

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.



Friday, August 24, 2001.

Met according to adjournment, at ten o'clock A.M. (Mr. Magnani in the Chair) (having been appointed by the President, under authority conferred by Senate Rule 4, to perform the duties of the Chair).

Petition.

Mr. Tarr presented a petition (accompanied by bill, Senate, No. 2106) of Bruce E. Tarr, Theodore C. Speliotis and Bradford Hill (by vote of the town) for legislation to authorize the town of Topsfield to convey a certain parcel of conservation land to the town of Boxford [Local approval received],— **and the same was referred, under Senate Rule 20, to the committee on Local Affairs.**

Sent to the House for concurrence.

Reports of Committees.

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 Senate bills

Relative to apprentice training under the Department of Labor and Workforce Development (Senate, No. 43);

Relative to the Boston Police Relief Association (Senate, No. 68);

Relative to the Massachusetts Business Development Corporation (Senate, No. 80);

Relative to reporting violations of the prevailing wage law to the division of apprentice training (Senate, No. 84);

Regulating advertising on dispensing devices (Senate, No. 92);

To clarify employer sanctions for improper expenditure of withholdings or deductions from wages (Senate, No. 109);

Relative to the punishment for the crime of domestic violence (Senate, No. 164);

Relative to assault and battery on a child (Senate, No. 165);

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

Relative to the Board of Registration in Nursing (Senate, No. 483);

Amending duty to report deaths, overdoses, and suspected abuse (Senate, No. 499);

Regulating the use of anabolic steroids (Senate, No. 508);

Relative to speed limits in cities and towns (Senate, No. 1206); and

Designating the Woburn Regional Transportation Center as the Anderson Regional Transportation Center (Senate, No. 1919).

The Senate reports

Of the committee on Commerce and Labor, ought NOT to pass:

On the petition (accompanied by bill, Senate, No. 71) of Stephen F. Lynch for legislation to create a high skill training program designed to combat “spot” labor skill shortages in the Commonwealth;

On the petition (accompanied by bill, Senate, No. 125) of Richard R. Tisei and Anthony J. Verga for legislation to establish job security and leaves of absence for individuals seeking election to public office;

Of the committee on Health Care, ought NOT to pass, on the petitions (accompanied by bills, Senate, Nos. 570 and 598) (relative to nuclear pharmacies); and

Of the committee on Insurance, ought NOT to pass, on the petition (accompanied by bill, Senate, No. 745) of Guy W. Glodis, Bruce E. Tarr and Emile J. Goguen for legislation to require health maintenance organizations to provide a written explanation to policyholders stating the reason a claim has been rejected; and

The House reports

Of the committee on Taxation, ought NOT to pass, on so much of the recommendations of the Department of Revenue (House, No. 189) as relates to clarifying the confidentiality of tax returns (accompanied by bill, House, No. 191); and

Of the committee on Public Safety, ought NOT to pass, on the message from His Excellency the Governor (accompanied by bill, House, No. 4063) recommending legislation relative to establishing certain attendance requirements for minors to obtain a driver’s license.

PAPERS FROM THE HOUSE.

A Bill making appropriations for the fiscal year 2001 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4490, printed as amended,— on House, No. 4196, in part),— **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

A report of the committee on Local Affairs, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 4430) of Matthew C. Patrick relative to establishing the Mashpee economic development and industrial corporation, and recommending that the same be referred to the committee on Commerce and Labor,— **was considered forthwith, under Senate Rule 36, and accepted, in concurrence.**

Committee Changes.

The Chair (Mr. Magnani) 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 appointment of Senator Tisei of Third Middlesex to fill the vacancy.

Subsequently, the Chair (Mr. Magnani) announced the resignation of Senator Tisei of Third Middlesex as a member of said committee and the reappointment of Senator Tarr of First Essex and Middlesex thereto.

PAPERS FROM THE HOUSE.

The House Bill making certain appropriations for the fiscal year ending June 30, 2002, before final action on the Appropriation Bill for that fiscal year (House, No. 4495),— came from the House with the endorsement that the House had concurred in the Senate amendment striking out the emergency preamble; and had concurred in the Senate amendment striking out all after the enacting clause and inserting in place thereof a new text, *with a further amendment*, striking out the text inserted by the Senate and inserting in place thereof the following:

“SECTION 1. Notwithstanding any general or special law to the contrary, the amount of \$1,070,000,000 is hereby appropriated for the fiscal year ending June 30, 2002, to meet necessary expenditures before the enactment of the general appropriation act for that fiscal year, for the maintenance and operations of the several departments, boards, commissions and institutions, including federal grant and Intragovernmental Service Fund expenditures, for other necessary services and for meeting certain requirements

of law. This amount shall be in addition to the amount made available for the purposes in section 1 of chapter 23, section 1 of chapter 40, section 1 of chapter 47 and section 1 of chapter 61 of the acts of 2001. The authorization contained in this section shall cease to be operative as of the effective date of that general appropriation act and all actions taken under this section shall apply against that general appropriation act. All expenditures made under this authorization shall be consistent with appropriations made in that general appropriation act.

SECTION 2. This act shall take effect upon its passage.”

The rules were suspended, on motion of Mr. Tisei, and the further House amendment was considered forthwith and adopted, in concurrence.

Engrossed Bill.

An engrossed Bill making certain appropriations for the fiscal year ending June 30, 2002, before final action on the Appropriation Bill for that fiscal year (see House, No. 4495, 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.**

Order Adopted.

On motion of Mr. Tisei,—

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. Tisei, at twenty-four minutes past ten o’clock A.M., the Senate adjourned to meet on the following Monday at eleven o’clock A.M.
