JOURNAL OF THE HOUSE.

Thursday, February 2, 2006.

Met according to adjournment, at eleven o'clock A.M., with Mr. Petrolati of Ludlow 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, we pause for a moment of personal reflection, Prayer. meditation and prayer for guidance as we take up the items on today's legislative calendar. In Your goodness, help us, elected representatives of the people, to make the right, the most reasonable and responsible decisions which best serve the current and future needs of the people and our communities. If and when we respectfully disagree on issues and policies, which we do on occasion, teach us to respect the views and opinions of others on all matters. Inspire us to seek a wisdom higher than our own, a vision clearer than our own, courage greater than our own and kindness to others more extensive than our own.

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

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

Silent Prayer.

Mr. Rushing of Boston being in the Chair,—

At the request of the Speaker, the Chair (Mr. Rushing) and Rep- corretta resentatives Forry of Boston, Fox of Boston, Lantigua of Lawrence, Scott Owens-Hicks of Boston, Sanchez of Boston, St. Fleur of Boston and Swan of Springfield, the members, guests and employees stood in a moment of silent prayer in memory of Coretta Scott King, widow of the late Dr. Martin Luther King, Jr.

Statement Concerning Representative Kennedy of Brockton.

A statement of Mr. Rushing of Boston concerning Mr. Kennedy of Brockton was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House statement the fact that one of our colleagues, Representative Kennedy of concerning Brockton will not be present in the House Chamber for today's sit-Kennedy of ting due to his continued hospitalization. Had he been able to be present for the taking of the yeas and nays on passing to be engrossed the House Bill relative to mercury management (House, No. 4670), he would have voted in the affirmative. Any roll calls that he missed today was be due entirely to the reason stated.

Reverend Doctor

Joseph E.

Lowery.

Father Henry

Doherty

St. Johns Church.

Florence A.

Dunn

Resolutions.

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

Resolutions (filed by Mr. Rushing of Boston and others) honoring the Reverend Doctor Joseph E. Lowery for his tireless advocacy for truth, justice and civil rights; and

Resolutions (filed by Mr. Nyman of Hanover) congratulating Father Henry Doherty on His 50th Anniversary of being ordained into the priesthood:

Resolutions (filed by Messrs. Rush of Boston and Rushing of Boston) congratulating St. Johns the Baptist Hellenic Orthodox Church upon its 80th anniversary;

Resolutions (filed by Mr. Walsh of Boston) congratulating Florence A. Dunn on the occasion of her fiftieth anniversary with the Appollo Club of Boston

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

Order.

Mercurv management.

An order (filed on Wednesday, January 25, 2006, by Mr. Scaccia of Boston) relative to special procedures for consideration of the House Bill relative to mercury management (House, No. 4647), was referred to the committee on Rules.

Petition.

Athol-Rovalston School District.

Mr. Donelan of Orange presented a petition (subject to Joint Rule 12) of Christopher J. Donelan and Stephen M. Brewer relative to the financial conditions in the Athol-Royalston Regional School District; and the same was referred, under Rule 24, to the committee on Rules.

Paper from the Senate.

The following notice was received from the Clerk of the Senate, to wit:

February 2, 2006.

Honorable Salvatore F. DiMasi Speaker of the House of Representatives Room 356. State House Boston, MA 02133

Dear Mr. Speaker:

Public counsels fees

I have the honor to inform you that the Honorable Robert E. Travaglini, President of the Senate, has announced the appointment of Senators Thomas M. McGee, Cynthia Stone Creem and Steven A. Baddour to the Special Commission established (pursuant to Section 8 of Chapter 54 of the Acts of 2005) to make an investigation and study of a fee structure to provide funding for counsel to indigent persons.

Respectfully submitted,

WILLIAM F. WELCH. Clerk of the Senate.

Reports of Committees.

