

## **JOURNAL OF THE HOUSE.**

Thursday, October 25, 2001.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. O'Flaherty of Chelsea 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, amid the ever changing circumstances and the fast moving pace to today's daily life, guide in our efforts to offer You and the people our best public and moral service and a most sincere commitment to integrity of action. With new public safety threats a possibility, help us to respond in a mature and effective manner which will strengthen the confidence of the people in our legislative institutions and our capacity to make necessary changes. While we may differ on some issues in our diverse society, grant us the wisdom to work together for the common good. May we have the clarity of vision to call upon You and Your assistance frequently.

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

At the request of the Chair (Mr. O'Flaherty), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

### *Resolutions.*

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

Resolutions (filed by Mrs. Hahn of Westfield) congratulating Professor George Psychas on the occasion of his retirement; and

Resolutions (filed by Representatives Smizik of Brookline, Balser of Newton, Demakis of Boston, Donnelly of Boston and Golden of Boston) congratulating Judge Herbert N. Goodwin on the occasion of his retirement;

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

### *Papers from the Senate.*

The House Bill authorizing the town of Westport to make an appeal to the appellate tax board (printed in House, No. 4324) came from the Senate passed to be engrossed, in concurrence, with

an amendment in section 1, in line 10, by striking out the word “less” and inserting in place thereof the word “more”.

Under suspension of Rule 35, on motion of Mr. Murphy of Burlington, 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 House petition of Robert Correia, Joan M. Menard and Michael J. Rodrigues (with the approval of the mayor and city council) relative to authorizing the housing authority of the city of Fall River to transfer a certain parcel of land for the development of affordable housing, notwithstanding the uniform procurement law, came from the Senate with the endorsement that said branch had concurred in the suspension of Joint Rule 12, non-concurred in the reference to the committee on State Administration, and that it had been referred, in non-concurrence, to the committee on Housing and Urban Development.

On motion of Mr. Correia of Fall River, the House receded from its reference; and the petition (accompanied by bill, House, No. 4686) was referred, in concurrence, to the committee on Housing and Urban Development.

#### *Reports of Committees.*

By Mr. Kujawski of Webster, for the committee on Steering, Policy and Scheduling, asking to be discharged from further consideration of the Bill allowing certain military personnel to receive group insurance discounts (Senate, No. 773, changed),— and recommending that the same be recommitted to the committee on Insurance. Under Rule 42, the report was considered forthwith; and it was accepted.

Mr. Scaccia of Boston, for the committee on Rules, on House, No. 4504, reported, in part, a Bill relative to the establishment of voting precincts in towns (House, No. 4684) [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. Demakis of Boston, the bill was read a second and (having been reported by the committee on Bills in the Third Reading to be correctly drawn) a third time forthwith; and it was passed to be engrossed. Sent to the Senate for concurrence.

By Mrs. Parente of Milford, for the committee on Local Affairs, on a petition, a Bill authorizing the town of Burlington to lease certain conservation land (House, No. 4649) [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. Murphy of Burlington, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Greene of Billerica, for the committee on Commerce and Labor, on Senate, Nos. 29 and 87 and House, Nos. 75, 77, 236, 404, 770, 1917, 2281, 2851, 3050, 3052, 3254 and 3669, an 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).

By the same member, for the same committee, on Senate, No. 40 and House, Nos. 1915 and 3486, an Order relative to authorizing the committee on Commerce and Labor to make an investigation and study of certain Senate and House documents concerning business corporations (House, No. 4681).

By the same member, for the same committee, on Senate, Nos. 69 and 90 and House, Nos. 2842, 2844 and 2845, an Order relative to authorizing the committee on Commerce and Labor to make an investigation and study of certain Senate and House documents concerning apprentice training and agreements (House, No. 4682).

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.

By Mr. Broadhurst of Methuen, for the committee on Science and Technology, that the Bill relative to standardized prescription drug information cards (House, No. 4488) ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

By Mr. Greene of Billerica, for the committee on Commerce and Labor, on a petition, a Bill relative to posting employment opportunities (printed as Senate, No. 111).

By Mr. Binienda of Worcester, for the committee on Energy, on House, No. 2507, a Bill in connection with nuclear power plants (House, No. 4683).

Severally read; and referred, under Rule 33B, to the committee on Science and Technology.

By Mr. Broadhurst of Methuen, for the committee on Science and Technology, that the Bill establishing the crime of communicating a terroristic threat (Senate, No. 2122) ought to pass with certain amendments in line 38 by striking out the words "local, county or state public safety agencies" and inserting in place thereof the words "an individual, public or private entity"; and in lines 42 and 43 by striking out the words "local, county or state government" and inserting in place thereof the words "individual, public or private entity". Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendments pending.

By Mr. Bosley of North Adams, for the committee on Government Regulations, on a petition, a Bill relative to liquor license violations in the town of Dedham (House, No. 1181) [Local Approval Received].

By Mr. Dempsey of Haverhill, for the committee on Public Service, on a recommitted petition, a Bill exempting the position of Secretary to the Chief of Police of the city of Westfield from the provisions of the civil service laws (House, No. 2238) [Local Approval Received].

By the same member, for the same committee, on House, No. 2610, a Bill providing for an early retirement incentive program for certain employees of the Springfield Water and Sewer Commission (House, No. 4685) [Local Approval Received].

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

*Reconsideration.*

Mr. Petrolati of Ludlow moved that the vote be reconsidered by which the House, at Monday's sitting, passed to be engrossed the House Bill relative to establishing Representative districts in the General Court (House, No. 4700, amended); and the motion to reconsider was entertained, and it prevailed.

Pending the recurring question on passing the bill, as amended, to be engrossed, the same member moved that it be amended in section 1 by striking out the "*Eleventh Hampden District*" and inserting in place thereof the following:

*"Eleventh Hampden.* — Consisting of precincts A, D and E of ward 3, all precincts of ward 4, precincts A, B, E and F of ward 5, precinct A of ward 7, and precinct C of ward 8, of the city of Springfield, in the county of Hampden."; by striking out the "*Seventh Middlesex District*" and inserting in place thereof the following:

*"Seventh Middlesex.* — Consisting of the town of Ashland, and precincts 8, 10, 11, 12, 15, 16 and 18, of the town of Framingham, both in the county of Middlesex."; and by striking out the "*Thirteenth Worcester District*" and inserting in place thereof the following:

*"Thirteenth Worcester.* — Consisting of the town of Paxton, precincts 1, 2, 3 and 4 of ward 1, all precincts of ward 9, and precinct 3 of ward 10, of the city of Worcester, both in the county of Worcester.".

The amendments were adopted; and the bill, as amended, was passed to be engrossed. Mr. Petrolati moved that this vote be reconsidered; and the motion to reconsider was entertained, and it was negatived.

The bill (House, No. 4701, printed as amended) then was sent to the Senate for concurrence.

*Orders of the Day.*

The Senate Bill relative to municipal light plant contracts (Senate, No. 421), 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.

House bills

Relative to the Massachusetts Medal of Merit (House, No. 161);

Relative to the witchcraft trial of 1692 (House, No. 2752); and

Authorizing the conveyance of a certain parcel of land in the town of Duxbury (House, No. 4297) (its title having been changed by the committee on Bills in the Third Reading);

Severally reported by said committee 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 Monday next at eleven o'clock A.M.

At twenty-nine minutes before twelve o'clock noon, on motion of Mr. Finneran (Mr. O'Flaherty of Chelsea being in the Chair), the House adjourned, to meet on Monday next at eleven o'clock A.M., in an Informal Session.