Wednesday, April 1, 1992.

Met according to adjournment, at half past 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:

Gracious God, we thank You for the material and spiritual blessings which You give us each day. Grant us the good sense to observe the complexity of the universe, to enjoy the beauty of nature, and to appreciate the contributions of talented men and women to the challenges of today's complex society. May we always be conscious of the reality that we are members of the one human family and by good will and effort try to build a stable and prosperous society.

Bestow your blessings on the Speaker, the members 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. Forman of Plymouth) on the occasion of the Business Expansion Expo;

Resolutions (filed by Ms. Brenton of Burlington) honoring Lieutenant Colonel James C. Savage III;

Resolutions (filed by Mr. Karol of Attleboro) congratulating Deborah C. Amylon on being chosen as the 1992 Attleboro teacher of the year by the Chamber of Commerce of the Attleboro area; and

Resolutions (filed by Ms. Resor of Acton) congratulating Miriam S. Coombs on being named Concord's honored citizen for 1992;

Mr. Voke of Chelsea, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of Rule 41, in each instance, on motion of Ms. Resor, 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. Brett of Boston presented a petition (subject to Joint Rule 12) of James T. Brett and other members of the General Court relative to the nomination process for Representative in Congress in the current year; and the same was referred, under Rule 24, to the committee on Rules.

Mrs. Menard of Somerset, 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 Rule 42, on motion of Mr. Brett, 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.

Mr. Hodgkins of Lee presented a petition (subject to Joint Rule 12) of Christopher J. Hodgkins and other members of the House for legislation to further regulate rates for cable antenna television systems; and the same was referred, under Rule 24, to the committee on Rules.

Papers from the Senate.

The House Bill providing for an early retirement incentive program for state employees (House, No. 5394, amended) came from the Senate passed to be engrossed, in concurrence, with the following amendments:

In section 1 striking out the last paragraph (inserted by amendment by the House) and inserting in place thereof the following paragraph:

"Clerks in the judiciary department appointed by the Governor with the advice and consent of the council, and elected officials shall not be allowed to participate in the retirement incentive program established by this act."

In section 6 adding at the end thereof the following paragraph:

"Notwithstanding the provisions of this section, institutions of public higher education may fill positions vacated as a result of this act provided the total annual cost of salaries and benefits for the replacements do not exceed 75 percent of the total annual cost of salaries and benefits for the employees retiring under the provisions of this act."

Adding at the end thereof the following two sections:

"SECTION 13. Notwithstanding the provisions of any general or special law to the contrary, a person who retires pursuant to the provisions of this act who is a member of a health maintenance organization shall maintain such membership in such health maintenance organization until otherwise provided by law.

SECTION 14. Notwithstanding the provisions of any general or other special law to the contrary, any justice of the trial court of the commonwealth who was appointed prior to January second, nineteen hundred and seventy-five and thereby not subject to the contributory retirement provisions of section sixty-five D of chapter thirty-two of the General Laws and who had attained the age of fifty-five or older as of December thirty-first, nineteen hundred and ninety-one, shall be eligible for a pension for life at an annual rate equal to three-fourths of the annual rate of salary payable to him at the time of such retirement. The provisions of section sixty-five A of chapter thirty-two of the General Laws, and any provisions of law referred to therein, shall be applicable to pensions awarded under the provisions of this section."
Applications for a pension provided for under this section shall be filed not later than May first, nineteen hundred and ninety-two and shall include a requested retirement date of not later than October first, nineteen hundred and ninety-two; provided, however, that the selection of a retirement date other than October first, nineteen hundred and ninety-two shall be subject to the approval of the administrative justice of the applicable trial court department. This program shall be separate from the program authorized by section one of this act.

Under suspension of the rules, on motion of Mr. Blanchette of Lawrence, the amendments were considered forthwith.

At the request of the same member, the amendments were divided. The House then concurred with the Senate in its amendment in section 1 striking out the last paragraph (inserted by amendment by the House) and inserting in place thereof the following paragraph:

"Clerks in the judiciary department appointed by the Governor with the advice and consent of the council, and elected officials shall not be allowed to participate in the retirement incentive program established by this act.", and non-concurred with the Senate in its amendments in section 6, and by adding at the end thereof sections 13 and 14.

Sent to the Senate for its action.

A petition of Martin J. Dunn, Robert J. Rohan and Walter A. DeFilippi (with the approval of the mayor and board of aldermen) for legislation to provide additional authority for issuance of revenue bonds by the city of Holyoke gas and electric department, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Local Affairs.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 1473) was referred, in concurrence, to the committee on Local Affairs.

Reports of Committees.

By Mrs. Menard of Somerset, 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 R. Miceli, Larry F. Giordano, Edward A. LeLacheur and Brian S. Dempsey relative to tuition exemption programs for public institutions of higher learning. To the committee on Education, Arts and Humanities.

Petition (accompanied by bill) of Paul C. Casey and Charles E. Shannon (by vote of the town) for legislation to establish a funding schedule for the retirement system of the town of Winchester. To the committee on Public Service.

Under suspension of Rule 42, on motion of Mr. Giordano of Methuen, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.
By Mr. Rushing of Boston, for the committee on Local Affairs, on House, No. 5310, a Bill relative to town meeting members in the town of Framingham (House, No. 5427), which was read [Local Approval Received].

Under suspension of the rules, on motion of Mrs. Gray of Framingham, the bill was read a second and (having been reported by the committee on Bills in the Third Reading to be correctly drawn) a third time forthwith; and it was passed to be engrossed. Sent to the Senate for concurrence.

Engrossed Bill.

The engrossed Bill establishing the position of town administrator for the town of Nahant (see Senate, No. 1425) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

Recess.

At a quarter before twelve o'clock noon, on motion of Mrs. Gray of Framingham, the House recessed until half-past one o'clock P.M.; and at twenty-six minutes before two o'clock the House was called to order.

Emergency Measure.

The engrossed Bill providing for an early retirement incentive program for state employees (see House, No. 5394, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 21 to 0. Sent to the Senate for concurrence.

The House thereupon (at twenty-five minutes before two o'clock), on motion of Mr. Ruane of Salem, recessed until a quarter after two o'clock; and at twenty minutes after two o'clock the House was called to order.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

Order.

On motion of Mr. Hodgkins of Lee, —

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.; when the House adjourns tomorrow, it adjourn to meet on Monday next at eleven o'clock A.M.; and that, notwithstanding the provisions of House
Rule 12, the Clerk be authorized to dispense with the printing of a Calendar for the next sitting.

At twenty-nine minutes before three o'clock P.M., on motion of Mr. Hodgkins of Lee, the House adjourned, to meet tomorrow at eleven o'clock A.M., in an Informal Session.
Thursday, April 2, 1992.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Finneran of Boston 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:

All-powerful God, open our minds to the light of truth and strengthen our wills to live by Your truths. In addition, let us recognize and accept the opportunities for serving You and our constituents during these exciting but uncertain times. Inspire us to make sound judgments as well as ethical and rational decisions in legislative and administrative matters. As we plan for the well-being of present and future generations, may we be filled with confidence and enthusiasm.

