

JOURNAL OF THE HOUSE.
Thursday, October 2, 2003.

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).

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.

Appointments to Special Commissions.

Notice was received that the Minority Leader of the House had announced appointments to the following special commissions:

Representative Gifford of Wareham to the special commission established (pursuant to Section 595 of Chapter 26 of the Acts of 2003) to study the ecological and environmental impact of the oil spill in Buzzards Bay;

Representative Evangelidis of Holden to the special committee established (pursuant to Section 599 of Chapter 26 of the Acts of 2003) called the Commission on Transportation Restructuring;

Representative Loscocco of Holliston to the working group established (pursuant to Section 607 of Chapter 26 of the Acts of 2003) to develop legislation to reform Chapter 70 of the General Laws;

Representative George of Yarmouth to the special committee established (pursuant to Section 130 of Chapter 46 of the Acts of 2003) to study the sale of tax receivables, etcetera;

Representative Pope of Wayland to the special committee established (pursuant to Section 137 of Chapter 46 of the Acts of 2003) to investigate, study and make a report on the annual municipal census relative to section 4 of chapter 51 of the General Laws; and

Representative Hill of Ipswich to the special committee established (pursuant to Section 138 of Chapter 46 of the Acts of 2003) to investigate, study and make legislative recommendations on the adequacy and efficiency of laws and regulations governing public construction projects.

Resolutions.

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

Resolutions (filed by Mr. Finneran of Boston) commending all state employees on the occasion of "Performance Recognition Day";

Resolutions (filed by Mr. Connolly of Everett and other members of the House) memorializing the Congress of the United States to adequately fund the programs of the Veterans Administration;

Resolutions (filed by Messrs. Fresolo of Worcester, Binienda of Worcester, Leary of Worcester, Pedone of Worcester and Spellane of Worcester) honoring the veterans of the Battle of the Bulge;

Resolutions (filed by Ms. Gobi of Spencer) congratulating Donald Colpitts;

Resolutions (filed by Mr. O'Brien of Kingston and other members of the House) memorializing

the Federal Energy Regulatory Commission to ensure that the Commonwealth continues to receive electric power under the Federal Niagara Redevelopment Act; Resolutions (filed by Mrs. Poirier of North Attleborough) congratulating Mr. and Mrs. William and Helena Tracy on the occasion of their sixtieth wedding anniversary; and Resolutions (filed by Mr. Scibak of South Hadley) congratulating the South Hadley High School 1963 Suburban League football champion Tigers on the occasion of their fortieth reunion; Mrs. Harkins of Needham, 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. Smizik of Brookline, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petitions.

Mr. Knuuttila of Gardner presented a petition (accompanied by bill, House, No. 4204) of Brian Knuuttila and Robert A. Antonioni (with the approval of the mayor and city council) for legislation to place certain positions in the school department of the city of Gardner under the civil service law; and the same was referred to the committee on Public Service. Sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Carron of Southbridge, petition (subject to Joint Rule 12) of Michael J. Coppolla and other members of the General Court that the Registrar of Motor Vehicles be authorized to issue distinctive registration plates for the New England Patriots Charitable Foundation, Inc..

By Mr. Flynn of Bridgewater, petition (subject to Joint Rule 12) of David L. Flynn, Marc R. Pacheco and others that the Armory Commission be authorized to grant a permanent easement to the Knights of Columbus in the town of Bridgewater.

By Ms. Gobi of Spencer, petition (subject to Joint Rule 12) of Melody L. Spence, Anne M. Gobi and Stephen M. Brewer relative to the licensing of mobile manicuring shops by the Board of Registration of Cosmetologists.

By Mrs. Gomes of Harwich, petition (subject to Joint Rule 12) of Shirley Gomes, Thomas N. George and Robert A. O'Leary for legislation to make certain changes in the agreement establishing the Nauset Regional School District.

By Mr. Hynes of Marshfield, petition (subject to Joint Rule 12) of Frank M. Hynes relative to the collection of taxes on the sale of boats built or rebuilt in the Commonwealth.

By Mrs. Parente of Milford, petition (subject to Joint Rule 12) of Marie J. Parente for legislation to grant access to certain mortgage records under the child support enforcement law of the Commonwealth.

By Ms. Peisch of Wellesley, petition (subject to Joint Rule 12) of Alice Hanlon Peisch and Cynthia S. Creem that the Teachers' Retirement Board be directed to grant additional retirement credit to Dilys M. Staaterman for certain teaching services outside the Commonwealth.

By Mr. Wallace of Boston, petition (subject to Joint Rule 12) of Brian P. Wallace for legislation to designate the South Boston District Court as the Honorable Chief Justice Joseph F. Feeney Memorial Court House.

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

Papers from the Senate.

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

Petition (accompanied by bill, Senate, No. 2102) of Guy W. Glodis and John J. Binienda for legislation relative to the Cherry Valley sewer district 2000-2001 project. To the committee on Local Affairs and Regional Government.

