

Thursday, September 27, 2007.

Met according to adjournment, at eleven o'clock A.M., with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Pledge of  
allegiance.

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

*Silent Prayer.*

Leo R.  
Pimental.

At the request of Messrs. Cabral of New Bedford, Koczera of New Bedford, Canessa of New Bedford and Quinn of Dartmouth, the members, guests and employees stood for a moment of silent prayer in memory of New Bedford Ward Six City Councilor and City Council President Leo R. Pimental. Mr. Pimental, who was elected president of the council a year ago and was unopposed for re-election in the sixth ward, died unexpectedly at work on Monday, September 24. Councilor Pimental, a tireless advocate for all of New Bedford's residents, especially his constituents, was forty-nine years old. He leaves behind his wife Wendy, his mother Margaret, sisters, stepchildren Jocelyn and Raymond and granddaughter Jassanya.

*Appointments to Standing Committees.*

Committee  
appointments.

There being no objection, the Speaker announced the appointment of Representative McMurtry of Dedham to the eighth position and Representative O'Day of West Boylston to the ninth position on the House committee on Personnel and Administration; Representative O'Day to the ninth position on the joint committee on Municipalities and Regional Government; and Representative McMurtry to the ninth position on the joint committee on Veterans and Federal Affairs.

*Appointments to a Special Commission.*

Western  
counties,—  
doctors  
treating  
women.

The Speaker announced that he had appointed Representative Kulik of Worthington and Dr. Susan Yates of Williamstown to the special commission established (under Section 85 of Chapter 61 of the Acts of 2007) to make an investigation and study of the accessibility and quality of doctors who specialize in the care of women in Berkshire, Franklin, Hampden and Hampshire counties.

*Statement Concerning Representative Canavan of Brockton.*

A statement of Mr. Rogers of Norwood concerning Ms. Canavan of Brockton was spread upon the records of the House, as follows:

Statement  
concerning  
Representative  
Canavan of  
Brockton.

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Canavan of Brockton, will not be present in the House Chamber for today's

sitting due to her attendance at an annual symposium outside of the Commonwealth. Any roll calls that she may miss today is due entirely to the reason stated.

*Statement Concerning Representative Kulik of Worthington.*

A statement of Mrs. Harkins of Needham concerning Mr. Kulik of Worthington, 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 Kulik of Worthington, will not be present in the House Chamber for today's sitting due to a long-standing family commitment outside of the Commonwealth. Any roll calls that he may miss today will be due entirely to the reason stated.

Statement  
concerning  
Representative  
Kulik of  
Worthington.

*Statement Concerning Representative Reinstein of Revere.*

A statement of Mr. Rushing of Boston concerning Ms. Reinstein of Revere 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 Reinstein of Revere, will not be present in the House Chamber for today's sitting due to the death of her grandfather, Mr. Bernard W. Judge. Any roll calls that she may miss today is due entirely to the reason stated.

Statement  
concerning  
Representative  
Reinstein of  
Revere.

*Resolutions.*

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

Resolutions (filed by Mr. Festa of Melrose) congratulating the Melrose German American Partnership Program on the occasion of its thirty-second anniversary;

Melrose,—  
German  
partnership.

Resolutions (filed by Ms. Gifford of Wareham) congratulating the Wareham Fire District on its one hundredth anniversary;

Wareham Fire  
Department.

Resolutions (filed by Mr. Smizik of Brookline) in recognition of Patricia Dorothy Norling on being named the 2007 Brookline Woman of the Year and a domestic violence advocate;

Patricia  
Dorothy  
Norling.

Resolutions (filed by Messrs. Smola of Palmer and Rogers of Norwood) honoring the song "Dirty Water" as the official victory song of the Boston Red Sox;

Boston  
Red Sox.

Resolutions (filed by Mr. Turner of Dennis) congratulating Jane Otis on receiving the Dennis Friends of Scouting fifteenth annual award for outstanding service to the community; and

Jane  
Otis.

Resolutions (filed by Messrs. Vallee of Franklin and Loscocco of Holliston) honoring the Medway Lions Club on the momentous occasion of its twenty-fifth anniversary;

Medway  
Lions  
Club.

