

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, August 9, 1999.

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

Distinguished Guest.

There being no objection, the President introduced Katie Knapik, the ten-month old daughter of Senator Michael R. Knapik.

Petitions.

Mr. Rauschenbach presented a petition (accompanied by bill, Senate, No. 1958) of Henri S. Rauschenbach (by vote of the town) for legislation relative to the town of Tisbury to reimburse the Martha's Vineyard Historical Society [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, as follows:

By Mr. Antonioni, a petition (subject to Joint Rule 12) of Robert A. Antonioni and Brian Knuuttila for legislation to validate the authorization of certain bonds by the Holmes Water District; and

By Ms. Tucker, a petition (subject to Joint Rule 12) of Susan C. Tucker, Colleen M. Garry, Pamela P. Resor, Guy W. Glodis and other members of the General Court for legislation to establish a special commission to restructure the Registry of Motor Vehicles based on the best models of customer service;

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

Reports of Committees.

By Mr. Moore, for the committee on Health Care, on petition, an Order relative to authorizing and directing the joint committee on Health Care to make an investigation and study of Senate document numbered 436, relative to medical treatment of chronic pain (Senate, No. 1951); and

By the same Senator, for the same committee, on petition, an Order relative to authorizing and directing the joint committee on Health Care to make an investigation and study of Senate document numbered 515, relative to prescription drug delivery (Senate, No. 1952); and

By Mr. Creedon, for the committee on the Judiciary, on Senate, Nos. 783, 790, 850, 851, 918 and 1821, an Order authorizing and directing the joint committee on the Judiciary to make an investigation and study of certain current Senate documents relative to judicial matters (Senate, No. 1953);

Severally 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 promoting family literacy (Senate, No. 211, changed in section 4 by striking out the first sentence and inserting in place thereof the following sentence:— "The department is authorized to expend for the purposes of this act funds that may be appropriated to the department for said purposes

and, in addition, may use funds appropriated in items 7035-0002 and 7061-9611 of section 2 of chapter 194 of the acts of 1998, funds appropriated to the department in said items for fiscal year 2000, or other funds appropriated to the department to promote adult, child or family literacy to provide services under this act; provided, further, that said department shall seek to supplement the amounts appropriated for the programs established by this act with other resources that may be available from federal, state, local or private sources.");

By the same Senator, for the same committee, on petition, a Bill to establish the Massachusetts institute of health care policy (Senate, No. 212);

By the same Senator, for the same committee, on Senate, Nos. 253 and 304, a Bill authorizing the Commonwealth to place a lien on property of persons who default on student loans (Senate, No. 253);

By the same Senator, for the same committee, on Senate, Nos. 260, 270 and 271 and House, Nos. 449 and 3638, a Bill to promote quality assistance to early education programs throughout the Commonwealth (Senate, No. 271); and

By the same Senator, for the same committee, on petition, a Bill providing that holders of multiple education certificates as of June 18, 1993, be allowed to renew all certificates by payment of a single fee and the accumulation of no more than 120 professional development points (Senate, No. 281, changed by striking out the sentence in lines 3 through 6 and inserting in place thereof the following sentence:—"Candidates for multiple education certificates shall only be charged a fee for recertification in a single area.");

By Mr. Moore, for the committee on Health Care, on Senate, No. 478 and, House, No. 2512, a Bill relative to nuclear pharmacy (Senate, No. 478); and

By the same Senator, for the same committee, on petition, a Bill relative to medication occurrence reporting (Senate, No. 479); and

By Mr. Creedon, for the committee on the Judiciary, on petition (accompanied by bill, Senate, No. 804), a Bill relative to profits from crime (Senate, No. 1950);

By the same Senator, for the same committee, on Senate, No. 875 and House, No. 3712, a Bill amending the one trial system for civil cases in certain counties (Senate, No. 1954);

By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 776), a Bill to permit the voluntary withdrawal of land from the registration system (Senate, No. 1955);

By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 777), a Bill providing for mandatory daily motion sessions in Plymouth Division of the Probate and Family Court (Senate, No. 1956); and

By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 1936), a Bill establishing a sick leave bank for Lawrence Waithe, an employee of the Trial Court (Senate, No. 1957);

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

By Mr. Moore, for the committee on Health Care, on petition, a Bill regulating the use of anabolic steroids (Senate, No. 459); and
By Mr. Creedon, for the committee on the Judiciary, on petition, a Bill adding certain school transportation personnel to the so-called Good Samaritan law (Senate, No. 781);

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

By Mr. Morrissey, for the committee on Government Regulations, on petition, a Bill authorizing the town of Ipswich to issue three additional licenses for the sale of all alcoholic beverages to be drunk on the premises (Senate, No. 1719) [Local approval received]; and

By the same Senator, for the same committee, on petition, a Bill authorizing the licensing authority of the town of Palmer to issue an additional liquor license for the sale of all alcoholic beverages to be drunk on the premises to the Palmer Inn (Senate, No. 1928) [Local approval received];

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

Mr. Brewer, for the committee on Steering and Policy, reported that the following matters be placed in the Orders of the Day for the next session:

The Senate bills

Relative to fairness in credit reporting (Senate, No. 91);

To clarify employer sanctions for improper expenditure of withholdings or deductions from wages (Senate, No. 92);