Bestow Your blessings on the Speaker, the members of this House and their families. Amen.

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

Guests of the House.

During the session, the Chair (Mr. Finneran of Boston) declared a recess subject to the call of the Chair, there being no objection; and introduced, seated in the House Chamber, the Hockomock Y.M.C.A. Live Y’ers of North Attleborough. They were the guests of Representative Poirier of North Attleborough.

Resolutions.

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

Resolutions (filed by Speaker Flaherty of Cambridge) congratulating Len Ceglarski on the occasion of his retirement as coach of the Boston College hockey team;

Resolutions (filed by Mr. Hawke of Gardner) congratulating Margery W. Flis on the occasion of her retirement; and

Resolutions (filed by Mrs. Walrath of Stow) on the occasion of Pilot Grove Farm’s twentieth annual open barn;

Mr. Serra of Boston, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of Rule 41, in each instance, on motion of Mr. Flaherty, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.
Mr. Thompson of Cambridge presented a petition (subject to Joint Rule 12) of Alvin E. Thompson and Paul E. Caron for legislation to further regulate training for parachute jumping and sky diving; and the same was referred, under Rule 24, to the committee on Rules.

By Mrs. Menard of Somerset, 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 Marian Walsh and Christopher M. Lane for legislation to authorize the State Board of Retirement to restore William Egan to employment with the Commonwealth. To the committee on Public Service.

Petition (accompanied by bill) of Thomas P. Kennedy relative to the sales tax on certain motor vehicles. To the committee on Taxation.

Under suspension of Rule 42, on motion of Ms. Walsh of Boston, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mr. Caron of Springfield, for the committee on Public Safety, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 408) of M. Joseph Manning for legislation to relieve purchasers of new motor vehicles from charges for a safety inspection sticker, — and recommending that the same be referred to the committee on Ways and Means. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence in the discharge of the committee.

By Mr. Brett of Boston, for the committee on Banks and Banking, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 3319) of Salvatore F. DiMasi for legislation to make a corrective change in notice requirements relative to mortgage foreclosures, — and recommending that the same be referred to the committee on the Judiciary;

By Ms. Buell of Greenfield, for the committee on Health Care, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 5275) of Edward M. Lambert, Jr., and other members of the House for legislation to regulate insurance rates for subscribers of MEDIGAP, — and recommending that the same be referred to the committee on Insurance; and

By Mr. Kollios of Millbury, for the committee on Human Services and Elderly Affairs, asking to be discharged from further consideration

Of the petition (accompanied by bill, Senate, No. 537) of the Massachusetts Building Trades Council, AFL-CIO, by Leo J. Purcell, president, and Thomas F. Birmingham for legislation to
further regulate the work of prisoners in state and county correctional facilities;

Of the petition (accompanied by bill, Senate, No. 558) of Paul D. Harold, John C. Bradford and Barbara Hildt for legislation to create a citizen advisory board in the Department of Corrections;

Of the petition (accompanied by bill, Senate, No. 565) of James P. Jajuga, Thomas G. Palumbo, Charles E. Shannon, Brian S. Dempsey, Larry F. Giordano and Edward P. Kirby for legislation to require testing of inmates for the human immunodeficiency virus;

Of the petition (accompanied by bill, Senate, No. 570) of William R. Keating for legislation to establish a sliding scale for costs to incarcerated inmates;

Of the petition (accompanied by bill, Senate, No. 573) of William R. Keating and Louis L. Kafka for legislation relative to the payment of funeral and burial expenses of corrections officers;

Of the petition (accompanied by bill, Senate, No. 584) of Patricia McGovern, James P. Jajuga, Larry F. Giordano and Kevin P. Blanchette for legislation relative to the former Essex County House of Correction located in the city of Lawrence;

Of the petition (accompanied by bill, Senate, No. 595) of Bill Owens, Shirley Owens-Hicks and Gloria L. Fox for legislation relative to penal visitors dress codes for certain first-time visitors;

Of the petition (accompanied by bill, Senate, No. 611) of Jane M. Swift and Christopher J. Hodgkins for legislation to require notification of victims and district attorneys of consideration for early parole;

Of the petition (accompanied by bill, Senate, No. 613) of Joseph M. Bonavita, Sandy Felder, Robert D. Wetmore and Patrick F. Landers III for legislation to prohibit contracts for certain services in the Department of Correction;

Of the petition (accompanied by bill, Senate, No. 615) of Robert D. Wetmore for legislation relative to the siting of correctional facilities;

Of the petition (accompanied by bill, Senate, No. 616) of Robert D. Wetmore and others for legislation to authorize the Secretary of Human Services to expend an additional one million dollars to assist the town of Warwick in financing the public safety requirements necessitated by the expansion of MCI-Warwick;

Of so much of the recommendations of the Executive Office of Public Safety (House, No. 183) as relates to the classification of prisoners (accompanied by bill, House, No. 186);

Of so much of the recommendations of the Executive Office of Public Safety (House, No. 183) as relates to further regulating commitment for aid in sentencing evaluations (accompanied by bill, House, No. 187);

Of so much of the recommendations of the Executive Office of Public Safety (House, No. 183) as relates to Bridgewater State Hospital records (accompanied by bill, House, No. 189);

Of so much of the recommendations of the Executive Office of Public Safety (House, No. 183) as relates to statutory good time (accompanied by bill, House, No. 196);
Of so much of the recommendations of the Executive Office of Public Safety (House, No. 183) as relates to the privatization of correctional industries (accompanied by bill, House, No. 197);

Of so much of the recommendations of the Executive Office of Public Safety (House, No. 183) as relates to providing that the Commonwealth of Massachusetts may enter into a compact with any of the states to provide for the control, development, and execution of programs of cooperation for the confinement, treatment and rehabilitation of offenders (accompanied by bill, House, No. 201);

Of so much of the recommendations of the Executive Office of Public Safety (House, No. 183) as relates to providing that the Commonwealth of Massachusetts may enter into a compact with any of the states to provide for the control, development, and execution of programs of cooperation for the confinement, treatment and rehabilitation of offenders (accompanied by bill, House, No. 201);

Of so much of the recommendations of the Executive Office of Public Safety (House, No. 183) as relates to admission procedure at Bridgewater State Hospital (accompanied by bill, House, No. 202);

Of so much of the recommendations of the Executive Office of Public Safety (House, No. 183) as relates to transferring sexually dangerous persons to correctional facilities (accompanied by bill, House, No. 204);

Of so much of the recommendations of the Executive Office of Public Safety (House, No. 183) as relates to correctional industries (accompanied by bill, House, No. 205);