Mr. Scaccia 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 Ms. Story of Amherst, 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:

Harwich,—  
Pine Grove  
Cemetery.

By Representative Peake of Provincetown and Senator O'Leary, joint petition (accompanied by bill, House, No. 4255) of Sarah K. Peake and Robert A. O'Leary (by vote of the town) that the town of Harwich be authorized to acquire certain property of the Pine Grove Cemetery Association of said town;

Eastham,—  
land  
acquisition  
fund.

By the same members, joint petition (accompanied by bill, House, No. 4256) of Sarah K. Peake and Robert A. O'Leary (by vote of the town) relative to the operation of the land acquisition and maintenance fund of the town of Eastham; and

Harwich,—  
cemetery  
land.

By the same members, petition (accompanied by bill, House, No. 4257) of Sarah K. Peake and Robert A. O'Leary (by vote of the town) that the town of Harwich be authorized to acquire certain land for cemetery purposes;

Severally to the committee on Municipalities and Regional Government.

Severally sent to the Senate for concurrence.

Deborah  
Gosselin,—  
sick leave.

Mr. O'Day of West Boylston presented a petition (subject to Joint Rule 12) of James J. O'Day that the Department of Social Services establish a sick leave bank for Deborah Gosselin, an employee of said department; 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. Flynn of Bridgewater, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service. Sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

Groundhog,—  
designation.

By Mr. Conroy of Wayland, petition (subject to Joint Rule 12) of Thomas P. Conroy for legislation to designate a certain groundhog of the Drumlin Farm Wildlife Sanctuary as the official groundhog of the Commonwealth.

Jacqueline  
Staelens,—  
sick leave.

By Mr. Donelan of Orange, petition (subject to Joint Rule 12) of Christopher J. Donelan for legislation to establish a sick leave bank for Jacqueline Staelens, an employee of the District Court of Greenfield.

"Veteran",—  
definition.

By Mrs. Haddad of Somerset, petition (subject to Joint Rule 12) of Patricia A. Haddad for legislation to further regulate the definition of "veteran" for certain members of the National Guard.

Film  
industry,—  
tax credits.

By Mr. Mariano of Quincy, petition (subject to Joint Rule 12) of Ronald Mariano for legislation to grant certain income tax credits for the motion picture industry conducting business operations in the Commonwealth.

Retail stores,—  
Sundays and  
holidays.

By Mr. Speranzo of Pittsfield, petition (subject to Joint Rule 12) of Christopher N. Speranzo and Benjamin B. Downing relative to the compensation payable to certain employees for work performed at retail stores on Sundays and holidays.

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

*Papers from the Senate.*

The House Bill establishing a sick leave bank for Colleen Hannon, an employee of the Trial Court (House, No. 4183) came from the Senate passed to be engrossed, in concurrence, with an amendment striking out, in line 10, the words "extended illness leave bank" and inserting in place thereof the words "trial court paid leave bank".

Colleen Hannon,—  
sick leave.

Under suspension of Rule 35, on motion of Mr. Finegold of Andover, 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 petition (accompanied by bill, Senate, No. 2341) of Thomas M. McGee, Robert F. Fennell, Steven M. Walsh, Douglas W. Petersen and other members of the General Court (with the approval of the mayor and city council) for legislation to authorize the city of Lynn to impose liens on properties for nonpayment of municipal fines or penalties, was referred, in concurrence, to the committee on Municipalities and Regional Government.

Lynn,—  
municipal  
fines.

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

Petition (accompanied by bill, Senate, No. 2351) of Joan M. Menard and Robert Correia for legislation to establish a sick leave bank for Lori Silva, an employee of the Trial Court. To the committee on the Judiciary.

Lori Silva,—  
sick leave  
bank.

Petition (accompanied by bill, Senate, No. 2350) of Steven A. Baddour and Thomas A. Golden, Jr., for legislation to establish the Massachusetts Missing Child Clearinghouse. To the committee on Public Safety and Homeland Security.

Missing Child  
Clearinghouse.

