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UNCORRECTED PROOF OF THE JOURNAL OF THE SENATE.



Monday, July 9, 2001.

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

Reports of Committees.

By Ms. Creem, for the committee on Criminal Justice, on Senate, Nos. 156, 158, 159, 161, 163, 168, 172, 173, 174, 176, 177, 179, 180, 183, 185, 186, 187, 188, 189, 195, 196, 198, 199, 200, 202, 204, 206, 207, 208, 209, 210, 212, 213, 215, 216, 217, 219, 221 and 222, an Order relative to authorizing the joint committee on Criminal Justice to make an investigation and study of several Senate documents relative to criminal justice matters (Senate, No. 1944);

By Mr. Moore, for the committee on Health Care, on Senate, No. 478 and House, Nos. 2166 and 2167, an Order relative to authorizing the joint committee on Health Care to sit during the recess of the General Court for the purpose of making an investigation and study of certain current Senate and House documents relative to community health centers (Senate, No. 1946);

By the same Senator, for the same committee, on Senate, No. 479 and House, No. 2310, an Order relative to authorizing the joint committee on Health Care to sit during the recess of the General Court for the purpose of making an investigation and study of certain current Senate and House documents relative to medical records privacy (Senate, No. 1947);

By the same Senator, for the same committee, on Senate, Nos. 480, 542 and 579 and House, Nos. 1186 and 1593, an Order relative to authorizing the joint committee on Health Care to sit during the recess of the General Court for the purpose of making an investigation and study of certain current Senate and House documents relative to nurse staffing ratios (Senate, No. 1948);

By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 490), an Order relative to authorizing the joint committee on Health Care to sit during the recess of the General Court for the purpose of making an investigation and study of a certain current Senate document numbered 490, relative to heart surgery at community hospitals (Senate, No. 1949);

By the same Senator, for the same committee, on Senate, Nos. 512 and 584 and House, No. 3929, an Order relative to authorizing the joint committee on Health Care to sit during the recess of the General Court for the purpose of making an investigation and study of certain current Senate and House documents relative to methadone treatment centers (Senate, No. 1950);

By the same Senator, for the same committee, on Senate, No. 515 and House, No. 2320, an Order relative to authorizing the joint committee on Health Care to sit during the recess of the General Court for the purpose of making an investigation and study of certain Senate and House documents relative to community benefit obligations (Senate, No. 1951);

By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 517), an Order relative to authorizing the joint committee on Health Care to sit during the recess of the General Court for the purpose of making an investigation and study of a certain current Senate document numbered 517, relative to a deputy nurse commissioner (Senate, No. 1952);

By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 569), an Order relative to authorizing the joint committee on Health Care to sit during the recess of the General Court for the purpose of making an investigation and study of a certain current Senate document numbered 569, relative to midwifery (Senate, No. 1953);

By the same Senator, for the same committee, on Senate, No. 572 and House, No. 1392, an Order relative to authorizing the joint committee on Health Care to sit during the recess of the General Court for the purpose of making an investigation and study of certain current Senate and House documents relative to optometrists (Senate, No. 1955);

By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 576), an Order relative to authorizing the joint committee on Health Care to sit during the recess of the General Court for the purpose of making an investigation and study of a certain current Senate document numbered 516, relative to children's catastrophic illness commission (Senate, No. 1956);

By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 583), an Order relative to authorizing the joint committee on Health Care to sit during the recess of the General Court for the purpose of making an investigation and study of a certain current Senate document numbered 583, relative to registered nurse first assistants (Senate, No. 1957);

By the same Senator, for the same committee, on Senate, No. 595 and House, No. 3294, an Order relative to authorizing the joint committee on Health Care to sit during the recess of the General Court for the purpose of making an investigation and study of certain current Senate and House documents relative to nursing home eligibility (Senate, No. 1958);

By the same Senator, for the same committee, on Senate, Nos. 473 and 608, an Order relative to authorizing the joint committee on Health Care to sit during the recess of the General Court for the purpose of making an investigation and study of certain current Senate and House documents relative to dental health care (Senate, No. 1959);

By the same Senator, for the same committee, on Senate, Nos. 609 and 610 and House, No. 815, an Order relative to authorizing the joint committee on Health Care to sit during the recess of the General Court for the purpose of making an investigation and study of certain current Senate and House documents relative to breast cancer and abortion (Senate, No. 1960); and