Of so much of the recommendations of the Executive Office of Public Safety (House, No. 183) as relates to changing the title of correction facility heads from superintendent to warden (accompanied by bill, House, No. 206);

Of so much of the recommendations of the Executive Office of Public Safety (House, No. 183) as relates to requiring all inmates to participate in an employment experience (accompanied by bill, House, No. 207);

Of so much of the recommendations of the Executive Office of Public Safety (House, No. 183) as relates to increasing the maintenance assessment currently levied on inmates participating in the work release programs (accompanied by bill, House, No. 209);

Of the petition (accompanied by bill, House, No. 368) of M. Joseph Manning for legislation to clarify education, training and employment programs within the Department of Correction;

Of the petition (accompanied by bill, House, No. 369) of Mary Jeanette Murray for legislation to authorize the acquisition of certain de-commissioned vessels for use as prisons for persons convicted in the courts of the Commonwealth;

Of the petition (accompanied by bill, House, No. 565) of Robert A. Antonioni for legislation to establish a regimented inmate discipline program;

Of the petition (accompanied by bill, House, No. 566) of Robert A. Antonioni for legislation to establish a regional secure substance abuse center for the treatment of prisoners;

Of the petition (accompanied by bill, House, No. 567) of Robert A. Antonioni for legislation to provide alternative sentencing or early parole for certain youthful offenders and providing for a basic training program for such offenders;
Of the petition (accompanied by bill, House, No. 738) of Joseph N. Hermann for legislation to further regulate pardons and furloughs for certain persons convicted of murder in the first degree and in the second degree;

Of the petition (accompanied by resolve, House, No. 739) of Joseph N. Hermann and another for an investigation by a special commission (including members of the General Court) relative to the feasibility of constructing low cost, barrack-style type of correctional facilities for housing minimum security risk prisoners;

Of the petition (accompanied by bill, House, No. 927) of Peter Forman, Edward P. Kirby and Robert Kraus for legislation to provide for the award of grants to cities and towns for infrastructure repairs necessitated by the expansion of county correctional facilities;

Of the petition (accompanied by bill, House, No. 1505) of William Constantino, Jr., Robert A. Antonioni, Patricia A. Walrath, Jacqueline Lewis and Robert D. Hawke for legislation to provide for the payment of compensation to municipalities where prison facilities are located;

Of the petition (accompanied by bill, House, No. 1508) of David P. Magnani for legislation to establish a pilot job training program for women committed to the Massachusetts Correctional Institution at Framingham;

Of the petition (accompanied by bill, House, No. 1697) of Sally P. Kerans and other members of the House for legislation to regulate the duties of male employees of the Department of Correction in female prison units;

Of the petition (accompanied by bill, House, No. 2081) of Barbara E. Gray and David P. Magnani for legislation to provide for the establishment of a mental health treatment unit and housing placement programs for women at the Massachusetts Correctional Institution at Framingham;

Of the petition (accompanied by resolve, House, No. 2085) of J. Michael Ruane that the Department of Correction be directed to make an investigation and study of the acquisition of state-owned land for the purpose of constructing facilities for the incarceration of prisoners convicted of drug-related crimes;

Of the petition (accompanied by resolve, House, No. 2087) of J. Michael Ruane for an investigation by a special commission (including members of the General Court) relative to the feasibility of using surplus federal property as jails and correctional institutions;

Of the petition (accompanied by bill, House, No. 2090) of Alvin E. Thompson, Shirley Owens-Hicks, Nelson Merced, Gloria L. Fox, Bill Owens and Raymond A. Jordan, Jr., for legislation to establish a HIV testing procedure in correctional institutions in the Commonwealth;

Of the petition (accompanied by bill, House, No. 2092) of Francis H. Woodward, David H. Locke and Christopher M. Lane for legislation to provide for the expansion of the Correctional Institution at Cedar Junction;

Murderers, — pardons and furloughs.

Barrack-style jails, — study.

Jails, — infrastructure grants.

Communities hosting prisons, — compensation.

Women prisoners, — job training.

Women prisoners, — male guards.

MCI Framingham, — housing placements.

Drug crimes, — incarceration.

Surplus federal property, — use as jails.

Correctional institutions, — HIV testing.

Cedar Junction, — expansion.
Of the petition (accompanied by bill, House, No. 2289) of Paul Kollios that the Department of Correction be required to establish residential substance abuse programs in facilities of said department;

Of the petition (accompanied by bill, House, No. 2310) of Paul Kollios, David P. Magnani and Bill Owens for legislation to provide for literacy instruction in correctional facilities of the Commonwealth;

Of the petition (accompanied by bill, House, No. 2669) of Gary M. Coon and other members of the House that the Department of Correction by authorized to establish a home incarceration electronic monitoring system for non-violent crimes;

Of the petition (accompanied by bill, House, No. 2832) of Robert D. Hawke and other members of the House for legislation to authorize the employment of prisoners by private entities;

Of the petition (accompanied by bill, House, No. 3590) of Thomas S. Cahir that provision be made for the evaluation of certain sexual offenders;

Of the petition (accompanied by bill, House, No. 3915) of Salvatore F. DiMasi relative to the separation of prisoners in correctional institutions; and

Of the petition (accompanied by bill, House, No. 4880) of Larry F. Giordano relative to providing certain criminal record information to the Department of Public Welfare;

And recommending that the same severally be referred to the committee on Public Safety.

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

By Mr. Rushing of Boston, for the committee on Local Affairs, on Senate, No. 888 and House, Nos. 34, 41, 389, 599, 1537, 1947, 3616 and 3761, an Order relative to authorizing the committee on Local Affairs to make an investigation and study of certain Senate and House documents concerning the repair of private ways and bridges, the care of veterans' graves and other related matters in cities and towns (House, No. 5429).

By the same member, for the same committee, on House, Nos. 598 and 2848, an Order relative to authorizing the committee on Local Affairs to make an investigation and study of certain House documents concerning postage used by cities and towns and providing for the regulation of historic districts (House, No. 5430).

By the same member, for the same committee, on House, Nos. 602 and 1351, an Order relative to authorizing the committee on Local Affairs to make an investigation and study of certain House documents concerning chauffeured limousines and the licensing of taxicabs in cities and towns (House, No. 5431).

By the same member, for the same committee, on House, Nos. 3961 and 5342, an Order relative to authorizing the committee on Local Affairs to make an investigation and study of certain House documents concerning the licensing and appointment of arborists in cities and towns (House, No. 5432).
By the same member, for the same committee, on House, No. 4720, an Order relative to authorizing the committee on Local Affairs to make an investigation and study of a certain House document abolishing rent control in the Commonwealth (House, No. 5433).

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

By Mrs. Menard of Somerset, for the committees on Rules of the two branches, acting concurrently, that the Bill establishing school based nutrition and childhood hunger relief programs (House, No. 4842) ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

By Mr. Rushing of Boston, for the committee on Local Affairs, on a petition, a Bill establishing the central Massachusetts recreation district (House, No. 2513).

