

JOURNAL OF THE HOUSE.

Thursday, March 29, 2001.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session.

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

Gracious God, in this era of great changes, we proclaim our trust and confidence in You and Your spiritual values. In Your kindness, help us to comprehend the political and cultural signs of the times. Teach us to sharpen our sensitivity to the needs of people and to develop a conscientious desire to resolve fairly the complex issues which come before us. Grant us the patience and the willingness to take the time to analyze accurately proposed legislation and programs. Help us to deepen our commitment to the continued building of a responsive, responsible and compassionate society in which the rights and responsibilities of all are recognized.

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

At the request of the Speaker, the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Messages from the Governor.

A message from His Excellency the Governor recommending legislation relative to encouraging school attendance (House, No. 4059) was filed in the office of the Clerk on Tuesday, March 27.

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 His Excellency the Governor recommending legislation relative to promoting safer learning environments in public schools (House, No. 4060) was filed in the office of the Clerk on Tuesday, March 27.

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 His Excellency the Governor recommending legislation relative to improving truancy enforcement (House, No. 4061) was filed in the office of the Clerk on Tuesday, March 27.

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 His Excellency the Governor recommending legislation relative to clean elections in the Commonwealth (House, No. 4062) was filed in the office of the Clerk on Tuesday, March 27.

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.

A message from His Excellency the Governor recommending legislation relative to establishing certain attendance requirements for minors to obtain a driver's license (House, No. 4063) was filed in the office of the Clerk on Tuesday, March 27.

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.

Resolutions.

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

Resolutions (filed by Mrs. Harkins of Needham) congratulating Reverend F. Bradford Townley on the occasion of his ordination;

Resolutions (filed by Mr. Casey of Winchester) congratulating Mary Frances Nelson Dewar on the occasion of her retirement;

Resolutions (filed by Messrs. Casey of Winchester and Jones of North Reading) congratulating Chief John T. Mooney on the occasion of his retirement from the Reading Fire Department;

Resolutions (filed by Mr. Coppola of Foxborough) honoring Paul J. Schleicher for his many accomplishments with the Lions Club International;

Resolutions (filed by Mrs. Poirier of North Attleborough) congratulating the Little North Attleborough League on the occasion of its fiftieth anniversary;

Resolutions (filed by Mr. Rogers of New Bedford) congratulating Lauren Girouard of Greater New Bedford Regional Vocational Technical High School on being named Massachusetts Student of the Year;

Resolutions (filed by Mr. Rogers of Norwood) congratulating Reverend William F. Lucey on the occasion of the fiftieth anniversary of his ordination to the priesthood; and

Resolutions (filed by Mr. Vallee of Franklin) congratulating George Cody on the occasion of his retirement from the Franklin Fire Department;

Mr. Nagle of Northampton, 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. Vallee, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Annual and Special Reports.

Annual report of the Worcester Regional Transit Authority (under the provisions of Section 8(g) of Chapter 161B of the General Laws) of its operations for the fiscal year ending June 30, 2000; and

Reports

Of the Bureau of Special Investigations, Department of Revenue (under the provisions of Section 11(8) of Chapter 14 of the General Laws) submitting a summary of its activities for November, 2000;

Of the Bureau of Special Investigations, Department of Revenue (under the provisions of Section 11(8) of Chapter 14 of the General Laws) submitting a summary of its activities for January, 2001; and

Of the Bureau of Special Investigations, Department of Revenue (under the provisions of Section 11(8) of Chapter 14 of the General Laws) submitting a summary of its activities for February, 2001;

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

Petitions.

Petitions severally were presented and referred as follows:

By Ms. Blumer of Framingham, petition (subject to Joint Rule 12) of Deborah D. Blumer and David P. Magnani relative to the use of bicycle helmets for persons under the age of eighteen.

By Mr. Finegold of Andover, petition (subject to Joint Rule 12) of Barry R. Finegold for legislation to require providers of commercial mobile radio services to file notices of tower locations with municipal clerks.

By the same member, petition (subject to Joint Rule 12) of Barry R. Finegold relative to the filling of ballot vacancies upon the withdrawal of candidates from elections.