By Mr. Scaccia of Boston, for the committee on Rules and the Fire committees on Rules of the two branches, acting concurrently, that fighters, Joint Rule 12 be suspended on the petition of Philip Travis and plates. Thomas Rose III for legislation to authorize the Registrar of Motor Vehicles to issue distinctive license plates to fire fighters. Under suspension of the rules, on motion of Mr. Donato of Medford, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Transportation. Sent to the Senate for concurrence.

By Mrs. Owens-Hicks of Boston, for the committee on Children Middle and Families, asking to be discharged from further consideration of school the petition (accompanied by resolutions, House, No. 1460) of education. Bradley H. Jones, Jr., and others for the for the adoption of resolutions relative to educating middle schools students concerning physical exercise and good nutrition,— and recommending that the same be referred to the committee on Education. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

By Mrs. Owens-Hicks of Boston, for the committee on Children Out of state and Families, on a petition, a Resolve to provide a study of out of dild state child support (House, No. 3959, changed in line 11, by striking out the following: "January 31, 2004" and inserting in place thereof the following: "December 1, 2006").

By Mr. Pedone of Worcester, for the committee on Consumer Lottery Protection and Professional Licensure, on a petition, a Resolve providing for a study of the current lottery revenue distribution formula (House, No. 3967).

distribution.

Severally read: and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

By Mrs. Owens-Hicks of Boston, for the committee on Children Massachusetts and Families, on a petition, a Bill relative to discharge from the Hospital Massachusetts Hospital School (House, No. 2825).

By the same member, for the same committee, on a petition, a Bill to establish an office of youth development (House, No. 2826).

By the same member, for the same committee, on a petition, a Bill establishing an independent office of quality assurance for mentally retarded persons (House, No. 2861).

Youth development office Mental health, quality assurance.

THURSDAY, FEBRUARY 2, 2006.

Elderly mentally retarded services.

By the same member, for the same committee, on a petition, a Bill relative to services for older persons who are mentally retarded (House, No. 2864).

Severally read; and referred, under Joint Rule 1E, to the committee on Healthcare Financing.

Au pairs and nannies regulate.

Child Care Services.

assignment

Out of school

programs.

Elderly,

emergency

Playgrounds improvement

Out of school

programs,

School age child care

promote.

program.

Almholic

adoption.

fires.

beverages,

Greyhounds

By the same member, for the same committee, on a petition, a Bill creating assignment levels in the Office of Child Care Services (House, No. 2821, changed in line 7, by striking out the word "Office's" and inserting in place thereof the word "Department's"; and by striking out the title and inserting in place thereof the following title: "An Act Creating Assignment Levels in the Depart-

By the same member, for the same committee, on a petition, a Bill to develop a system of after-school and out of school time in the Com-

By the same member, for the same committee, on a petition, a Bill relative to emergency aid for elderly and disabled residents of the Commonwealth (House, No. 2914, changed by striking out sections 2,

By the same member, for the same committee, on a petition, a Bill improving playgrounds (House, No. 3626).

to promote out-of-school time programming and community education for children and families in the Commonwealth (House, No. 3859).

By the same member, for the same committee, on a petition, a Bill establishing a before-and-after school age child care assistance program (House, No. 3860).

Protection and Professional Licensure, on a petition, a Bill further regulating fines in lieu of suspension (House, No. 3390).

By the same member, for the same committee, on House, Nos.

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

School

By Mrs. Owens-Hicks of Boston, for the committee on Children and Families, on a petition, Resolutions to improve the health of children through appropriate school nutrition (House, No. 1464). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, the question being on adoption.

By Mrs. Owens-Hicks of Boston, for the committee on Children and Families, on a petition, a Bill relative to the licensure and regulation of au pair and nanny agencies by the Office of Child Care Services (House, No. 2811, changed in section 1, in line 3, and also in section 5, in lines 4 and 5, by striking out the words "Office of Child Care Services" and inserting in place thereof, in each instance, the words "Department of Early Childhood and Care"; and in section 1, in lines 4, 12, 16, 19, 21, 36 and 46, and also in section 5, in lines 22, 25 and 31, by striking out the word "Office" and inserting in place thereof, in each instance, the word "Department").

ment of Early Childhood and Care").

monwealth (House, No. 2830).

