

JOURNAL OF THE HOUSE.

Thursday, September 13, 2001.

Met at ten minutes after 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, we proclaim our belief in You and we place our full trust in You and in Your ways. Our confidence in You has not been undermined by the tragic and catastrophic events of Tuesday, but our hopes for peace in all corners of this world and for daily rational behavior by all members of the human family have been badly shaken. Inspire us to respond intelligently and carefully (not merely emotionally and wrathfully) to these events. We, as a people, family and nation, continue to remember in our prayers the innocent victims and their heart-broken families. May the victims enjoy the peace and happiness of Your Heavenly Presence and the families the prayers, support and goodwill of the American people. Let this horrific incident maturate all nations and leaders in a common cause to eliminate terrorism, to bolster our civilization and to restore respect for the dignity of each person.

Bestow Your blessings on 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.

Silent Prayer.

At the request of Mr. Goguen of Fitchburg and all members of the House present in the Chamber, the members, guests and employees stood in a moment of silent prayer to the memory of victims of the terrorist attacks last Tuesday and the rescue personnel who gave their lives helping others.

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 penalty for providing false address information by persons arrested by law enforcement officers.

By Mr. Hill of Ipswich, petition (subject to Joint Rule 12) of Bradford Hill, Anthony J. Verga, Bruce E. Tarr and others relative to requiring the use of warning flags on kayaks operating on the surface waters of the Commonwealth.

By Mrs. Parente of Milford, petition (subject to Joint Rule 12) of Marie J. Parente for legislation to prohibit the hiring by human and social services agencies of persons convicted of certain crimes.

By Mrs. Provost of Sandwich, petition (subject to Joint Rule 12) of Ruth W. Provost and Therese Murray (by vote of the town) relative to Roberti Farm in the town of Sandwich.

By Mr. Rogers of New Bedford, petition (subject to Joint Rule 12) of Edmund Dinis, George Rogers and another that the Board of Public Accountancy be authorized to settle fee disputes, impose judgments and require monetary settlements.

By Mr. Tirone of Amesbury (by request), petition (subject to Joint Rule 12) of James N. Thivierge relative to providing creditable service for retirement purposes to certain elected municipal officials.

By the same member (by request), petition (subject to Joint Rule 12) of James N. Thivierge relative to providing tuition waivers for retired state employees.

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

Resolutions.

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

Resolutions (filed by Mr. Brown of Wrentham) congratulating William Francis Fitzgibbons on the occasion of his retirement;

Resolutions (filed by Mr. Connolly of Everett) commemorating the 100th anniversary of the founding of the Everett Lodge of Elks #642;

Resolutions (filed by Mr. Coppola of Foxborough) on the occasion of the one hundred and fiftieth anniversary of Rock Hill Cemetery and the dedication of a plaque in honor of Congressional Medal of Honor recipient Walter Scott West;

Resolutions (filed by Mrs. Poirier of North Attleborough) congratulating the Duvernay Council #42 Union Saint Jean Baptiste on the occasion of its 100th anniversary;

Resolutions (filed by Ms. Polito of Shrewsbury) honoring Madeline Gentile for her many years of service to the community of Shrewsbury;

Resolutions (filed by Ms. Polito of Shrewsbury) honoring Brenda Ljunggren for her many years of service to the community of Shrewsbury;

Resolutions (filed by Mr. Rogers of Norwood) honoring James R. Merriam on the occasion of his retirement from the position of town administrator for the town of Walpole;

Resolutions (filed by Messrs. Stanley of Waltham and Koutoujian of Newton) congratulating the Waltham Garden Club on the occasion of its sixtieth anniversary; and

Resolutions (filed by Representatives Wolf of Cambridge, Barrios of Cambridge, Demakis of Boston and Toomey of Cambridge) congratulating Terry Delancey as the recipient of

Cambridge Community Television's 2001 Leading Role Award;

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

Annual Reports.

Annual reports

Of the Commissioner of Banks (under the provisions of Section 13 of Chapter 167 of the General Laws) containing a statement of condition of each state-chartered co-operative bank in the Commonwealth for the calendar year 2000;

Of the Commissioner of Banks (under the provisions of Section 13 of Chapter 167 of the General Laws) containing a statement of condition of each state-chartered savings bank in the Commonwealth for the calendar year 2000; and

Of the Commissioner of Banks (under the provisions of Section 13 of Chapter 167 of the General Laws) containing a statement of condition of each state-chartered trust company in the Commonwealth for the calendar year 2000;

Severally were placed on file.

Papers from the Senate.

A petition of Michael W. Morrissey for legislation relative to license renewal provisions for real estate appraisal trainees, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Government Regulations.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2112) was referred, in concurrence, to the committee on Government Regulations.