Relative to the rights of victims of crimes (Senate, No. 184);

Making a change in the requirements for continuing education for steamboiler licensing (Senate, No. 429);

Relative to certain farming operations (Senate, No. 437);

Relative to certain proceedings and corporations (Senate, No. 873);

Prohibiting disclosure of home addresses of judicial personnel (Senate, No. 886);

Relative to the management of state forests (Senate, No. 971);

To establish areas of critical scenic preservation and to provide for the acquisition of development rights therefor (Senate, No. 1019);

Relative to condominium septic systems (Senate, No. 1030);

Requiring sealed bids or competitive proposals for the award of school transportation contracts (Senate, No. 1412);

Designating a plaque for Edward Cohen (Senate, No. 1432);
Relative to domestic violence (Senate, No. 1889);
Relative to the Boston Police Relief Association (Senate, No. 1898); and
Relative to the board of registration in veterinary medicine (printed as House, No. 3653); and
The House bills
Relative to the towing of motor vehicles (House, No. 2113); and
Designating a certain interchange in the city of Woburn as the James McKeown Interchange (House, No. 2257); and
The Senate reports
Of the committee on Health Care, ought NOT to pass, on the petition (accompanied by bill, Senate, No. 458) of Richard Piper for legislation to require periodic testing of all licensed and registered nurses in the Commonwealth by the Board of Registration in Nursing;
Of the committee on Insurance, ought NOT to pass:
On the petition (accompanied by bill, Senate, No. 663) of Richard Piper for legislation to require annual competency testing of insurance agents doing business in the Commonwealth; and
On the petition (accompanied by bill, Senate, No. 731) of Dianne Wilkerson, Edward G. Connolly, Gloria L. Fox and Benjamin Swan for legislation relative to property insurance coverage when a mortgage is transferred;
Of the committee on Natural Resources and Agriculture, ought NOT to pass:
On the petition (accompanied by bill, Senate, No. 1013) of Michael W. Morrissey for legislation relative to the authority of the Massachusetts Water Resources Authority Advisory Board; and
On the petition (accompanied by bill, Senate, No. 1028) of Therese Murray and Viriato Manuel deMacedo for legislation relative to inspections of on-site sewage disposal systems;
Of the committee on Public Service, ought NOT to pass:
On the petition (accompanied by bill, Senate, No. 1212) of Robert L. Hedlund for legislation to prohibit participation in the state pension system by all newly elected officials;
On the petition (accompanied by bill, Senate, No. 1299) of Michael W. Morrissey for legislation relative to post-retirement employment for public retirees; and
On the petition (accompanied by bill, Senate, No. 1347) of Charles E. Shannon, Vincent P. Ciampa and Timothy J. Toomey, Jr., for legislation relative to the Massachusetts Retirement Board.

PAPERS FROM THE HOUSE.

A Bill relative to the continuing education of electrologists (House, No. 1170,— on petition),— **was read and, under Senate Rule 26, referred to the committee on Steering and Policy.**

Resolutions.

The following resolutions (having been filed with the Clerk) were considered forthwith and adopted, as follows:—
Resolutions (filed by Ms. Walsh) "honoring William A. Saverse on the occasion of his seventy-fifth birthday".

Communication.

The Clerk read the following communication:

COMMONWEALTH OF MASSACHUSETTS
MASSACHUSETTS SENATE
STATE HOUSE, BOSTON 02133-1053

August 5, 1999.

Mr. Patrick F. Scanlan
Senate Clerk
State House, Room 335
Boston, Massachusetts 02133

Dear Mr. Clerk:

Due to a death in my family, I had to leave the formal senate session early on August 4, 1999 and missed numerous roll call votes. If I were present when the roll calls were taken I would have voted YEA on the following bills:
House No. 4139 — relative to a certain parcel of land in the town of Belchertown;
House No. 4429 — authorizing the town of Winthrop to use certain park and recreation land for school purposes;
Senate No. 1941 — providing for an accelerated transportation development and improvement program for the Commonwealth (amendment offered by Messrs. Montigny, Havern and Rosenberg);
Senate No. 1706 — increasing the minimum wage;

House No. 1030 — authorizing the town of South Hadley to convey certain recreational land;
House No. 2563 — authorizing the town of Hudson to convey an easement across a certain parcel of land used for conservation purposes;
Senate No. 1943 — providing for the licensing of home inspectors;
Senate No. 1942 — relative to insurance and genetic testing and privacy protection;
House No. 4640, amended — making certain supplemental appropriations for fiscal year 1999 and relative to certain capital spending and bonded debt of the Commonwealth; and
Senate No. 1945 — providing for an accelerated transportation development and improvement program for the Commonwealth.
Thank you for your attention to this matter.

Sincerely,
THOMAS C. NORTON,
State Senator.

On motion of Mr. Bernstein, the above statement was ordered printed in the Journal of the Senate.

Report of Committees.

By Mr. Birmingham, 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 for legislation to prosecute juvenile offenders as adults for certain crimes.

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

Sent to the House for concurrence.

PAPER FROM THE HOUSE.

Engrossed Bill.

An engrossed Bill relative to the charter of the city of Easthampton (see Senate, No. 1317, amended) (which originated in the Senate), **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.**

Order Adopted.

On motion of Mr. Jajuga,—

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.
