

JOURNAL OF THE HOUSE.

Tuesday, June 25, 2002.

Met at sixteen minutes past eleven o'clock A.M., with Mrs. Harkins of Needham 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, we are grateful people for the extraordinary human and vast material resources with which You have blessed this nation and Commonwealth. In Your goodness, inspire us to use these gifts intelligently and prudently as we address current needs and future challenges. Assist and bless our efforts to provide equal opportunities throughout this state for all so that all have a chance to utilize their intellectual and human talents for both self improvement and for helping others. Grant us the wisdom to recognize You as the Creator and Devine Architect of the world and our environment as we enjoy Your gifts to us.

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

At the request of the Chair (Mrs. Harkins), the members, guests and employees joined with her in reciting the pledge of allegiance to the flag.

Statement concerning Representative Kennedy of Brockton.

A statement of Representative DiMasi 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 one of our colleagues, Representative Kennedy of Brockton, is unable to be present in the House Chamber for today's sitting due to his being out of the state attending the funeral of a family member. Any roll calls that he may miss today will be due entirely to the reason stated.

Statement Concerning Representative Murphy of Burlington.

A statement of Representative DiMasi 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 one of our colleagues, Representative Murphy of Burlington, is unable to be present in the House Chamber for today's sitting due to his being out of the state on a previously scheduled family vacation. Any roll calls that he may miss today will be due entirely to the reason stated.

Guest of the House.

Mr. Hodgkins of Lee then took the Chair and introduced Brigadier General Marie Field. General Field, the first female to achieve the rank of General in the Massachusetts National Guard, then

addressed the House briefly.

Resolutions.

Resolutions (filed with the Clerk by Mr. Koczera of New Bedford) congratulating Matthew J. Gongola on receiving the Eagle Award of the Boy Scouts of America, were referred, under Rule 85, to the committee on Rules.

Mrs. Harkins of Needham, for the committee on Rules, then reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Peterson of Grafton, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Subsequently Mr. Koczera moved that this vote be reconsidered; and, under Rule 54, the motion was placed in the Orders of the Day for the next sitting.

Resolutions (filed with the Clerk by Representatives Reinstein of Revere, DeLeo of Winthrop and O'Flaherty of Chelsea) on the occasion of the dedication of the Edward Greenberg conference room, were referred, under Rule 85, to the committee on Rules.

Mrs. Harkins of Needham, for the committee on Rules, then reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. O'Flaherty, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petition.

Mr. Connolly of Everett presented a petition (accompanied by bill, House, No. 5176) of Edward G. Connolly (with the approval of the mayor and city council) relative to ascertaining the will of the voters of the city of Everett of the establishment of a four-year term for the office of mayor in said city; and the same was referred to the committee on Election Laws. Sent to the Senate for concurrence.

Papers from the Senate.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 2369) of Thomas G. Ambrosino, mayor, Robert E. Travaglini, Kathi-Anne Reinstein and other members of the General Court (with the approval of the mayor and city council) for legislation to authorize the city of Revere to pay the funeral and burial expenses of city of Revere police patrolman James Hitaffer. To the committee on Public Service.

Petition (accompanied by bill, Senate, No. 2370) of Michael R. Knapik, Daniel F. Keenan and Cele Hahn (by vote of the town) for legislation to authorize the town of Southwick to supply water to certain property located in the city of Westfield. To the committee on Local Affairs.

Reports of Committees.

By Mr. Kujawski of Webster, for the committee on Steering, Policy and Scheduling, that the House Bill relative to the issuance of pension funding bonds by the city of Springfield (House, No. 4419) [Local Approval Received] be scheduled for consideration by the House.

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

By Mr. Kujawski of Webster, for the committee on Steering, Policy and Scheduling, that the House Bill establishing a sick leave bank for a certain employee of the Department of Social Services (House, No. 5073) be scheduled for consideration by the House.

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

Mr. Scaccia of Boston, for the committee on Rules, on the Order relative to authorizing the committee on Commerce and Labor to make an investigation and study of certain House documents concerning labor standards, workers' compensation and unemployment insurance (House, No. 4465) reported, in part, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 465) of Jay R. Kaufman, Robert A. Havern and Susan C. Fargo relative to the remedy for personal injury or wrongful death under the workers' compensation laws,— and recommending that the same be recommitted to the committee on Commerce and Labor. Under Rule 42, the report was considered forthwith; and it was accepted.

