

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, December 16, 1999.

Met at two 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 was received from the President announcing the following appointments:

The Senator from Worcester and Middlesex, Mr. Antonioni, and the Senator from Suffolk, Mr. Lynch, to the special commission established (pursuant to section 333 of Chapter 127 of the Acts of 1999) relative to school building assistance programs;

The Senator from Hampshire and Franklin, Mr. Rosenberg, to the special commission established (pursuant to section 17 of Chapter 395 of the Acts of 1998) relative to Clean Elections;

The Senator from Plymouth and Bristol, Mr. Pacheco, to the special commission established (pursuant to section 208 of Chapter 127 of the Acts of 1997) relative to Dever State School Building Reuse;

The Senator from Plymouth and Barnstable, Ms. Murray, and the Senator from Cape and Islands, Mr. Rauschenbach, to the special commission established (pursuant to section 211 of Chapter 127 of the Acts of 1999) relative to the funding of the Cape Cod Land Bank Fund;

The Senator from Plymouth and Bristol, Mr. Creedon, the Senator from Worcester and Norfolk, Mr. Moore, the Senator from Plymouth and Barnstable, Ms. Murray, the Senator from Norfolk and Plymouth, Mr. Morrissey, and the Senator from Cape and Islands, Mr. Rauschenbach, to the special commission established (pursuant to section 338 of Chapter 127 of the Acts of 1999) relative to the practice of nursing;

The Senator from Plymouth and Barnstable, Ms. Murray, the Senator from Suffolk, Ms. Wilkerson, the Senator from Worcester and Middlesex, Mr. Antonioni, the Senator from Essex, Mr. Jajuga, and the Senator from Middlesex, Mr. Tisei, to the special commission established (pursuant to section 339 of Chapter 127 of the Acts of 1999) relative to adolescents at risk;

The Senator from Worcester and Norfolk, Mr. Moore, to the task force established (pursuant to section 344 of Chapter 127 of the Acts of 1999) on the fiscal health of acute care hospitals;

The Senator from Worcester and Norfolk, Mr. Moore, and the Senator from Bristol, Mr. Montigny, to the special commission established (pursuant to section 351 of Chapter 127 of the Acts of 1999) relative to subsidized prescription drugs for seniors and the disabled;

The Senator from Essex, Mr. Jajuga, and the Senator from Worcester and Middlesex, Mr. Antonioni, to the special commission established (pursuant to section 352 of Chapter 127 of the Acts of 1999) relative to potentially dangerous students and school violence;

The Senator from Bristol, Mr. Montigny, and the Senator from Suffolk and Norfolk, Mr. Joyce, to the special commission established (pursuant to section 367 of Chapter 127 of the Acts of 1999) relative to advanced education for firefighters;

The Senator from Essex, Mr. Berry, and the Senator from Essex and Middlesex, Mr. Tarr, to the task force established (pursuant to section 102 of Chapter 127 of the Acts of 1999) on the merger of Essex Agricultural and Technical Institute and North Shore Vocational Regional School.

A communication was also received from the President nominating Robert D. Wetmore of Barre to the Board of Directors of the Massachusetts Technology Development Park Corporation (pursuant to section 67 of Chapter 164 of the Acts of 1997).

A communication was received from the Minority Leader announcing the following appointments:

The Senator from Hampden and Hampshire, Mr. Knapik, to the special commission established (pursuant to section 333 of Chapter 127 of the Acts of 1999) to examine the current funding and administration of the school building assistance program; The Senator from Norfolk, Bristol and Plymouth, Mrs. Sprague, to the special commission established (pursuant to section 352 of Chapter 127 of the Acts of 1999) to study methods of identifying potentially dangerous students and protecting the students, faculty and administration from acts of extreme violence; and The Senator from Cape and Islands, Mr. Rauschenbach, to the special commission established (pursuant to section 344 of chapter 127 of the Acts of 1999) to study the present and future health of acute care hospitals.

Committee Change.

The President announced the resignation of Senator Knapik of Second Hampden and Hampshire as a member of the committee on Bills in the Third Reading and the appointment of Senator Tarr of First Essex and Middlesex to fill the vacancy.

Petition.

