

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.

Wednesday, September 24, 2003.

Met at two minutes past eleven o'clock A.M.

The President, members, guests and employees then recited the pledge of allegiance to the flag.

Reports of a Committee.

By Ms. Murray, for the committee on Ways and Means, that the Senate bills

For the protection of natural resources, authorizing the Department of Environmental Management and the Division of Fisheries and Wildlife to acquire conservation restrictions in and to lands of the town of Egremont (Senate, No. 1684),— ought to pass, with an amendment, in section 2, by striking out, in line 5, the words “; and book 1197, page 68.”; and

Releasing certain land in Deerfield from the operation of an agricultural preservation restriction (Senate, No. 1698),— ought to pass, with an amendment, substituting a new draft with the same title (Senate, No. 2094);
Severally referred, under Senate Rule 26, to the committee on Steering and Policy.

PAPERS FROM THE HOUSE.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 4159) of William Lantigua, David M. Torrisi, Barry R. Finegold and Susan C. Tucker (with the approval of the mayor and city council) relative to establishing a requirement that voters produce a photographic identification in order to receive an election ballot in the town of Lawrence;

Petition (accompanied by bill, House, No. 4170) of Karen Spilka and Deborah D. Blumer (by vote of the town) relative to preliminary elections in the town of Framingham; and

Petition (accompanied by bill, House, No. 4171) of Harriett L. Stanley and Bruce E. Tarr (by vote of the town) relative to providing recall elections in the town of Groveland;

Severally to the committee on Election Laws.

Petition (accompanied by bill, House, No. 4172) of Jay R. Kaufman, Robert A. Havern, Thomas M. Stanley and Susan C. Fargo (by vote of the town) relative to the granting of licenses for the sale of all alcoholic beverages to be drunk on the premises to certain restaurants in the town of Lexington;

To the committee on Government Regulations.

Petition (accompanied by bill, House, No. 4164) of Frank I. Smizik, Cynthia S. Creem, Michael F. Rush, Brian P. Golden, Jr., Jeffrey Sanchez and others (by vote of the town) that the town of Brookline be authorized to lease certain property owned by said town;

Petition (accompanied by bill, House, No. 4173) of J. James Marzilli, Jr., Jay R. Kaufman, Anne M. Paulsen and Robert A. Havern (by vote of the town) relative to the qualifications necessary for appointment to the position of town manager in the town of Arlington; and

Petition (accompanied by bill, House, No. 4174) of Charles A. Murphy (by vote of the town) for legislation to prohibit elected officials in the town of Burlington from holding additional elected positions;
Severally to the committee on Local Affairs and Regional Government.

Petition (accompanied by bill, House, No. 4165) of John H. Rogers (by vote of the town) relative to the certification and appointment of Jennifer Gover as a fire fighter in the town of Norwood;

Petition (accompanied by bill, House, No. 4175) of Steven A. Baddour, Arthur J. Broadhurst and others (with the approval of the mayor and city council) that the city of Methuen be authorized to appoint additional officers to the intermittent police force of said town; and

Petition (accompanied by bill, House, No. 4176) of Thomas P. Kennedy, Christine E. Canavan, Geraldine Creedon and Robert S. Creedon, Jr. (with the approval of the mayor and city council) relative to the retirement of certain employees of the city of Brockton;
Severally to the committee on Public Service.

Petition (accompanied by bill, House, No. 4177) of Karen Spilka and Deborah D. Blumer (by vote of the town) that the town of Framingham be authorized to enter into certain tax deferral and recovery agreements; and

Petition (accompanied by bill, House, No. 4178) of Karen Spilka and Deborah D. Blumer (by vote of the town) that the town of Framingham be authorized to regulate certain property tax exemption requirements for certain elderly persons;
Severally to the committee on Taxation.

Resolutions.

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

Resolutions (filed by Ms. Wilkerson and Mr. Barrios) “honoring Inquilinos Boricuas en Accion celebrating 35 years of service.”

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 Bill relative to the Sandwich water district (Senate, No. 1163),— was read a second time.

Ms. Murray presented an amendment in section 10, by striking out, in line 4, the figure “2002” and inserting in place thereof the following figure:— “2005”.

The amendment was adopted.

