

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.

Tuesday, July 22, 2003.

Met at one minute past eleven o'clock A.M. (Mr. Rosenberg in the Chair).

The Senator from Bristol and Norfolk, Mrs. Sprague, led the Chair (Mr. Rosenberg), members, guests and employees in the recitation of the pledge of allegiance to the flag.

Report.

A report of the Senate committee on Post Audit and Oversight (under the provisions of Section 63 of chapter 3 of the General Laws, as most recently amended by chapter 557 of the acts of 1986) entitled "Crisis at Home: The Impact of Massachusetts' Nursing Home Closures (Senate, No. 2050) (received Monday, July 14, 2003),— **was placed on file.**

Reports of Committees.

By Mr. Moore, for the committee on Health Care, on petition (accompanied by bill, Senate, No. 631), a Bill providing for performance standards for physicians (Senate, No. 2048);

Read and, under Joint Rule 29, referred to the committees on Rules of the two branches, acting concurrently.

By Mr. Moore, for the committee on Health Care, on petition (accompanied by bill, Senate, No. 571), a Bill providing for capital outlays for the acquisition, upgrading, development and implementation of health care technology in the Commonwealth (Senate, No. 2047);

Read and, under Senate Rule 26B, referred to the committee on Long-Term Debt and Capital Expenditures.

By Mr. Barrios, for the committee on Public Safety, on Senate, Nos. 1274, 1356 and 1379, a Bill relative to special veterans plates (Senate, No. 1274, changed in section 3, by striking out, in line 7, the words "or if no surviving spouse is living, the son or daughter")

By the same Senator, for the same committee, on petition, a Bill relative to the operation of low-speed vehicles (Senate, No. 1313); and

By Ms. Wilkerson, for the committee on State Administration, on Senate, No. 1687 and House, No. 2364, a Bill relative to MWRA employees (Senate, No. 1687);

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

By Mr. Moore, for the committee on Health Care, on Senate, No. 642 and House, Nos. 700 and 1866, a Bill regarding medical record copying fees (Senate, No. 642);

By Mr. Barrios, for the committee on Public Safety, on petition, a Bill relative to selective service registration (Senate, No. 1275);

By Mr. Barrios, for the committee on Public Safety, on petition, a Bill relative to the dissemination of information to private detectives (Senate, No. 1318);

By the same Senator, for the same committee, on petition, a Bill relative to increasing the availability of protective gear for renters of recreational sports equipment (Senate, No. 1355); and

By the same Senator, for the same committee, on petition, a Bill requiring children under 12 to wear ski helmets (Senate, No. 1376);

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

Ms. Jacques, for the committee on Steering and Policy, reported that the following matters be placed in the Orders of the Day for the next session:

The Senate bills

Relative to the business corporations law (Senate, No. 39);

Relative to damages for securities law violations under the Massachusetts Consumer Protection Act (Senate, No. 91); and

To amend the charter of the Sterling Camp Meeting Association (Senate, No. 1941); and

The Senate report of the committee on Commerce and Labor, ought NOT to pass, on the petition (accompanied by bill, Senate, No. 56) of Cheryl A. Jacques and Gale D. Candaras, for legislation to increase enforcement and penalties for corporate fraud.

PAPERS FROM THE HOUSE.

Bills

Authorizing the Division of Capital Asset Management and Maintenance to convey an easement in certain land located in the town of Concord (House, No. 1375, amended,— on petition);

Establishing a sick leave bank for Richard F. Ryan III, an employee of the Trial Court of the Commonwealth (House, No. 2272, amended,— on petition);

Establishing a sick leave bank for Ceylin Guillermo, an employee of the Department of Social Services (House No. 3823,— on petition); and

Establishing a sick leave bank for Duarte O. Raposo, an employee of the Trial Court Department of the Commonwealth (House, No. 3958,— on petition);

Were severally read and, under Senate Rule 27, referred to the committee on Ways and Means.

A Bill relative to the use of the name of financial institutions (House, No. 1623,— on petition),— **was read and, under Senate Rule 26, referred to the committee on Steering and Policy.**

Bills

Providing for the elimination of the residency requirement for the town administrator of the town of Dedham (House, No. 2012,— on petition) [Local approval received];

Relative to the preliminary elections in the city of Malden in the year 2003 (House, No. 3740,— on petition) [Local approval received];

Authorizing the town of Mashpee to convey certain conservation land (House, No. 3846,— on petition) [Local approval received]; and

Authorizing the town of Maynard to issue additional alcoholic beverages licenses (House, No. 3904,— on petition) [Local approval received];

Were severally read and, under Senate Rule 26, placed in the Orders of the Day for the next session.

Reports

Of the committee on Banks and Banking, asking to be discharged from further consideration

Of so much of the recommendations of the Office of Consumer Affairs and Business Regulations (House, No. 8) as relates to increasing protections for consumers in the insurance marketplace (accompanied by bill, House, No. 23),— **and recommending that the same be referred to the committee on Insurance.**

Of the petition (accompanied by bill, House, No. 3289) of Bradley H. Jones, Jr. and other members of the House relative to the establishment of homeowners fund bank accounts for first time home buyers,— **and recommending that the same be referred to the committee on Taxation.**

Were severally 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. Hedlund) “commemorating the 1000-mile ride for the ribbon”;

Resolutions (filed by Ms. Melconian) “honoring Judith A. Matt on the celebration of her sixtieth birthday”;

Resolutions (filed by Messrs. Nuciforo, Baddour, Barrios, Berry, Brewer, Ms. Chandler, Mr. Creedon, Ms. Creem, Ms. Fargo, Messrs. Glodis, Hart, Havern, Joyce, Knapik, McGee, Ms. Menard, Messrs. Montigny, Moore, Morrissey, Ms. Murray, Messrs. O’Leary, Pacheco, Panagiotakos, Ms. Resor, Messrs. Rosenberg, Shannon, Tarr, Tolman, Ms. Tucker, Ms. Walsh and Ms. Wilkerson) “memorializing the United States House of Representatives Committee on Financial Services to disapprove securities fraud deterrence and investor restitution act of 2003”; and

Resolutions (filed by Mr. Pacheco) “on the occasion of the fiftieth anniversary of Edward and Collete Boiros.”

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 3969) of Philip Travis, Patricia A. Haddad and Joan M. Menard relative to health and life insurance for certain part-time elected officials of the town of Swansea;

Under suspension of Joint Rule 7B, to the committee on Public Service.

Petition (accompanied by bill, House, No. 3970) of Deborah D. Blumer and Pamela P. Resor for the issuance of an annual proclamation by the Governor establishing September twenty-first as Myositis Awareness Day;

Under suspension of Joint Rule 12, to the committee on State Administration.

A Bill designating Regatta Field in the city of Lowell as the Anne Dean Welcome Field (House, No. 1535,— on petition),— 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.

A Bill placing the fire department of the town of Dracut under the civil service law (House, No. 3903,— on petition) [Local approval received],— was read.

There being no objection, the rules were suspended, on motion of Ms. Fargo, 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 Mr. Hedlund,—

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 eight minutes past eleven o’clock A.M., the Senate adjourned to meet on the following Thursday at eleven o’clock A.M.