

## **JOURNAL OF THE HOUSE.**

Thursday, January 24, 2002.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Scaccia of Boston in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

God, Our Creator, Lord of the Universe and the Ultimate Judge of Our Personal Actions and Decisions, we pray for the skills and the wisdom to address, prudently, the items on each day's legislative calendar. We depend upon You and Your assistance to comprehend the reasonable needs and expectations of the people whom we represent. During these uncertain and turbulent times, inspire us to propose timely and relevant programs and initiatives which serve the common good and meet our high ethical standards. Grant us the good sense to reject those suggestions and proposals which do not assist us in building a civil, peaceful and compassionate society.

Grant Your blessings to the Speaker, the members and employees of this House and their families. Amen.

At the request of the Chair (Mr. Scaccia), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

### *Messages from the Acting Governor.*

A message from Her Honor the Lieutenant-Governor, Acting Governor, recommending legislation relative to the Workforce Training Fund (House, No. 4872) was filed in the office of the Clerk on Wednesday, January 23.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Commerce and Labor. Sent to the Senate for concurrence.

A message from Her Honor the Lieutenant-Governor, Acting Governor, recommending legislation relative to promoting fairness in education funding (House, No. 4873) was filed in the office of the Clerk on Wednesday, January 23.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Education, Arts and Humanities. Sent to the Senate for concurrence.

A message from Her Honor the Lieutenant-Governor, Acting Governor, recommendation legislation relative to improving certain operations of state government (House, No. 4874) was filed in the office of the Clerk on Wednesday, January 23.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on State Administration. Sent to the Senate for concurrence.

*Statement of Representative Carron of Southbridge.*

A statement of Mr. Carron of Southbridge was spread upon the records of the House, as follows:

MR. SPEAKER: During the taking of Yea and Nay No. 236, on Tuesday last, I was present in the House Chamber, however not recorded as having voted on the question on passing to be engrossed the House Bill further regulating the sale of mercury thermometers (House, No. 3772, amended). Had I been recorded on this issue of great concern of mine, I would have voted in the affirmative.

*Resolutions.*

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Resolutions (filed by Mr. Rodrigues of Westport) congratulating Fire Chief William David Tripp on the occasion of his retirement from the Westport Fire Department; and

Resolutions (filed by Mrs. Walrath of Stow) congratulating John Baptiste Hart on the occasion of his 100th birthday;

Mr. DiMasi of Boston, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mr. Fresolo of Worcester, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

*Petitions.*

Ms. Flavin of Easthampton presented a petition (accompanied by bill, House, No. 4871) of Nancy Flavin and Michael R. Knapik (with the approval of the mayor and city council) that the licensing authority of the city of Easthampton be authorized to issue an additional license for the sale of all alcoholic beverages to be drunk on the premises; and the same was referred to the committee on Government Regulations. Sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Marzilli of Arlington, petition (subject to Joint Rule 12) of J. James Marzilli, Jr., and William M. Straus relative to the disclosure of consumer credit reporting information.

By Mr. Murphy of Lowell, petition (subject to Joint Rule 12) of Kevin J. Murphy, Thomas A. Golden, Jr., Steven C. Panagiotakos and David M. Nangle relative to the allowance of certain employees retired on superannuation.

By Mr. Rodrigues of Westport, petition (subject to Joint Rule 12) of Michael J. Rodrigues and Joan M. Menard relative to designating a certain bridge in the town of Westport as the Westport Police Officers Memorial Bridge.

Severally, under Rule 24, to the committee on Rules.

*Papers from the Senate.*

Bills

Requiring certain notice to lessees of vehicles for motor vehicle excise tax (Senate, No. 1654) (on a petition);

Relative to stealing registration plates and the possession of stolen registration plates (Senate, No. 1836) (on a petition); and

Requiring certain religious officials to be mandated reporters of abuse of children (Senate, No. 2230) (on Senate bill, No. 2223);

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

*Reports of Committees.*

By Mr. Kujawski of Webster, for the committee on Steering, Policy and Scheduling, asking to be discharged from further consideration

Of the Bill regulating liability for reporting violations to the Board of Registration in Nursing (Senate, No. 483);

Of the Bill authorizing municipalities to petition for public involvement plans in cases of hazardous material sites (Senate, No. 1067);

Of the Bill relative to credit union real estate loans (Senate, No. 2214);

Of the Bill relative to the regulation of motor vehicle livery services and the licensing of livery operators (Senate, No. 2221); and

Of the Bill relative to the public employee retirement system (House, No. 2416);

And recommending that the same severally be referred to the House committee on Rules.

Under Rule 42, the reports severally were considered forthwith; and they were accepted.

By Mr. Kujawski of Webster, for the committee on Steering, Policy and Scheduling, that the House Bill regarding the water and sewer commission of the town of Mattapoisett (House, No. 4843) be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Straus of Mattapoisett, the bill was read a second time forthwith.

Pending the question on ordering the bill to a third reading, Mr. Verga of Gloucester moved that it be amended in section 3, in line 18, by striking out the word “ten” and inserting in place thereof the word “twenty”.

The amendment was adopted; and the bill (House, No. 4843, amended) was ordered to a third reading.

By Mr. Scaccia of Boston, for the committee on Rules, that the following bills ought to pass:

To insure fair taxation of affordable housing (House, No. 2090); and

Requiring the posting of security for the seizure and impoundment of animals (House, No. 2202);

Severally referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

#### *Emergency Measure.*

The engrossed Bill establishing Congressional districts (see House bill printed in House, No. 4778, Appendix A, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 6 to 1. Sent to the Senate for concurrence.

#### *Orders of the Day.*

House bills

Relative to a certain employee of the Division of Industrial Accidents (House, No. 4418); and

Relative to recall elections in the town of Fairhaven (House, No. 4473);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

The House Bill relative to infectious disease control (House, No. 4158), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Pending the question on passing the bill to be engrossed, Mr. Marini of Hanson and other members of the House moved that it be amended by substitution of a bill with the same title (House, No. 4875), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

*Order.*

On motion of Mr. Rushing of Boston,—

*Ordered*, That when the House adjourns today, it adjourn to meet on Monday next at eleven o'clock A.M.

At seventeen minutes after eleven o'clock A.M., on motion of Mr. Casey of Winchester (Mr. Scaccia of Boston being in the Chair), the House adjourned, to meet on Monday next at eleven o'clock A.M., in an Informal Session.