

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 23, 1999.

Met at one minute past eleven o'clock A.M. (Ms. Melconian in the Chair) (having been appointed by the President, under authority conferred by Senate Rule 4, to perform the duties of the Chair).

Petition.

Mr. Tisei presented a petition (subject to Joint Rule 12) of Richard R. Tisei, Christopher G. Fallon, Anthony P. Giglio, Kathi-Anne Reinstein and Edward G. Connolly for legislation to direct the Armory Commission and the Commonwealth to convey a certain parcel of land in the city of Malden,— **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. Lynch, for the committee on Commerce and Labor, on Senate, No. 26 and House, No. 945, a Bill relative to the sale of cigarettes (Senate, No. 26);

By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 67), a Bill relative to increased fines for employer's failure to obtain worker's compensation insurance (Senate, No. 1970);

By Mr. Antonioni, for the committee on Education, Arts and Humanities, on petition, a Bill relative to vocational schools (Senate, No. 285); and

By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 206), a Bill regarding comprehensive vision screening (Senate, No. 1973);

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

By Mr. Antonioni, for the committee on Education, Arts and Humanities, on petition (accompanied by bill, Senate, No. 1735), a Bill authorizing school committees to award diplomas to veterans of World War II (Senate, No. 1972);

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

By Mr. Tolman, for the committee on Local Affairs, on petition, a Bill relative to the town of Tisbury (Senate, No. 1958) [Local approval received];

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

By Mr. Antonioni, for the committee on Education, Arts and Humanities, Senate, Nos. 269, 283 and 1768 and House, Nos. 1917 and 3811, an Order relative to authorizing and directing the joint committee on Education, Arts and Humanities to make an investigation and study of current Senate and House documents relative to various education matters (Senate, No. 1971);

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 matters be placed in the Orders of the Day for the next session:

The House Bill relative to additional licenses for the sale of alcoholic beverages (House, No. 3997); and

The House report of the committee on Insurance, ought NOT to pass, on so much of the recommendations of the Office of Consumer Affairs and Business Regulation (House, No. 9) as relates to Medicare supplement insurance plans (accompanied by bill, House, No. 25).

Committee Discharged.

Mr. Antonioni, for the committee on Education, Arts and Humanities, reported, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 232) of Susan C. Fargo and Bruce E. Tarr for legislation to establish a learning and earning for parents program within the Department of Education,— and recommending that the same be referred to the committee on Human Services and Elderly Affairs.

Under Senate Rule 36, the report was considered forthwith and accepted.

Sent to the House for concurrence.

Mr. Antonioni, for the committee on Education, Arts and Humanities, reported, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 1218) of James P. Jajuga and Kevin L. Finnegan for legislation relative to the membership of the Whittier Regional School District Committee,— and recommending that the same be referred to the committee on Local Affairs.

Under Senate Rule 36, the report was considered forthwith and accepted.

Sent to the House for concurrence.

Mr. Antonioni, for the committee on Education, Arts and Humanities, reported, asking to be discharged from further consideration

Of the petition (accompanied by bill, Senate, No. 228) of Edward J. Clancy, Jr., Thomas C. Norton, Frederick E. Berry and John A. Stefanini for legislation relative to the funding of capital improvements to the system of public higher education in the Commonwealth; and

The report of the Department of Education (under the provisions of Section 21 of Chapter 300 of the Acts of 1998) submitting recommendations to effectuate the transfer of the Essex County Agricultural and Technical Institute (Senate, No. 1749).

And recommending that the same severally be referred to the Senate committee on Ways and Means.

Under Senate Rule 36, the reports were severally considered forthwith and accepted.

Severally sent to the House for concurrence in the discharge of the joint committee.

PAPERS FROM THE HOUSE.

Reports

Of the committee on Commerce and Labor, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 2280) of Daniel E. Bosley relative to the utilization of tax increment financing involving incentives for economic development in cities and towns; and

Of the committee on Education, Arts and Humanities, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 3819) of Shannon P. O'Brien and Patrick F. Landers III for legislation to establish a higher education savings and investment program for the Commonwealth;

And recommending that the same severally be referred to the committee on Taxation.

Of the committee on the Judiciary, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 280) of Brian Knuuttila, Emile J. Goguen and Robert A. Antonioni for legislation to establish a sick leave bank for William T. Clark, an employee of the Gardner District Court,— and recommending that the same be referred to the committee on Public Service.

Were severally considered forthwith, under Senate Rule 36, and accepted, in concurrence.

A report of the committee on Health Care, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 2886) of Patricia D. Jehlen and other members of the General Court for legislation to reduce the cost of prescription drugs and to expand the coverage for the cost of such drugs, and recommending that the same be referred to the House committee on Ways and Means,— **was considered forthwith, under Senate Rule 36, and accepted, in concurrence, insomuch as relates to the discharge of the joint committee.**

The semi-annual reports of the Attorney General (under Section 99(k) of Chapter 398 of the Acts of 1991 relative to criminal prosecutions for insurance fraud and related crimes covering the reporting periods of January 1, 1998 through June 30, 1998 and July 1, 1998 through December 31, 1998 (having been sent by the House to the Senate for its information),— **was returned to the House to be placed on file.**

Resolutions.

The following resolutions (having been filed with the Clerk) were severally considered forthwith and adopted, as follows:— Resolutions (filed by Mr. Joyce) "on the occasion of the dedication of a memorial square in the town of Avon to honor the memory of firefighter Edward A. Foster, Jr."; Resolutions (filed by Mr. Rauschenbach) "congratulating George and Rosemary Abbott on being chosen as honorees of the 1999 Eastham Windmill Weekend"; and Resolutions (filed by Mrs. Sprague) "congratulating Lawrence and Margaret Mishou on the occasion of their fortieth wedding anniversary."

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 Senate Bill making a change in the requirements for continuing education for steam boiler licensing (Senate, No. 429),— was read a second time. Pending the question on ordering the bill to a third reading, the Senate adopted an amendment, presented by Mr. Tolman, substituting a new draft entitled "An Act further regulating the continuing education requirement for renewal of steam boiler licenses" (Senate, No. 1974). **The new draft (Senate, No. 1974) was ordered to a third reading, read a third time and passed to be engrossed.**

Sent to the House for concurrence.

The Senate Bill establishing a crime of trespass on a school bus (Senate, No. 1732),— **was read a second time, ordered to a third reading, read a third time and passed to be engrossed.**

Sent to the House for concurrence.

The House Bill relative to contract interpretation providing for continuity of contract in view of currency changes in Europe (House, No. 1508),— **was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.**

PAPERS FROM THE HOUSE.

A Bill authorizing the Massachusetts Water Resources Authority to enter into a contract with the owner of a certain parcel of real estate in the town of Weston (House, No. 1266,— on petition),— was read.

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

Engrossed Bill.

An engrossed Bill relative to a certain reserve fund in the town of Oak Bluffs (see House, No. 4324) (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 Acting President and laid before the Governor for his approbation.**

A petition (accompanied by bill, House, No. 4703) of James P. Jajuga, Arthur J. Broadhurst, Dennis A. DiZoglio (mayor) and others (with the approval of the town council) relative to providing for term limits for elected officials in the city known as the town of Methuen and for elected representatives from said town to the Greater Lawrence Regional Vocational Technical High School committee,— **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on Election Laws.**

Order Adopted.

On motion of Mr. Bernstein,—

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.

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