

## **JOURNAL OF THE HOUSE.**

Thursday, March 22, 2001.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Nagle of Northampton 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:

Eternal God, the Ultimate Source of Forgiveness and Goodness, inspire us to love, seek and speak truth at all times as we together address the issues of the day and future of our Commonwealth. In our pluralistic and diverse society, teach us to respect all people and their rights to articulate their political and philosophical tenets, but grant us the courage and the wisdom to remain faithful to our ideals, principles and religious beliefs. Bless our efforts to continue building a society which is responsive to the needs of people and the times and in which people accept personal responsibility for personal decisions and options. May we have the maturity to weigh all legislative issues and proposals carefully and thoughtfully.

Bestow your blessings on the Speaker, the members and employees of this House and their families. Amen.

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

### *Message from the Governor.*

A message from His Excellency the Governor (under the provisions of Section 8 of Article LXXXIX of the Amendments to the Constitution) recommending legislation relative to validating certain elections held in the town of Essex (House, No. 4052) was filed in the office of the Clerk on Monday, March 19.

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

### *Resolutions.*

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

Resolutions (filed by Mr. Bradley of Hingham) congratulating the Hingham High School

hockey team on winning the 2000-2001 Division I State Championship;

Resolutions (filed by Mr. Cahill of Beverly) honoring First Lieutenant Stephen Holden Doane;

Resolutions (filed by Mr. Hill of Ipswich) in recognition of the celebration of the Week of the Young Child by Kids Connection of Hamilton;

Resolutions (filed by Mr. Hill of Ipswich) congratulating the Manchester Essex Junior-Senior High School Girls Basketball Team for its outstanding accomplishments;

Resolutions (filed by Mr. Kafka of Sharon) congratulating Kevin M. Cawley, Jr., on receiving the Eagle Award of the Boy Scouts of America;

Resolutions (filed by Ms. Lewis of Dedham) congratulating Adam Majid on receiving the Eagle Award of the Boy Scouts of America;

Resolutions (filed by Mr. Loscocco of Holliston) congratulating Lions International of Holliston on the occasion of its sixtieth anniversary;

Resolutions (filed by Mr. Mariano of Quincy) congratulating Joseph F. Mazzotta on the occasion of his retirement; and

Resolutions (filed by Mr. Tirone of Amesbury) honoring Michelle Hatem Meehan;

Mr. Scaccia 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. Pedone 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.

### *Communications.*

#### Communications

From the Executive Office for Administration and Finance (under the provisions of Section 8 of Chapter 34B of the General Laws) submitting a revised amortization schedule for the former Worcester County;

From the Human Resources Division of the Executive Office for Administration and Finance (under the provisions of Section 25 of Chapter 31 of the General Laws) submitting a listing of fire chief series eligibility lists which were revoked effective March 1, 2001;

From the Office of the Inspector General submitting its report on the Somerville Charter School: management issues and recommendations;

From the National White Collar Crime Center submitting a listing of regulatory and

administrative agencies who provide effective responses to combating high-tech and economic crimes; and

From the Massachusetts Turnpike Authority (under the provisions of Section 12(i) of Chapter 81A of the General Laws) submitting copies of agreements between said authority, the Massachusetts Port Authority and the Massachusetts Highway Department relative to the Metropolitan Highway System;

Severally were read for the information of the House; and placed on file.

### *Annual and Special Reports.*

#### Annual reports

Of the Massachusetts Development Finance Agency (under the provisions of Section 29A of Chapter 23G of the General Laws) relative to the Brownfields Redevelopment Fund for the period ending March 15, 2001;

Of the Office of the District Attorney for the Norfolk District (under the provisions of Section 99(R) of Chapter 272 of the General Laws) relative to warrants sought for interception of wire and oral communications for the year ending December 31, 2000;

Of the Division of Standards (under the provisions of Section 115A of Chapter 6 of the General Laws) relative to compliance with the unit pricing laws of the Commonwealth; and

Of the Workers' Compensation Advisory Council (under the provisions of Paragraph 2 of Section 17 of Chapter 23E of the General Laws) relative to the state of the workers' compensation system for fiscal year 2000;

Semi-annual report of the Insurance Fraud Bureau (under the provisions of Section 99(k) of Chapter 398 of the Acts of 1991) on the disposition of matters referred to said bureau; and

Report of the Administrative Office of the Trial Court (under the provisions of Item 0330-3200 of Section 2 of Chapter 159 of the Acts of 2000) relative to the number of court officers and security personnel located in each trial court of the Commonwealth;

Severally were read for the information of the House; and placed on file.

### *Petitions.*

The following petition (having been deposited in the office of the Clerk previously to five o'clock in the afternoon on Wednesday, December 6, 2000) was presented and it was referred, under Rule 24 and Joint Rule 13, as follows:

By Mr. Murphy of Lowell, petition (accompanied by bill, House, No. 4054) of Kevin J. Murphy, David M. Nangle, Stephen C. Panagiotakos and Thomas A. Golden, Jr. (with the approval of the city council) that the city of Lowell be authorized to convey a certain parcel of land. To the committee on Local Affairs. Sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Cabral of New Bedford, petition (accompanied by bill, House, No. 4053) of Antonio F. D. Cabral, Mark C. Montigny, George Rogers and Robert M. Koczera (with the approval of the mayor and city council) that the city of New Bedford be authorized to issue an additional license for the sale of all alcoholic beverages to be drunk on the premises to Bisca Tournament Club, Inc. To the committee on Government Regulations.

