

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, July 13, 2000.

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

Distinguished Guests.

The President introduced Justice S.S. Sodhi and his wife, Bonny, from India. Justice Sodhi was recently the Chairman of the Telecommunications Regulatory Authority of India. Prior to that, he was the Chief Justice of the Uttar Pradesh High Court. They were the guests of Senator Rauschenbach.

There being no objection, during the consideration of the Orders of the Day the Chair (Ms. Melconian) introduced, seated in the rear of the Chamber, Ms. Rita Beaduet of Auburn. She was the guest of Senator Glodis.

Communication.

A communication was received from Senator Marc R. Pacheco in compliance with Massachusetts General Laws Chapter 268A (received July 13, 2000),— **was placed on file.**

Petitions.

Petitions were presented and referred, as follows:

By Mr. Magnani, a petition (subject to Joint Rule 12) of David P. Magnani and James P. Jajuga for legislation relative to prohibiting dealers from obscuring prices on motor fuel dispensing devices; and

By Mr. Travaglini, a petition (subject to Joint Rule 12) of Robert E. Travaglini, Kevin G. Honan and Brian Paul Golden for legislation relative to directing the Commissioner of Capital Asset Management and Maintenance to lease a certain parcel of land in the city of Boston to the trustees of Boston University for sailing, boating and related purposes;

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

PAPERS FROM THE HOUSE.

Bills

Relative to a water supply easement held by the Massachusetts Water Resources Authority in the town of Southborough (House, No. 5078,— on petition); and

Authorizing the State Retirement Board to grant creditable service to Harvey J. Chopp (House, No. 5167, changed,— on petition);

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

Bills

Prohibiting the use of mobile telephones while operating a school bus (House, No. 4810,— on petition);

Validating certain acts and proceedings of the town meeting in Groveland (printed in House, No. 5046,— being a message from His Excellency the Governor);

Authorizing nonprofit hospital service corporations and nonprofit medical service corporations to make contracts of reinsurance (House, No. 5144, amended,— on petition);

Authorizing the Superintendent of State Office Buildings to install and maintain a plaque in honor of the Massachusetts members of the U.S.S. LST amphibious landing craft (House, No. 5280,— on petition); and

Protecting beneficiaries of structured settlements (House, No. 5348,— on House No. 3506);

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

Bills

Authorizing a privatized wastewater facility for the town of Provincetown (House, No. 4325,— on petition) [Local approval received];

Exempting the position of plumbing inspector of the town of Halifax from the provisions of the civil service law (House, No. 4746,— on petition) [Local approval received];

Relative to town meetings in the town of Truro (House, No. 5169,— on petition) [Local approval received]; and

Relative to a certain parcel of conservation land in the city of Boston (House, No. 5347,— on House, No. 4846) [Local approval received on House, No. 4846];

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

Engrossed Bill.

An engrossed Bill relative to managed care practices in the insurance industry (see House, No. 4525, amended) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

After remarks, the question on passing the bill to be enacted was determined by a call of the yeas and nays, at a quarter before two o'clock P.M., on motion of Mr. Montigny, as follows, to wit (yeas 39 — 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.

Hedlund, Robert L.

Jacques, Cheryl A.

Jajuga, James P.

Joyce, Brian A.

Knapiak, Michael R.

Montigny, Mark C.

Moore, Richard T.

Morrissey, Michael W.

Murray, Therese

Nuciforo, Andrea F., Jr.

Pacheco, Marc R.

Panagiotakos, Steven C.

Rauschenbach, Henri S.

Resor, Pamela

Rosenberg, Stanley C.

Shannon, Charles E.

Sprague, Jo Ann

Tarr, Bruce E.

Tisei, Richard R.

Tolman, Steven A.

Lees, Brian P.
Lynch, Stephen F.
Magnani, David P.
Melconian, Linda J.
Menard, Joan M. — 39.

Travaglini, Robert E.
Tucker, Susan C.
Walsh, Marian
Wilkerson, Dianne

NAYS — 0.

The yeas and nays having been completed at twelve minutes before two o'clock P.M., the bill was passed to be enacted and it was signed by the President and laid before the Governor for his approbation.