Notice was received that the Senate President had announced that Senator Jajuga of the Third Essex District had been relieved of duty (at his request) from the joint special committee created (under House Order, No. 4220 of 1999 and revived and continued under House Order, No. 3901 of 2001) for the purpose of establishing Congressional, Councillor, Senatorial and Representative districts in the Commonwealth, and that Senator Panagiotakos of the First Middlesex District had been appointed to fill the vacancy.

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 Paul J. P. Loscocco relative to secured transactions within the

Uniform Commercial Code. To the committee on Commerce and Labor.

Petition (accompanied by bill) of Gregory Dupont relative to the issuance of firearm identification cards. To the committee on Criminal Justice.

Petition (accompanied by bill) of Angelo M. Scaccia relative to increasing school safety. To the committee on Education, Arts and Humanities.

Petition (accompanied by bill) of J. Michael Ruane, John P. Slattery and Frederick E. Berry relative to providing insurance coverage for prosthetic devices for certain individuals and patients. To the committee on Insurance.

Petition (accompanied by bill) of James R. Miceli, Charles A. Murphy and Bruce E. Tarr (by vote of the town) relative to authorizing Kelly L. Reynolds to take the next civil service examination for police officer in the town of Wilmington, notwithstanding the maximum age requirements. To the committee on Public Service.

Petition (accompanied by bill) of Joseph F. Wagner and other members of the General Court relative to the designation of a portion of Route 391 as the Korean Veterans Memorial Highway. To the committee on Transportation.

Under suspension of the rules, on motion of Mrs. Paulsen of Belmont, 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 House Bill placing certain providers of services to the Commonwealth under the ethics law (House, No. 2987) be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mrs. Parente of Milford, 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 relative to private non-profit agencies (House, No. 2988) be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mrs. Parente of Milford, 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 relative to state contracts with private provider agencies (House, No. 2989) be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mrs. Parente of Milford, 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 relative to the position of appointed treasurer-collector in the town of Kingston

(House, No. 4298) [Local Approval Received] be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. O'Brien of Kingston, 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 Arthritis Awareness Day (House, No. 4391) be scheduled for consideration by the House.

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

By Mr. Quinn of Dartmouth, for the committee on Banks and Banking, on House, Nos. 1532, 1722, 2829 and 3242, an Order relative to authorizing the committee on Banks and Banking to make an investigation and study of certain House documents concerning stop payment orders, customer notices, mortgage insurance and motor vehicle installment sales (House, No. 4536).

By Ms. Stanley of West Newbury, for the committee on Health Care, on House, Nos. 445, 1391 and 3304, an Order relative to authorizing the committee on Health Care to make an investigation and study of certain House documents concerning the levels of mercury in fish products, the fluoridation of public water supplies and the effect of the "Gulf War Syndrome" on veterans (House, No. 4537).

By the same member, for the same committee, on House, Nos. 611, 1388, 3101 and 3541, an Order relative to authorizing the committee on Health Care to make an investigation and study of certain House documents concerning the determination of need program and the licensing and regulation of hospitals in the Commonwealth (House, No. 4538).

By the same member, for the same committee, on House, Nos. 613, 1380 and 3539, an Order relative to authorizing the committee on Health Care to make an investigation and study of certain House documents concerning the regulation of restaurant workers, rules and regulations for the disposal of garbage and the number of sanitary stations in certain municipalities (House, No. 4539).

By the same member, for the same committee, on House, No. 818, an Order relative to authorizing the committee on Health Care to make an investigation and study of a certain House document concerning the establishment of a pilot program to provide access to health care and social services within the Department of Health and Human Services (House, No. 4540).

By the same member, for the same committee, on House, Nos. 1011, 1951 and 3720, an Order relative to authorizing the committee on Health Care to make an investigation and study of certain House documents concerning first aid training, emergency room treatment and defibrillators in health care clinics (House, No. 4541).

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Subsequently Mr. Scaccia of Boston, for said committees, reported, in each instance, asking to

be discharged from further consideration of said orders; and recommending that the same severally be referred to the House committee on Rules.

Under Rule 42, the reports severally were considered forthwith; and they were accepted.

Engrossed Bill.

The engrossed Bill relative to persons holding the office of selectman in the town of Westborough (see House, No. 4146) (which originated in the House), 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 Speaker and sent to the Senate.

Orders of the Day.

The House Bill authorizing the town of Westport to establish a preservation trust fund (House, No. 4519) was read a third time.

The committee on Bills in the Third Reading reported recommending that the bill be amended by substitution of a bill with the same title (House, No. 4542), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Mr. Jones of North Reading,—

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