Petition (accompanied by bill, Senate, No. 2348) of Karen E. Spilka and Paul J. Loscocco for legislation to establish a sick leave bank for Peter Hebert, an employee of the Department of Social Services; and

Peter Hebert,—  
sick leave  
bank.

Petition (accompanied by bill, Senate, No. 2349) of Stephen M. Brewer for legislation to establish a sick leave bank for Thomas D'Intinosanto, an employee of the Department of Mental Retardation; Severally to the committee on Public Service.

Thomas  
D'Intinosanto,—  
sick leave  
bank.

*Reports of Committees.*

By Mr. Scaccia of Boston, for the committee on Rules, that Joint Rule 7B be suspended on the petition of Brian P. Wallace and Stephen Stat Smith relative to the eligibility of the sons of William Hayhurst, a deceased fire fighter of the city of Boston, for appointment to the fire department of said city. Under suspension of the rules, on motion of Mr. Wallace of Boston, the report was considered forthwith. Joint Rule 7B was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service. Sent to the Senate for concurrence.

Boston,—  
William  
Hayhurst.

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:

Newburyport,—  
land transfer.

Joint petition (accompanied by bill) of Michael A. Costello and Steven A. Baddour that the Division of Capital Asset Management and Maintenance be directed to lease certain property located in the city of Newburyport to said city for use as a park and learning center for children. To the committee on Bonding, Capital Expenditures and State Assets.

Accountants,—  
registration and  
oversight.

Petition (accompanied by bill) of Michael J. Rodrigues and others relative to the Board of Public Accountancy and regulating the registration of certified public accountants. To the committee on Consumer Protection and Professional Licensure.

Clerk  
magistrates,—  
responsibilities.

Petition (accompanied by bill) of James H. Fagan for legislation to authorize clerk magistrates to conduct arraignments and appoint certain counsels; and

Metham-  
phetamines,—  
trafficking.

Petition (accompanied by bill) of Louis L. Kafka and others relative to the definition of "trafficking" of methamphetamines under the controlled substances law;

Severally to the committee on the Judiciary.

Iran,—  
pension  
funds.

Joint petition (accompanied by bill) of Antonio F. D. Cabral and others for legislation to regulate the investment of public pension funds in certain companies doing business in the countries of Iran and South Africa; and

Lynda  
Meho,—  
sick leave.

Petition (accompanied by bill) of Charles A. Murphy that the Department of Public Health be authorized to establish a sick leave bank for Lynda Graham-Meho, an employee of said department;

Severally to the committee on Public Service.

Livery  
vehicles,—  
regulating.

Petition (accompanied by bill) of John J. Binienda for legislation to regulate the operation of livery motor vehicles in the Commonwealth. To the committee on Transportation.

Veterans,—  
electrical  
expenses.

Petition (accompanied by bill) of James H. Fagan that cities and towns be authorized to assist eligible veterans in the payment of certain electrical expenses. To the committee on Veterans and Federal Affairs.

Under suspension of the rules, on motion of Mr. Flynn of Bridgewater, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mr. Wagner of Chicopee, for the committee on Transportation, asking to be discharged from further consideration

West Roxbury,—  
Reverend  
Paul A. Phinn.

Of the petition (accompanied by bill, House, No. 3620) of Michael F. Rush and others for legislation to designate a certain street in the West Roxbury section of the city of Boston as the Reverend Paul A. Phinn Way; and

Everett,—  
Connolly  
memorial  
rotary.

Of the petition (accompanied by bill, House, No. 3634) of Stephen Stat Smith and others relative to designating a certain traffic rotary in the city of Everett as the Edward G. Connolly memorial rotary;

And recommending that the same severally be referred to the committee on Environment, Natural Resources and Agriculture.

Under Rule 42, the reports severally were considered forthwith; and they were accepted. Severally sent to the Senate for concurrence.

Mr. DeLeo of Winthrop, for the committee on Ways and Means, on House No. 4127, reported, in part, a Bill making appropriations for the fiscal year 2007 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4254). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Supplemental appropriations.

Mr. Donato of Medford, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Spellane of Worcester, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently, under suspension of the rules, on motion of Mr. DeLeo of Winthrop, the bill (having been 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. Sent to the Senate for concurrence.

