

JOURNAL OF THE HOUSE.

Monday, June 3, 2002.

Met according to adjournment, at 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:

Gracious God, the Ultimate Source of Truth and Goodness, today, as we begin a new week in a new month, we pause in the midst of this day's activities to turn our thoughts and attention to spiritual realities and to You, Our Creator. We are grateful to You for this day's blessings and for showing to us a way of life which offers us personal happiness, an appreciation of our created world and a reason to be concerned with the well-being of all people within the human family. Energized by Your assistance and guided by Your light of wisdom, strengthen our resolve to continue building a stable society in which prosperity, fairness, civility and racial harmony are held in high esteem.

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.

Silent Prayer.

At the request of the Chair (Mr. DiMasi), the members, guests and employees stood in a moment of silent prayer to the memory of Adeline Petrigno of Boston. Mrs. Petrigno, who was 103 years old, was the mother of Assistant Chief Court Officer William P. Petrigno and retired Court Officer Frederick R. Petrigno.

Resolutions.

Resolutions (filed with the Clerk by Mr. Binienda of Worcester and other members of the House) for the adoption of resolutions memorializing the Congress of the United States to adopt a resolution approving the development of a national geologic repository (House, No. 5119) were referred, under Rule 85, to the committee on Rules.

Mr. Scaccia of Boston, for said committee on Rules, then reported that the resolutions ought to be adopted. 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. Placed in the Orders of the Day for the next sitting, the question being on adoption.

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

Resolutions (filed by Mr. Galvin of Canton) congratulating Douglas C. Spence on receiving the Public Safety Award of the Knights of Columbus, Father John J. Flatley Council 2095;

Resolutions (filed by Mr. Galvin of Canton) congratulating Robert E. Sykes on receiving the Public Safety Award of the Knights of Columbus, Father John J. Flatley Council 2095;

Resolutions (filed by Mr. Kafka of Sharon) congratulating Christopher Doucette on receiving the Eagle Award of the Boy Scouts of America;

Resolutions (filed by Mr. Leary of Worcester and other members of the House) on the occasion of the dedication of the Massachusetts Vietnam Veterans Memorial; and

Resolutions (filed by Ms. Lewis of Dedham) on the occasion of the Centennial Celebration of the Oakdale Elementary School in Dedham;

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

Communication.

A communication from the Economic Development Initiative submitting a report on the Massachusetts Property and Casualty Insurance Company Community and Economic Development Initiative for the period ending December 31, 2001, was placed on file.

Annual Reports.

Annual reports

Of the Department of Telecommunications and Energy (under Section 2 of Chapter 25 of the General Laws) of its activities for calendar year 2001; and

Of the Advisory Commission of Travel and Tourism (under the provisions of Section 123 of Chapter 151 of the Acts of 1996) relative to budget recommendations and marketing strategies for the promotion of travel and tourism in the Commonwealth;

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Kulik of Worthington, petition (accompanied by bill, House, No. 5111) of Stephen Kulik and Stanley C. Rosenberg (by vote of the town) for legislation to provide for the appointment of a town clerk-collector-treasurer in the town of South Deerfield;

By Mr. Nangle of Lowell, petition (accompanied by bill, House, No. 5112) of David M. Nangle, Stephen C. Panagiotakos, Thomas A. Golden, Jr., and Kevin J. Murphy (with the approval of the mayor and city council) that the city of Lowell be authorized to appropriate a certain sum of money for the payment of an unpaid bill to the Judge Rotenberg Educational Center, Inc.;

By Mr. Straus of Mattapoisett, petition (accompanied by bill, House, No. 5113) of William M. Straus and Marc R. Pacheco (by vote of the town) that the town of Marion be authorized to use alternate members to the conservation commission of said town; and

By Mr. Swan of Springfield, petition (accompanied by bill, House, No. 5115) of Benjamin Swan (with the approval of the mayor and city council) that the city of Springfield be authorized to convey a certain parcel of land to the Society for the Preservation of New England Antiquities;

Severally to the committee on Local Affairs.

By Mr. Hargraves of Groton, petition (accompanied by bill, House, No. 5110) of Robert S. Hargraves and Robert A. Antonioni (by vote of the town) relative to authorizing Middlesex County Retirement Board to grant a superannuation pension to William F. Felton, a former highway superintendent of the town of Townsend. To the committee on Public Service.