By Ms. Flavin of Easthampton, petition (subject to Joint Rule 12) of Nancy Flavin relative to directing the Department of Telecommunications and Energy to establish a list of consumers choosing not to receive unsolicited telephone sales calls.

By Mr. Fresolo of Worcester, petition (subject to Joint Rule 12) of John P. Fresolo and Guy W. Glodis for legislation to provide group insurance for regional planning districts.

By Mr. Goguen of Fitchburg, petition (subject to Joint Rule 12) of Emile J. Goguen relative to regulating the dispensing of prescription drugs.

By Mr. Koutoujian of Newton, petition (subject to Joint Rule 12) of Peter J. Koutoujian relative to the incarceration of alleged juvenile offenders.

By the same member, petition (subject to Joint Rule 12) of Peter J. Koutoujian relative to authorizing trial by jury in domestic relations cases in the probate courts of the Commonwealth.

By Ms. Polito of Shrewsbury, petition (subject to Joint Rule 12) of Karyn E. Polito and Pamela P. Resor relative to designating the Paine Building at Westborough State Hospital as Joseph Allen Hall.

By Mrs. Provost of Sandwich (by request), petition (subject to Joint Rule 12) of Anne Errico for legislation to prohibit the inclusion of dismissed or discontinued criminal proceedings in criminal offender record information.

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

Papers from the Senate.

Petitions were referred, in concurrence, under suspension of Joint Rule 12, as follows:

Petition (accompanied by bill, Senate, No. 1835) of Robert A. Antonioni, Brian Knuuttila and Rachel Kaprielian for legislation relative to the regulation of home inspectors. To the committee on Government Regulations.

Petition (accompanied by bill, Senate, No. 1836) of Stephen M. Brewer and David C. Bunker, Jr., for legislation relative to the theft of registration plates and the possession of stolen registration plates. To the committee on Public Safety.

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 Gale D. Candaras and Christine E. Canavan relative to the production of medical records of offending persons to determine the presence of infectious agents. Under suspension of the rules, on motion of Mr. Donato of Medford, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on the Judiciary. Sent to the Senate for concurrence.

By Mrs. Simmons of Leominster, for the committee on Counties, asking to be discharged from further consideration

Of the petition (accompanied by bill, Senate, No. 151) of Robert S. Creedon, Jr., and James R. Lawton for legislation to expand the rights of employees in county employment;

Of the petition (accompanied by bill, Senate, No. 152) of Richard T. Moore and Emile J. Goguen for legislation to reform the civil process system;

Of the petition (accompanied by bill, House, No. 2475) of Thomas J. O'Brien relative to the fees charged by the Registry of Deeds;

Of the petition (accompanied by bill, House, No. 3055) of Thomas J. O'Brien relative to the submission of county budgets to the General Court;

Of the petition (accompanied by bill, House, No. 3058) of Thomas J. O'Brien, Therese Murray, Kathleen M. Teahan and Mark J. Carron that grants to political subdivisions be also made available to the counties of the Commonwealth; and

Of the petition (accompanied by bill, House, No. 3909) of Thomas J. O'Brien, Thomas P. Kennedy and Charles A. Murphy for legislation to reform the civil process system;

And recommending that the same severally be referred to the committee on Counties on the part of the House.

Under Rule 42, the reports severally were considered forthwith; and they were accepted. Severally sent to the Senate for concurrence in the discharge of the committee.

By Mr. Kujawski of Webster, for the committee on Steering, Policy and Scheduling, that the House Bill regarding pension benefits for Robert Rogers (House, No. 4047) be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Bosley of North Adams, the bill was read a second time forthwith; and it was ordered to a third reading.

Under suspension of the rules, on motion of Mr. Kaufman of Lexington, the bill (having been 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, its title having been changed by said committee to read: An Act relative to pension benefits for Robert Rogers. Sent to the Senate for concurrence.

By Mr. Kujawski of Webster, for the committee on Steering, Policy and Scheduling, that the House Bill regarding pension benefits for Thomas J. Gomperts (House, No. 4048) be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Bosley of North Adams, the bill was read a second time forthwith; and it was ordered to a third reading.