By Mr. Honan of Boston, for the committee on Housing, on a petition, a Bill regarding the Ipswich affordable housing trust fund (House, No. 4072) [Local Approval Received]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Ipswich,—housing.

Mr. Donato of Medford, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Hill of Ipswich, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Correia of Fall River, for the committee on Elder Affairs, on a petition, a Bill regarding low income elders and persons with disabilities (House, No. 600). Read; and referred, under Rule 33, to the committee on Ways and Means. Elderly and disabled.

By Mr. Pedone of Worcester, for the committee on Municipalities and Regional Government, on a joint petition, a Bill relative to the Old King's Highway District (House, No. 1997). Old King's Highway.

By the same member, for the same committee, on a petition, a Bill authorizing the Dennis Water District to convey certain land (House, No. 3741). Dennis Water District,—land.

By the same member, for the same committee, on a joint petition, a Bill relative to water betterment in the town of Brewster (House, No. 3955) [Local Approval Received]. Brewster,—debt.

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

### *Engrossed Bills.*

#### Engrossed bills

Authorizing the town of Auburn to establish an Auburn High School gymnasium health and recreation trust fund (see House bill printed as Senate, No. 2263); Bills enacted.

Relative to elections in the town of Merrimac (see House, No. 3947); and

Making appropriations for the fiscal year 2007 to provide for supplementing certain existing appropriations and for certain other activities and projects (see House, No. 4254);

(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 acting Speaker and sent to the Senate.

*Orders of the Day.*

Famolare  
Pier.

The engrossed Bill designating a certain pier in the town of Winthrop as the Charles J. Famolare Pier (see House, No. 1931), which had been returned by His Excellency the Governor with recommendation of amendments (for message, see House, No. 4245), was considered.

The committee on Bills in the Third Reading reported recommending that the amendments recommended by the Governor be considered in the following form:

By striking out the first sentence and inserting in place thereof the following sentence: "The Town Landing located in the town of Winthrop shall be designated and known as the Charles J. Famolare Landing, in memory of Charles J. Famolare, a former harbormaster in the town of Winthrop."; and

By striking out the title and inserting in place thereof the following title: "An Act Designating a certain landing in the town of Winthrop as the Charles J. Famolare Landing.".

The report was accepted.

The amendments recommended by the Governor then were adopted. Sent to the Senate for its action.

Health  
records  
task force.

The engrossed Bill establishing an electronic health records task force in the Office of Health and Human Services (see House, No. 4160), being a printed copy of Section 86 contained in the engrossed Bill relative to making appropriations for the fiscal year 2008 (see House, No. 4141), which had been returned by His Excellency the Governor with recommendation of amendments (for message, see attachment F of House, No. 4156), was considered.

The committee on Bills in the Third Reading reported recommending that the amendments recommended by the Governor be considered in the following form:

In subsection (a), by striking out the first sentence and inserting in place thereof the following sentence: "Notwithstanding any general or special law to the contrary, the executive office of health and human services shall establish an electronic health records system task force to make recommendations to the secretary of health and human services with respect to an electronic health records system for children in foster care, individuals and dependents enrolled in commonwealth care or safety net care programs.";

In subsection (c), by striking out clause (1) and inserting in place thereof the following clause:

"(1) study the advisability of an electronic health records system that provides linkages between multiple settings including, but not limited to, the MassHealth and SCHIP programs, programs adminis-

tered by the commonwealth connector and programs serving children in foster care, that utilize health records and that is consistent with requirements for community health records and electronic prescribing;"; and

By striking out clause (3) and inserting in place thereof the following clause:

"(3) make a recommendation by December 31, 2008, to the secretary of health and human services as to the advisability and feasibility of an electronic health records system."

The report was accepted.

The amendments recommended by the Governor then were adopted. Sent to the Senate for its action.

#### Senate bills

Establishing a sick leave bank for Deborah King, an employee of the Department of Mental Retardation (Senate, No. 1644); and Third reading bills.