By Mr. Caron of Springfield, for the committee on Public Safety, on a petition, a Bill creating within the Commonwealth of Massachusetts a statewide system of crime laboratories (House, No. 4147).

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

By Mr. Jordan of Springfield, for the committee on Housing and Urban Development, on Senate, No. 496 and House, No. 2827, a Bill authorizing amendments to chapter 708 of the acts of 1966 relative to the Massachusetts Housing Finance Agency (House, No. 5434).

By Mr. Rushing of Boston, for the committee on Local Affairs, on a petition, a Bill further regulating the noncriminal disposition of ordinance and by-law violations (House, No. 1539).

By the same member, for the same committee, on a petition, a Bill relative to the conduct of town meeting (House, No. 3760).

By the same member, for the same committee, on House, No. 1342, a Bill authorizing cities and towns to consolidate local boards as a department of public works (House, No. 5435).

By Mr. Cahir of Bourne, for the same committee, on a petition, a Bill relative to the office of municipal building officials (House, No. 3617).

By Mr. Caron of Springfield, for the committee on Public Safety, on a petition, a Bill relating to the driving records of individuals operating under the influence of intoxicating liquor or controlled substances (House, No. 1192).

By the same member, for the same committee, on a petition, a Bill relative to seizure of registration plates deemed revoked, suspended or cancelled (House, No. 1744).

By the same member, for the same committee, on a petition, a Bill establishing Commonwealth of Massachusetts Registry of Motor Vehicles photo identification cards as valid proof of identification (House, No. 2135).
By the same member, for the same committee, on a petition, a Bill relative to daily police logs (House, No. 3632).

By the same member, for the same committee, on a petition, a Bill relative to licenses to operate motor vehicles (House, No. 4742).

Severally read; and placed in the Orders of the Day for the next sitting for a second reading.

By Mr. Herren of Fall River, for the committee on Energy, ought NOT to pass, on the petition (accompanied by bill, House, No. 3560) of Albert Herren relative to the maximum permissible levels of airborne emissions from nuclear power plants.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3717) of Barbara Hildt and Christopher J. Hodgkins relative to the maximum permissible levels of airborne emissions from nuclear power plants.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4480) of Albert Herren relative to the maximum permissible levels of airborne emissions from nuclear power plants.

By Mr. Rushing of Boston, for the committee on Local Affairs, ought NOT to pass, on the petition (accompanied by bill, House, No. 1949) of the Mass. Town Clerks' Association and Kevin G. Honan relative to certain birth, marriage and death records.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3227) of Larry F. Giordano, Richard T. Moore, Edward G. Connolly and Anthony M. Mandle for legislation to require municipalities to hold public hearings on home rule petitions.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4281) of Frank M. Hynes relative to the establishment of resident parking only at or near town beaches.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4282) of Robert H. Marsh and Bruce E. Tarr for legislation to authorize cities and towns to refuse to provide funds for state mandated programs.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4526) of John A. Businger, Warren E. Tolman, John E. McDonough and Janet W. O'Brien relative to commissions for the handicapped in cities and towns.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4528) of Rosaire Rajotte for legislation to regulate certain voting within town meetings.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4529) of Rosaire Rajotte for legislation to regulate the issuance of licenses and permits in cities and towns.
By Mr. Caron of Springfield, for the committee on Public Safety, ought NOT to pass, on so much of the recommendations of the Secretary of Education (House, No. 75) as relates to traffic violations at public colleges and universities (accompanied by bill, House, No. 76).

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 414) of Mary Jeanette Murray for legislation to prohibit the issuance of licenses to operate motor vehicles to persons who have not received a high school diploma.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 623) of Anthony M. Mandile for legislation to permit the Commissioner of Public Safety to authorize the employment of special police officers at colleges and universities in the Commonwealth.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 627) of Susan F. Rourke relative to windows and windshields under the law regulating annual inspections for motor vehicles.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 628) of Susan F. Rourke for legislation to require law enforcement officers to administer the nystagmus test for the detection of intoxication.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 797) of Joseph N. Hermann for legislation to regulate the use of bumper stickers on motor vehicles.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by resolve, House, No. 800) of Joseph N. Hermann and another for an investigation by a special commission (including members of the General Court) relative to safety measures for certain public safety personnel.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1014) of Marianne Brenton, Brion M. Cangiamila, Augusta Hornblower, Daniel J. Valianti, Edward G. Connolly and Frank M. Hynes for legislation to transfer certain functions of the Registry of Motor Vehicles to the cities and towns.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1568) of David P. Magnani for legislation to establish a separate fund from certain motor vehicle registration fees to be known as the "veteran's assistance fund" for support of the soldiers homes in Chelsea and Holyoke.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by resolve, House, No. 1741) of Paul E.
Traffic tickets,—nonpayment.

Temporary handicapped plates,—issuance.

Disabled veterans,—license plates.

Handicapped parking,—restrictions.

"Out of service" vehicle violations.

Motor vehicle licenses,—revocation.

Drug use,—license suspension.

Transit operators,—first aid.

Vehicle safety and emissions.

Handicapped plates.

Snow-covered vehicles,—regulating.

