopment authority’s authorized activities on behalf of or with respect to the North Suburban Consortium,”.

This amendment was adopted.

The bill was then passed to be engrossed, in concurrence, with the amendment.

Sent to the House for concurrence in the amendment.

The House Bill relative to the management of savings banks and tax escrow requirements of certain mortgages (House, No. 5189),— **was read a second time and ordered to a third reading.**

PAPERS FROM THE HOUSE.

Engrossed Bill.

An engrossed Bill authorizing the conservation commission of the town of Ashland to impose certain fees (see House, No. 4045) (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.**

Emergency Preambles Adopted.

An engrossed Bill relative to managed care practices in the insurance industry (see House, No. 4525, amended), having been certified by the Senate Clerk to be rightly and truly prepared for final passage and containing an emergency preamble,— **was laid before the Senate; and, a separate vote being taken in accordance with the requirements of Article LXVII of the Amendments to the Constitution, the preamble was adopted, in concurrence, by a vote of 11 to 0.**
The bill was signed by the President and sent to the House for enactment.

An engrossed Bill relative to foothold traps and certain other devices (see House, No. 4884, amended), having been certified by the Senate Clerk to be rightly and truly prepared for final passage and containing an emergency preamble,— **was laid before the Senate; and, a separate vote being taken in accordance with the requirements of Article LXVII of the Amendments to the Constitution, the preamble was adopted, in concurrence, by a vote of 10 to 0.**
The bill was signed by the President and sent to the House for enactment.

An engrossed Bill relative to nongroup health insurance products (see House, No. 4993, amended), having been certified by the Senate Clerk to be rightly and truly prepared for final passage and containing an emergency preamble,— **was laid before the Senate; and, a separate vote being taken in accordance with the requirements of Article LXVII of the Amendments to the Constitution, the preamble was adopted, in concurrence, by a vote of 8 to 0.**
The bill was signed by the President and sent to the House for enactment.

Order Adopted.

On motion of Ms. Melconian,—

Ordered, That when the Senate adjourns today, it adjourn to meet again tomorrow at one o'clock P.M.

Recess.

There being no objection, at twenty-seven minutes past eleven o'clock A.M., the President declared a recess subject to the call of the Chair; and, at twenty-two minutes past two o'clock P.M., the Senate reassembled, Ms. Melconian in the Chair.

PAPER FROM THE HOUSE.

A Bill making certain appropriations for the fiscal year ending June 30, 2001, prior to final action of the General Appropriation Act for said fiscal year (House, No. 5343,— on the residue of House, No. 5275),— was read.

There being no objection, the rules were suspended, on motion of Mr. Tarr, and the bill was read a second time.

Pending the question on ordering the bill to a third reading, Mr. Montigny presented an amendment, in section 1, by striking out the figure “\$600,000,000” and inserting in place thereof the following figure:— \$700,000,000.

The amendment was adopted.

The bill, as amended, was ordered to a third reading, read a third time and passed to be engrossed, in concurrence, its title having been changed by the committee on Bills in the Third Reading to read as follows: “An Act making certain appropriations for the fiscal year ending June 30, 2001, prior to final action on the General Appropriation Act for said fiscal year.”

Sent to the House for concurrence in the amendment.

Recess.

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

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 House Bill relative to condominium by-laws (House, No. 3565) (its title having been changed by the committee on Bills in the Third Reading),— **was read a third time and passed to be engrossed, in concurrence.**
Sent to the House for concurrence in the amendment previously adopted by the Senate.

PAPER FROM THE HOUSE.

Engrossed Bill.

An engrossed Bill making certain appropriations for the fiscal year ending June 30, 2001, prior to final action on the General Appropriation Act for said fiscal year (see House, No. 5343, amended) (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.**

On motion of Mr. Tarr, at twelve minutes before four o'clock P.M., the Senate adjourned to meet again tomorrow at one o'clock P.M.
