

**JOURNAL OF THE HOUSE.**

Tuesday, March 19, 2002.

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

*Memorial Service.*

Several dignitaries, under the escort of the Sergeant-at-Arms, were led into the Chamber by the Boston Police Gaelic Pipes and Drum Column.

The State Police Honor Guard, Boston EMS Honor Guard and the Massachusetts Professional Fire Fighters Union Honor Guard then made the presentation of the colors.

At the request of the Speaker, the members, guests and employees stood in a moment of silent prayer to the memory of the victims of the terrorist attacks on September 11, 2001.

Sergeant Daniel Clark of the Massachusetts State Police then sang *The National Anthem*.

The Invocation was offered by Father Daniel Mahoney, Chaplain of the Boston Fire Department.

The pledge of allegiance was led by Robert McCarthy of the Boston Fire Department.

The Speaker then introduced the mother of Representative Brian P. Golden of Boston; and announced that a phone hook-up had been established with Representative Golden, who is currently serving as a Major in the United States Army overseas. Representative Golden then addressed the House from his post in Bosnia.

Imam Talal Eid of the Islamic Center of New England, Detective Sergeant Norman Brodeur of the Southbridge Police Department, Protestant Minister Wesley Roberts and Thomas Nee of the Boston Police Patrolmen's Association then offered remarks, prayers and reflections on the terrorist attacks in New York, Pennsylvania and Washington on September 11, 2001.

The closing prayer was offered by Rabbi Emily G. Lipof.

Sergeant Daniel Clark then performed an original composition written by Maureen Condon of Framingham and dedicated to the victims of the terrorists attacks of September 11, 2001. Sergeant Clark followed by inviting all those gathered to join him in singing *God Bless America*.

The memorial service concluded with the several dignitaries being escorted out of the Chamber by the Sergeant-at-Arms.

*Messages from the Acting Governor.*

A message from Her Honor the Lieutenant-Governor, Acting Governor, recommending legislation relative to protecting the public safety by increasing the

penalties for operating a motor vehicle while under the influence of alcohol (House, No. 4957) was filed in the office of the Clerk on Thursday, March 14.

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

A message from Her Honor the Lieutenant-Governor, Acting Governor, recommending legislation relative to allowing the imposition of conditions on persons admitted to bail (House, No. 4958) was filed in the office of the Clerk on Thursday, March 14.

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

A message from Her Honor the Lieutenant-Governor, Acting Governor, recommending legislation relative to reducing drug and alcohol crimes committed by juveniles (House, No. 4959) was filed in the office of the Clerk on Thursday, March 14.

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

A message from Her Honor the Lieutenant-Governor, Acting Governor, recommending legislation relative to motor vehicle violations by a minor (House, No. 4960) was filed in the office of the Clerk on Thursday, March 14.

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

*Papers from the Senate.*

The engrossed Bill relative to the one trial system for civil cases in certain counties (see Senate, No. 1937, amended) came from the Senate with an amendment in section 20, in line 13 (as printed), striking out the following: "30 months commencing on March 1, 2002" (as amended by the House) and inserting in place thereof the following: "29 months commencing on April 1, 2002".

Under suspension of Rule 35, on motion of Mr. Donnelly of Boston, the amendment (reported by the committee on Bills in the Third Reading to be correctly drawn) was considered forthwith; and it was adopted, in concurrence.

A Bill protecting the natural and historic resources of the Commonwealth (Senate, No. 2281) (on Senate bill, No. 1109), passed to be engrossed by the Senate, was read; and it was referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

A Bill mandating coverage for ectodermal dysplasia (Senate, No. 2280) (on Senate

bill, No. 734), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

## Bills

Allowing the release of police reports to school administrators (Senate, No. 1212) (on a petition);

Further regulating change of name or address notices to the Registry of Motor Vehicles (Senate, No. 2278) (on Senate bill, No. 1150);

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.

A report of the Senate committee on Steering and Policy, asking to be discharged from further consideration of the House Bill authorizing the assumption of certain utility costs by lessees and tenants (House, No. 408), and recommending that the same be referred to the committee on Housing and Urban Development,— accepted by the Senate, was considered forthwith, under Rule 42, and it was accepted, insomuch as relates to the reference to the committee on Housing and Urban Development.

## *Reports of Committees.*

By Mr. Scaccia of Boston, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of James R. Miceli, other members of the House and others relative to telephone solicitation. To the committee on Commerce and Labor.

Petition (accompanied by bill) of Robert S. Hargraves and Peter J. Koutoujian relative to establishing the crime of communicating a terroristic threat. To the committee on Criminal Justice.

Under suspension of the rules, on motion of Mr. Jones of North Reading, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mr. Donnelly of Boston, for the committee on the Judiciary, on a petition, a Bill establishing a sick bank for a certain employee of the district court department (House, No. 4938). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

By Mr. Donnelly of Boston, for the committee on the Judiciary, on a petition, a Bill relative to the Winchendon District Court (House, No. 292). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kujawski of Webster, for said committee, reported that the matter be scheduled

for consideration by the House; and, under said rule, it was placed in the Orders of the Day for the next sitting for a second reading.

*Recess.*

At twenty-six minutes after twelve o'clock noon, on motion of Mr. Ruane of Salem, the House recessed until half past one o'clock P.M.; and at that time the House was called to order with Mr. Correia of Fall River in the Chair.

*Emergency Measure.*

The engrossed Bill relative to the terms of certain notes issued by the Commonwealth (see House bill printed in House, No. 4765), 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 13 to 0. Sent to the Senate for concurrence.

*Engrossed Bills.*

Engrossed bills

Authorizing the State Board of Retirement to grant creditable service to Harvey J. Chopp (see House, No. 869, changed and amended);

Further regulating securities (see House, No. 955, amended); and

Relative to a birth defects monitoring program (see House, No. 2163, amended);

(Which severally originated in the House);

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

*Orders of the Day.*

The House Bill validating certain actions and authorizing certain reimbursements by the town of Oak Bluffs (printed in House, No. 4906), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill relative to the Nantucket Historic District Commission (House, No. 3634), 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. Turkington of Falmouth moved that it be amended in line 5 by inserting after the following: “268A” the following: “and subsection (c) of section 17 of chapter 268A”.

The amendment was adopted; and the bill (House, No. 3634, amended) was passed to be engrossed. Sent to the Senate for concurrence.

*Order.*

On motion of Mr. Finneran of Boston,—

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

Accordingly, without further consideration of the remaining matters in the Orders of the Day, at fourteen minutes before two o'clock P.M., on motion of Mr. Rogers of New Bedford (Mr. Correia of Fall River being in the Chair), the House adjourned, to meet tomorrow at eleven o'clock A.M.