Authorizing the appointment of Jonathan M. Robertson as a firefighter in the town of Milford notwithstanding the maximum age requirements (Senate, No. 2252);

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, in concurrence.

#### House bills

Designating a certain rest area in the town of Barnstable as the Korean War Veterans Memorial Rest Area (House, No. 3425, changed); Id.

Designating a certain bridge in the town of Dalton as the Benjamin-Muraca Memorial Bridge (House, No. 3503, changed) (its title having been changed by the committee on Bills in the Third Reading);

Designating a certain bridge in the town of Wellesley as State Senator David H. Locke Bridge (House, No. 3593, changed);

Designating the Lieutenant Commander William F. Coakley Highway (House, No. 3599); and

Providing for the election of city councilors and school committee persons within the city of Springfield (House, No. 4071);

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.

The Senate Bill exempting Brian J. Donoghue from the maximum age requirements for appointment as a firefighter in the town of Norwood (Senate, No. 2257); and Second reading bills.

#### House bills

Authorizing the town of Falmouth to install, finance and operate wind energy facilities (House, No. 3769);

Relative to the appointment of certain persons to the police and fire department of the city of Malden (House, No. 3974);

Establishing a waterways dredge and maintenance program receipts reserved/capital improvements fund in the town of Dennis (House, No. 4108); and

Establishing a sick leave bank for Karen Rice an employee of the Massachusetts teachers' retirement system (House, No. 4243);

Severally were read a second time; and they were ordered to a third reading.

*Recess.*

Recess.

At twenty-five minutes before twelve o'clock noon, on motion of Mr. Patrick of Falmouth (Mr. Donato of Medford being in the Chair), the House recessed until the hour of one o'clock P.M.; and at twenty-six minutes after one o'clock the House was called to order with Mr. Petrolati of Ludlow in the Chair.

*Quorum.*

Quorum.

Mr. Smizik of Brookline thereupon asked for a count of the House to ascertain if a quorum was present. The Chair (Mr. Petrolati), 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. 170.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 151 members were recorded as being in attendance.

**[See Yea and Nay No. 170 in Supplement.]**

Therefore a quorum was present.

*Orders of the Day.*

Pension  
divestment.

The Senate Bill relative to pension divestment (Senate, No. 2255, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Pending the question on passing the bill, as amended, to be engrossed, in concurrence, Mr. Jones of North Reading and other members of the House moved to amend it by adding at the end thereof the following two sections:

“SECTION 8. Chapter 10 of the General Laws, as appearing in the 2004 official edition, is hereby amended by inserting after section 5C the following new section:—

Section 5D. (a) The state treasurer shall not knowingly permit, whenever feasible, the investment of any of the funds of the commonwealth, including but not limited to all pension and annuity funds, in the stock, securities or other obligations of any corporation, which directly, or through a subsidiary, engage in business with, or with any instrumentality of, any state designated by the United States Department of State as a state sponsor of terrorism under the provisions of 22 U.S.C. 2371, 22 U.S.C. 2780, or 50 U.S.C. app. 2405(j), or any other applicable federal law, except for those corporations specified in paragraph (b) of this section.

(b) The prohibitions contained in paragraph (a) shall not apply to any corporation that is primarily engaged in supplying goods or services intended to relieve human suffering, a corporation that promotes public health, education, journalistic, religious, or welfare activities, or a United States corporation authorized by the federal government to have business operations within designated countries.

(c) The state treasurer shall make every reasonable effort to sell, redeem, divest or withdraw any investment currently held in viola-

tion of the provisions of paragraph (a) of this section within one year from the passage of this act.

(d) The state treasurer shall annually issue a report, not later than January 30 each year, listing all corporations which the Commonwealth has divested funds from, under the provisions of paragraph (c) of this section, during the previous calendar year. The state treasurer shall also list any and all corporations known to the treasurer which directly, or through a subsidiary, engage in business with, or with any instrumentality of, any country designated by the United States Department of State as a state sponsor of terrorism under the provisions of 22 U.S.C. 2371, 22 U.S.C. 278, or 50 U.S.C. app. 2405(j) or any other applicable federal law. The treasurer may utilize all information available to make such determinations.

