

JOURNAL OF THE HOUSE.

Thursday, April 11, 2002.

Met at eight minutes past one o'clock P.M., in an Informal Session, with Mr. DiMasi 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:

Holy Spirit of God, in whom all wisdom and goodness resides, inspire us today and everyday to remain faithful to You, the dictates of our right conscience and the spiritual guidance which You offer us constantly through prayer. During these stressful, turbulent and unsettling times, let our hearts and minds be filled with peace, trust and understanding as we try to cope with current problems and new realities. As we prepare to celebrate Patriot's Day (or Marathon Monday), may we deepen our appreciation of the constitutional guarantees which the founders of our nation won for us.

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

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

Statement of Representative Fox of Boston.

A statement of Ms. Fox of Boston was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was not present in the House Chamber for yesterday's sitting due to official business outside of the State House. Had I been present for the taking of the yeas and nays, I would have voted, in each instance, in the affirmative. Any roll calls that I missed yesterday is due entirely to the reason stated.

Resolutions.

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

Resolutions (filed by Mr. Goguen of Fitchburg) congratulating the Westwinds Clubhouse on the occasion of its 30th anniversary;

Resolutions (filed by Mr. Kujawski of Webster) congratulating William Annese on the occasion of his retirement; and

Resolutions (filed by Mr. Vallee of Franklin) congratulating Mr. and Mrs. Roger E. Bissonnette;

Mrs. Harkins of Needham, 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. Nangle of Lowell, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Paper from the Senate.

A petition of Guy W. Glodis and George N. Peterson, Jr., for legislation to provide for legislative review of those consumer protection regulations promulgated by the Attorney General, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Commerce and Labor.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2318) was referred, in concurrence, to the committee on Commerce and Labor.

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 Thomas A. Golden, Jr., relative to the Board of Appeal on Motor Vehicle Liability Policies and Bonds. To the committee on Insurance.

Petition (accompanied by bill) of Benjamin Swan and other members of the General Court (with the approval of the mayor and city council) relative to drag racing in the city of Springfield. To the committee on Public Safety.

Petition (accompanied by bill) of Geoffrey D. Hall relative to cities and towns advertising for feasibility studies and design services as a single contract;

Petition (accompanied by bill) of Maryanne Lewis, Marc R. Pacheco and another relative to displaced janitors or building maintenance personnel of certain contractors or subcontractors; and

Petition (accompanied by bill) of Timothy J. Toomey, Jr., relative to the disposition of certain state-owned property in the city of Somerville;

Severally to the committee on State Administration.

Petition (accompanied by bill) of Paul E. Tirone relative to designating a certain rail plaza in the city of Newburyport as the Raymond F. Welch Memorial Plaza. To the committee on Transportation.

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

By Mr. Scaccia of Boston, for the committees on Rules of the two branches, acting concurrently, asking to be discharged from further consideration of the Resolve providing for an investigation

and study of crosswalks in the Commonwealth (House, No. 4989),— and recommending that the same be referred to the committees on Rules. Under Rule 42, the report was considered forthwith; and it was accepted.

By Mr. Larkin of Pittsfield, for the committee on Education, Arts and Humanities, on House, No. 4947, a Bill relative to enhancing English opportunities for all students in the Commonwealth (House, No. 5010) [Representative Santiago of Lawrence dissenting].

By Mr. Casey of Winchester, for the committee on Taxation, on House, No. 551, a Bill relative to the taxation of trusts (House, No. 5011).

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

By Mr. Greene of Billerica, for the committee on Commerce and Labor, on a petition, a Bill relative to the Provincetown Pier Corporation (House, No. 4976) [Local Approval Received].

By Mr. Casey of Winchester, for the committee on Taxation, on a recommitted petition, a Bill making technical corrections to the ownership affidavit law (House, No. 3436).

By the same member, for the same committee, on a recommitted petition, a Bill relative to payment of betterment assessments (House, No. 3835).

By the same member, for the same committee, on a message from Her Honor the Lieutenant-Governor, Acting Governor, a Bill relative to certain property tax assessments in the town of Windsor (printed in House, No. 4955).

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

Orders of the Day.

The Senate Bill further regulating the Julian D. Steele public housing development in the city of Lowell (Senate, No. 2241), 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, in concurrence.

House bills

Relative to certain group life and health insurance (printed as Senate, No. 748) (its title having been changed by the committee on Bills in the Third Reading);

Establishing standards for stage II vapor recovery systems (House, No. 4379, amended); and

Designating a certain road and bridges in the commonwealth (House, No. 4992) (its title having been changed by the committee on Bills in the Third Reading); and

Providing for local government workforce reduction through an early retirement incentive

program for certain employees (House, No. 5007, amended);

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. Sent to the Senate for concurrence.

Recess.

At eighteen minutes after one o'clock P.M., on motion of Mr. Nangle of Lowell (Mr. DiMasi of Boston being in the Chair), the House recessed until three o'clock; and at twelve minutes after three o'clock the House was called to order with Mr. DiMasi in the Chair.

Paper from the Senate.

The House Bill providing equitable tax deductions for the depreciation of certain assets (House, No. 5006, amended) (its title having been changed by the Senate committee on Bills in the Third Reading) came from the Senate passed to be engrossed, in concurrence, with an amendment striking out section 9.

Under suspension of Rule 35, on motion of Mr. Rogers of Norwood, 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.

Engrossed Bill.

The engrossed Bill further regulating the Julian D. Steele public housing development (see Senate, No. 2241) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

Pending the question on passing the bill to be enacted, Mr. Nangle of Lowell moved that Rule 40 be suspended; and the motion prevailed. The same member then moved that the bill be amended by adding at the end thereof the following section:

“SECTION 2. This act shall take effect upon its passage.”.

The amendment was adopted. Sent to the Senate for concurrence.

Emergency Measure.

The engrossed Bill providing equitable tax deductions for the depreciation of certain assets (see House, No. 5006, 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 7 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting

Speaker and sent to the Senate.

Engrossed Bills.

Engrossed bills

Further regulating the Julian D. Steele public housing development in the city of Lowell (see Senate, No. 2241, amended) (which originated in the Senate); and

Establishing a certain voting subprecinct in the city of Newton (see House, No. 4977) (which 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.

At twelve minutes before five o'clock P.M., on motion of Mr. Peterson of Grafton (Mr. DiMasi of Boston being in the Chair), the House adjourned, to meet on Tuesday next at one o'clock P.M., in an Informal Session.