

JOURNAL OF THE HOUSE.

Thursday, April 18, 2002.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Timilty of Milton 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, we, as a nation and a people, frequently proclaim our belief and our trust in You and in the spiritual values which You have made known to us. Busy schedules often turn our thoughts and attention to matters other than these values, but when we implement in our daily living these spiritual priorities, we achieve personal happiness and peace of mind, and share in Your gift of peace to us. By following our ideals and principles, may we continue to build trust and faith in You, in each other, in our basic institutions and in our religious beliefs.

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

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

Resolutions.

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

Resolutions (filed by Mr. Fagan of Taunton) congratulating the Taunton East Little League on its 50th anniversary;

Resolutions (filed by Representatives Kaprielian of Watertown and Koutoujian of Newton) commemorating the 87th anniversary of the Armenian Genocide;

Resolutions (filed by Mrs. Provost of Sandwich) congratulating Captain Paul J. Cardalino; and

Resolutions (filed by Mrs. Provost of Sandwich) congratulating Sergeant George Randall;

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

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Binienda of Worcester, petition (subject to Joint Rule 12) of John J. Binienda relative to the disclosure of motor fuel pricing policies to retail dealers.

By Mr. Broadhurst of Methuen, petition (subject to Joint Rule 12) of Arthur J. Broadhurst and Steven A. Baddour relative to establishing a fund to assist homeowners in the removal of hazardous materials.

By the same member, petition (subject to Joint Rule 12) of Arthur J. Broadhurst and Steven A. Baddour relative to the suspension or revocation of licenses for knowingly or willfully constructing residential developments on contaminated sites.

By Mr. Travis of Rehoboth, petition (subject to Joint Rule 12) of Philip Travis and Jo Ann Sprague relative to authorizing the Rehoboth Water District to hold its annual district meetings at the Dighton-Rehoboth Regional High School building.

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

Papers from the Senate.

The House Bill relative to the licensing of insurance producers (House, No. 28, changed and amended) came from the Senate passed to be engrossed, in concurrence, with certain amendments in section 1 (as printed), in lines 10 and 11, striking out the words “excess and surplus lines agents and brokers” and inserting in place thereof the words “special insurance brokers”, in line 13, striking out the following: “paragraph C” and inserting in place thereof the following: “subsection B” (as changed by the Senate committee on Bills in the Third Reading); inserting after section 4 (as printed) the following section:

“SECTION 4A. Said section 162 of said chapter 175, as so appearing, is hereby further amended by striking out, in lines 19 and 20, the words:— as referred to in the first and second paragraph.”; and in section 38 (as printed), in line 1, striking out the date: “January 1, 2002” and inserting in place thereof the date: “January 1, 2003”.

Under suspension of Rule 35, on motion of Mrs. Paulsen of Belmont, the amendments (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted, in concurrence.

A Bill relative to a separate account for Milton community schools (Senate, No. 2295) (on a petition) [Local Approval Received], passed to be engrossed by the Senate, was read; and it was 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.

Under suspension of the rules, on motion of Mrs. Paulsen of Belmont, the bill was read a second time forthwith; and it was ordered to a third reading.

A Bill designating the official POW/MIA memorial of the Commonwealth (Senate, No. 1607) (on a petition), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

A petition of Michael R. Knapik and Michael F. Kane (with the approval of the mayor and city council) for legislation to direct the Secretary of the Commonwealth to place a certain nonbinding question on the biennial state election ballot in the city of Holyoke in the current year, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Election Laws.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2320) was referred, in concurrence, to the committee on Election Laws.

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 James H. Fagan and other members of the House relative to student fees assessed by public institutions of higher education. Under suspension of the rules, on motion of Mr. Rushing of Boston, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Education, Arts and Humanities. Sent to the Senate for concurrence.

By Mr. Toomey of Cambridge, for the committee on Public Safety, on House, Nos. 2580 and 2587, a Bill relative to the establishment of regional lock-up facilities (House, No. 2580). Read; and referred, under Rule 33, to the committee on Counties on the part of the House.

By Mr. Broadhurst of Methuen, for the committee on Science and Technology, that the Bill relative to the Massachusetts uniform sales and use tax administration act (House, No. 1523) ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

By Mr. Toomey of Cambridge, for the committee on Public Safety, on a recommitted petition, a Bill providing for motorcycle awareness in driver education courses (House, No. 1267).

By the same member, for the same committee, on House, Nos. 173 and 185, a Bill relative to the registration of vehicles loaned to the Commonwealth or a political subdivision by the U.S. Government or a motor vehicle manufacturer or distributor (House, No. 5017).

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

By Mr. Broadhurst of Methuen, for the committee on Science and Technology, that the Bill clarifying the prohibition against disseminating child pornography (Senate, No. 2297) ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

By Mr. Toomey of Cambridge, for the committee on Public Safety, on House, No. 3169, a Bill relative to certain firearm fees (House, No. 5018).

By the same member, for the same committee, on House, Nos. 3170, 3810 and 3815, a Bill relative to jet skis, surf jets, wet bikes, and other personal watercraft in municipalities (House, No. 5019).

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

By Mr. Kujawski of Webster, for the committee on Steering, Policy and Scheduling, that the following matters be scheduled for consideration by the House:

Senate bills

Authorizing an increase in the maximum parking fines in the city of Somerville (Senate, No. 1819) [Local Approval Received];

Designating Route 146A in the town of Uxbridge as the Lydia Taft highway (Senate, No. 2189);

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

Designating motorcycle safety and awareness time (Senate, No. 2286); and

Authorizing the city of Quincy to lease certain property (Senate, No. 2287); and

House bills

Authorizing the town of Winchester to establish a retiree healthcare liability trust fund (printed as Senate, No. 2191) [Local Approval Received];

Providing for the equitable apportionment of certain liens (House, No. 1818);

Relative to the descent and distribution of property (House, No. 4412); and

Establishing the city of Medford stadium and athletic field commission (House, No. 4878, changed) [Local Approval Received];

Severally placed in the Orders of the Day for the next sitting for a second reading.

Orders of the Day.

The House Bill relative to school committee members (House, No. 783, changed) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

The Senate Bill including employees of the Central Massachusetts Regional Planning Commission in the group insurance plan (Senate, No. 2131) was read a second time.

Pending the question on ordering the bill to a third reading, Mr. Peterson of Grafton moved that it be amended by inserting before the enacting clause the following emergency preamble:

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to forthwith include employees of the Central Massachusetts Regional Planning Commission in the group insurance plan, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”.

The amendment was adopted; and the bill (Senate, No. 2131, amended) was ordered to a third reading.

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 twenty-five minutes after eleven o'clock A.M., on motion of Mr. Peterson of Grafton (Mr. Timilty of Milton being in the Chair), the House adjourned, to meet on Monday next at eleven o'clock A.M.