A Bill relative to an emergency exemption for the delivery of alcoholic beverages in the city of Boston (printed in House, No. 5353,— being a message from His Excellency the Governor),— was read.

There being no objection, the rules were suspended, on motion of Mr. Morrissey, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.

Orders of the Day.

The Orders of the Day were considered, as follows:

Bills

Designating the Patricia McGovern riverfront park (Senate, No. 2165);

Relative to certain sewer betterments in the city of Gloucester (Senate, No. 2204);

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

Designating the state highway in the town of Westford as the Pat Bradley Highway (House, No. 3019);

Relative to the operation of pet stores (House, No. 3224);

Relative to dental referral services (House, No. 3652, amended);

Authorizing the town of Rockport to establish a certain capital projects fund (House, No. 4169);

Relative to the traffic commission of the city of Marlborough (House, No. 4605);

Relative to referendum procedure in the town of Dartmouth (House, No. 4695);

Relative to the South Grafton Water District (House, No. 4942);

Relative to the use of alternative dispute resolution (House, No. 4970, amended); and

Relative to salary revisions for elected officials in the towns of the Commonwealth (House, No. 4988);

Were severally read a second time and ordered to a third reading.

The House bills

Relative to salaries paid by a domestic insurance company (House, No. 4906) (its title having been changed by the committee on Bills in the Third Reading); and

Authorizing the Mendon-Upton Regional School District to grant a certain easement (House, No. 5060);

Were severally read a third time and passed to be engrossed, in concurrence.

The House Bill relative to the charter of the town of Becket (House, No. 5026),— **was read a second time and ordered to a third reading.**

The House Bill relative to cluster developments (House, No. 4435),— was read a third time. After remarks, the question on passing it to be engrossed, in concurrence, was determined by a call of the yeas and nays, at two minutes past two o'clock P.M., on motion of Ms. Melconian, as follows, to wit (yeas 39 — 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.
Hedlund, Robert L.
Jacques, Cheryl A.
Jajuga, James P.
Joyce, Brian A.
Knapik, Michael R.
Lees, Brian P.
Lynch, Stephen F.
Magnani, David P.
Melconian, Linda J.
Menard, Joan M. — 39.

Montigny, Mark C.
Moore, Richard T.
Morrissett, Michael W.
Murray, Therese
Nuciforo, Andrea F., Jr.
Pacheco, Marc R.
Panagiotakos, Steven C.
Rauschenbach, Henri S.
Resor, Pamela
Rosenberg, Stanley 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

NAYS — 0.

Ms. Melconian in the Chair, the yeas and nays having been completed at five minutes past two o'clock P.M., the bill was passed to be engrossed, in concurrence.

The House Bill relative to gifts of personal property to municipalities (House, No. 824),— was read a third time. Pending the question on passing the bill to be engrossed, Mr. Rauschenbach moved that the bill be amended by striking all after the enacting clause and inserting in place thereof the following text:—

“Chapter 44 of the General Laws is hereby amended by inserting after section 53A, as appearing in the 1998 Official Edition, the following section:—

Section 53A½. A city council, with the mayor's approval if the charter so provides, or a board of selectmen or town council may, in its sole discretion and authority, accept gifts of tangible personal property on behalf of the city or town from the federal government, a charitable foundation, private corporation, individual, or from the commonwealth or any political subdivision thereof, and may, in its sole discretion and authority, use said gifts, without specific appropriation thereof, for the purpose of such a gift or, if no restrictions are attached to the gift, for such other purposes as it deems advisable.”

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 President in the Chair, the Senate Bill providing for the collection of data relative to traffic stops (Senate, No. 2238),— was read a third time.

Mr. Rosenberg in the Chair, after remarks, the question on passing it to be engrossed was determined by a call of the yeas and nays, at twenty-two minutes before three o'clock P.M., on motion of Ms. Wilkerson, as follows, to wit (yeas 37 — nays 2):

YEAS.

Antonioni, Robert A.
Bernstein, Robert A.

Magnani, David P.
Melconian, Linda J.

