

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.

Thursday, March 20, 2003.

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

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

The President, members, guests and employees then had a moment of silent reflection to recognize and respect the efforts of the men and women engaged in combat, that they may achieve a quick resolution to the hostilities and a safe return home to their loved ones.

Communications.

A communication from the Human Resources Division of the Executive Office for Administration and Finance (under the provisions of section 61A of Chapter 31 and section 5(3)(e) of Chapter 32 of the General Laws) submitting revisions to regulations for initial medical and physical fitness standards tests of municipal public safety personnel (Senate, No. 1960) (received Thursday, March 20, 2003),— **was referred to the committee on Public Service.**

Sent to the House for concurrence.

A communication from the Plainridge Racecourse (under Section 2 of Chapter 128C of the General Laws) submitting copies of contracts for the simulcasting of dog races (received Wednesday, March 19, 2003),— **was placed on file.**

Petition.

Mr. Rosenberg presented a petition (subject to Joint Rule 12) of Stanley C. Rosenberg and Ellen Story (by vote of the town) for legislation relative to the Amherst School District [Local approval received],— **and the same was referred, under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.**

Committee Discharged.

Mr. Moore, for the committee on Health Care, reported, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 692) of Susan C. Tucker, Douglas W. Petersen, Stephen M. Brewer, Pamela P. Resor and other members of the General Court for legislation to reduce mercury levels and to provide for public education on mercury dangers,— and recommending that the same be referred to the committee on Natural Resources and Agriculture.

Under Senate Rule 36, the report was considered forthwith and accepted. Sent to the House for concurrence.

PAPERS FROM THE HOUSE.

A communication from the Public Employee Retirement Administration Commission (PERAC) (under the provisions of Section 50 of Chapter 7 of the General Laws) relative to travel-related expenses of the members and staff of the retirement board (House, No. 3717),— **was referred, in concurrence, to the committee on Public Service.**

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 2019) of Eugene L. O’Flaherty and Kathi-Anne Reinstein (with the approval of the city council) relative to extending the terms of agreements between the school committee of the city of Chelsea and the Management Team of Boston University; and

Petition (accompanied by bill, House, No. 3715) of Benjamin Swan (with the approval of the mayor and city council) that the city of Springfield be authorized to establish a mandatory school uniform program;

Severally to the committee on Education, Arts and Humanities.

Petition (accompanied by bill, House, No. 3723) of Thomas J. O’Brien, William M. Straus, Marc R. Pacheco and Mark A. Howland (by vote of the town) that the town of Middleborough be authorized to issue an additional license for the sale of all alcoholic beverages not to be drunk on the premises to Charles B. Dillon d/b/a Cirelli Foods, Inc.;

To the committee on Government Regulations.

Petition (accompanied by bill, House, No. 3714) of Paul C. Casey, Richard R. Tisei and Carol A. Donovan (by vote of the town) relative to the appointment of library personnel by the board of library trustees in the town of Stoneham;

To the committee on State Administration.

Petition (accompanied by bill, House, No. 3716) of Michael J. Albano (mayor) and Benjamin Swan (with the approval of the city council) that the city of Springfield be

authorized to abate certain real property taxes on land leased to Peter Pan Bus Lines, Incorporated;

To the committee on Taxation.

A report of the committee on Taxation, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 849) of Stephen Kulik and other members of the General Court relative to promoting the sale of local farm products through tax incentives and other methods, and recommending that the same be referred to the committee on Natural Resources and Agriculture,— **was considered forthwith, under Senate Rule 36, and accepted, in concurrence.**

Resolutions.

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

Resolutions (filed by Mr. O’Leary) “honoring Irwin Morton Golden on the occasion of his ninetieth birthday”;

Resolutions (filed by Mr. Tisei) “commending Robert Haigh on his accomplishments as General Manager of Wakefield Cable Access Television”; and

Resolutions (filed by Ms. Tucker) “memorializing Congress to repeal the Government Pension Offset rule.”

PAPERS FROM THE HOUSE.

A Bill authorizing the town of Sandwich to convey certain conservation land (House, No. 2016,— on petition) [Local approval received],— was read.

There being no objection, the rules were suspended, on motion of Ms. Walsh, and the bill was read a second time.

Ms. Murray presented an amendment, striking out section 3 and inserting in place thereof the following two sections:—

“SECTION 3. The consideration to be paid by P.A. Landers, Inc. to the town of Sandwich shall be equal to or greater than the full and fair market value for the land to be conveyed by the town to P.A. Landers, Inc. based upon an independent appraisal of the land. P.A. Landers, Inc. shall be responsible for any costs for appraisals, surveys and other expenses relating to the conveyance of the land.

SECTION 4. This act shall take effect upon its passage.”.

The amendment was adopted.

The bill, as amended, was then ordered to a third reading, read a third time and passed to be engrossed, in concurrence, with the amendment.

Sent to the House for concurrence in the amendment.

A Bill removing the town of Oak Bluffs from membership in the Martha's Vineyard Commission (House, No. 2114, changed,— on petition) [Local approval received],— was read.

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

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 for legislation relative to an attorney's lien in cases involving contingent fee agreements with clients.

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

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 Andrea F. Nuciforo, Jr. and Peter J. Larkin for legislation to authorize the Division of Capital Asset Management and Maintenance to convey a certain parcel of land in the town of Washington.

Senate Rule 36 was suspended, on motion of Mrs. Sprague, 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.

Order Adopted.

On motion of Ms. Walsh,—

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.

The President requested that when the Senate adjourns today, it adjourn in honor of the men and women in the military that they may return home quickly and safely.

Accordingly, in honor of our men and women in the Armed Forces, on motion of Mrs. Sprague, at six minutes past eleven o'clock A.M., the Senate adjourned to meet on the following Monday at eleven o'clock A.M.