Caron and James P. Jajuga for an investigation by a special commission (including members of the General Court) relative to revising the vehicle emissions inspections and maintenance program and other matters related thereto.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1969) of John H. Rogers and Gregory W. Sullivan for legislation to prohibit arrests by law enforcement officers for non-payment of traffic tickets.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2348) of Mary Jane Gibson, Daniel J. Valianti and Emile J. Goguen for legislation to provide for issuance by the Registrar of Motor Vehicles of temporary handicapped plates.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2350) of Paul Kollios for legislation to further regulate the issuance of disabled American veterans number plates.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2351) of Paul Kollios for legislation to further regulate the enforcement of handicapped parking restrictions.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2355) of J. Michael Ruane for legislation to further regulate the penalties for so-called "out of service" motor vehicle violations.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2522) of John F. Cox and another for legislation to clarify the offense of operating a motor vehicle after the suspension or revocation of an operator's license.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2526) of John F. Cox for legislation to repeal the law providing for the suspension of motor vehicles licenses upon conviction of violations of the controlled substances law.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2531) of Bruce E. Tarr and Robert C. Buell for legislation to require operators of public transportation vehicles to receive first aid training.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2710) of Peter A. Vellucci and Marc D. Draisen relative to safety and emissions inspections for certain motor vehicles.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2865) of Barbara Gardner and Pamela P. Resor relative to the issuance of handicapped plates for certain municipal motor vehicles.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2867) of George Irr for legislation to prohibit the operation of motor vehicles covered with snow.
By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3075) of Robert M. Koczera and Marc R. Pacheco for legislation to further regulate the issuance of junior operator licenses by the Registrar of Motor Vehicles.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3242) of Salvatore F. DiMasi relative to motor vehicle parking violations.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3248) of the Massachusetts Police Association and Larry F. Giordano relative to safe working conditions for police officers.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3253) of Michael W. Morrissey and Lida E. Harkins that funds collected from the issuance of motor vehicle registration plates for veterans be deposited in a fund for the Soldiers' Homes in Massachusetts.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3254) of Michael W. Morrissey and another relative to special police officers of colleges, universities, hospitals, and other educational institutions.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3423) of Paul Carbone for legislation to prohibit the issuance of licenses to operate motor vehicles to persons who have not received a high school diploma.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3426) of William McCarthy that all newly registered motor vehicles be equipped with bumpers.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3633) of Marc R. Pacheco relative to further regulating commercial motor vehicles.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3636) of Marc R. Pacheco for legislation to establish certain educational and attendance requirements for minors to obtain a driver's license.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3637) of Marc R. Pacheco relative to the issuance of motor vehicle plates to disabled veterans.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3638) of Marc R. Pacheco for legislation to authorize the Registrar of Motor Vehicles to issue distinctive registration plates to recipients of the Purple Heart Medal.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3777) of Philip Travis for legislation to require trailers to have motor vehicle certificates of title.
By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4146) of John F. Cox for legislation to clarify the certification requirements of operators of breath-testing devices.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4148) of John F. Cox and another relative to habitual traffic offenders.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4150) of John F. Cox for legislation to provide distinctive license plates for survivors of the Pearl Harbor attack.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4152) of Stephen W. Doran for legislation to increase the fines imposed for the violation of use of public ways by pedestrians.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4739) of Mark LaVoie for legislation to regulate penalties for defects in motor vehicles.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4747) of James R. Miceli and another relative to the issuance of distinctive registration plates to certain handicapped veterans.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4923) of Larry F. Giordano relative to the impoundment of motor vehicle registration plates.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4925) of Patricia D. Jehlen for legislation to further regulate fines for moving violations of motor vehicle laws.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4930) of Edward M. Lambert, Jr., for legislation to further regulate fees for certain registrations of motor vehicles.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4932) of Thomas E. Souther and Philip Travis that the Registrar of Motor Vehicles be authorized to issue distinctive registration plates to veterans.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5210) of Robert A. DeLeo for legislation to provide that used car applications for registration be accompanied by proof of payment of excise taxes.

By Mr. Karol of Attleboro, for the committee on Transportation, ought NOT to pass, on the petition (accompanied by resolve, House, No. 488) of Mary Jeanette Murray for an investigation and study by the Secretary of Transportation and Construction relative to the feasibility of building a monorail system for the South Shore.
By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 679) of John C. Bradford relative to the organization and operation of the Massachusetts Port Authority.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2926) of William Constantino, Jr., and Peter I. Blute for legislation to abolish the Massachusetts Turnpike Authority.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3481) of Robert A. DeLeo and William G. Reinstein that the Port Authority be directed to soundproof homes in the vicinity of Logan Airport in the city of Revere and the town of Winthrop.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3850) of Emanuel G. Serra for legislation to regulate the location of certain oil and gas storage facilities at commercial airports.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3851) of Emanuel G. Serra for legislation to prohibit the operation of supersonic category aircraft (SST) from state owned airports.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3852) of Emanuel G. Serra for legislation to require all carriers operating regularly scheduled passenger or cargo flights to reduce the number of flights to or from Logan Airport during certain hours.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3853) of Emanuel G. Serra for legislation to prohibit the construction of instrument landing systems at Logan Airport except over water approaches.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3854) of Emanuel G. Serra for legislation to regulate the location of certain oil and gas storage facilities at commercial airports.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4983) of Larry F. Giordano that the Executive Office of Transportation and Construction be directed to develop and implement a plan for the privatization of the Massachusetts Turnpike Authority.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5259) of Vincent F. Zarrilli that the Division of Capital Planning and Operations be directed to authorize said Vincent F. Zarrilli to make an investigation and study of the transportation problems in the greater Boston area.

Severally placed in the Orders of the Day for the next sitting, the question, in each instance, being on acceptance.
At fourteen minutes after eleven o'clock A.M., on motion of Mr. Poirier of North Attleborough (Mr. Finneran of Boston being in the Chair), the House adjourned, to meet on Monday next at eleven o'clock A.M.
Monday, April 6, 1992.

Met according to adjournment, at eleven o'clock A.M.

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

Gracious God, we depend upon You for guidance and direction as we sort out the political, ethical and philosophical issues of the day. Help us to reason rightly and together in addressing the concerns of people and the needs of society. Grant us the wisdom to discover who we are, why we are here and where we are going. In proposing remedial legislation, teach us to emphasize the dignity of each human being, the inalienable rights of all, and the rights of all to live in a peaceful, humane and orderly society. Strengthened by Your assistance, may we serve You and our constituents faithfully.

Bestow Your blessings on the Speaker, the members 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.

Message from the Governor — Bill Returned with Recommendation of Amendments.

A message from His Excellency the Governor returning with recommendation of amendments the engrossed Bill relative to restoring solvency to the Unemployment Insurance Trust Fund [see House, No. 2935, amended] (for message, see House, No. 5445) was filed in the office of the Clerk on Friday last.

The message was read; and, under the provisions of Article LXI of the Amendments to the Constitution, the bill was thereupon "before the General Court and subject to amendment and re-enactment".

Pending the question on adoption of the amendments recommended by His Excellency, the bill was referred, on motion of Ms. Bump of Braintree, to the committee on Bills in the Third Reading.

Member-elect to be Qualified.

The Speaker announced the appointment of Representatives Menard of Somerset, O'Brien of Easthampton, Nagle of Northampton, Buell of Greenfield, Gibson of Belmont and Magnani of Framingham as a special committee of the House to conduct Ms. Ellen Story of Amherst, member-elect from the Third Hampshire Representative District, to the Council Chamber to be qualified on Wednesday, April 8.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:
Resolutions (filed by Mr. Brett of Boston) congratulating John L. Sullivan on the occasion of his retirement;
Resolutions (filed by Mr. Hermann of North Andover) honoring Steve Heinze;
Resolutions (filed by Ms. Kerans of Danvers) congratulating Eastern Propane Gas Inc., on the occasion of its sixtieth anniversary;
Resolutions (filed by Ms. Kerans of Danvers) congratulating Jim Gallant on the occasion of his retirement from the board of the Danvers Housing Authority;
Resolutions (filed by Mr. Lawless of Orleans) on the occasion of the dedication of the Wellfleet Elementary School in the town of Wellfleet;
Resolutions (filed by Mr. Nagle of Northampton) honoring Gail Giere Collins, artistic director, and the Pioneer Valley Ballet in Northampton; and
Resolutions (filed by Ms. Walsh of Boston) congratulating Henry “Hank” Cutting on the occasion of his retirement;

Mr. Voke of Chelsea, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of Rule 41, in each instance, on motion of Mr. Lawless, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Annual, Bi-monthly and Special Reports.