3, 4, 5 and 6.).

By the same member, for the same committee, on a petition, a Bill

By Mr. Pedone of Worcester, for the committee on Consumer

3957 and 3960, a Bill striking out discriminatory provisions (House, No. 3957).

By Mrs. Owens-Hicks of Boston, for the committee on Children School and Families, on a petition, a Bill relative to school served food food products (House, No. 1019, changed in line 2, by striking out the figures: "2000" and inserting in place thereof the figures: "2004", and in line 6, by inserting after the word "faculty" the words ", subject to available appropriation").

By the same member, for the same committee, on a petition, a Bill schools, relative to school food programs (House, No. 1449, changed in section 1, ntrition.) in line 2, by striking out the figures: "1994" and inserting in place thereof the figures: "2004", and, in line 6 and also in section 2, in line 6, by inserting after the word "calories", in each instance, the words ", subject to appropriation").

By the same member, for the same committee, on a petition, a Bill n relative to nutrition awareness in schools (House, No. 1459, changed in line 1, by striking out the figures: "2002" and inserting in place thereof the figures: "2004", and in line 4, by striking out the word "All" and inserting in place thereof the words "Subject to appropriation, all").

By the same member, for the same committee, on a petition, a Bill Home health clarifying the definition of home health and homemaker agencies and homemaker agencies. (House, No. 2840).

By Mr. Pedone of Worcester, for the committee on Consumer Protection and Professional Licensure, on a petition, a Bill relative to books. talking books (House, No. 2857).

By the same member, for the same committee, on a petition, a Bill Liquor further regulating appeals regarding alcoholic beverages licenses (House, No. 3392).

By the same member, for the same committee, on a petition, a Bill Alcoholic beveralcoholic beverages licensing boards (House, No. 3410).

By the same member, for the same committee, on House, No. 3395. a Bill relative to apprentice linemen (House, No. 4669).

By Ms. Rivera of Springfield, for the committee on Public Safety Chelsea, and Homeland Security, on a petition, a Bill relative to the use of motor scooters within the city of Chelsea (House, No. 4207) [Local Approval Received].

By Mr. Cabral of New Bedford, for the committee on State Massachusetts Administration and Regulatory Oversight, on a petition, a Bill providing for the annual observance of Massachusetts History Day (House, No. 3465).

By the same member, for the same committee, on a petition, a Bill Fire concerning conflict of interest (House, No. 3507).

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

ages licensing boards. Apprentice linemen.

scooters.

fighters. secondary

Recesses.

At twelve minutes after eleven o'clock A.M., on motion of Mr. Recesses. Donato of Medford (Mr. Petrolati of Ludlow being in the Chair), the House recessed until the hour of one o'clock P.M.; and at that time the House was called to order with Mr. Petrolati in the Chair.

The House thereupon took a further recess, on motion of Mr. Binienda of Worcester, until half past one o'clock; and at seven minutes before two o'clock the House was called to order with the Speaker in the Chair.

ntrition

Quorum.

Quorum

Mr. Dempsey of Haverhill thereupon asked for a count of the House to ascertain if a quorum was present. The Speaker, having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Quorum, yea and nay No. 348. Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call (Mr. Rushing of Boston being in the Chair) 152 members were recorded as being in attendance.

[See Yea and Nay No. 348 in Supplement.]

Therefore a quorum was present.

Orders of the Day.

Mercury management.

The House Bill relative to comprehensive mercury management (House, No. 4319) was read a second time.

The amendment previously recommended by the committee on Ways and Means,— that the bill be amended substitution of a bill with the same title (House, No. 4665),— was adopted.

