

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, June 21, 2004.

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

The Chair (Mr. Moore), members, guests and employees then recited the pledge of allegiance to the flag.

Communication.

A communication from the Executive Office for Administration and Finance (under the provisions of Section 3B of Chapter 7 of the General Laws) submitting notice of the Secretary's intention to amend regulations affecting certain fees for licenses, permits, and services charged by state agencies (received Monday, June 14, 2004),— was placed on file.

Reports.

A report of the Public Employee Retirement Administration Commission (under the provisions of Chapter 32 of the General Laws) submitting a copy of its annual report for 2003 (received Monday, June 14, 2004),— was placed on file.

A report of the Department of Public Health (under the provisions of Sections 5 and 20 of Chapter 111 of the General Laws) relative to inspection of the Suffolk County Jail (received Friday, June 18, 2004),— was read and sent to the House for its information.

Reports of Committees.

By Ms. Chandler, for the committee on Housing and Urban Development, on petition, a Bill relative to the Hampshire County Housing Authority (Senate, No. 2369);

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

Mr. Magnani, 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 the operation of motorized scooters (House, No. 1544, amended).

Papers from the House.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 4851) of Deborah D. Blumer (by vote of the town) relative to the appointment of certain commissions in the town of Framingham;

Petition (accompanied by bill, House, No. 4852) of Deborah D. Blumer (by vote of the town) relative to vacancy rules for town meeting members of the town of Framingham;

Petition (accompanied by bill, House, No. 4853) of Deborah D. Blumer (by vote of the town) relative to town meeting members

in the town of Framingham;

Petition (accompanied by bill, House, No. 4856) of William C. Galvin and Brian A. Joyce (by vote of the town of Canton) that said town be authorized to dispose of certain land located in the town of Canton and also in the town of Stoughton; and
Petition (accompanied by bill, House, No. 4857) of Karyn E. Polito and Guy W. Glodis (by vote of the town) that the town of Shrewsbury be authorized to establish a fund to provide for certain improvements in the Lakeway Overlay District of said town;
Severally to the committee on Local Affairs and Regional Government.

Petition (accompanied by bill, House, No. 4858) of William C. Galvin and Brian A. Joyce (by vote of the town) for legislation to authorize the appointment of retired police officers of the town of Canton as special police officers for certain detail work in said town;

To the committee on Public Service.

Bills

Providing for dissection choice in the public schools (House, No. 1252, amended,— on House, Nos. 879 and 1252);
Relative to repeat offenders for driving under the influence of alcohol (House, No. 4843, amended,— on House, No. 4183); and
Authorizing the Department of Highways to acquire certain parcels of land in the town of Bourne (House, No. 4866,— on House, No. 3943) (Representatives Wagner of Chicopee, Kulik of Worthington, Knuuttila of Gardner, Malia of Boston, Fresolo of Worcester, Atkins of Concord and Donato of Medford dissenting);
Were severally read and, under Senate Rule 27, referred to the committee on Ways and Means.

Bills

Relative to electric transmissions in the Commonwealth (House, No. 4432,— on petition); and
Relative to the administrative judges of the Division of Industrial Accidents (House, No. 4465,— on House, Nos. 2380 and 2924);

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

Bills

Relative to the charter of the city of Lawrence (House, No. 4195,— on petition) [Local approval received];
Placing certain school department positions in the city of Gardner under the civil service law (House, No. 4204, amended,— on petition) [Local approval received]; and
Authorizing the town of Easton to pay a certain unpaid bill (House, No. 4498,— on petition) [Local approval received];
Were severally read and, under Senate Rule 26, placed in the Orders of the Day for the next session.

Resolutions.

The following resolutions (having been filed with the Clerk) were severally considered forthwith and adopted, as follows:—
Resolutions (filed by Mr. Baddour and Ms. Tucker) “congratulating Nancy P. Brady for her dedication to American Training, Inc.”;
Resolutions (filed by Mr. Joyce) “on the retirement of Chief Ellis Carroll of the Stoughton Fire Department”;
Resolutions (filed by Mr. Joyce and Mrs. Sprague) “congratulating Norman Katz upon his retirement from the Sharon Board of Selectmen”;
Resolutions (filed by Mr. Lees and Ms. Melconian) “honoring Melinda Pellerin-Duck”;
Resolutions (filed by Mr. Moore) “honoring Edgar L. McCann of Southbridge”;
Resolutions (filed by Ms. Resor) “congratulating Randy Scott on his installation as a Melvin Jones Fellow by the Marlborough Lions Club”; and
Resolutions (filed by Messrs. Tolman and Barrios) “congratulating Paul William Garber and Philip Charles Garber.”