Berry, Frederick E.
Clancy, Edward J., Jr.
Creedon, Robert S., Jr.
Creem, Cynthia Stone
Fargo, Susan C.
Havern, Robert A.
Hedlund, Robert L.
Jacques, Cheryl A.
Jajuga, James P.
Joyce, Brian A.
Knapik, Michael R.
Lees, Brian P.
Lynch, Stephen F.
Tarr, Bruce E.
Tisei, Richard R.
Tolman, Steven A.
Travaglini, Robert E.

Menard, Joan M.
Montigny, Mark C.
Moore, Richard T.
Morrissey, Michael W.
Murray, Therese
Nuciforo, Andrea F., Jr.
Pacheco, Marc R.
Panagiotakos, Steven C.
Rauschenbach, Henri S.
Resor, Pamela
Rosenberg, Stanley C.
Shannon, Charles E.
Sprague, Jo Ann
Tucker, Susan C.
Walsh, Marian
Wilkerson, Dianne — 37.

NAYS.

Brewer, Stephen M.

Glodis, Guy W. — 2.

The yeas and nays having been completed at eighteen minutes before three o'clock P.M., the bill was passed to be engrossed.

Sent to the House for concurrence.

The Senate report of the committee on Public Safety, ought NOT to pass, on the petition (accompanied by bill, Senate, No. 1116) of Brian P. Lees, Dennis M. Murphy and Elizabeth A. Malia for legislation relative to the enforcement of the seat belt law,— was considered, the question being on accepting the adverse report.

On motion of Mr. Lees, the report was amended by substituting a “Bill relative to the enforcement of seat belt law” (Senate, No. 1116); and the bill was read.

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

Pending the question on ordering the bill to a third reading, Ms. Wilkerson moved that the bill be amended by inserting after the word “sentence”, in line 3, the following words:— “and inserting in place thereof the following sentence:— A police officer may not search or inspect a motor vehicle, its contents, the driver, or a passenger solely because of a violation of this section.”

After debate, the amendment was adopted.

Mr. Nuciforo then moved that the bill be further amended by adding the following two sentences:— “Any evidence obtained by law enforcement personnel from an individual stopped primarily for a violation of this section shall be used for the sole purpose of the prosecution of such violation. Any other evidence obtained by law enforcement personnel from an individual stopped primarily for a violation of this section shall not be admissible in any judicial or administrative proceeding.”

After debate, the question on adoption of the amendment was determined by a call of the yeas and nays, at twelve minutes past four o'clock P.M., on motion of Mr. Nuciforo, as follows, to wit (yeas 4 — nays 34):

YEAS.

Clancy, Edward J., Jr.
Creedon, Robert S., Jr.

Glodis, Guy W.
Nuciforo, Andrea F., Jr. — 4.

NAYS.

Antonioni, Robert A.
Bernstein, Robert A.

Brewer, Stephen M.
Creem, Cynthia Stone

Berry, Frederick E.
Hedlund, Robert L.
Jacques, Cheryl A.
Jajuga, James P.
Joyce, Brian A.
Knapik, Michael R.
Lees, Brian P.
Lynch, Stephen F.
Magnani, David P.
Melconian, Linda J.
Menard, Joan M.
Montigny, Mark C.
Moore, Richard T.
Morrisey, Michael W.
Murray, Therese

Fargo, Susan C.
Pacheco, Marc R.
Panagiotakos, Steven C.
Rauschenbach, Henri S.
Resor, Pamela
Rosenberg, Stanley 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 — 34.

ABSENT OR NOT VOTING.

Havern, Robert A. — 1.

The yeas and nays having been completed at sixteen minutes past four o'clock P.M., the amendment was *rejected*.

The bill (Senate, No. 1116, amended) was then ordered to a third reading, read a third time and passed to be engrossed, its title having been changed by the committee on Bills in the Third Reading to read as follows: "An Act relative to the enforcement of the seat belt law."

Sent to the House for concurrence.

The Senate Bill prohibiting certain liability waivers as against public policy (Senate, No. 837),— was considered, the main question being on passing it to be engrossed.

On motion of Mr. Lees, the further consideration thereof was postponed until the next session.

The House Bill relative to the management of savings banks and tax escrow requirements of certain mortgages (House, No. 5189),— was read a third time and passed to be engrossed, in concurrence.

PAPERS FROM THE HOUSE.

Engrossed Bills.