By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 1865), an Order relative to authorizing the joint committee on Health Care to sit during the recess of the General Court for the purpose of making an investigation and study of a certain current Senate document numbered 1865, relative to defibrillator training (Senate, No. 1961);

By Ms. Walsh, for the committee on Taxation, on Senate, Nos. 611, 1622, 1623, 1625, 1626, 1627, 1628, 1629, 1630, 1631, 1632, 1633, 1635, 1636, 1637, 1638, 1639, 1640, 1641, 1642, 1643, 1644, 1645, 1646, 1647, 1648, 1649, 1650, 1652, 1654, 1655, 1656, 1657, 1659, 1660, 1661, 1662, 1663, 1664, 1665, 1666, 1667, 1668, 1669, 1670, 1671, 1672, 1674, 1675, 1676, 1677, 1678, 1679, 1680, 1681, 1682, 1683, 1684, 1685, 1687, 1688, 1689, 1691, 1692, 1693, 1694, 1695, 1696, 1697, 1698, 1699, 1700, 1701, 1702, 1704, 1705, 1706, 1707, 1708, 1709, 1710, 1711, 1712, 1713, 1715, 1717, 1718, 1719, 1720, 1721, 1722, 1723, 1724, 1725, 1726, 1727, 1728, 1729, 1730, 1731, 1732, 1733, 1735, 1736, 1737, 1738, 1739, 1740, 1741, 1742, 1743, 1744, 1745, 1747, 1748, 1749, 1751, 1752, 1753, 1754, 1756, and 1757, an 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 income and excise taxes and tax expenditures (Senate, No. 1945);

Severally referred, under Joint Rule 29, to the committees on Rules of the Two Branches, acting concurrently.

By Mr. Moore, for the committee on Health Care, on Senate, Nos. 475 and 600 and House, Nos. 1944 and 1945, a Bill to improve payor relations with providers and to assure timely payment for provider services (Senate, No. 475);

By the same Senator, for the same committee, on Senate, No. 484 and House, No. 2314, a Bill to ensure appropriate payment for temporary nursing pool services (Senate, No. 484);

By the same Senator, for the same committee, on Senate, Nos. 485 and 525, a Bill to ensure public hearing and employee notice of all proposals for hospital closings, consolidations, mergers, acquisitions and affiliations (Senate, No. 485);

By the same Senator, for the same committee, on petition, a Bill relative to cord blood banking (Senate, No. 493);

By the same Senator, for the same committee, on Senate, Nos. 502 and 582, a Bill relative to the malignant disease registry (Senate, No. 502);

By the same Senator, for the same committee, on petition, a Bill relative to the use of mouthguards in organized athletics (Senate, No. 505);

By the same Senator, for the same committee, on petition, a Bill to establish a statewide lupus and connective tissue disease detection, research and outreach program (Senate, No. 509);

By the same Senator, for the same committee, on Senate, No. 511 and House, No. 3930, a Bill to establish a statewide asthma incidence registry (Senate, No. 511);

By the same Senator, for the same committee, on Senate, No. 514 and House, No. 1761, a Bill establishing equity in senior health care (Senate, No. 514);

By the same Senator, for the same committee, on petition, a Bill providing for disclosure of certain information relating to tobacco products sold in the Commonwealth (Senate, No. 518);

By the same Senator, for the same committee, on petition, a Bill to strengthen the rights of nursing home residents who are transferred to acute care, chronic disease or rehabilitation hospitals (Senate, No. 519);

By the same Senator, for the same committee, on petition, a Bill to survey the health insurance status of health care workers (Senate, No. 523);

By the same Senator, for the same committee, Senate, Nos. 487 and 527, a Bill relative to the senior care options demonstration projects (Senate, No. 527); and

By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 521), a Bill relative to the practice of body art (Senate, No. 1965); and

By Ms. Murray, for the committee on Insurance, on Senate, No. 805 and House, No. 2193, a Bill providing equitable coverage of services under health plans (Senate, No. 805);

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 relative to certain farming operations (Senate, No. 472);

By the same Senator, for the same committee, on Senate, No. 476 and House, Nos. 134, 1386 and 3723, a Bill relative to pre-marital testing (Senate, No. 476);

By the same Senator, for the same committee, on petition, a Bill relative to the Board of Registration in Nursing (Senate, No. 483);

By the same Senator, for the same committee, on petition, a Bill amending duty to report deaths, overdoses, and suspected abuse (Senate, No. 499); and

By the same Senator, for the same committee, on petition, a Bill regulating the use of anabolic steroids (Senate, No. 508);

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

Committees Discharged.

