***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, July 30, 2001.

Met at four 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).

*Petition.*

Ms. Chandler presented a petition (subject to Joint Rule 12) of Harriette L. Chandler and John P. Fresolo for legislation relative to certain sewer lines in the city of Worcester,— **and the same was referred, under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.**

*Report of a Committee.*

By Mr. Glodis, for the committee on Election Laws, on the recommitted petition (accompanied by bill, Senate, No. 354), a Bill relative to street lists (Senate, No. 2084);

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

*Committees Discharged.*

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

Of the Senate Order relative to authorizing and directing the joint committee on Education, Arts and Humanities to make an investigation and study of Senate document numbered 321, relative to students with diabetes (Senate, No. 2080); and

Of the Senate Order relative to authorizing and directing the joint committee on Taxation to make an investigation and study of certain current Senate documents relative to income and property taxes (Senate, No. 2081);

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.**

PAPERS FROM THE HOUSE.

A message from Her Honor the Lieutenant-Governor, Acting Governor (under the provisions of Section 8 of Article LXXXIX of the Amendments to the Constitution) recommending legislation relative to validating the actions taken at certain town meetings held in the town of Oak Bluffs (House, No. 4383),— **was referred, in concurrence, to the committee on Local Affairs.**

Bills

Making appropriations for the fiscal year 2001 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4266,— on House, No. 4196, in part); and

Providing for insurance coverage of certain clinical trials (House, No. 4376, amended,— on House, No. 4375, in part);

**Were severally read and, under Senate Rule 27, referred to the committee on Ways and Means.**

A report of the committee on Criminal Justice, ought NOT to pass, on so much of the recommendations of the Executive Office of Public Safety (House, No. 136) as relates to the possession, transport, use or placement of a hoax device (accompanied by bill, House, No. 156),— **was referred, under Senate Rule 36, to the committee on Steering and Policy.**

A petition (accompanied by bill, House, No. 1592) of Francis L. Marini and other members of the House for legislation to regulate the control of certain contagious diseases,— **came from the House with the endorsement that it had been referred to the committee on the Judiciary; and the Senate concurred in the reference.**

*Resolutions.*

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

Resolutions (filed by Messrs. Brewer, Moore and Rosenberg) "congratulating students of the Quabbin Regional Junior-Senior High School on their selection as 'Project Citizen Student Ambassadors' by the National Conference of State Legislators."

*Communications.*

The Clerk read the following communication:

COMMONWEALTH OF MASSACHUSETTS
MASSACHUSETTS SENATE
STATE HOUSE, BOSTON 02133-1053

July 27, 2001.

Mr. Patrick F. Scanlan, *Clerk*
Massachusetts State Senate
State House, Room 335
Boston, MA 02133

Dear Mr. Clerk:

On Thursday, July 26th, I was away from the State House on a personal matter and I was therefore unable to be present for roll call votes taken on the following items:

• An Act Facilitating The Use of Land Transfer of Development Rights (S. 1011)

• An Act Maintaining The Value of the Minimum Wage (S. 1812, As Amended)

• An Act To Certain Bonds Issued By The Commonwealth (H. 3907)

• An Act Authorizing The City of Lowell To Convey A Certain Parcel of Public Water Supply Land (H. 4054)

Had I been present, I would have voted in the affirmative on all four of these matters.

I would appreciate your assistance with the printing of this communication in the Senate journal. Thank you in advance for your help with this request.

Sincerely,

ROBERT E. TRAVAGLINI,
*Senate Majority Whip.*

**On motion of Mr. Rosenberg, the above statement was ordered printed in the Journal of the Senate.**

The Clerk read the following communication:

COMMONWEALTH OF MASSACHUSETTS
MASSACHUSETTS SENATE
STATE HOUSE, BOSTON 02133-1053

July 26, 2001.

Mr. Patrick F. Scanlan, *Clerk*
Massachusetts State Senate
State House, Room 335
Boston, MA 02133

Dear Mr. Clerk:

On July 26th, 2001, I was away from the State House on a personal matter and I was therefore unable to be present for the roll call votes taken on the following items:

• S. 1011 An Act Facilitating the Use of Land Transfer of Development Rights;

• S. 1812 An Act Maintaining the Value of the Minimum Wage;

• S. 184 An Act to Maintain Privacy;

• H. 3907 Bill Relative to Certain Bonds Issued by the Commonwealth;

• H. 4054 An Act Authorizing the City of Lowell to Convey a Certain Parcel of Public Water Supply Land.