An engrossed Bill relative to foothold traps and certain other devices (see House, No. 4884, amended) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

The question on passing the bill to be enacted was determined by a call of the yeas and nays, at twenty-two minutes past four o'clock P.M., on motion of Mr. Knapik, as follows, to wit (yeas 38 — nays 0):

YEAS.

Antonioni, Robert A.
Bernstein, Robert A.
Clancy, Edward J., Jr.
Creedon, Robert S., Jr.
Creem, Cynthia Stone

Berry, Frederick E.
Brewer, Stephen M.
Morrisey, Michael W.
Murray, Therese
Nuciforo, Andrea F., Jr.

Fargo, Susan C.
Glodis, Guy W.
Hedlund, Robert L.
Jacques, Cheryl A.
Jajuga, James P.
Joyce, Brian A.
Knapik, Michael R.
Lees, Brian P.
Lynch, Stephen F.
Magnani, David P.
Melconian, Linda J.
Menard, Joan M.
Montigny, Mark C.
Moore, Richard T.

Pacheco, Marc R.
Panagiotakos, Steven C.
Rauschenbach, Henri S.
Resor, Pamela
Rosenberg, Stanley 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.

Havern, Robert A. — 1.

The yeas and nays having been completed at twenty-seven minutes past four o'clock P.M., the bill was passed to be enacted and it was signed by Mr. Rosenberg, the Acting President (having been appointed by the President, under authority conferred by Senate Rule 4, to perform the duties of the Chair) and laid before the Governor for his approbation.

An engrossed Bill relative to nongroup health insurance products (see House, No. 4993, amended) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

The question on passing the bill to be enacted was determined by a call of the yeas and nays, at twenty-eight minutes past four o'clock P.M., on motion of Mr. Bernstein, as follows, to wit (yeas 38 — nays 0):

YEAS.

Antonioni, Robert A.
Bernstein, Robert A.
Clancy, Edward J., Jr.
Creedon, Robert S., Jr.
Creem, Cynthia Stone
Fargo, Susan C.
Glodis, Guy W.
Hedlund, Robert L.
Jacques, Cheryl A.
Jajuga, James P.
Joyce, Brian A.
Knapik, Michael R.
Lees, Brian P.
Lynch, Stephen F.

Berry, Frederick E.
Brewer, Stephen M.
Morrisey, Michael W.
Murray, Therese
Nuciforo, Andrea F., Jr.
Pacheco, Marc R.
Panagiotakos, Steven C.
Rauschenbach, Henri S.
Resor, Pamela
Rosenberg, Stanley C.
Shannon, Charles E.
Sprague, Jo Ann
Tarr, Bruce E.
Tisei, Richard R.

Magnani, David P.
Melconian, Linda J.
Menard, Joan M.
Montigny, Mark C.
Moore, Richard T.

Tolman, Steven A.
Travaglini, Robert E.
Tucker, Susan C.
Walsh, Marian
Wilkerson, Dianne — 38.

NAYS — 0.

ABSENT OR NOT VOTING.

Havern, Robert A. — 1.

The yeas and nays having been completed at twenty-four minutes before five o'clock P.M., the bill was passed to be enacted and it was signed by the Acting President and laid before the Governor for his approbation.

Engrossed Bill — Land Taking for Conservation, Etc.

An engrossed Bill relative to certain conservation land in the town of Chatham (see House, No. 4625) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage,— was put upon its final passage; and, this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution, the question on passing it to be enacted was determined by a call of the yeas and nays, at twenty-three minutes before five o'clock P.M., as follows, to wit (yeas 38 — nays 0):

YEAS.

Antonioni, Robert A.
Bernstein, Robert A.
Clancy, Edward J., Jr.
Creedon, Robert S., Jr.
Creem, Cynthia Stone
Fargo, Susan C.
Glodis, Guy W.
Hedlund, Robert L.
Jacques, Cheryl A.
Jajuga, James P.
Joyce, Brian A.
Knapik, Michael R.
Lees, Brian P.
Lynch, Stephen F.
Magnani, David P.
Melconian, Linda J.
Menard, Joan M.
Montigny, Mark C.
Moore, Richard T.