The bi-monthly report of the Executive Office of Transportation and Construction (under Section 178 of Chapter 653 of the Acts of 1989) submitting an account of the costs incurred in connection with the depression of the central artery and the construction of a third harbor tunnel; and
Reports
Of the State Lottery Commission (under Section 24 of Chapter 10 of the General Laws) relative to the total revenues, prize disbursements and other expenses of the Arts Lottery and the Lottery for the month of February, 1992; and
Of the Bureau of Special Investigations (submitted under authority of Section 30T(6) of Chapter 7 of the General Laws) for the month of February, 1992;
Severally sent to the Senate for its information.

Annual reports
Of the New England Loan Marketing Corporation (under Section 11 of Chapter 356 of the Acts of 1982) of its operations for the period July 1, 1990 to December 31, 1991; and
Of the Massachusetts Technology Development Corporation (under Section 6 of Chapter 40G of the General Laws) for the fiscal year ending June 30, 1991;
Severally placed on file;
Petitions.

The following petitions (having been deposited in the office of the Clerk previously to five o’clock in the afternoon on Wednesday, November 6, 1991) were presented and they were referred, under Rule 24 and Joint Rule 13, as follows:

By Mr. Bosley of North Adams, petition (accompanied by bill, House, No. 5441) of Daniel E. Bosley and Jane M. Swift (with the approval of the mayor and city council) for legislation to authorize the city of North Adams to establish, install and construct a hydroelectric power generating facility at the Eclipse Dam site on the Hoosac River; and

By Mr. Petrolati of Ludlow, petition (accompanied by bill, House, No. 5438) of Thomas M. Petrolati and Brian P. Lees for legislation to regulate expansion of the Hampden County Jail and House of Correction in the vicinity of facilities of the Massachusetts Municipal Wholesale Electric Company in the town of Ludlow;

Severally to the committee on Government Regulations.

By Mr. Nagle of Northampton, petition (accompanied by bill, House, No. 5439) of William P. Nagle, Jr., and Stanley C. Rosenberg (with the approval of the mayor and city council) for legislation to authorize the city of Northampton to establish “residents only” parking areas within said city. To the committee on Local Affairs.

By Mrs. Menard of Somerset, petition (accompanied by bill, House, No. 5440) of Joan M. Menard (with the approval of the mayor and municipal council) for legislation to provide civil service status for certain employees of the municipal light plant of the city of Taunton. To the committee on Public Service.

Severally sent to the Senate for concurrence.

Papers from the Senate.

A Bill authorizing the town of Marblehead to extend the lease of the land at Devereux Beach Playground in exchange for the construction of a building (printed in Senate, No. 1457) (reported on a message from His Excellency the Governor), passed to be engrossed by the Senate, was read; and it was placed in the Orders of the Day for the next sitting for a second reading.

A report of the committee on Federal Financial Assistance, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 318) of Bill Owens, Shirley Owens-Hicks and Gloria L. Fox for legislation to provide for the payment of reparations by the Commonwealth of Massachusetts for slavery, the slave trade and invidious discrimination against the people of African descent born or residing in the United States of America, and recommending that the same be referred to the Senate committee on Ways and Means, — accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence, insomuch as relates to the discharge of the committee.
A report of the committee on Transportation, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 1350) of Edward P. Kirby for legislation to regulate financial assistance for the purchase of buses or vehicles used to transport school pupils, and recommending that the same be referred to the committee on Education, Arts and Humanities, — accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence.

A petition of William M. Bulger for legislation relative to a certain superior court officer of the Trial Court, came from the Senate referred, under suspension of Joint Rule 12, to the committee on the Judiciary.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 1474) was referred, in concurrence, to the committee on the Judiciary.

Reports of Committees.

By Mr. Serra 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 John E. McDonough relative to the election for the office of district attorney for Suffolk County. To the committee on Election Laws.

Petition (accompanied by bill) of Edward J. Clancy, Jr., and other members of the House for legislation to prohibit the sale of lottery tickets or shares by use of the telephone; and

Petition (accompanied by bill) of Edward J. Clancy, Jr., and other members of the House relative to the cost of lottery tickets or shares which are sold by use of the telephone;

Severally to the committee on Government Regulations.

Petition (accompanied by bill) of William Constantino, Jr., relative to tort liability of parents maintaining residential property free of lead contamination; and

Petition (accompanied by bill) of Robert J. Rohan for legislation to authorize the Trial Court Department to establish a sick leave bank for John T. Lunardini, a probation officer of said court;

Severally to the committee on the Judiciary.

Petition (accompanied by bill) of William Constantino, Jr., for legislation to exempt industrial wastewater pretreatment plants from certain regulations;

Petition (accompanied by bill) of William Constantino, Jr., for legislation to prohibit the siting of landfills near public water supplies; and

Petition (accompanied by bill) of William Constantino, Jr., for legislation to require persons engaged in the business of installing and maintaining private water well systems to be registered with the Division of Water Resources;

Severally to the committee on Natural Resources and Agriculture.
Petition (accompanied by bill) of Alvin E. Thompson and Paul E. Caron for legislation to further regulate training for parachute jumping and sky diving. To the committee on Public Safety.

Petition (accompanied by bill) of Edward J. Clancy, Jr., and others for legislation to include certain employees of the Port Authority under the provisions of Group 4 of the contributory retirement system for public employees; and

Petition (accompanied by bill) of Edward J. Clancy, Jr., and another for legislation to include certain employees of the Port Authority under the provisions of Group 4 of the contributory retirement system for public employees;

Severally to the committee on Public Service.

Petition (accompanied by bill) of Gary M. Coon and Patricia McGovern for legislation to authorize the Division of Capital Planning and Operations to acquire certain parcels of land in the town of Andover and the city of Lawrence. To the committee on State Administration.

Under suspension of Rule 42, on motion of Mr. McDonough of Boston, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mrs. Menard of Somerset, for the committees on Rules of the two branches, acting concurrently, that the Order relative to authorizing the committee on Local Affairs to make an investigation and study of a certain House document abolishing rent control in the Commonwealth (House, No. 5433) ought to be adopted.

Under suspension of Rule 42, on motion of Mr. Rushing of Boston, the order was considered forthwith; and it was rejected. Mr. Thompson of Cambridge then moved that this vote be reconsidered; and, there being no objection, the motion to reconsider was considered forthwith, and it was negatived.

By Mr. McIntyre of New Bedford, for the committee on Criminal Justice, on Senate, Nos. 106, 132 and 161 and House, Nos. 703, 2245, 2249, 3518, 4823, 4825 and 5015, an Order relative to authorizing the committee on Criminal Justice to make an investigation and study of certain Senate and House documents concerning motor vehicle homicide, penalties for the illegal operation of motorcycles and motor vehicles and other related matters (House, No. 5442).