Mrs. Sprague presented a petition (subject to Joint Rule 12) of Jo Ann Sprague for legislation relative to the amount of compensation paid to an elected official of the Seekonk Water District,— **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. Tolman, for the committee on Local Affairs, on petition, a Bill authorizing the conservation commission of the town of Andover to establish a certain special account (Senate, No. 2057) [Local approval received]; **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 House bills

Relative to the agency powers of banks to provide certain banking transactions and to share office locations (House, No. 14);

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

Relative to the parking of motorcycles (House, No. 2008);

Relative to open-end mortgage loans (House, No. 4478); and

Relative to countersignature requests of certain insurance policies (House, No. 4883).

PAPERS FROM THE HOUSE.

A Bill repealing the law authorizing the town Holbrook to establish a betterment reserve fund (printed in House, No. 4887,— being a message from His Excellency the Governor),— **was read and, under Senate Rule 26, referred to the committee on Steering and Policy.**

A Bill relative to the election of town officials in the town of Shelburne (House, No. 4423,— on petition) [Local approval received],— **was read and, under Senate Rule 26, placed in the Orders of the Day for the next session.**

A petition (accompanied by bill, House, No. 4930) of Edward G. Connolly (with the approval of the mayor and city council) relative to taxation of property of the Sithe Mystic LLC electric generation facility located in the city of Everett,— **was referred, in concurrence, to the committee on Taxation.**

Emergency Preamble Adopted.

An engrossed Bill allowing additional compensation of a town clerk or municipal collector or treasurer upon certification (see House, No. 1992, amended), having been certified by the Senate Clerk to be rightly and truly prepared for final passage and containing an emergency preamble,— **was laid before the Senate; and, a separate vote being taken in accordance with the requirements of Article LXVII of the Amendments to the Constitution, the preamble was adopted, in concurrence, by a vote of 2 to 0.**

The bill was signed by the Acting President and sent to the House for enactment.

Engrossed Bills.

The following engrossed bills (all of which originated in the House), 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 President and laid before the Governor for his approbation, to wit:

Relative to the rural cemetery in the city of Worcester (see House, No. 3613);

Authorizing the city of Beverly to convey certain land (see House, No. 4269, amended);

Relative to sewer assessments in the city of Attleboro (see House, No. 4285); and

Authorizing certain structures to be exempted from certain harbor lines in the city of Boston (see House, No. 4779).

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 Public Service be granted until Friday, December 31, 1999, within which to make its report on current Senate document numbered 1203 and current House document numbered 877.

Resolutions.

The following resolutions (having been filed with the Clerk) were severally considered forthwith and adopted, as follows:—

Resolutions (filed by Mr. Clancy) "congratulating Erik Arthur-Leonard Zarrella for his outstanding accomplishments in the sport of baseball";

Resolutions (filed by Mr. Knapik) "on the retirement of Charles Fred Glidden";

Resolutions (filed by Mr. Rauschenbach) "congratulating the Barnstable High School football team on winning the Eastern Massachusetts Division I Super Bowl"; and

Resolutions (filed by Mr. Rauschenbach) "honoring the Barn stable High School girls' cross-country team".

Report of a Committee.

Mr. Tarr, for the committee on Bills in the Third Reading, to whom was referred the amendment recommended by His Excellency the Governor to the engrossed Bill relative to the estate of homestead (see Senate, No. 782) [for Governor's message, see Senate, No. 2059],— reported, recommending that if the Senate adopts said amendment, it be adopted in the following form: By adding the following two sections:—

"SECTION 2. Section 1A of said chapter 188, as so appearing, is hereby amended by striking out, in lines 4 and 5, and in line 29, the words "two hundred thousand dollars" and inserting in place thereof, in each instance, the following figures:— \$300,000.

SECTION 3. This act shall apply to declarations of homestead recorded under the provisions of section 1 or 1A of chapter 188 of the General Laws before, on or after the effective date of this act."

The Chair (Ms. Melconian) stated that the bill was "before the General Court and subject to amendment and re-enactment".

Mr. Creedon presented a motion that the Senate adopt the amendment recommended by His Excellency the Governor (as written by the committee on Bills in the Third Reading); and this motion was considered and adopted.

The bill was sent to the House for its action.

Committee Change.

The President announced the resignation of Senator Tarr of First Essex and Middlesex as a member of the committee on Bills in the Third Reading and the reappointment of Senator Knapik of Second Hampden and Hampshire thereto.

Order Adopted.

On motion of Ms. Fargo,—

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. Tarr, at nine minutes past eleven o'clock A.M., the Senate adjourned to meet on the following Monday at eleven o'clock A.M.