Berry, Frederick E.
Brewer, Stephen M.
Morrissett, Michael W.
Murray, Therese
Nuciforo, Andrea F., Jr.
Pacheco, Marc R.
Panagiotakos, Steven C.
Rauschenbach, Henri S.
Resor, Pamela
Rosenberg, Stanley 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.

Havern, Robert A. — 1.

The yeas and nays having been completed at twenty-one minutes before five o'clock P.M., the bill was passed to be enacted, two-thirds of the members present having agreed to pass the same, and it was signed by the Acting President and laid before the Governor for his approbation.

An engrossed Bill authorizing the conservation commission of the town of Andover to grant an easement (see Senate, No. 2121) (which originated in the Senate), having been certified by the Senate Clerk to be rightly and truly prepared for final passage,— was put upon its final passage; and, this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution, the question on passing it to be enacted was determined by a call of the yeas and nays, at twenty minutes before five o'clock P.M., as follows, to wit (yeas 38 — nays 0):

YEAS.

Antonioni, Robert A.	Berry, Frederick E.
Bernstein, Robert A.	Brewer, Stephen M.
Clancy, Edward J., Jr.	Morrissey, Michael W.
Creedon, Robert S., Jr.	Murray, Therese
Creem, Cynthia Stone	Nuciforo, Andrea F., Jr.
Fargo, Susan C.	Pacheco, Marc R.
Glodis, Guy W.	Panagiotakos, Steven C.
Hedlund, Robert L.	Rauschenbach, Henri S.
Jacques, Cheryl A.	Resor, Pamela
Jajuga, James P.	Rosenberg, Stanley C.
Joyce, Brian A.	Shannon, Charles E.
Knapik, Michael R.	Sprague, Jo Ann
Lees, Brian P.	Tarr, Bruce E.
Lynch, Stephen F.	Tisei, Richard R.
Magnani, David P.	Tolman, Steven A.
Melconian, Linda J.	Travaglini, Robert E.
Menard, Joan M.	Tucker, Susan C.
Montigny, Mark C.	Walsh, Marian
Moore, Richard T.	Wilkerson, Dianne — 38.

NAYS — 0.

ABSENT OR NOT VOTING.

Havern, Robert A. — 1.

The yeas and nays having been completed at seventeen minutes before five o'clock P.M., the bill was passed to be enacted, two-thirds of the members present having agreed to pass the same, and it was signed by the Acting President and laid before the Governor for his approbation.

An engrossed Bill authorizing the town of Stoneham to grant an easement over certain open space land (see House, No. 4795) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage,— was put upon its final passage; and, this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution, the question on passing it to be enacted was determined by a call of the yeas and nays, at sixteen minutes before five o'clock P.M., as follows, to wit (yeas 38 — nays 0):

YEAS.

Antonioni, Robert A.	Berry, Frederick E.
Bernstein, Robert A.	Brewer, Stephen M.

Clancy, Edward J., Jr.
Creedon, Robert S., Jr.
Creem, Cynthia Stone
Fargo, Susan C.
Glodis, Guy W.
Hedlund, Robert L.
Jacques, Cheryl A.
Jajuga, James P.
Joyce, Brian A.
Knapik, Michael R.
Lees, Brian P.
Lynch, Stephen F.
Magnani, David P.
Melconian, Linda J.
Menard, Joan M.
Montigny, Mark C.
Moore, Richard T.

Morrissey, Michael W.
Murray, Therese
Nuciforo, Andrea F., Jr.
Pacheco, Marc R.
Panagiotakos, Steven C.
Rauschenbach, Henri S.
Resor, Pamela
Rosenberg, Stanley 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.

Havern, Robert A. — 1.

The yeas and nays having been completed at fourteen minutes before five o'clock P.M., the bill was passed to be enacted, two-thirds of the members present having agreed to pass the same, and it was signed by the Acting President and laid before the Governor for his approbation.

An engrossed Bill authorizing the town of Scituate to use certain forest land for a fire station (see House, No. 5113) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage,— was put upon its final passage; and, this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution, the question on passing it to be enacted was determined by a call of the yeas and nays, at thirteen minutes before five o'clock P.M., as follows, to wit (yeas 38 — nays 0):

YEAS.