Mr. Scaccia of Boston, for the committee on Rules, on the Order relative to authorizing the committee on Public Safety to make an investigation and study of certain House documents concerning pre-release programs, medical care and treatment for prison inmates, Department of Correction programs and other related matters (House, No. 4592) reported, in part, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 2228) of Patricia D. Jehlen and other members of the General Court relative to the awarding of compensation to persons wrongfully incarcerated in facilities of the Department of Correction,— and recommending that the same be recommitted to the committee on Public Safety. Under Rule 42, the report was considered forthwith; and it was accepted.

Mr. Scaccia of Boston, for the committee on Rules, on the Order relative to authorizing the committee on Public Safety to make an investigation and study of certain House documents concerning speed limit violations, pedestrian safety, state police, lock-up facilities and other related public safety matters (House, No. 4593) reported, in part, asking to be discharged from further consideration of the Bill to enhance pedestrian safety at pedestrian crosswalks (House, No. 1088),— and recommending that the same be recommitted to the committee on Public Safety. Under Rule 42, the report was considered forthwith; and it was accepted.

Mr. Scaccia of Boston, for the committee on Rules, on the House Order relative to authorizing the committee on Commerce and Labor to make an investigation and study of certain Senate and House documents concerning unemployment insurance and business transactions (House, No. 4680) reported, in part, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 3050) of the Associated Industries of Massachusetts, Michael

J. Rodrigues and other members of the General Court relative to the administrative reform of the unemployment insurance system,— and recommending that the same be recommitted to the committee on Commerce and Labor. Under Rule 42, the report was considered forthwith; and it was accepted.

By Mr. Kane of Holyoke, for the committee on State Administration, on a petition, a Bill authorizing the city of Holyoke to enter into contracts for a sewer works system and operation (House, No. 4271, changed in section 1, in line 27, by striking out the word “the” and inserting in place thereof the word “mandatory”, in line 32, by inserting after the word “such” the word “mandatory”; and in section 7, in line 12, by striking out the words “sale or”) [Local Approval Received]. Read; and referred, under Rule 33, to the committee on Ways and Means.

By Mr. Casey of Winchester, for the committee on Taxation, on a petition, a Bill relative to betterment assessments in the town of Provincetown (House, No. 4147) [Local Approval Received].

By the same member, for the same committee, on a recommitted petition, a Bill relative to certain tax exempt properties in the town of Burlington (House, No. 4705) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill authorizing the town of Sudbury to regulate certain property tax exemption eligibility requirements for the elderly (House, No. 5051) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill authorizing the town of Dedham to reimburse certain real estate taxes (House, No. 5062) [Local Approval Received].

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

Engrossed Bill.

The engrossed Bill designating the official MIA/POW memorial of the Commonwealth (see Senate, No. 1607) (which originated in the Senate), 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 acting Speaker and sent to the Senate.

Recesses.

At twenty minutes after eleven o'clock A.M., on motion of Mr. Marzilli of Arlington (Mrs. Harkins of Needham being in the Chair), the House recessed until one o'clock P.M.; and at twenty-six minutes after two o'clock the House was called to order with Mr. Binienda of Worcester in the Chair.

The Chair (Mr. Binienda) thereupon declared a further recess until the hour of three o'clock; and at ten minutes before five o'clock the House was called to order with the Speaker in the Chair.

The Speaker thereupon declared a further recess until the hour of six o'clock; and at seventeen

minutes after six o'clock the House was called to order with Mr. Correia of Fall River in the Chair.

Orders of the Day.

The Senate Bill providing for the preservation and improvement of the environmental assets of the Commonwealth (Senate, No. 2319, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Pending the question on passing the bill, as amended, to be engrossed, in concurrence, Mr. Rogers of Norwood moved that it be amended by striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 5177.

The amendment was adopted.

After remarks on the question on passing the bill, as amended, to be engrossed, in concurrence, the sense of the House was taken by yeas and nays, at the request of Mr. Hynes of Marshfield; and on the roll call 124 members voted in the affirmative and 18 in the negative.

[\[See Yea and Nay No. 373 in Supplement.\]](#)

Therefore the bill, as amended, was passed to be engrossed, in concurrence.

Mr. Rogers of Norwood moved that this vote be reconsidered; and the motion to reconsider was negatived. The bill (Senate, No. 2319, amended) then was sent to the Senate for concurrence in the amendments adopted by the House.

Order.

On motion of Mr. Finneran of Boston,—

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

At two minutes before seven o'clock P.M., on motion of Ms. Haddad of Somerset (Mr. Correia of Fall River being in the Chair), the House adjourned, to meet on Thursday next at eleven o'clock A.M., in an Informal Session