By the same member, for the same committee, on Senate, Nos. 111, 125, 139, 151 and 160 and House, Nos. 518, 694, 1653, 1854, 1855, 3869, 4061, 4228, 4421, 4816 and 5157, an Order relative to authorizing the committee on Criminal Justice to make an investigation and study of certain Senate and House documents regulating the use of firearms, the illegal manufacture of dangerous weapons and the penalties therefor (House, No. 5443).

By the same member, for the same committee, on Senate, No. 182 and House, Nos. 317, 1265, 1647, 1650, 2039, 3145 and 5162, an Order relative to authorizing the committee on Criminal Justice to
make an investigation and study of certain Senate and House documents concerning the operation of motor vehicles under the influence of drugs and alcohol (House, No. 5444).

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

By Ms. Buell of Greenfield, for the committee on Health Care, on House, Nos. 2064 and 2451, a Bill providing for the screening of pregnant women and counseling for victims of rape (House, No. 2064).

By the same member, for the same committee, on a petition, a Bill relative to toxic art or craft materials (House, No. 2269).

By the same member, for the same committee, on a petition, a Bill relative to the reporting of sexual misconduct by mental health professionals and health professionals (House, No. 3004, changed in section 2 by inserting after the word “licensing.”, in line 21, the following sentence: “Upon receipt of a report it shall be the duty of the appropriate board of licensing, registration or equivalent oversight authority to regard said report with priority and subject to immediate investigation.”).

By the same member, for the same committee, on a petition, a Bill relative to informing patients of the disadvantages and risks associated with breast implantations (House, No. 3907, changed by striking out section 1 and inserting in place thereof the following section:

"SECTION 1. Section 70E of Chapter 111 of the General Laws, as appearing in the 1990 Official Edition, is hereby amended by inserting after paragraph 7 the following paragraph:"

Except in cases of emergency surgery, at least ten days before a physician operates on a patient to insert a breast implant, the physician shall inform the patient of the disadvantages and risks associated with breast implantation. The information shall include, but not be limited to, the standardized written summary provided by the department. The patient shall sign a statement provided by the department, acknowledging the receipt of said standardized written summary.”).

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

By Ms. Buell of Greenfield, for the committee on Health Care, on a petition, a Bill relative to retaining hospital and clinic medical records (House, No. 2442).

By the same member, for the same committee, on a petition, a Bill further regulating burial certificates (House, No. 2450).

By the same member, for the same committee, on House, No. 2059, a Bill relative to regulating early cardiac defibrillation (House, No. 5448).

By Mr. Rushing of Boston, for the committee on Local Affairs, on a petition, a Bill authorizing the town of Florida to pay certain unpaid bills (House, No. 5305)[Local Approval Received].
By the same member, for the same committee, on a petition, a Bill authorizing the city of Newton to arrange for an employee disability insurance policy (House, No. 5306) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill relative to town meeting votes in the town of Lexington (House, No. 5307) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill authorizing the town of Reading to transfer certain park land to highway purposes (House, No. 5313) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill relative to the salaries of election commissioners in the city of Lowell (House, No. 5335) [Local Approval Received].

By Mr. Hodgkins of Lee, for the committee on State Administration, on House, Nos. 280, 286 and 3089, a Bill relative to the annual observance of Korean War Veterans Day (House, No. 286).

By the same member, for the same committee, on a petition, a Bill exempting the re-opening of schools by cities and towns from the requirements of the Architectural Access Board (House, No. 429).

By the same member, for the same committee, on a petition, a Bill relative to actions for breach of certain subcontracts (House, No. 2734).

Severally read; and placed in the Orders of the Day for the next sitting for a second reading.

By Mr. McIntyre of New Bedford, for the committee on Criminal Justice, ought NOT to pass, on petitions for legislation to provide mandatory penalties for operators of motor vehicles leaving the scene of an accident [based on petitions of Robert A. Antonioni, accompanied by bill, House, No. 513; Paul E. Caron and another, accompanied by bill, House, No. 1646; James T. Brett, accompanied by bill, House, No. 2962; and Michael P. Walsh and another, accompanied by bill, House, No. 3871].

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 521) of Robert A. Antonioni for legislation to establish uniform educational guidelines for correctional facilities.

By the same member, for the same committee, ought NOT to pass, on petitions for legislation to regulate certain controlled substances [based on petitions of Robert A. Antonioni, accompanied by bill, House, No. 522; James T. Brett and others, accompanied by bill, House, No. 2956; and Larry F. Giordano and others, accompanied by bill, House, No. 3138].

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2036) of Patrick F. Landers III for legislation to regulate the minimum term of imprisonment of persons convicted under the controlled substances law.
By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2627) of Walter A. DeFilippi and other members of the House relative to the penalty for carrying weapons on school grounds.

By Ms. Schur of Newton, for the committee on Federal Financial Assistance, ought NOT to pass, on the petition (accompanied by bill, House, No. 1109) of Marie J. Parente relative to procedural requirements in applying for federal grant funds.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by resolutions, House, No. 4655) of Rosaire Rajotte for adoption of resolutions by the General Court memorializing Congress to enact legislation to protect the assets of elderly citizens.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by resolutions, House, No. 4854) of Rosaire Rajotte for adoption of resolutions by the General Court memorializing the Congress to enact legislation to grant immunity to government employees.

By Ms. Buell of Greenfield, for the committee on Health Care, ought NOT to pass, on the petition (accompanied by bill, House, No. 1500) of Shannon P. O’Brien for legislation to establish comprehensive family planning services for residents of the Commonwealth.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2065) of Barbara E. Gray that hospitals be required to report head and spine injuries.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by resolve, House, No. 4487) of John A. Businger for an investigation by a special commission (including members of the General Court) relative to nutritional health concerning the use of palm, palm kernel or coconut oil in food products.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4868) of Peter Belmont for legislation to regulate the practice of cremation.

Severally placed in the Orders of the Day for the next sitting, the question, in each instance, being on acceptance.

Orders of the Day.

House bills
Relative to the appointment of a superintendent of public works in the town of South Hadley (House, No. 4723); and
Relative to certain records of local historical commissions (House, No. 5347);
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.
House bills
Relative to the driving records of individuals operating under the influence of intoxicating liquor or controlled substances (House, No. 1192); Relative to seizure of registration plates deemed revoked, suspended or cancelled (House, No. 1744); Establishing Commonwealth of Massachusetts Registry of Motor Vehicles photo identification cards as valid proof of identification (House, No. 2135); Relative to daily police logs (House, No. 3632); Relative to the conduct of town meeting (House, No. 3760); Relative to licenses to operate motor vehicles (House, No. 4742); and Authorizing cities and towns to consolidate local boards as a department of public works (House, No. 5435);
Severally were read a second time; and they were ordered to a third reading.