Antonioni, Robert A.
Bernstein, Robert A.
Clancy, Edward J., Jr.
Creedon, Robert S., Jr.
Creem, Cynthia Stone
Fargo, Susan C.
Glodis, Guy W.
Hedlund, Robert L.
Jacques, Cheryl A.
Jajuga, James P.
Joyce, Brian A.
Knapik, Michael R.

Berry, Frederick E.
Brewer, Stephen M.
Morrissey, Michael W.
Murray, Therese
Nuciforo, Andrea F., Jr.
Pacheco, Marc R.
Panagiotakos, Steven C.
Rauschenbach, Henri S.
Resor, Pamela
Rosenberg, Stanley C.
Shannon, Charles E.
Sprague, Jo Ann

Lees, Brian P.
Lynch, Stephen F.
Magnani, David P.
Melconian, Linda J.
Menard, Joan M.
Montigny, Mark C.
Moore, Richard T.

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.

Havern, Robert A. — 1.

The yeas and nays having been completed at eleven minutes before five o'clock P.M., the bill was passed to be enacted, two-thirds of the members present having agreed to pass the same, and it was signed by the Acting President and laid before the Governor for his approbation.

Engrossed Bill.

An engrossed Bill relative to an emergency exemption for the delivery of alcoholic beverages in the city of Boston (see House Bill, printed in House, No. 5353) (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, two-thirds of the members present having voted in the affirmative, and it was signed by the Acting President and laid before the Governor for his approbation.**

Matters Taken Out of the Notice Section of the Calendar.

There being no objection, the following matters were taken out of the Notice Section of the Calendar and considered, as follows:

The House bills

Relative to benefits for Worcester County court officers (House, No. 4936); and

Validating the action taken at the special town election held in the town of Acushnet (printed in House, No. 5207);
Were severally 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. Birmingham) “commemorating the observance of ‘Performance Recognition Day’”;

Resolutions (filed by Mrs. Sprague) “congratulating Adam Timothy Slemmon of Seekonk upon his elevation to the rank of Eagle Scout”; and

Resolutions (filed by Ms. Tucker) “memorializing the Congress of the United States to fully fund the Ricky Ray Hemophilia Relief Fund Act of 1998.”

PAPERS 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 Local Affairs be granted until Friday, July 28, 2000, the time within which to make its final report on House documents numbered 5165, 5190, 5191, 5209, 5313 and 5314,

relative to the construction of a water and sewer system in Lawrence, conveyance of certain land in Hingham, payment of a certain bill in Hanover, use of certain land in Mansfield, a trust fund in Orleans, and certain subdivisions of land in Gloucester.

Engrossed Bills.

An engrossed Bill validating the results of the annual town election held in the town of Dudley (see House Bill, printed in House, No. 4886) (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, two-thirds of the members present having having voted in the affirmative, and it was signed by the Acting President and laid before the Governor for his approbation.**

The following engrossed bills (the first of which originated in the Senate), having been certified by the Senate Clerk to be rightly and truly prepared for final passage, were severally passed to be enacted and were signed by the Acting President and laid before the Governor for his approbation, to wit:

Amending the one trial system for civil cases in certain counties (see Senate, No. 2088, amended);

Establishing an appointed water and sewer commission in the town of Blackstone (see House Bill, printed as Senate, No. 1986, changed); and

Relative to the budget in the town of West Boylston (see House, No. 4871).

A Bill authorizing the town of Provincetown to operate a sewer system (House, No. 5083,— on House, No. 5064),— was read. **There being no objection, the rules were suspended, on motion of Mr. Rauschenbach, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.**

Matter Taken Out of the Notice Section of the Calendar.

There being no objection, the following matter was taken out of the Notice Section of the Calendar and considered, as follows:

The House Bill relative to a certain conservation restriction in the town of Wayland (House, No. 5198),— **was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.**

PAPER FROM THE HOUSE.

A petition (accompanied by bill, House, No. 5354) of Daniel E. Bosley, Mark J. Carron and other members of the General Court relative to the installation and maintenance of additional gas transmission lines and telecommunications lines,— **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on Government Regulations.**

Order Adopted.

On motion of Mr. Tarr,—

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 four minutes before five o'clock P.M., the Senate adjourned to meet on the following Monday at eleven o'clock A.M.