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 House Bill relative to a certain parcel of land in the town of Hinsdale (House, No. 4199),— was read a third time.
Pending the question on passing the bill to be engrossed, Mr. Nuciforo moved that the bill be amended in section 2, by striking out the words “bid greater than the full and fair market value of said property. Said full and fair market value shall be based upon one or more professional appraisals commissioned by the Central Berkshire Regional School Committee. The grantee of the aforementioned conveyance” and inserting in place thereof the following words:— “bid. The district may decide to require that the grantee”.

The amendment was adopted.

The bill was then passed to be engrossed, in concurrence, with the amendment.
Sent to the House for concurrence in the amendment.

The House Bill abolishing the Wareham Economic and Industrial Development Corporation and the Wareham Community Development Authority (House, No. 4566),— was read a third time.

Pending the question on passing the bill to be engrossed, Mr. Pacheco moved that the bill be amended striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2397; and by striking out the title and inserting in place thereof the following title: “An Act creating a community and economic development authority in the town of Wareham.”.

The amendment was adopted.

The bill was then passed to be engrossed, in concurrence, with the amendment.

Sent to the House for concurrence in the amendment.

Report of a Committee.

Mr. Magnani, 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 Senate Bill further regulating meetings of municipal boards (Senate, No. 2247).

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

Papers from the House.

The Senate Bill relative to special veterans plates (Senate, No. 2338),— came from the House passed to be engrossed, in concurrence with an amendment, adding at the end thereof the following section:

“SECTION 4. Said section 2 of said chapter 90, as so appearing, is hereby further amended by inserting after the eighteenth paragraph and following paragraph:—

The registrar shall furnish without charge to owners of private passenger motor vehicles, who are parents, children or spouses of members of the military who were killed in action upon presentation of satisfactory evidence of such status as determined by the registrar, distinctive registration plates that read ‘Gold Star Family’ for one private passenger motor vehicle and principally used by such persons”.

The rules were suspended, on motion of Mr. Hedlund, and the House amendment was considered forthwith and adopted, in concurrence (as corrected BTR).

Engrossed Bills.

An engrossed Bill requiring late counting of certain overseas absentee ballots in city elections (see Senate, No. 2164) (which originated in the Senate), 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 Governor for his approbation.

Petition.

On motion of Mr. Hedlund, Senate Rule 20 and Joint Rule 12 were suspended on the petition, presented by Mr. Panagiotakos, (accompanied by bill) of Steven C. Panagiotakos, Thomas A. Golden, Jr., Kevin J. Murphy and David M. Nangle for legislation relative to the disposition of certain land in the city of Lowell,— and the same was referred to the committee on State Administration.

Sent to the House for concurrence.

Order Adopted.

On motion of Mr. Hedlund,—

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.

Adjournment in Memory of John J. Speroni and Daniel J. Rugerio

Mr. Moore requested that when the Senate adjourns, it adjourn in memory of John J. Speroni and Daniel J. Rugerio, two dedicated public servants of the town of Milford.

John J. Speroni, 54, who was an elected Milford official for nearly twenty-five years, including a nine-year stint as a Selectman (1992-2001), and was serving on the Board of Assessors (2002-2004), a Town Meeting member and constable at the time of his death. He leaves his wife Mary (Kennedy) Speroni, his parents, John and Nellie (Karakeian) Speroni Sr. of Milford, a daughter, Lee Ann Marien, of Milford; two brothers, Richard Speroni of Norfolk and Thomas Speroni of Milford; and several nieces and nephews.

Daniel J. Rugerio, 86, the owner of the former Rugerio Memorial Funeral Home in Milford where he served the Milford community for more than 50 years as a licensed funeral director, retiring in 1996. He leaves one daughter, Sheila Rugerio of Bellingham; two sisters-in-law, Theresa Look of Alexandria, Va., and Josie Ghetti of Cohoes, N.Y.; and many nieces and nephews. His wife, Alba L. (Ghetti) Rugerio, died in 1987.

Accordingly, as a mark of respect to the memory of John J. Speroni and Daniel J. Rugerio, at nineteen minutes past eleven o'clock A.M. on the motion of Mr. Hedlund, the Senate adjourn to meet again tomorrow at eleven o'clock A.M.