

JOURNAL OF THE HOUSE.

Wednesday, July 3, 2002.

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:

God, Our Creator, in preparing to celebrate Independence Day, we pause momentarily to reflect on the meaning and blessings which this day symbolizes. Teach us to be ever mindful of the historic events, the personal sacrifices and the total commitment of the leaders and people who have made this day of family gathering and celebrations a reality. During these interesting, troublesome and perhaps fearful times, inspire us to renew our appreciation of and dedication to the traditional fundamental values, principles and goals which the founders of this nation have left to us. In addressing present day challenges, such as violence, in all areas of daily life, may we continue to place our trust in You and in Your assistance.

Grant Your blessings to 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.

Statement of Representative Mariano of Quincy.

A statement of Mr. Mariano of Quincy 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 unable to be present in the House Chamber for a portion of the sitting on Monday last due to a previously scheduled commitment. Had I been present for the taking of the yeas and nays on adoption of Resolutions affirming the reference to One Nation Under God in the Pledge of Allegiance (see Yea and Nay No. 375), I would have voted in the affirmative.

Resolutions.

Resolutions (filed with the Clerk by Mr. Finegold of Andover) recognizing the efforts of the Colombosian family of Andover, MA in the restoration of the Paul Revere House, were referred, under Rule 85, to the committee on Rules.

Mr. Honan of Boston, for the committee on Rules, then reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Finegold, 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.

The annual report of the Commission on Indian Affairs (under Section 8A of Chapter 6A of the

General Laws) of its activities for the year ending December 31, 2002;

A quarterly report of the Massachusetts Convention Center Authority (under Section 5L of Chapter 152 of the Acts of 1997) relative to all contracts regarding the Boston Convention and Exhibition Center project entered by said authority; and

A monthly report of the Massachusetts Convention Center (under Section 5L of Chapter 152 of the Acts of 1997) relative to the status of the Springfield Convention Center project for the month of May, 2002;

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

By Ms. Khan of Newton, petition (accompanied by bill, House, No. 5210) of Kay Khan, Cynthia S. Creem, Peter J. Koutoujian and Ruth B. Balser (with the approval of the mayor and board of aldermen) relative to the residency requirements for candidates for local office in the City of Newton. To the committee on Election Laws.

By Mr. Speliotis of Danvers, petition (accompanied by bill, House, No. 5207) of Theodore C. Speliotis, Bruce E. Tarr and Frederick E. Berry (by vote of the town) relative to authorizing the town of Topsfield to grant a certain license for the sale of wine and malt beverages to be drunk on the premises;

By the same member, petition (accompanied by bill, House, No. 5208) of Theodore C. Speliotis, Bruce E. Tarr and Frederick E. Berry (by vote of the town) relative to authorizing the town of Topsfield to grant a certain license for the sale of wine and malt beverages to be drunk off the premises; and

By the same member, petition (accompanied by bill, House, No. 5209) of Theodore C. Speliotis, Bruce E. Tarr and Frederick E. Berry (by vote of the town) relative to authorizing the town of Topsfield to grant a certain license for the sale of wine and malt beverages to non-profit organizations;

Severally to the committee on Government Regulations.

By Mr. DeLeo of Winthrop, petition (accompanied by bill, House, No. 5211) of Robert A. DeLeo, Robert E. Travaglini and David M. Torrisi (by vote of the town) relative the contribution of group insurance premiums for Nancy Lever and Lorraine Shapiro by the town of Winthrop. To the committee on Local Affairs.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mrs. Canavan of Brockton, petition (subject to Joint Rule 12) of Christine E. Canavan and

other members of the House relative to weight discrimination.

By Mr. Hynes of Marshfield, petition (subject to Joint Rule 12) of Frank M. Hynes and other members of the General Court relative to low and moderate income housing.

By Mr. Murphy of Weymouth (by request), petition (subject to Joint Rule 12) of Irving Murstein relative to liability for damages to motor vehicles caused by defects in public ways.