The substituted bill then was ordered to a third reading.

Subsequently, the noon recess having terminated (the Speaker being in the Chair), under suspension of the rules, on motion of Mr. Smizik of Brookline, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time, its title having been changed by said committee to read: "An Act relative to mercury management."

After debate on the question on passing the bill to be engrossed, Mr. Smizik and other members of the House moved that the bill be amended in section 8 (as printed), in lines 36 to 118, inclusive, by striking out the subsection contained therein and inserting in place thereof the following subsection:

"Section 6C. Automobile Mercury.

- (a) No person shall sell or offer to sell or distribute a motor vehicle manufactured on or after January 1, 2007, containing one or more mercury-added vehicle switches.
- (b) No person shall sell or offer to sell or distribute a mercuryadded vehicle switch for new installation in a motor vehicle.
- (c) If a mercury-added vehicle switch in a motor vehicle in commerce requires replacement it shall be replaced with a non-mercury alternative.
- (d) No later than 1 year after the effective date of this section, no person shall crush or cause to be crushed or otherwise arrange for an end-of-life motor vehicle to be crushed without first having removed any and all mercury-added components, including but not limited to mercury-added vehicle switches. A scrap recycling facility may agree to accept an end-of-life motor vehicle that has not been flattened, crushed or baled containing mercury-added components, in which case the scrap recycling facility is responsible for proper removal, recycling, transporting, storage and general containment of all mercury-added components in accordance with chapter 21C and 310 CMR 30.000.

- (e) Any person or facility removing a mercury-added component from a vehicle in commerce or an end-of-life vehicle shall manage the mercury-added component in accordance with chapter 21C and 310 CMR 30.000.
- (f) No later than 1 year after the effective date of this section, every automobile manufacturer shall, individually or as a group, develop, implement, comply and file with the department, a plan that describes the proper removal, recycling, transportation, storage and general containment of mercury added-switches from end-of-life vehicles in accordance with chapter 21C and 310 CMR 30.000.

(g) The plan shall include at a minimum:

- (1) method of collection of mercury-added vehicle switches after removal from motor vehicle;
- (2) establishment and maintenance of facilities where mercuryadded vehicle switches may be received and accepted from vehicle recyclers, scrap recyclers and any and all other persons removing mercury-added vehicle switches from vehicles;
- (3) transportation of mercury-added vehicle switches collected pursuant to subsection (g)(1) of this section to facilities pursuant to subsection (g)(2) of this section;
- (4) information, training and technical assistance to vehicle recyclers, scrap recyclers and any and all other persons removing mercury-added vehicle switches from motor vehicles;
- (5) a mercury-added vehicle switch capture rate of at least 90%, consistent with the principle that mercury-added vehicle switches shall be recovered unless the mercury-added vehicle switch is inaccessible due to significant damage to the motor vehicle in the area surrounding where the mercury-added vehicle switch is located;
- (6) a financing system for the total cost of removal, collection, record keeping and recovery of mercury-added vehicle switches, that shall be borne by the automobile manufactures, and shall include, but not be limited to \$3.00 for every mercury-added vehicle switch removed by a vehicle recycler or scrap recycling facility, as partial compensation for labor and other costs incurred by a vehicle recycler or scrap recycling facility in the removal of the mercury-added vehicle switch.
- (h) In developing a removal, collection, record keeping and recovery system, automobile manufacturers shall, to the extent practicable, utilize the existing end-of-life vehicle recycling infrastructure. Where an automobile manufacturer does not utilize such infrastructure, the automobile manufacturer shall include in its plan reasons for establishing a separate removal, collection and recovery system.
- (i) After the plan is filed with the department, each automobile manufacturer shall certify to the department in writing, on an annual basis, that it is implementing the plan in accordance with the requirements of this section.
- (j) The department shall evaluate the compliance of all persons subject to this section by conducting audits, inspections or implementing other compliance measures deemed appropriate by the department.

