

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, December 8, 1999.

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.

A communication from Mark P. Smith, Executive Director of the Water Resources Commission (under 313 CMR 4.06 (3)) submitting a copy of the Water Resources Commission amended decision regarding the Town of Canton's interbasin transfer (received Monday, December 6, 1999),— **was placed on file.**

A communication from Robert J. Garvey, Hampshire County Sheriff, submitting a completed Plan of Correction on the Report of Conditions at Hampshire County House of Correction (received Monday, December 6, 1999),— **was read and sent to the House for its information.**

Report.

A report of the University of Massachusetts (under the provisions of Section 3 of Chapter 75 of the General Laws) submitting the rules and regulations adopted and/or amended by the trustees in 1999 (received Friday, December 3, 1999),— **was placed on file.**

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 cluster developments (House, No. 4435).

PAPERS FROM THE HOUSE.

A Bill relative to underage drinking (House, No. 4506, amended,— on Senate, No. 422 and House, Nos. 1354, 1539, 3466 and 3837),— **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

A Bill relative to the sale of gas heating equipment (House, No. 3538,— on petition),— **was read and, under Senate Rule 26, referred to the committee on Steering and Policy.**

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 4924) of Barry R. Finegold and Susan C. Tucker (by vote of the town) that the town of Andover be authorized to grant an easement on a certain parcel of land for utility purposes; and

Petition (accompanied by bill, House, No. 4925) of Joseph T. Geller, Ronny M. Sydney, Cynthia S. Creem, Paul C. Demakis,

Brian Paul Golden, David T. Donnelly, Ruth B. Balser and others (by vote of the town) that the town of Brookline be authorized to lease the property known as the Webster Street Parking Lot for a period not to exceed ninety-five years;
Severally to the committee on Local Affairs.

Committee Changes.

The President announced the resignation of Senator Moore of Worcester and Norfolk as a member of the committee on Bills in the Third Reading and the appointment of Senator Jajuga of Third Essex to fill the vacancy.

PAPERS FROM THE HOUSE.

Engrossed Bill.

An engrossed Bill relative to the Worcester Firemen's Relief Association (see House, No. 4709) (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. 4927) of Brian S. Dempsey, Harriett L. Stanley and James P. Jajuga (with the approval of the mayor and city council) for legislation to exempt a certain lease by the city of Haverhill to the Wilbur M. Comeau Post #4 American Legion from the provisions of the uniform procurement law,— **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on State Administration.**

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 municipal lighting plants (House, No. 4427, amended),— was read a third time. Pending the question on passing the bill to be engrossed, an amendment, presented by Messrs. Morrissey, Pacheco and Tisei, in section 1, by striking out, in lines 11 to 13, inclusive, the words "within which such gas, electric plant, community antenna television system, or telecommunications system is authorized to distribute its products"; and in section 3, by inserting after the word "tariffs", in line 7, the following words:— ", interconnection agreements, number pooling",— was considered; and it was adopted.

**The bill was then passed to be engrossed, in concurrence, with the amendment.
Sent to the House for concurrence in the amendment.**

Resolutions.

The following resolutions (having been filed with the Clerk) were considered forthwith and adopted, as follows:—
Resolutions (filed by Mr. Morrissey) "honoring Lieutenant Leonard I. Torrey upon his retirement from the town of Braintree Police Department."

PAPER FROM THE HOUSE.

A Bill exempting the position of chief of police of the city of Waltham from the provisions of the civil service law (House, No. 4661,— on petition) [Local approval received],— was read.

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

Committee Changes.

The President announced the resignation of Senator Jajuga of Third Essex as a member of the committee on Bills in the Third Reading and the reappointment of Senator Moore of Worcester and Norfolk thereto.

Order Adopted.

On motion of Mr. Jajuga,—

Ordered, That when the Senate adjourns today, it adjourn to meet again on Friday 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
Six Heroic Worcester Firefighters.***

Messrs. Glodis and Bernstein requested that when the Senate adjourns today, it adjourn in memory of Fire Lieutenant Thomas E. Spencer and Firefighters Paul A. Brotherton, Timothy P. Jackson, Jeremiah M. Lucey, James F. Lyons and Joseph T. McQuirk who tragically lost their lives while fighting a fire at the Worcester Cold Storage and Warehouse Company this past weekend.

Accordingly, as a mark of respect to the memory of the six Worcester Firefighters, at a quarter past eleven o'clock A.M., on motion of Mr. Tarr, the Senate adjourned to meet again on Friday next at eleven o'clock A.M.