By Mr. Rogers of Norwood, petition (accompanied by bill, House, No. 4055) of John H. Rogers, Scott P. Brown and Jo Ann Sprague (by vote of the town) that the town of Walpole be authorized to transfer a certain parcel of forest land for school purposes. To the committee on Local Affairs.

By Mr. O'Flaherty of Chelsea, petition (accompanied by bill, House, No. 4056) of Eugene L. O'Flaherty (with the approval of the mayor and city council) that the city of Boston be authorized to pay certain medical expenses of Joseph Cady and Alonzo P. Brooks, retired fire fighters of said city; and

By Mr. Swan of Springfield, petition (accompanied by bill, House, No. 4057) of Michael J. Albano (mayor), Benjamin Swan, Linda J. Melconian, Cheryl A. Rivera, Brian P. Lees and Mary S. Rogeness (with the approval of the city council) that the retirement board of the city of Springfield be authorized to increase benefits payable to certain former employees of said city;

Severally to the committee on Public Service.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Broadhurst of Methuen (by request), petition (subject to Joint Rule 12) of Joanna Howorth and others for legislation to prohibit the practice of abortion in the Commonwealth.

By the same member (by request), petition (subject to Joint Rule 12) of William A. Moschella and others relative to the issuance of abuse prevention orders.

By the same member (by request), petition (subject to Joint Rule 12) of Madeleine Howard and others relative to the rights of persons living in residential facilities operated by the

Department of Mental Retardation.

By the same member (by request), petition (subject to Joint Rule 12) of Joanna Howorth for a legislative amendment to the Constitution relative to the right to life.

By the same member (by request), petition (subject to Joint Rule 12) of David Nace relative to the removal of motor vehicles involved in an accident.

By Mr. Fagan of Taunton, petition (subject to Joint Rule 12) of James H. Fagan for legislation to include employees of churches and other religious organizations under the laws governing unemployment compensation.

By Mr. Frost of Auburn, petition (subject to Joint Rule 12) of Paul K. Frost, Viriato Manuel deMacedo, Elizabeth Poirier and Carol C. Cleven relative to establishing a grant program within the Division of Fire Prevention for equipping fire hydrants with suitable markers.

By Mr. LeDuc of Marlborough, petition (subject to Joint Rule 12) of Stephen P. LeDuc and Pamela P. Resor (with the approval of the mayor and city council) relative to designating certain bridges and connector roads in the city of Marlborough.

By Mr. Miceli of Wilmington, petition (subject to Joint Rule 12) of James R. Miceli relative to directing the State Retirement Board to grant certain creditable service to Corinne M. Ware.

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

#### *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 petition of Thomas N. George and other members of the General Court for legislation to authorize the Registrar of Motor Vehicles to issue distinctive motor vehicle plates to the Massachusetts Lodge of Free and Accepted Masons. Under suspension of the rules, on motion of Mr. Walsh of Boston, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Safety. Sent to the Senate for concurrence.

By Mr. Quinn of Dartmouth, for the committee on Banks and Banking, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 3241) of Peter J. Larkin relative to notices to financial institutions of confidential records of employees,— and recommending that the same be referred to the committee on Commerce and Labor. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

By Mr. Verga of Gloucester, for the committee on Local Affairs, on House, No. 3954, an Order relative to authorizing the committee on Local Affairs to make an investigation and study of a certain House document concerning the conveyance of certain land in the town of Barnstable (House, No. 4050). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Subsequently Mr. Scaccia of Boston, for said committees, reported asking to be discharged from further consideration of said order; and recommending that the same be referred to the House committee on Rules. Under Rule 42, the report was considered forthwith; and it was accepted.

By Mr. Bosley of North Adams, for the committee on Government Regulations, on House, Nos. 8 and 59, a Bill relative to the cable division (House, No. 59).

By the same member, for the same committee, on a petition, a Bill making a technical correction to Chapter 164 of the acts of 1997, restructuring the electric utility industry in the Commonwealth, regulating the provision of electricity and other services, and promoting enhanced consumer protection therein (House, No. 1745).

By Mr. Verga of Gloucester, for the committee on Local Affairs, on a petition, a Bill relative to certain funds of the Barnstable Fire District (House, No. 2753).

By the same member, for the same committee, on a petition, a Bill authorizing the city known as the town of Agawam to use certain parkland for school purposes (House, No. 3766) [Local Approval Received].

Severally read; and referred, under Rule 33, to the committee on Ways and Means.

By Mr. Bosley of North Adams, for the committee on Government Regulations, on a petition, a Bill relative to expanding access to the electricity rate discount for low-income households (House, No. 1746).

By Mr. Verga of Gloucester, for the committee on Local Affairs, on a petition, a Bill authorizing the conservation commission of the town of Groton to impose certain fees (House, No. 1837) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill providing for alternate members to the city of Methuen Community Development Board (House, No. 2007) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill establishing a police

technology fund in the town of Hull (House, No. 3763) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill authorizing the city of Fall River to use certain park land for sewer purposes (House, No. 3764) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill authorizing the town of Hanover to pay a certain bill (House, No. 3959) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill authorizing the town of Needham to establish a special fund (House, No. 4009) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill authorizing the town of Plymouth to use certain conservation land for sewer purposes (House, No. 4010) [Local Approval Received].

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

#### *Orders of the Day.*

The House Bill authorizing the town of Warren to issue an additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 260), 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.

#### *Order.*

On motion of Mr. Finneran of Boston,—

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

At twelve minutes after eleven o'clock A.M., on motion of Mrs. Paulsen of Belmont (Mr. Nagle of Northampton being in the Chair), the House adjourned, to meet on Monday next at eleven o'clock A.M., in an Informal Session.

