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.

JOURNAL OF THE SENATE.

Monday, March 15, 2004.

Met at two minutes past eleven o'clock A.M. (Ms. Walsh in the Chair) (having been appointed by the President, under authority conferred by Senate Rule 4, to perform the duties of the Chair).

The Senator from Hampden and Hampshire, Mr. Knapik, led the Chair (Ms. Walsh), members, guests and employees in the recitation of the pledge of allegiance to the flag.

Petitions.

Petitions were presented and referred, as follows:

By Ms. Menard, a petition (subject to Joint Rule 12) of Joan M. Menard for legislation relative to contracts in connection with real estate; and

By Mr. Tolman, a petition (subject to Joint Rule 12) of Steven A. Tolman for legislation relative to the protection of farm animals;
Severally, under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.

Reports of Committees.

By Ms. Tucker, for the committee on Human Services and Elderly Affairs, on petition (accompanied by bill, Senate, No. 769), an Order relative to authorizing the joint committee on Human Services and Elderly Affairs to make an investigation and study of a certain Senate document relative to veterans affairs (Senate, No. 2262);
Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

By Ms. Tucker, for the committee on Human Services and Elderly Affairs, on petition, a Bill to restore Medicaid benefits for families going from welfare to work (printed as House, No. 159);

By the same Senator, for the same committee, on petition, a Bill further regulating Medicaid (printed as House, No. 719);

By Ms. Resor, for the committee on Natural Resources and Agriculture, on petition, a Bill relative to establishing Massachusetts Land Conservation incentives (Senate, No. 1191);

By the same Senator, for the same committee, on petition, a Bill clarifying certain farm commodities as agriculture in the Commonwealth (Senate, No. 1201, changed by striking out section 3);

By the same Senator, for the same committee, on petition, a Bill relative to the MWRA bond cap (Senate, No. 1217); and

By the same Senator, for the same committee, on petition, a Bill directing the Massachusetts Water Resources Authority to establish "lifeline rates", so-called, for senior citizens and handicapped persons within the MWRA district (Senate, No. 1236);
Severally read and, under Senate Rule 27, referred to the committee on Ways and Means.

By Ms. Resor, for the committee on Natural Resources and Agriculture, on petition, a Bill providing for the identification of invasive plants in the Commonwealth (printed as House, No. 203);
Read and, under Senate Rule 26A, referred to the Senate committee on Science and Technology.

By Ms. Resor, for the committee on Natural Resources and Agriculture, on petition, a Bill protecting the environment (Senate, No. 1193); and

By the same Senator, for the same committee, on petition, a Bill further regulating the sale and advertising of certain produce and turkeys (Senate, No. 1200);
Severally read and, under Senate Rule 26, referred to the committee on Steering and Policy.

Committees Discharged.

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

Of the Senate Order relative to authorizing the joint committee on Education, Arts and Humanities to make an investigation and study of certain Senate documents relative to school governance and after-school programs (Senate, No. 2257);

Of the Senate Order relative to authorizing the joint committee on Government Regulations to make an investigation and study of certain Senate documents (Senate, No. 2249); and

Of the Senate Order relative to authorizing the joint committee on Health Care to make an investigation and study of certain Senate documents relative to long term care (Senate, No. 2256);

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

Mr. Brewer, for the committee on Ethics and Rules, to whom was referred the Senate Order relative to authorizing the joint committee on Health Care to make an investigation and study of Senate document numbered 494, relative to prescription drug prices (Senate, No. 2201), reported, in part, asking to be discharged from further consideration of the Senate petition (accompanied by bill, Senate, No. 494) of Jarrett T. Barrios, Susan C. Fargo, Michael E. Festa, Anne M. Paulsen and other members of the General Court for legislation to establish a program to reduce prescription drug prices to residents of the Commonwealth,— and recommending that the same be recommitted to the committee on Health Care.
Under Senate Rule 36, the report was considered forthwith and accepted.

PAPERS FROM THE HOUSE.

A message from His Excellency the Governor recommending legislation relative to extending the service of Massachusetts National Guard Adjutant General George W. Keefe for a period of one year (House, No. 4568),— **was referred, in concurrence, to the committee on Public Service.**

Notice was received that the Speaker of the House had announced the following changes in joint standing committees:

That Representative Wallace of Boston had been relieved of duty (at his own request) from the committee on Election Laws; and that Representative Driscoll of Braintree had been appointed to the ninth position on said committee to fill the existing vacancy; and

That Representative Spellane of Worcester had been relieved of duty (at his own request) from the committee on Housing and Urban Development; and that Representative Driscoll of Braintree had been appointed to the ninth position on said committee to fill the existing vacancy.

Resolutions.

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

Resolutions (filed by Messrs. Brewer and Rosenberg) "congratulating the Quabbin Anglers Association"; and

Resolutions (filed by Messrs. Tolman, Antonioni, Barrios, Berry and Brewer, Ms. Chandler, Ms. Creem, Ms. Fargo, Messrs. Havern and Joyce, Ms. Melconian, Mr. Moore, Ms. Murray, Messrs. Nuciforo, O'Leary, Pacheco and Tisei, Ms. Tucker and Ms. Wilkerson) "on the one hundred and seventy-fifth anniversary of the Perkins School For The Blind."

Motion to Take Out of the Orders of the Day — Objection.

The Chair (Ms. Walsh) requested that the following matter be taken out of the Orders of the Day:

The Senate Bill relative to part-time elected officials of the town of Swansea (printed as House, No. 3969),— **but objection was made thereto by Mr. Knapik.**

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 House Bill authorizing the town of Salisbury to make an appeal to the Appellate Tax Board (House, No. 4296),— **was read a third time and passed to be engrossed, in concurrence.**

PAPERS FROM THE HOUSE.

A Bill relative to certain housing in the city known as the town of Methuen (House, No. 4416,— on petition) [Local approval received],— was read.
There being no objection, the rules were suspended, on motion of Mr. Tolman, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.

Engrossed Bills.

The following engrossed bills (both 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 Acting President and laid before the Governor for his approbation, to wit:

Requiring pilots for certain vessels (see House, No. 4104); and

Authorizing the town of Dedham to reimburse certain sewer fees paid in error (see House, No. 4558).

Reports of Committees.

By Mr. Brewer, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Steven C. Panagiotakos, Thomas A. Golden, Jr., Kevin J. Murphy and David M. Nangle for legislation to designate a portion of the Lowell Heritage State Park as the Mary Bacigalupo Victorian Garden.
Senate Rule 36 was suspended, on motion of Mr. Moore, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on State Administration.

By Mr. Brewer, 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, Paul Kujawski and Jennifer M. Callahan for legislation relative to the disposition of easements or other interests in land in Uxbridge under the care and control of the department of conservation and recreation.
Senate Rule 36 was suspended, on motion of Mr. Moore, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on State Administration.
Severally, sent to the House for concurrence.

PAPERS FROM THE HOUSE.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 4575) of David M. Nangle and Steven C. Panagiotakos that the Commissioner of Probation be directed to establish a global tracking system for level 3 sex offenders;
Under suspension of Joint Rule 12, to the committee on the Judiciary.

Petition (accompanied by bill, House, No. 4576) of Paul Kujawski and Richard T. Moore relative to authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land in the town of Webster to said town to be used for a community youth facility;
Under suspension of Joint Rule 12, to the committee on state Administration.

Order Adopted.

On motion of Mr. Knapik,—

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. Moore, at six minutes past eleven o'clock A.M., the Senate adjourned to meet again on the following Thursday at eleven o'clock A.M.