

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, October 30, 2000.

Met at six minutes 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).

Communications.

The following communications were severally placed on file:

Communication from Michael J. Ashe, Jr., sheriff, Hampden County, submitting a letter of response to an inspection conducted by the Department of Public Health (received Thursday, October 26, 2000);

Communication from the Public Employee Retirement Administration submitting a copy of its Experience Study Report (received Friday, October 27, 2000); and

Communication from the Department of Telecommunications and Energy submitting a report regarding the activities of the personnel of the department (received Thursday, October 26, 2000).

Report.

A report of the Division of Employment and Training (under the provisions of Chapter 233 of the Acts of 1983) submitting a quarterly update of the condition of the Commonwealth's Unemployment Insurance Trust Fund (received Monday, October 23, 2000),— **was placed on file.**

Report of a Committee.

By Ms. Walsh, for the committee on Taxation, on petition (accompanied by bill, Senate, No. 2258), a Bill relative to the valuation of certain state and county land in Ipswich and West Boylston (Senate, No. 2302);

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

Committee Discharged.

By Ms. Melconian, for the committee on Rules, to whom was referred the House Order relative to authorizing the committee on Local Affairs to make an investigation and study of a certain House document concerning the establishment of the Pittsfield civic

authority (House, 5304), reported, asking to be discharged from further consideration thereof and recommending that the same be recommitted to the committee on Local Affairs; and

By the same Senator, for the same committee, to whom was referred the Senate Order relative to authorizing the joint committee on Taxation to sit during the recess of the General Court for the purpose of making an investigation and study of certain current Senate documents relative to taxation matters (Senate, No. 2235),— reported, in part, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 2186) of Bruce E. Tarr and Bradford Hill (by vote of the town) for legislation to authorize an exemption for certain lodging establishments in the town of Ipswich from the room occupancy tax,— and recommending that the same be recommitted to the committee on Taxation.

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

PAPERS FROM THE HOUSE.

The following communications (having been sent by the House to the Senate for its information) were severally returned to the House to be placed on file, to wit:

From the Commissioner of the Department of Highways (under Item 6033-9900 of Section 2F of Chapter 55 of the Acts of 1999) submitting lists of contracts to meet certain capital program commitments of said department for fiscal years 1999 and 2000; and

From the Commissioner of Insurance (under Paragraph (2) of Clause F of Section 117F of Chapter 175 of the General Laws) relative to a summary of insurance claims experience and loss ratio data on credit life insurance and credit accident and health insurance.

A petition (accompanied by bill, House, No. 5472) of Maryanne Lewis (by vote of the town) that the town of Westwood be authorized to grant property tax abatements to certain elderly residents of said town,— **was referred, in concurrence, to the committee on Taxation.**

A Bill relative to certain boundary markers (House, No. 1028,— 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 severally considered forthwith and adopted, as follows:—

Resolutions (filed by Mr. Berry) “congratulating Joan Dawkins R.N. on the occasion of her retirement from the Department of Mental Retardation”;

Resolutions (filed by Mr. Moore) “congratulating the Massachusetts Group Insurance Commission for its commitment to improving patient safety and reducing medical errors in the Commonwealth”; and

Resolutions (filed by Mr. Morrissey) “on the retirement of Roy Lind.”

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 Richard T. Moore, Jay R. Kaufman and Stanley C. Rosenberg for legislation relative to the reporting deadline of the commission on alternative medicine.

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 Health Care.

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 Therese Murray and Michael P. Cahill for legislation relative to the reporting deadline of the special commission on regulatory and licensure requirements in the contracting of state-funded human services and social services contracts.

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 Human Services and Elderly Affairs. Severally sent to the House for concurrence.

PAPERS FROM THE HOUSE.

Engrossed Bills.

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:

Making certain corrective changes in certain general and special laws (see Senate Bill, printed in Senate, No. 2212); and

Relative to veterinarians reporting cruelty to animals (see House, No. 1033).

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 designating the James Coffin memorial rotary (Senate, No. 2292),— **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 providing for a seasonal police force in the town of West Springfield (House, No. 5436),— was read a second time.

Ms. Melconian offered an amendment in section 1, by striking out the fifth paragraph.

The amendment was adopted.

The bill, as amended, was then ordered to a third reading, read a third time and passed to be engrossed, in concurrence, with the amendment.

Sent to the House for concurrence in the amendment.

Reports of Committees.

By Mr. Montigny, for the committee on Ways and Means, that the Senate Bill establishing the Bourne Financial Development Corporation (printed as House, No. 4250),— ought to pass.

The rules were suspended, on motion of Mr. Bernstein, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.

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 Melrose Police Relief Corporation (House, No. 4960).

There being no objection, the rules were suspended, on motion of Mr. Jajuga, and the bill 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.

The engrossed House Bill prohibiting the use of a mobile telephone while operating a school bus (House, No. 4810),— came from the House amended as follows:

By adding at the end thereof the following sentence:— For the purpose of this paragraph, an emergency shall mean that the operator of the school bus needs to communicate with another to report any of the following: (a) that the school bus is disabled; (b) that medical attention or assistance is required for a passenger on the bus; (c) that police intervention is necessary for the personal safety of a passenger or to otherwise ensure the safety of the passengers; and (d) the presence of a disabled vehicle or an accident in the roadway.” (as corrected, B.T.R.)

The rules were suspended, on motion of Mr. Jajuga, and the House amendment was considered forthwith. On further motion of Mr. Jajuga, the Senate concurred in the House amendment *with a further amendment* striking out in line 4 (as printed) the word “school” and inserting in place thereof the following words:— “moving school”.
Sent to the House for concurrence in the further amendment.

A petition (accompanied by bill, House, No. 5473) of Brian Knuuttila, Robert A. Antonioni, Paul C. Demakis and Emile J. Goguen relative to exempting personal property on loan to charitable organizations from local taxation,— **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on Taxation.**

Order Adopted.

On motion of Mr. Knapik,—

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.

Adjournment in memory of Louis J. Morini.

Mr. Rosenberg presented a request that when the Senate adjourns today, it adjourn in memory of Louis J. Morini, who passed away this weekend. Mr. Morini was a resident of the town of Northampton and served as a State Representative from 1967 to 1974, inclusive. Accordingly, as a mark of respect to the memory of former Representative Louis J. Morini, at sixteen minutes past eleven o'clock A.M., on motion of Mr. Knapik, the Senate adjourned to meet on the following Thursday at eleven o'clock A.M.