

## **JOURNAL OF THE HOUSE.**

Wednesday, December 26, 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 You and Your guidance as we address the legislative and governmental issues which we encounter on a daily basis. In Your kindness, inspire us to select our most reasonable legislative options in proposing, formulating and enacting legislation. In this era of enormous human needs and limited financial choices, help us to set our priorities in a fair and equitable manner. Learning the interests and meeting the needs of people, to the best of our ability, should continue to be our top priorities. Help us to remain faithful to You, Your ways and our own high ideals and standards.

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.

### *Resolutions.*

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

Resolutions (filed by Mr. Marini of Hanson) congratulating Stephen Charles Carita on receiving the Eagle Scout Award of the Boy Scouts of America;

Resolutions (filed by Mr. Golden of Lowell) congratulating Margaret Boucher on the occasion of her one hundredth birthday; and

Resolutions (filed by Mr. Travis of Rehoboth) congratulating Gregory Michael Sine of Rehoboth on receiving the Eagle Award of the Boy Scouts of America;

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

### *Order.*

The following order (filed this day with the Clerk by Speaker Finneran of Boston and Ms. Flavin of Easthampton) was referred, under Rule 85, to the committee on Rules, as follows:

*Ordered*, That the precept to be issued by the Speaker, under the provisions of Section 141 of Chapter 54 of the General Laws, appointing a time for the election to fill the vacancy existing in

the office of Representative in the General Court from the First Hampshire District shall designate Tuesday, April 9, 2002 as the time ordered by the House of Representatives for said election.

Mr. Scaccia of Boston, for said committee, reported that order ought to be adopted.

Under suspension of the rules, on motion of Ms. Flavin, the order was considered forthwith; and it was adopted.

#### *Communications.*

A communication from the Counsel to the House of Representatives to the members of the House relative to the stipulation of dismissal with regard to *Baskin et al v. Finneran Docket No. 01-04262-C*, was read for the information of the House; and it was placed on file.

#### Communications

From the Public Employee Retirement Administration Commission (under the provisions of Chapter 114 of the Acts of 2000) submitting a cost analysis of the Teacher Recruitment, Retention and Retirement Act; and

From Wonderland Greyhound Park, Inc. (under the provisions of Section 2 of Chapter 128C of the General Laws) submitting copies of contracts for the simulcasting of dog races;

Severally were placed on file.

#### *Petitions.*

Petitions severally were presented and referred as follows:

By Ms. Haddad of Somerset, petition (accompanied by bill, House, No. 4827) of Patricia A. Haddad and Joan M. Menard (by vote of the town) that the licensing authority of the town of Somerset be authorized to issue an additional license for the sale of wine and malt beverages not to be drunk on the premises. To the committee on Government Regulations.

By Mr. George of Yarmouth, petition (accompanied by bill, House, No. 4828) of Thomas N. George and Robert A. O'Leary (by vote of the town) for legislation to establish a capital investment fund in the town of Brewster. To the committee on Local Affairs.

Severally sent to the Senate for concurrence.

Mr. DiMasi of Boston presented a petition (subject to Joint Rule 12) of Salvatore F. DiMasi relative to the special election for the First Hampshire Representative District to the General Court; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Scaccia of Boston, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending that Joint Rule 12 be suspended. Under suspension of the rules, on motion of Mr. DiMasi, the report was considered forthwith.

Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Election Laws. Sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Binienda of Worcester, petition (subject to Joint Rule 12) of John J. Binienda, and other members of the General Court (with the approval of the mayor and city council) relative to authorizing the Division of Capital Asset Management and Maintenance to enter into a long term lease for the provision of court and program space with the city of Worcester.

By Mr. Donnelly of Boston, petition (subject to Joint Rule 12) of David T. Donnelly relative to the use and occupancy of the marital home pending divorce actions.

By the same member, petition (subject to Joint Rule 12) of David T. Donnelly relative to establishing paternity and the collection and enforcement of child support.

By Mr. Hynes of Marshfield, petition (subject to Joint Rule 12) of Frank M. Hynes and other members of the House relative to placing a nonbinding question on the 2002 biennial state election regarding the reduction in the income tax rate and financing of state programs.

By the same member, petition (subject to Joint Rule 12) of Frank M. Hynes and other members of the General Court relative to severance agreements negotiated by authorities.

By Mr. Locke of Wellesley, petition (subject to Joint Rule 12) of John A. Locke relative to the suspension of a license to operate a motor vehicle for unsatisfied judgements arising out of personal injury.

By Ms. Polito of Shrewsbury, petition (subject to Joint Rule 12) of Karen E. Polito relative to authorizing the Division of Capital Asset Management and Maintenance to convey certain land in the town of Westborough.

By Mr. Rogers of New Bedford, petition (subject to Joint Rule 12) of Thomas D. Lopes and George Rogers relative to designating the district courthouse in the city of New Bedford as the Judge George Leighton District Court.

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

*Papers from the Senate.*

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 2205) of Robert A. O'Leary (by vote of the town) for legislation to authorize the town of Brewster to establish a capital investment fund; and

Petition (accompanied by bill, Senate, No. 2206) of Robert A. O'Leary (by vote of the town) for legislation to authorize the town of Brewster to establish a road betterment fund;

Severally to the committee on Local Affairs.

Petitions were referred, in concurrence, under suspension of Joint Rule 12, as follows:

Petition (accompanied by bill, Senate, No. 2212) of Richard T. Moore, Guy W. Glodis, George N. Peterson, Jr., James E. Vallee and other members of the General Court for legislation to validate certain actions by the Blackstone Valley Vocational Regional School District and its member towns. To the committee on Education, Arts and Humanities.

Petition (accompanied by bill, Senate, No. 2211) of Brian A. Joyce (by vote of the town) for legislation relative to certain school construction projects in the town of Milton. To the committee on State Administration.

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

That Senator Pacheco of the Plymouth and Bristol District had been appointed to the Workforce Investment Board established by Governor's Executive Order 413; and that Diane Luby had been appointed to the Commission on the Status of Women established by section 1 of Chapter 138 of the Acts of 1998.

*Orders of the Day.*

The Senate Bill authorizing the town of Milton to transfer land to the Milton school department (Senate, No. 2098), 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.

*Order.*

On motion of Mrs. Harkins of Needham,—

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

At twenty-two minutes after eleven o'clock A.M., on motion of Mrs. Harkins, the House adjourned, to meet on Friday next at eleven o'clock A.M., in an Informal Session.