Mercury management.

Amendment adopted,

yea and nay

No. 349.

- (k) Automobile manufacturers shall report annually to the department and joint committee on environment, natural resources and agriculture. Said reports shall at a minimum include the following:
- (1) The number of mercury-added vehicle switches removed during the previous year; and
- (2) Where and how the mercury-added vehicle switches are stored, recycled or otherwise disposed of.
- (1) Upon reasonable request, automobile manufacturers and vehicle recyclers shall provide the department with information necessary to determine the number of end-of-life vehicles with mercurv-added vehicle switches.
- (m) Automobile manufacturers who have never installed mercury-added vehicle switches in their motor vehicles shall be exempt from the provisions of this section.
- (n) After the automobile manufacturer's plan has been in effect for at least one year, the automobile manufacturer may submit an alternate plan to the department for approval. The alternate plan shall meet the following criteria:
- (1) The alternate plan has been in effect for at least one year in another state and can be implemented statewide;
- (2) The alternate plan achieves at least a 90% capture rate in that state: and
- (3) The alternate plan, to the extent practicable, utilizes the existing end-of-life vehicle recycling infrastructure in Massachusetts.
- (o) The department shall take into consideration the following criteria when considering whether to approve an alternate plan:
 - (1) Economic impact on Massachusetts' businesses; and
 - (2) Environmental impact in Massachusetts.
- (p) Approval of the alternate plan by the department shall release the automobile manufacturer of its obligations under its original plan, starting on the effective date of the alternate plan.
- (q) An alternate plan may include an agreement between automobile manufacturers and automobile dealers to remove switches before the vehicle reaches its end-of-life.".

After debate on the question on adoption of the amendment, the sense of the House was taken by yeas and nays, at the request of Mr. Connolly of Everett; and on the roll call 155 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 349 in Supplement.]

Therefore the amendment was adopted.

Mr. Petersen of Marblehead then moved that the bill be amended in section 8 (as printed), in lines 135 to 138, inclusive, by striking out the paragraph contained therein and inserting in place thereof the following paragraph:

"(c) subsections (a) and (b) do not apply to the sale of a mercuryadded product if the use of the product is a federal requirement or to thermometers required in the case of a medical necessity as determined by a licensed physician, or by prescription.".

The amendment was adopted.

Messrs. Smizik of Brookline and DeLeo of Winthrop then moved that the bill be amended in section 2 (as printed), in line 9, by inserting after the word "vehicle" the following: "however, if a com-

pany from whom an importer or domestic distributor purchases the merchandise has a U.S. presence and/or assets, that company shall be deemed to be the manufacturer and the distributor as defined in chapter 93B of the General Laws, shall not be deemed the manufacturer"; in section 5(as printed), in line 42, by striking out the figures "30.000" and inserting in place thereof the figures "73.00"; and in section 8 (as printed), in lines 227, 228 and 229, by striking out the words "; provided that any such discharge limits shall not be lower then the applicable federal or state safe drinking water standards", and in line 324, by inserting after the word "impact." the following sentence: "This section shall not apply to the purchase of vaccines by the department of public health, its affiliates and facilities, or to the purchase of refurbished medical equipment in which a mercury switch or relay is a fully integrated component.".

The amendments were adopted.

Mr. Petrolati of Ludlow being in the Chair,— Mr. Rodrigues of Westport then moved that the bill be amended in section 8 (as printed), in line 242, by inserting after after the word "section." the following two paragraphs:

- "(f) This section shall not apply to households disposing of
- (g) This section shall not apply to mercury-added button cell batteries.", in line 266, by inserting after the word "section." the following paragraph:
- "(f) This section shall not apply to refurbished medical equipment, mercury-added lamps or products where the only mercury contained in the product comes from a mercury-added button cell battery or a mercury-added lamp.", in lines 268, 269 and 270, by striking out the paragraph contained therein and inserting in place thereof the following paragraph:
- "(a) This section shall not apply to the labeling of those products whose only mercury component is a mercury-added lamp or button cell battery.", in lines 281 to 286, inclusive, by striking out the two sentences contained therein, and in line 304, by inserting after the word "subsection." the following paragraph:

"(f) The requirements of this section shall not apply to refurbished medical equipment.".