SECTION 9. (a) Notwithstanding any special or general law to the contrary, no contributory retirement system operating under the terms of section 1 to 28, inclusive, of chapter 32, including those operating under the terms of section 19 of chapter 34B, shall permit the investment of any funds in the stock, securities or other obligations in any corporation listed by the state treasurer under the provisions of paragraph (c) of section 1 of this act. Moreover, within one year of a corporation being listed on said report any aforementioned contributory retirement system shall make every reasonable effort to sell, redeem, divest or withdraw any investment currently held in such a corporation.

(b) The State Treasurer may continue any existing or and make new investments in any corporation prohibited from investment under the provisions of section 1 of this act; if, by a majority vote of investment advisory council, said council moves to exempt any such designated country. Such exemption must be made prior to April 1 in any given year and shall be applicable until March 31 of the following year.

(c) Nothing in this act shall alter or diminish existing fiduciary or statutory obligations and other terms, conditions, and limitations on the investment of retirement system assets for the exclusive interest and benefit of participants and beneficiaries of a retirement system.”

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. Peterson of Grafton; and on the roll call 32 members voted in the affirmative and 124 in the negative.

Amendment  
rejected,—  
yea and nay  
No. 171.

### **[See Yea and Nay No. 171 in Supplement.]**

Therefore the amendment was rejected.

Mr. Jones of North Reading and other members of the House then moved to amend the bill by striking out all after the enacting clause and inserting in place thereof a new text.

Mr. Casey of Winchester thereupon raised a point of order that the amendment offered by the gentleman from North Reading, et als, was improperly before the House because it called for pension divestment for countries doing business with the country of Iran, which subject had been contained in the previous amendment, and which had been rejected by vote of the House.

Point of  
order.

Mr. Donato of Medford then took the Chair and ruled that the point of order was well taken; and the amendment was laid aside accordingly.

Appeal from  
decision of  
Chair.

Mr. Jones thereupon appealed from the decision of the Chair; and the appeal was seconded by Peterson of Grafton.

The question was then put "Shall the decision of the Chair stand as the judgment of the House?"

Decision of  
Chair  
sustained,—  
yea and nay  
No. 172.

After remarks on the appeal from the decision of the Chair, the sense of the House was taken by yeas and nays, at the request of Mr. Jones of North Reading; and on the roll call 135 members voted in the affirmative and 21 in the negative.

**[See Yea and Nay No. 172 in Supplement.]**

Therefore the decision of the Chair was sustained.

Mr. Koutoujian of Waltham moved to amend the bill in section 1, at the end of the definition of "Government of Sudan", after the words "southern Sudan" by adding the words ", but shall include any nation with a history of genocide or of suspected genocide as determined by the federal or state government".

Amendment  
rejected,—  
yea and nay  
No. 173.

After debate on the question of adoption of the amendment, the sense of the House was taken by yeas and nays, at the request of Mr. Jones of North Reading; and on the roll call 53 members voted in the affirmative and 101 in the negative.

**[See Yea and Nay No. 173 in Supplement.]**

Therefore the amendment was rejected.

Bill passed to  
be engrossed,—  
yea and nay  
No. 174.

After debate on the question on passing the bill, as amended, to be engrossed, in concurrence, the sense of the House was taken by yeas and nays, at the request of Mr. Kaufman of Lexington; and on the roll call 154 members voted in the affirmative and 2 in the negative.

**[See Yea and Nay No. 174 in Supplement.]**

Therefore the bill (Senate, No. 2255, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment previously adopted by the House.

*Order.*

On motion of Mr. DiMasi of Boston,—

Next  
sitting.

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

Ms. Khan of Newton then moved that as a mark of respect to Christian A. Herter, Jr., a member of the House from Newton in 1951, 1952 and 1953, the House adjourn; and the motion prevailed.

Accordingly, without further consideration of the remaining matters in the Orders of the Day, at half past four o'clock P.M., on motion of Mr. Scaccia of Boston (Mr. Donato of Medford being in the Chair), the House adjourned, to meet on Monday next at eleven o'clock A.M., in an Informal Session.