By Mr. Walsh of Boston, petition (subject to Joint Rule 12) of Martin J. Walsh and other members of the General Court relative to the statute of limitations for certain sexual crimes against children.

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

Papers from the Senate.

The engrossed Bill relative to obscene material (see Senate, No. 2111, amended) came from the Senate with an amendment at the end of section 1 (as engrossed) by inserting after the word “handwritten” the word “or”.

Under suspension of Rule 35, on motion of Mr. Peterson of Grafton, 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.

The House Bill authorizing the Division of Capital Asset Management and Maintenance to transfer certain parcels of land in the town of Medfield (House, No. 4108) came from the Senate passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2313.

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.

A petition (accompanied by bill, Senate, No. 2389) of Michael R. Knapik and Daniel F. Keenan (by vote of the town) for legislation to authorize the town of Southwick to grant an easement to Carol K. Collins, was referred, in concurrence, to the committee on Local Affairs.

A petition of Stephen M. Brewer, David C. Bunker and Anne M. Gobi for legislation to designate certain lands in the towns of Phillipston, Royalston and Templeton for conservation and public recreational purposes in conjunction with the Department of Environmental Management, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Natural Resources and Agriculture.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2393) was referred, in concurrence, to the committee on Natural Resources and Agriculture.

Notice was received that the President of the Senate had announced the following appointments:

Senator McGee of the First Essex District to the fifth position on the committee on Commerce and Labor;

Senator Walsh of the Norfolk and Suffolk District to the second position, Senator Resor of the Middlesex and Worcester District to the third position, Senator O'Leary of the Cape and Islands District to the fourth position and Senator Hart of the First Suffolk District to the fifth position on the committee on Education, Arts and Humanities;

Senator Pacheco of the First Plymouth and Bristol District to the second position, Senator Fargo of the Fifth Middlesex District to the fourth position and Senator Baddour of the Third Essex District to the fifth position on the committee on Government Regulations;

Senator Wilkerson of the Second Suffolk District to the fifth position on the committee on the Judiciary;

Senator Baddour of the Third Essex District to the fifth position on the committee on Public Safety;

Senator Panagiotakos of the Middlesex District to the third position and Senator Hart of the First Suffolk District to the fourth position on the committee on State Administration; and

Senator McGee of the First Essex District to the fifth position on the committee on Taxation.

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 David C. Bunker and Stephen M. Brewer relative to the punishment of criminal defendants concealing their face during courtroom proceedings; and

Petition (accompanied by bill) of Robert Fennell relative to the authority and identification of trustees;

Severally to the committee on the Judiciary.

Petition (accompanied by bill) of David C. Bunker and Harriette L. Chandler (by vote of the town) for legislation to authorize the town of Holden to purchase water from the city of Worcester. To the committee on Local Affairs.

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

By Mr. Kujawski of Webster, for the committee on Steering, Policy and Scheduling, that the

Senate Bill relative to the issuance of certain bonds by the city of Quincy (Senate, No. 2367) [Local Approval Received] be scheduled for consideration by the House.

Mr. Kujawski of Webster, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Tobin of Quincy, 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. Mariano of Quincy, 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, in concurrence.

Orders of the Day.

The House Bill relative to the assignment of prizes from the Massachusetts State Lottery (House, No. 3093, amended), 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.

Recess.

At seventeen minutes after eleven o'clock A.M., the Speaker declared a recess, subject to the call of the Chair; and at two minutes after twelve o'clock noon the House was called to order with Mr. DiMasi of Boston in the Chair.

Engrossed Bills.

Engrossed bills

Relative to obscene material (see Senate, No. 2111, amended); and

Relative to the issuance of certain bonds by the city of Quincy (see Senate, No. 2367);

(Which severally originated in the Senate);

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.

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 three minutes after twelve o'clock noon, on motion of Mr. Peterson of Grafton (Mr. DiMasi of Boston being in the Chair), the House adjourned, to meet on Monday next at eleven o'clock A.M., in an Informal Session.