The bill (Senate, No. 1163, amended) was then ordered to a third reading, read a third time and passed to be engrossed. Sent to the House for concurrence.

The Senate Bill extending the reporting deadline of the Advisory Committee on Financial Obligations of the Massachusetts Turnpike Authority (Senate, No. 1884, changed) (its title having been changed by the committee on Bills in the Third Reading),— **was read a third time and passed to be engrossed. Sent to the House for concurrence.**

Reports of a Committee.

By Ms. Murray, for the committee on Ways and Means, on petition, a Bill authorizing the town of Abington to transfer certain funds (Senate, No. 2038) [Local approval received].

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

By Ms. Murray, for the committee on Ways and Means, on petition, a Bill authorizing the town of Abington to pay a certain unpaid bill (Senate, No. 2039) [Local approval received].

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

By Ms. Murray, for the committee on Ways and Means, that the Senate Bill establishing a sick leave bank for Rosa A. McPherson, an employee of the Trial Court (Senate, No. 2073),— ought to pass.

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

PAPER FROM THE HOUSE.

A Bill validating the action taken at a special town meeting held by the town of Rockland (printed in House, No. 4142,— being a message from His Excellency the Governor),— was read.

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

Motion to Reconsider.

On motion of Ms. Menard, the Senate reconsidered the vote by which, at the preceding session, it had ordered to a third reading the Senate Bill relative to establishing a distinctive registration plate (Senate, No. 2006).

Pending the recurring question on ordering the bill to a third reading, the bill was amended, as previously recommended by the committee on Ways and Means, by inserting after the word “Teams”, in line 10, the following words:— “; the Old Colony for the purpose of restoring the Forefathers’ monument”; and by striking out, in lines 15 and 16, the words:— “Basketball League; and Mini-Fenway Park, Inc. for the purpose of furthering youth participation in baseball” and inserting in place thereof the following words “Baseball League; and Mini-Fenway Park, Inc.”.

The bill (Senate, No. 2006, amended) was then ordered to a third reading.

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 Guy W. Glodis and John J. Binienda for legislation relative to the Cherry Valley sewer district 2000-2001 project.

Senate Rule 36 was suspended, on motion of Mr. Tisei, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Local Affairs and Regional Government. Sent to the House for concurrence.

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 David P. Magnani, Robert E. Travaglini, Stanley C. Rosenberg and other members of the General Court [for complete list of petitioners, see printed bill] that provision be made for the adoption of a comprehensive public policy and strategy for the preservation and advancement of science and technology based economic development throughout the Commonwealth.

Senate Rule 36 was suspended, on motion of Mr. Tisei, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by resolve) was referred to the Senate committee on Science and Technology. Sent to the House for concurrence in the suspension of Joint Rule 12.

PAPER FROM THE HOUSE.

A petition (accompanied by resolutions, House, No. 4182) of Cory Atkins and other members of the House for adoption of resolutions relative to a comprehensive public policy and strategy for the preservation and advancement of science and technology based economic development throughout the Commonwealth,— **came from the House referred, under suspension of Joint Rule 12, to the House committee on Science and Technology; and the Senate concurred in the suspension of said Joint Rule.**

Order Adopted.

On motion of Mr. Tisei,—

Ordered, That when the Senate adjourns today, it adjourn to meet again tomorrow at one o’clock P.M., in a full formal session.

Order.

Mr. Brewer presented the following order, to wit:

Ordered, That amendments offered to any bill appearing in the released Third Reading Matters section of the Senate Calendar for Thursday, September 25, must be filed with the Clerk of the Senate no later than eleven o'clock A.M., on Thursday, September 25. The released matters in the Third Reading section of the calendar contain the following bills:

Senate, No. 1333 — To regulate the speed of school buses on limited access highways;

Senate, No. 1372 — Relative to the reporting of fires in schools:

Senate, No. 2006 — Relative to establishing a distinctive registration plate;

Senate, No. 2019 — Regarding commercial electronic mail;

Senate, No. 2076 — Relative to electronic signatures.

The question on adoption of the order was considered forthwith. There being an objection by Mr. Tisei, the matter was laid aside by the President.

On motion of Mr. Tisei, at sixteen minutes past eleven o'clock A.M., the Senate adjourned to meet on the following day at one o'clock P.M., in a full formal session.