

JOURNAL OF THE HOUSE.

Monday, December 10, 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:

God, Our Creator, during this unique time of religious and holiday celebrations, we pause for a moment to reflect on the meaning of these historical events which this season brings to our attention. The Jewish Community is presently commemorating the festival of Chanukah, a season of lights and a recognition of God's action in human history. The Christian Community is preparing for the celebration of Christmas, the birth of the Christ Child in Bethlehem. May the religious teachings, values and inspiration of these biblical happenings strengthen our commitment to serve You and the people whom we represent in a faithful and thoughtful manner.

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 Concerning Representative Festa of Melrose.

A statement of Mr. DiMasi of Boston concerning Mr. Festa of Melrose 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 Festa of Melrose, was unable to be present in the House Chamber for the sitting of Wednesday last due to his hospitalization. If present for the votes on the following issues, he would have voted in the affirmative, in each instance:

Collective bargaining:

House, No. 4781, Nurses;

House, No. 4782, AFSCME;

House, No. 4783, MOSES;

House, No. 4795, SEIU, Local 509;

Budget item overrides:

0612-1010, Pension liability;

2440-1900, MDC Parks and facilities;
4408-1000, EAEDC Program;
4513-1112, Prostate cancer prevention;
4513-1113, Colorectal cancer education;
4513-1115, MS Screening;
4570-1500, Breast cancer prevention;
4590-0250, Smoking prevention expansion;
4590-0300, Smoking prevention expansion;
4590-0916, Public hospital equipment;
7061-1006, Enrollment growth aid;
7030-1002, Kindergarten expansion grants;
7061-9200, Educational technology grants;
Section 17, Pension liability fund; and
Section 72, Stabilization fund.

Resolutions.

Resolutions (filed with the Clerk by Messrs. Brown of Wrentham and Rogers of Norwood) congratulating the Walpole High School Girls Field Hockey Team on the occasion of winning the Division 1 MIAA State Championship, 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. Brown, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petitions.

Petitions severally were presented and referred as follows:

By Ms. Blumer of Framingham, petition (accompanied by bill, House, No. 4805) of Deborah D. Blumer, Karen E. Spilka and David P. Magnani (by vote of the town) relative to voting precincts in the town of Framingham. To the committee on Election Laws.

By Mr. Santiago of Lawrence, petition (accompanied by bill, House, No. 4806) of Jose L.

Santiago, David M. Torrissi and Barry R. Finegold (with the approval of the mayor and city council) relative to the residency requirement for city employees of the city of Lawrence. To the committee on Public Service.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Atsalis of Barnstable (by request), petition (subject to Joint Rule 12) of Ken Moulton relative to protecting the public health from toxic mold.

By Mr. Brown of Wrentham, petition (subject to Joint Rule 12) of Scott P. Brown, Andrea F. Nuciforo, Jr., Brian Paul Golden and Brian Knuuttila relative to child support of parents serving in the military.

By Mr. Fagan of Taunton, petition (subject to Joint Rule 12) of James H. Fagan and another for legislation to further regulate the conduct of certain public officials and employees.

By Mr. Keenan of Southwick, petition (subject to Joint Rule 12) of Daniel F. Keenan, Gale D. Candaras, Benjamin Swan, Cheryl A. Rivera, Mary S. Rogeness and Paul E. Caron for legislation to appropriate a certain sum of money for the Springfield District Court.

By Mr. Knuuttila of Gardner, petition (subject to Joint Rule 12) of Brian Knuuttila and other members of the General Court relative to authorizing the Division of Capital Asset Management and Maintenance to convey certain easements to the city of Gardner.

By Mr. Loscocco of Holliston, petition (subject to Joint Rule 12) of Paul J. P. Loscocco and other members of the General Court for legislation to exempt certain public records which could affect the safety of the general public and public facilities from disclosure laws.

