

## **JOURNAL OF THE HOUSE.**

Thursday, September 20, 2001.

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:

Holy Spirit of God, we depend upon Your guidance and direction as we address daily legislative issues and our own personal responsibilities. In Your kindness, inspire us to select those legislative options and choices which are in accord with Your values and serve the best interests of the people and our communities. During these trying and stressful days, help us to come to terms with the new political and economic realities and the new challenges of these fast moving times. May we be guided in our decision-making activities by clear and thoughtful planning and by the great virtue of patience. Teach us to be open to new ways, reasonable, legal and ethical, in protecting the safety and security of the people and our institutions.

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.

### *Message from the Acting Governor.*

A message from Her Honor the Lieutenant-Governor, Acting Governor, recommending legislation relative to providing additional funding for the Central Artery/Ted Williams Tunnel Project (House, No. 4561) was filed in the office of the Clerk on Monday, September 17.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Transportation. Sent to the Senate for concurrence.

### *Resolutions.*

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

Resolutions (filed by Mr. Atsalis of Barnstable) honoring Jeannette Bowes for her dedication to community service;

Resolutions (filed by Ms. Blumer of Framingham) honoring John A. Stefanini;

Resolutions (filed by Ms. Candaras of Wilbraham) congratulating Harry and Patricia Amos on the occasion of their fiftieth wedding anniversary;

Resolutions (filed by Mr. Fagan of Taunton) congratulating Mr. and Mrs. John Sikorski on the occasion of their fiftieth wedding anniversary;

Resolutions (filed by Messrs. Kulik of Worthington, Bunker of Rutland and Merrigan of Greenfield) commending Audrey Greenwald for her lifelong commitment and dedication to serving the needs of all people;

Resolutions (filed by Ms. Lewis of Dedham) congratulating Sergeant Michael G. Buckley on the occasion of his retirement from the Dedham Police Department;

Resolutions (filed by Mr. Linsky of Natick) honoring Mark D'Antonio on his inspiration and courage;

Resolutions (filed by Messrs. O'Brien of Kingston and Flynn of Bridgewater) congratulating Andrew R. Campbell on receiving the Eagle Award of the Boy Scouts of America; and

Resolutions (filed by Representatives Story of Amherst, Kulik of Worthington and Flavin of Easthampton) on the occasion of the thirtieth anniversary of the University without Walls Program at the University of Massachusetts Amherst;

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

Resolutions (filed with the Clerk by Mr. Hynes of Marshfield) upon the annual observance of Prisoner of War/Missing in Action Recognition Day, were referred, under Rule 85, to the committee on Rules.

Mr. Honan of Boston, for said committee, then reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Hynes, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

By Mr. Rogers of Norwood, for the committee on Ways and Means, on a message from Her Honor the Lieutenant-Governor, Acting Governor, a Bill making certain appropriations for the fiscal year ending June 30, 2002, prior to final action on the General Appropriation Bill for said fiscal year (printed in House, No. 4551) [Direct Appropriations: \$1,085,000,000.00], which was read.

Under suspension of the rules, on motion of the same member, 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. Peterson of Grafton, the bill (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.

By Mr. Wagner of Chicopee, for the committee on Election Laws, on a message from Her Honor the Lieutenant-Governor, Acting Governor, a Bill validating action taken at the May 7,

2001 town election held in the town of Buckland (printed in House, No. 4341). Read; and 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 Mr. Kelly of Dalton, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mrs. Parente of Milford, for the committee on Local Affairs, on a petition, a Bill relative to the charter of the city known as the town of Watertown (House, No. 4478) [Local Approval Received]. Read; and 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 Ms. Kaprielian of Watertown, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mrs. Parente of Milford, for the committee on Local Affairs, on Senate, No. 1845, a Bill relative to the board of selectmen in the town of Dalton (House, No. 4560) [Local Approval Received]. Read; and 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 Mr. Kelly of Dalton, 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 Senate Bill authorizing the city of Peabody to issue an additional license for the sale of all alcoholic beverages to be drunk on the premises (Senate, No. 2002) [Local Approval Received] be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Slattery of Peabody, 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 authorizing the town of Mashpee to issue additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4234) [Local Approval Received] be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Patrick of Falmouth, 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 authorizing the town of Mashpee to convey certain conservation land (House, No. 4299) [Local Approval Received] be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Patrick of Falmouth, 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 authorizing the town of Mashpee to lease or grant an easement in certain land (House, No. 4300) [Local Approval Received] be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Patrick of Falmouth, 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 authorizing the city of Peabody to use certain park land for school purposes (House, No. 4301) [Local Approval Received] be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Speliotis of Danvers, 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 authorizing open burning in the town of Rowe (House, No. 4382) [Local Approval Received] be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Kelly of Dalton, 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 authorizing the town of Harwich to lease certain land (House, No. 4425) [Local Approval Received] be scheduled for consideration by the House.

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

By Ms. Stanley of West Newbury, for the committee on Health Care, on House, No. 2525, an Order relative to authorizing the committee on Health Care to make an investigation and study of a certain House document concerning the reduction of health care costs (House, No. 4554).

By the same member, for the same committee, on House, Nos. 2697 and 3291, an Order relative to authorizing the committee on Health Care to make an investigation and study of certain House documents concerning the use of tobacco products in the workplace (House, No. 4555).

By the same member, for the same committee, on House, No. 3715, an Order relative to authorizing the committee on Health Care to make an investigation and study of a certain House document concerning the use of the tobacco fund for local aid (House, No. 4556).

By the same member, for the same committee, on House, No. 3724, an Order relative to authorizing the committee on Health Care to make an investigation and study of a certain House document concerning rubella testing (House, No. 4557).

By the same member, for the same committee, on House, No. 3729, an Order relative to authorizing the committee on Health Care to make an investigation and study of a certain House document concerning fetal remains (House, No. 4558).

By the same member, for the same committee, on House, No. 3927, an Order relative to authorizing the committee on Health Care to make an investigation and study of a certain House document notifying local law enforcement agencies of deaths caused by acts of negligence of another (House, No. 4559).

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 Bills.*

Engrossed bills

Relative to town meetings in the town of Burlington (see House, No. 1446);

Authorizing the town of Plymouth to lease certain land (see House, No. 4174); and

Authorizing the town of Hanover to issue an additional license for the sale of wines and malt beverages not to be drunk on the premises (see House, No. 4233);

(Which severally 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 Speaker and sent to the Senate.

#### *Orders of the Day.*

Senate bills

Directing the Superintendent of State Office Buildings to install a plaque in honor of Clara Barton (Senate, No. 1581); and

Providing requirements for appointment of the chief of police of the city of Revere (Senate, No. 1886);

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, in concurrence.

House bills

Validating the election of a planning board member to a five year term in the town of Hampden (House, No. 4222) (its title having been changed by the committee on Bills in the Third Reading);

Validating the actions taken at the annual town meeting of the town of Eastham (printed in House, No. 4230) (its title having been changed by the committee on Bills in the Third Reading); and

Relative to the Hillcrest Sewer District (House, No. 4363);

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. Peterson of Grafton,—

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

At eighteen minutes before twelve o'clock noon, on motion of Mr. Peterson, the House adjourned, to meet on Monday next at eleven o'clock A.M., in an Informal Session.