Petition (accompanied by bill, Senate, No. 2103) of Michael R. Knapik and Donald F. Humason, Jr. for legislation to authorize the Department of Mental Retardation to establish a sick leave bank for Evelyn Gadomski, an employee of said department. To the committee on Public Service.

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 James E. Vallee and David P. Magnani relative to investigations of complaints against vicious dogs for damages incurred by person and property. To the committee on Local Affairs and Regional Government.

Petition (accompanied by bill) of Mark J. Carron and other members of the General Court relative to the restrictions on leghold traps. To the committee on Natural Resources and Agriculture.

Petition (accompanied by bill) of Kevin G. Honan that the Registrar of Motor Vehicles be authorized to issue distinctive license plates Massachusetts Cultural Council for the establishment of a fund promoting education and the arts. To the committee on Public Safety.

Petition (accompanied by bill) of Frank M. Hynes relative to disabled veterans retaining rank in civil service. To the committee on Public Service.

Petition (accompanied by bill) of Colleen M. Garry, Steven A. Baddour and John A. Lepper relative to providing for the annual observance of Guardian's Day;

Petition (accompanied by bill) of James E. Vallee and Cheryl A. Jacques (by vote of the town council) relative to municipal construction projects in the city of Franklin; and

Petition (accompanied by bill) of Patricia A. Walrath, Stephen P. LeDuc and Pamela P. Resor relative to the submitting of financial statements by public charities;

Severally to the committee on State Administration.

Under suspension of the rules, on motion of Mr. Ruane of Salem, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance.

Severally sent to the Senate for concurrence.

By Mr. Casey of Winchester, for the committee on Taxation, on a petition, a Bill relative to the geriatric authority of Holyoke (House, No. 3722) [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. Smizik of Brookline, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Hall of Westford, for the committee on State Administration, on House, No. 4100, a Bill relative to a certain parcel of land in the town of Hinsdale (House, No. 4199). Read; and referred, under Rule 33, to the committee on Local Affairs and Regional Government on the part of the House.

By Ms. St. Fleur of Boston, for the committee on Education, Arts and Humanities, on Senate, Nos. 272, 331 and 334 and House, Nos. 876, 1250 and 1451, a Bill relative to Massachusetts Comprehensive Assessment System tests (House, No. 4200).

By Mr. Honan of Boston, for the committee on Housing and Urban Development, on a petition, a Bill relative to veterans' hous-ing (House, No. 2242).

By Mr. Hall of Westford, for the committee on State Administration, on House, No. 3961, a Bill authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land in the town of Plainville (House, No. 4201).

By the same member, for the same committee, on House, No. 4101, a Bill authorizing the Commissioner of the Division of Capital Asset Management and Maintenance to convey certain land in the city of Waltham (House, No. 4202).

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

By Mr. Quinn of Dartmouth, for the committee on Banks and Banking, on House, Nos. 90 and 92, a Bill making amendments to the Uniform Commercial Code covering provisions dealing with negotiable instruments and bank deposits and collections (House, No. 92).

By the same member, for the same committee, on a petition, a Bill relative to mortgage loan disclosures (House, No. 1425).

By the same member, for the same committee, on a petition, a Bill clarifying certain interests in bankruptcy proceedings (House, No. 2192).

By the same member, for the same committee, on a petition, a Bill relative to mortgages (House, No. 2731).

By Mr. Rodrigues of Westport, for the committee on Commerce and Labor, on a petition, a Bill to protect tipped employees (House, No. 499).

By the same member, for the same committee, on a petition, a Bill clarifying the timely payment of wages (House, No. 2920).

By the same member, for the same committee, on House, Nos. 1047 and 3292, a Bill relative to the printing of credit card numbers in business transactions (House, No. 4203).

By Mr. Vallee of Franklin, for the committee on Criminal Justice, on a petition, a Bill relative to the crime of armed entry of a dwell-ing place (printed as Senate, No. 161).

By the same member, for the same committee, on a petition, a Bill relative to assault and battery on a child (printed as Senate, No. 163).

By the same member, for the same committee, on a petition, a Bill relative to reckless endangerment (printed as Senate, No. 214).

By the same member, for the same committee, on a petition, a Bill relative to the impoundment of vehicles following arrests for driving while under the influence (House, No. 320).

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

Engrossed Bill.

The engrossed Bill establishing a sick leave bank for certain employees of the trial court (see House, No. 3818, amended) (which originated in the House), in respect to which the Senate had concurred in adoption of the emergency preamble, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Orders of the Day.

House bills

Authorizing the Division of Capital Asset Management and Maintenance to grant an easement in a certain parcel of land in the town of Grafton (House, No. 263); and

Authorizing the town of Dracut to issue an additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 3922);

Severally reported by the committee on Bills in the Third Read-ing 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 sixteen minutes after eleven o'clock A.M., on motion of Mr. Ruane of Salem (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.