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UNCORRECTED PROOF OF THE JOURNAL OF THE SENATE.



JOURNAL OF THE SENATE.

Monday, September 30, 2002.

Met according to adjournment at eleven o'clock A.M.

Reports.

The following reports were severally read and placed on file:

A report of the State Ethics Commission (under the provisions of Section 2(1) of Chapter 268B of the General Laws submitting its annual report for fiscal year 2002 (received Friday, September 27, 2002); and

The quarterly report of the Massachusetts Convention Center (under Section 5L of Chapter 152 of the Acts of 1997), prepared for the month of August, relative to all contracts regarding the Boston Exhibition Center project entered into by said authority (received Thursday, September 26, 2002).

Report of a Committee.

Ms. Resor, 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 certain operators of motor vehicles (House, No. 3601).

PAPER FROM THE HOUSE.

A Bill relative to state highways in Barnstable County (House, No. 4737,— on House, No. 3852),— **was read and, under Senate Rule 26, referred to the committee on Steering and Policy.**

Resolutions.

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

Resolutions (filed by Ms. Melconian) “on the occasion of the retirement of Teresa E. Regina”; and

Resolutions (filed by Mr. Pacheco) “congratulating Helen Powers.”

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 Susan C. Fargo, Richard T. Moore, Robert A. O’Leary, Jo Ann Sprague and other members of the General Court for legislation relative to a commission studying the effectiveness of the nursing home and pharmacy user fee program.

Senate Rule 36 was suspended, on motion of Ms. Tucker, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Health Care.

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 Brian P. Lees for legislation to authorize the Teachers Retirement System to grant certain creditable service for Mary Donna Nodurf.

Senate Rule 36 was suspended, on motion of Ms. Tucker, 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.

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 Susan C. Fargo, Richard T. Moore, Robert A. O'Leary, Jo Ann Sprague and other members of the General Court for legislation relative to a commission studying the feasibility of providing incentives for independent long term care.

Senate Rule 36 was suspended, on motion of Ms. Tucker, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Taxation.

Severally sent to the House for concurrence.

PAPERS FROM THE HOUSE.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 5345) of David M. Torrissi, Bruce E. Tarr, Steven A. Baddour, Bradley H. Jones, Jr., and Bradford Hill relative to a change in the boundary line between the towns of Boxford and North Andover;

Under suspension of Joint Rule 12, to the committee on Local Affairs.

Petition (accompanied by bill, House, No. 5346) of Marie J. Parente and Richard T. Moore (by vote of the town) relative to authorizing the certification of Alcino Fernandes for appointment as a police officer in the town of Milford, notwithstanding the maximum age requirement;

Under suspension of Joint Rule 12, to the committee on Public Service.

The Senate Bill directing the state board of retirement, to pay a certain retirement benefit to the surviving spouse of State Trooper Michael Brugman (Senate, No. 1374, changed and amended),— came from the House passed to be engrossed, in concurrence, *with an amendment* striking out section 2 and inserting in place thereof the following two sections:

“SECTION 2. This act shall take effect as of April 16, 1999.

SECTION 3. This act shall take effect upon its passage.”

The rules were suspended, on motion of Ms. Tucker, and the House amendment was considered forthwith and adopted, in concurrence, as corrected (B.T.R.) so as to read as follows:

“SECTION 2. This act shall take effect as of April 16, 1999.”.

A Bill authorizing Leona S. Ferrara to take the civil service examination for firefighter in the town of Mansfield notwithstanding maximum age requirement (House, No. 5232,— on petition) [Local approval received],— was read.

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

A Bill relative to the retirement of certain employees of the town of Tewksbury (printed in House, No. 5327,— being a message from Her Honor the Lieutenant-Governor, Acting Governor) (Senator Chandler of the committee on Public Service dissenting),— was read.

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

Order Adopted.

On motion of Ms. Tucker,—

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