Ms. Menard, for the committees on Rules of the two branches, acting concurrently, reported, asking to be discharged from further consideration

Of the Senate Bill relative to a special commission to develop 401(K) plans for small businesses (Senate, No. 82);

Of the Senate Order relative to authorizing the joint committee on Election Laws to sit during the recess of the General Court for the purpose of making an investigation and study of certain current Senate and House documents relative to presidential electors (Senate, No. 1926);

Of the Senate Order relative to authorizing the joint committee on Government Regulations 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 licensing (Senate, No. 1927);

Of the Senate Order relative to authorizing the joint committee on Government Regulations to sit during the recess of the General Court for the purpose of making an investigation and study of a certain current Senate document relative to gambling pools (Senate, No. 1928);

Of the Senate Order relative to authorizing the joint committee on Government Regulations to sit during the recess of the General Court for the purpose of making an investigation and study of a certain current Senate document relative to minors and alcohol (Senate, No. 1929);

Of the Senate Order relative to authorizing the joint committee on Government Regulations to sit during the recess of the General Court for the purpose of making an investigation and study of a certain current Senate document relative to the rights of automobile owners (Senate, No. 1930);

Of the Senate Order relative to authorizing the joint committee on the Judiciary to make an investigation and study of several Senate documents relative to the Disabled Persons Protection Commission, abortion, municipal skateboard parks and grand juries (Senate, No. 1932);

Of the Senate Order relative to authorizing the joint committee on the Judiciary to make an investigation and study of several Senate documents relative to medical records, small claims procedure and other matters (Senate, No. 1933);

Of the Senate Order relative to authorizing the joint committee on the Judiciary to make an investigation and study of various Senate documents relative to judicial matters (Senate, No. 1934); and

Of the Senate Order relative to authorizing the joint committee on the Judiciary to make an investigation and study of various Senate documents relative to judicial matters (Senate, No. 1935);

And recommending that the same severally be referred to the Senate committee on Rules.
Under Senate Rule 36, the reports were severally considered forthwith and accepted.

Communication.

The Clerk read the following communication:

July 3, 2001.

Patrick Scanlan
Senate Clerk
State House, Room 335
Boston, MA 02133

Dear Mr. Clerk:

Due to a long standing scheduling conflict, I was unable to attend the June 28th formal session. I would like to have my votes recorded for the record.

Senate bill 1014, An Act Relative to the Siting of Telecommunications facilities; House bill 2111, An Act Amending the Uniform Commercial Code Provisions Governing Secured Transactions; Senate bill 1915, An Act Relative to the Safe Administration of Medications and Legible Prescriptions; Senate bill 1916, An Act to Reduce the Loss of Life Due to Fires Caused by Cigarettes; Senate bill 197, An Act Relative to the Crimes of Assault and Battery by Means of a Dangerous Weapon; House bill 4124, An Act Relative to the Springfield Civic and Convention Center on which I would have voted in the affirmative for all.

Thank you for your attention to this matter.

Sincerely,

STAN ROSENBERG,

Hampshire and Franklin District.

On motion of Ms. Fargo, the above communication was ordered printed in the Journal of the Senate.

PAPERS FROM THE HOUSE.

Emergency Preamble Adopted.

An engrossed Bill relative to gas or electric companies declaring stock or scrip dividend (see Senate, No. 416), 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 6 to 0.**

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

Engrossed Bill.

An engrossed Bill relative to the membership of the conservation commission of the town of Swansea (see House, No. 4058) (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 President and laid before the Acting Governor for her approbation.**

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 Senate Bill providing for recall election for the Athol-Royalston regional school district (Senate, No. 1854),— **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.

Order Adopted.

On motion of Ms. Melconian,—

Ordered, That when the Senate adjourns today, it adjourn to meet again on Wednesday 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 eight minutes past eleven o'clock A.M., the Senate adjourned to meet on the following Wednesday at eleven o'clock A.M.