By Mr. Straus of Mattapoisett, petition (accompanied by bill, House, No. 5114) of William M. Straus and Marc R. Pacheco (by vote of the town) relative to the deferral of certain sewer betterments in the town of Marion. To the committee on Taxation.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Ms. Atkins of Concord, petition (subject to Joint Rule 12) of Cory Atkins relative to the qualifications for Clean Elections contributions.

By the same member, petition (subject to Joint Rule 12) of Cory Atkins relative to limiting out of state contributions to political campaigns.

By Mr. Bunker of Rutland, petition (subject to Joint Rule 12) of David C. Bunker, Jr. and Stephen M. Brewer relative to the punishment to criminal defendants concealing their face during courtroom proceedings.

By Mr. Casey of Winchester, petition (subject to Joint Rule 12) of Paul C. Casey, Carol A. Donovan, Michael E. Festa and Richard R. Tisei relative to the selectmen-town administrator from of government.

By Mr. Finegold of Andover, petition (subject to Joint Rule 12) of Barry R. Finegold relative to work release programs.

By Mr. Larkin of Pittsfield, petition (subject to Joint Rule 12) of Peter J. Larkin, Andrea F. Nuciforo and Shaun P. Kelly relative to increasing the time in which real property owned by the Cental Berkshire County Development Corporation may be exempt from taxation by the city or town in which it is located.

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

Paper from the Senate.

The House Bill authorizing the town of Somerset to grant an additional license for the sale of wines and malt beverages not to be drunk on the premises (House, No. 4827) came from the Senate passed to be engrossed, in concurrence, with an amendment adding at the end thereof the following section:

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

Under suspension of Rule 35, on motion of Mr. Donato of Medford, 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.

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 Eric Turkington (by vote of the town) that the town of Oak Bluffs be authorized to withdraw from membership in the Martha’s Vineyard Commission. 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 Natural Resources and Agriculture. Sent to the Senate for concurrence.

By Mr. Hall of Westford, for the committee on State Administration, on a petition, a Bill authorizing the Commonwealth of Massachusetts to convey certain land in the city of Boston (House, No. 5083). Read; and referred, under Rule 33, to the committee on Ways and Means.

By Mrs. Simmons of Leominster, for the committee on Local Affairs, on a message from Her Honor the Lieutenant-Governor, Acting Governor, a Bill validating action taken at the special town meetings held by the town of Manchester-by-the-Sea on April 2, 2001 and April 1, 2002 (printed in House, No. 5077). 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

Relative to the charter of the town of Eastham (Senate, No. 2225) [Local Approval Received];

Designating a visitor information center in the city of Springfield as the William C. Sullivan Visitor Information Center (Senate, No. 2267);

Designating a portion of the Holyoke Heritage State Park as DiNapoli Plaza (Senate, No. 2309); and

Directing the Secretary of the Commonwealth to place a certain non-binding question on the biennial state election ballot in the city of Holyoke (Senate, No. 2320, changed) [Local Approval Received]; and

House bills

Establishing the Plymouth Development Corporation (House, No. 4917, changed) [Local Approval Received]; and

Relative to a certain lease agreement of the city known as the town of Methuen (House, No. 5030) [Local Approval Received];

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

By Mrs. Simmons of Leominster, for the committee on Local Affairs, ought NOT to pass (for the reason that it would be unconstitutional to enact such special law), on the petition (accompanied by bill, House, No. 5075) of Robert J. Nyman and Michael W. Morrissey relative to validating the acts and proceedings at a special town meeting in the town of Rockland. 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, the question being on acceptance.

Engrossed Bills.

Engrossed bills

Relative to fraudulent insurance claims (see Senate, No. 2096);

Providing for a charter for the town of Sandwich (see Senate, No. 2192, changed and amended);

(Which severally originated in the Senate); and

Providing for the merger of the Boylston and Morningdale water districts (see House, No. 4815) (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.

Orders of the Day.

House bills

Relative to retirement systems (House, No. 2048, amended); and

Relative to fees of justices of the peace (House, No. 2745, changed);

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. Severally 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 Wednesday next at eleven o'clock A.M.

At seventeen minutes after one o'clock P.M., on motion of Mr. Donato of Medford (Mr. DiMasi of Boston being in the Chair), the House adjourned, to meet on Wednesday next at eleven o'clock A.M.