Under suspension of the rules, on motion of Mr. Casey of Winchester, the bill (having been 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, its title having been changed by said committee to read: An Act relative to pension benefits for Thomas J. Gomperts. Sent to the Senate for concurrence.

By Mr. Binienda of Worcester, for the committee on Energy, on a petition, a Bill relative to the Energy Conservation Service Public Advisory Committee (House, No. 2506). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

By Mrs. Parente of Milford, for the committee on Local Affairs, on a petition, a Bill relative to the joint operations of governmental units (House, No. 1064). Read; and referred, under Rule 33, to the committee on Counties on the part of the House.

By Mrs. Simmons of Leominster, for the committee on Counties, on a petition, a Bill establishing the Cape Cod regional government (House, No. 3489).

By Mr. Cabral of New Bedford, for the committee on Human Services and Elderly Affairs, on a petition, a Bill relative to a pilot project for certain recipients of transitional aid to

families with dependent children (House, No. 272).

By the same member, for the same committee, on a petition, a Bill relative to developing a state plan for improved access to day care services for teen parents (House, No. 449).

By the same member, for the same committee, on a petition, a Bill relative to pregnancy prevention (House, No. 1031).

By Mr. Hall of Westford, for the committee on State Administration, on House, Nos. 223 and 224, a Bill authorizing the Commissioner of the Division of Capital Asset Management and Maintenance to transfer certain land to the city of Cambridge through the Department of Highways (House, No. 224).

By the same member, for the same committee, on House, Nos. 223 and 227, a Bill relative to land associated with the Central Artery/Third Harbor Tunnel Project (House, No. 227).

By the same member, for the same committee, on a petition, a Bill releasing certain land in Whately from the operation of an agricultural preservation restriction (House, No. 732).

By the same member, for the same committee, on a petition, a Bill authorizing the Division of Capital Asset Management and Maintenance to grant certain real property located in the town of Tewksbury to the Tewksbury Housing Authority (House, No. 733).

By the same member, for the same committee, on a petition, a Bill granting easements in certain Commonwealth land in the city of Boston to the Boston Water and Sewer Commission (House, No. 930).

By the same member, for the same committee, on a petition, a Bill relative to American Gold Star Mothers (House, No. 1301).

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

By Mr. Binienda of Worcester, for the committee on Energy, on a petition, a Bill promoting energy efficient lighting in state-owned or leased buildings (House, No. 3527). Read; and referred, under Rule 33B, to the committee on Science and Technology.

By Mrs. Simmons of Leominster, for the committee on Counties, on a petition, a Bill providing for an advisory board on economic development for each county accepting this section (House, No. 3061).

By Mr. Bosley of North Adams, for the committee on Government Regulations, on Senate, No. 1821 and House, No. 4012, a Bill relative to the town of Weymouth's enhanced emergency telephone system (House, No. 4012) [Local Approval Received].

By Mrs. Parente of Milford, for the committee on Local Affairs, on a petition, a Bill regulating public notice of meetings of municipal governmental bodies (House, No. 486).

By the same member, for the same committee, on a petition, a Bill relative to the noncriminal disposition of violations of regulations (House, No. 2943).

By Mr. Verga of Gloucester, for the same committee, on a petition, a Bill pertaining to firefighter injuries (House, No. 1620).

By Mr. Hall of Westford, for the committee on State Administration, on a petition, a Bill authorizing and directing the Superintendent of State Office Buildings to accept and place a mural of the 9/4th Infantry Division in the State House (House, No. 1125).

By Mr. Casey of Winchester, for the committee on Taxation, on a petition, a Bill authorizing the Ashfield Water District to assess certain betterments (House, No. 1129).

By the same member, for the same committee, on a petition, a Bill establishing an open space fund in the town of Wareham (House, No. 1707) [Local Approval Received].

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

Engrossed Bill.

The engrossed 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 (see House, No. 260) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

Orders of the Day.

The House Bill relative to telecommunications lines (House, No. 1753), 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. Cahill of Beverly,—

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

At twenty-three minutes after eleven o'clock A.M., on motion of Mr. Cahill, the House adjourned, to meet on Monday next at eleven o'clock A.M., in an Informal Session.