By Mr. Rogers of New Bedford, petition (subject to Joint Rule 12) of George Rogers and another relative to default service charges by utility companies for electricity.

By Mr. Scaccia of Boston, petition (subject to Joint Rule 12) of William Francis Galvin and Angelo M. Scaccia for legislation to prevent employers from restricting the sale of employer securities held in employee pension accounts.

By Mr. Tirone of Amesbury, petition (subject to Joint Rule 12) of Paul E. Tirone relative to the issuance of real estate tax bills by cities and towns.

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

Papers from the Senate.

A Bill relative to the division of the Commonwealth into Congressional districts (Senate, No. 2197) (reported from the Senate committee on Ways and Means pursuant to Senate Rule 19), passed to be engrossed by the Senate, was read; and it was referred, on motion of Mr. Peterson

of Grafton, to the committee on Rules.

A Bill making appropriations for the fiscal year 2002 to provide for supplementing certain existing appropriations and for certain other activities and projects (Senate, No. 2198) (reported from the Senate committee on Ways and Means pursuant to Senate Rule 19), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

A Bill relative to the debt limit of the town of Holliston (Senate, No. 2155) (on a petition) [Local Approval Received], passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

A petition of Robert A. Antonioni and Mary Jane Simmons for legislation to make a technical change to the accelerated transportation development and improvement program for the Commonwealth, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Transportation.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2202) was referred, in concurrence, to the committee on Transportation.

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 Robert A. DeLeo and other members of the General Court relative to authorizing an alternative method of construction for the covered water storage tanks in the Blue Hills and Spot Pond areas. To the committee on Natural Resources and Agriculture.

Petition (accompanied by bill) of Paul J. Donato relative to authorizing the reinstatement of Frederick Nasson as a member in service of the state retirement system. To the committee on Public Service.

Under suspension of the rules, on motion of Mr. Hargraves of Groton, 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 Board of Registration in Veterinary Medicine (Senate, No. 386) be scheduled for consideration by the House.

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

By Mr. Cabral of New Bedford, for the committee on Human Services and Elderly Affairs, on Senate, No. 673 and House, Nos. 617, 1185, 1595, 1596, 2712 and 3114, an Order relative to authorizing the committee on Human Services and Elderly Affairs to make an investigation and

study of certain Senate and House documents concerning mental health services and services for children and the disabled (House, No. 4799).

By Mr. Mariano of Quincy, for the committee on Insurance, on House, No. 4572, an Order relative to authorizing the committee on Insurance to make an investigation and study of a certain House document concerning insurance premiums paid by employees of the city of Pittsfield (House, No. 4803).

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. Cabral of New Bedford, for the committee on Human Services and Elderly Affairs, on a petition, a Bill relative to Medicaid benefits (House, No. 448, changed in line 4 by striking out the figure: "65" and inserting in place thereof the figure: "72.80").

By the same member, for the same committee, on a petition, a Bill relative to the study of Autism (House, No. 3102, changed in section 2, in lines 4 and 5, by inserting after the word "Representatives" the words ", the joint committee on Human Services and Elderly Affairs and the House and Senate committees on Ways and Means").

By the same member, for the same committee, on House, No. 3344, a Bill relative to mental health care (House, No. 4804).

Severally read; and referred, under Rule 33, to the committee on Ways and Means.

Engrossed Bills.

Engrossed bills

Relative to certain subdivisions of land in the city of Gloucester (see House, No. 490, amended); and

Authorizing the certification and appointment of John F. Neville, III as a firefighter in the city of Newton (see House, No. 4604);

(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.

House bills

Providing for a board of public works in the town of Pepperell (House, No. 4585); and

Relative to the charter of the town of Swampscott (House, No. 4720);

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. Connolly of Everett,—

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

At seventeen minutes after eleven o'clock A.M., on motion of Mr. Hynes of Marshfield, the House adjourned, to meet on Thursday next at eleven o'clock A.M., in an Informal Session.