Had I been present, I would have voted in the affirmative on all these matters.

I would appreciate your assistance with the printing of this communication in the Senate journal. Thank you in advance for your help with this request.

Sincerely,

DIANNE WILKERSON,
*State Senator,*
Second Suffolk District.

**On motion of Mr. Rosenberg, the above statement was ordered printed in the Journal of the Senate.**

*Reports of Committees.*

By Ms. Menard, 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, James P. Jajuga, Kay Khan and other members of the General Court for legislation to expand the pool of eligible poll workers and increasing student participation in the process of representative democracy.

**Senate Rule 36 was suspended, on motion of Mr. Rosenberg, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Election Laws.**

By Ms. Menard, 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, John P. Fresolo, Robert Spellane, Mark J. Carron and other members of the General Court for legislation to include the employees of the Central Massachusetts Regional Planning Commission in the group insurance plan.

**Senate Rule 36 was suspended, on motion of Mr. Rosenberg, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Insurance.**

By Ms. Menard, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Stephen M. Brewer, David C. Bunker, Jr. and Brian Knuuttila for legislation to authorize the Department of Fisheries, Wildlife and Environmental Law Enforcement to issue motor vehicle citations.

**Senate Rule 36 was suspended, on motion of Mr. Rosenberg, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Safety.**

By Ms. Menard, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Stephen M. Brewer and David C. Bunker, Jr. for legislation relative to a retirement buyback from the Worcester county retirement system for Mary T. O'Connell.

**Senate Rule 36 was suspended, on motion of Mr. Rosenberg, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service.**

**Severally sent to the House for concurrence.**

PAPERS FROM THE HOUSE.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 4417) of Brian Knuuttila, Robert A. Antonioni and others that the State Retirement Board be authorized to grant certain creditable service to Stephen F. Allard, a member of the state employees retirement system;

Petition (accompanied by bill, House, No. 4418) of John P. Fresolo, John J. Binienda and Guy W. Glodis relative to Francis X. Sena, an employee in the Division of Industrial Accidents; and

Petition (accompanied by bill, House, No. 4419) of Benjamin Swan, Cheryl A. Rivera, Christopher P. Asselin and Mary S. Rogeness (with the approval of the mayor and city council) that the city of Springfield be authorized to issue certain pension obligation bonds;

**Severally, under suspension of Joint Rule 12, to the committee on Public Service.**

*Engrossed Bill.*

An engrossed Bill authorizing the financing and development of a new land records management facility for the Plymouth County Registry of Deeds (see House, No. 2477, amended) (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 Acting Governor for her approbation.**

*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 bills

Relative to civil service preference for a police officer in the city of Medford (Senate, No. 1816); and

Athorizing the city of Marlborough to convey a certain parcel of recreation land to Louis Seymour (Senate, No. 1876);

**Were severally read a third time and passed to be engrossed.**

**Severally sent to the House for concurrence.**

The House Bill relative to written warnings of motor vehicle violations (House, No. 4242) (its title having been changed by the committee on Bills in the Third Reading),— **was read a third time and passed to be engrossed, in concurrence.**

*Order Adopted.*

On motion of Mr. Rosenberg,—

*Ordered,* That when the Senate adjourns today, it adjourn to meet again tomorrow at eleven o'clock A.M., and that the Clerk be directed to dispense with the printing of a calendar.

*Recess.*

There being no objection, at eleven minutes past eleven o'clock A.M., the Chair (Ms. Melconian) declared a recess subject to the call of the Chair; and, at six minutes past twelve o'clock noon, the Senate reassembled, the President in the Chair.

PAPER FROM THE HOUSE.

*Engrossed Resolve.*

An engrossed Resolve extending the time within which the special commission to investigate and report on matters affecting the practice of nursing and the delivery of health care services by nurses (see House, No. 4119, changed) (which originated in the House), **having been certified by the Senate Clerk to be rightly and truly prepared for final passage, was passed and was signed by the President and laid before the Acting Governor for her approbation.**

On motion of Mr. Knapik, at seven minutes past twelve o'clock noon, the Senate adjourned to meet on the following day at eleven o'clock A.M.