Pending the question on adoption of the amendments, Messrs. Smizik of Brookline and Petersen of Marblehead moved that they be amended by striking out the two paragraphs proposed in section 8 (as printed), after line 242; in the paragraph proposed after line 266, by striking out the words "mercury-added lamps" and in said proposed paragraph, before the words "mercury-added button" and before the words "mercury-added lamp", and in lines 268, 269 and 270, in the paragraph proposed therein, before the words "mercuryadded lamp", by inserting, in each instance, the word "removable", and by striking out the following: "286, inclusive, by striking out the two sentences" and inserting in place thereof the following: "284, inclusive, by striking out the sentence".

After debate on the question on adoption of the further amend- Further ments, the sense of the House was taken by year and nays, at the amendments adopted.

THURSDAY, FEBRUARY 2, 2006.

1179

yea and nay No. 350.

Bill passed to

yea and nay

Statement of Representative

Carron of

Southbridge

No. 351.

be engrossed,

request of Mr. Smizik; and on the roll call 125 members voted in the affirmative and 28 in the negative.

[See Yea and Nay No. 350 in Supplement.]

Therefore the further amendments were adopted.

The amendments offered by Mr. Rodrigues of Westport, as amended, then also were adopted.

Messrs. Smizik of Brookline and DeLeo of Winthrop then moved that the bill be amended in section 8 (as printed) by adding at the end thereof the following subsection:

"Section 6P. Exemptions from non-mercury replacement provision.

If a mercury-added vehicle switch in a motor vehicle in commerce requires replacement and a non-mercury alternative is not commercially available, replacement with such non-mercury alternative shall not be required. If the mercury-added vehicle switch requiring replacement is a component of an anti-lock braking system or an airbag, replacement with a non-mercury alternative shall not be required.".

The amendment was adopted.

On the question on passing the bill, as amended, to be engrossed, the sense of the House was taken by yeas and nays, at the request of Mr. Smizik of Brookline; and on the roll call 153 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 351 in Supplement.]

Therefore the bill (House, No. 4670, printed as amended) was passed to be engrossed. Sent to the Senate for concurrence.

Subsequently a statement of Mr. Carron of Southbridge 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 I was unable to be present in the House Chamber for the taking of the preceding roll call due to official business in another part of the State House. Had I been present when the vote was taken, I would have voted in the affirmative.

Milton. liquar license.

The Senate Bill authorizing the town of Milton to grant a license for the sale of all alcoholic beverages to be drunk on the premises of a certain restaurant (Senate, No. 2324) was read a third time.

The committee on Bills in the Third Reading reported recommending that the bill be amended in section 1 (as printed), in line 00, by inserting after word "interest" the following: "under section 12 of said chapter 138", and, in line 00, by striking out the word "section" and inserting in place thereof the following: "sections 11, 15 and".

The amendments were adopted; and the bill (Senate, No. 2324, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendments adopted by the House.

Elevator license exams

Air tanks

The Senate Bill relative to elevator license examinations (Senate, No. 2216, amended), 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

Authorizing the use of ultrasonic thickness determination of air tanks and other receptacles (House, No. 1871); and

Relative to enhancing the health of school children (House, School

No. 3637): 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. DiMasi of Boston.—

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

Mr. Walsh of Boston then moved that the House adjourn; and the motion prevailed. Accordingly, without further consideration of the remaining matters in the Orders of the Day, at twenty-three minutes before five o'clock P.M. (Mr. Petrolati of Ludlow being in the Chair), the House adjourned, to meet on Monday next at eleven o'clock A.M., in an Informal Session.