House reports
Of the committee on Energy, ought NOT to pass, on the petition (accompanied by bill, House, No. 3560) of Albert Herren relative to the maximum permissible levels of airborne emissions from nuclear power plants;
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3717) of Barbara Hildt and Christopher J. Hodgkins relative to the maximum permissible levels of airborne emissions from nuclear power plants;
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4480) of Albert Herren relative to the maximum permissible levels of airborne emissions from nuclear power plants;
Of the committee on Local Affairs, ought NOT to pass, on the petition (accompanied by bill, House, No. 1949) of the Mass. Town Clerks' Association and Kevin G. Honan relative to certain birth, marriage and death records;
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3227) of Larry F. Giordano, Richard T. Moore, Edward G. Connolly and Anthony M. Mandile for legislation to require municipalities to hold public hearings on home rule petitions;
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4281) of Frank M. Hynes relative to the establishment of resident parking only at or near town beaches;
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4526) of John A. Businger, Warren E. Tolman, John E. McDonough and Janet W. O'Brien relative to commissions for the handicapped in cities and towns;
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4528) of Rosaire Rajotte for legislation to regulate certain voting within town meetings; and
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4529) of Rosaire Rajotte for legislation to regulate the issuance of licenses and permits in cities and towns;

Of the committee on Public Safety, ought NOT to pass, on the petition (accompanied by bill, House, No. 623) of Anthony M. Mandile for legislation to permit the Commissioner of Public Safety to authorize the employment of special police officers at colleges and universities in the Commonwealth;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 627) of Susan F. Rourke relative to windows and windshields under the law regulating annual inspections for motor vehicles;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 628) of Susan F. Rourke for legislation to require law enforcement officers to administer the nystagmus test for the detection of intoxication;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 797) of Joseph N. Hermann for legislation to regulate the use of bumper stickers on motor vehicles;

Of the same committee, ought NOT to pass, on the petition (accompanied by resolve, House, No. 800) of Joseph N. Hermann and another for an investigation by a special commission (including members of the General Court) relative to safety measures for certain public safety personnel;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1014) of M. Joseph Manning relative to the issuance of general registration plates by the Registrar of Motor Vehicles;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1568) of David P. Magnani for legislation to establish a separate fund from certain motor vehicle registration fees to be known as the "veteran's assistance fund" for support of the soldiers' homes in Chelsea and Holyoke;

Of the same committee, ought NOT to pass, on the petition (accompanied by resolve, House, No. 1741) of Paul E. Caron and James P. Jajuga for an investigation by a special commission (including members of the General Court) relative to revising the vehicle emissions inspections and maintenance program and other matters related thereto;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1969) of John H. Rogers and Gregory W. Sullivan for legislation to prohibit arrests by law enforcement officers for non-payment of traffic tickets;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2348) of Mary Jane Gibson, Daniel J. Valianti and Emile J. Goguen for legislation to provide for issuance by the Registrar of Motor Vehicles of temporary handicapped plates;
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2350) of Paul Kollios for legislation to further regulate the issuance of disabled American veterans number plates;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2351) of Paul Kollios for legislation to further regulate the enforcement of handicapped parking restrictions;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2355) of J. Michael Ruane for legislation to further regulate the penalties for so-called "out of service" motor vehicle violations;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2522) of John F. Cox and another for legislation to clarify the offense of operating a motor vehicle after the suspension or revocation of an operator's license;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2526) of John F. Cox for legislation to repeal the law providing for the suspension of motor vehicles licenses upon conviction of violations of the controlled substances law;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2710) of Peter A. Vellucci and Marc D. Draisen relative to safety and emissions inspections for certain motor vehicles;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2865) of Barbara Gardner and Pamela P. Resor relative to the issuance of handicapped plates for certain municipal motor vehicles;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2867) of George Irr for legislation to prohibit the operation of motor vehicles covered with snow;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3075) of Robert M. Koczera and Marc R. Pacheco for legislation to further regulate the issuance of junior operator licenses by the Registrar of Motor Vehicles;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3242) of Salvatore F. DiMasi relative to motor vehicle parking violations;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3248) of the Massachusetts Police Association and Larry F. Giordano relative to safe working conditions for police officers;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3253) of Michael W. Morrissey and Lida E. Harkins that funds collected from the issuance of motor vehicle registration plates for veterans be deposited in a fund for the Soldiers' Homes in Massachusetts;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3254) of Michael W. Morrissey
and another relative to special police officers of colleges, universities, hospitals, and other educational institutions;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3423) of Paul Carbone for legislation to prohibit the issuance of licenses to operate motor vehicles to persons who have not received a high school diploma;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3426) of William McCarthy that all newly registered motor vehicles be equipped with bumpers;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3633) of Marc R. Pacheco relative to further regulating commercial motor vehicles;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3636) of Marc R. Pacheco for legislation to establish certain educational and attendance requirements for minors to obtain a driver's license;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3637) of Marc R. Pacheco relative to the issuance of motor vehicle plates to disabled veterans;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3638) of Marc R. Pacheco for legislation to authorize the Registrar of Motor Vehicles to issue distinctive registration plates to recipients of the Purple Heart Medal;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3777) of Philip Travis for legislation to require trailers to have motor vehicle certificates of title;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4146) of John F. Cox for legislation to clarify the certification requirements of operators of breath-testing devices;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4148) of John F. Cox and another relative to habitual traffic offenders;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4150) of John F. Cox for legislation to provide distinctive license plates for survivors of the Pearl Harbor attack;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4152) of Stephen W. Doran for legislation to increase the fines imposed for the violation of use of public ways by pedestrians;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4739) of Mark LaVoie for legislation to regulate penalties for defects in motor vehicles;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4923) of Larry F. Giordano relative to the impoundment of motor vehicle registration plates;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4925) of Patricia D. Jehlen for
legislation to further regulate fines for moving violations of motor vehicle laws;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4930) of Edward M. Lambert, Jr., for legislation to further regulate fees for certain registrations of motor vehicles;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4932) of Thomas E. Souther and Philip Travis that the Registrar of Motor Vehicles be authorized to issue distinctive registration plates to veterans; and

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5210) of Robert A. DeLeo for legislation to provide that used car applications for registration be accompanied by proof of payment of excise taxes; and

Of the committee on Transportation, ought NOT to pass, on the petition (accompanied by bill, House, No. 679) of John C. Bradford relative to the organization and operation of the Massachusetts Port Authority;

Of the committee on Transportation, ought NOT to pass, on the petition (accompanied by bill, House, No. 3481) of Robert A. DeLeo and William G. Reinstein that the Port Authority be directed to soundproof homes in the vicinity of Logan Airport in the city of Revere and the town of Winthrop;

Of the committee on Transportation, ought NOT to pass, on the petition (accompanied by bill, House, No. 3850) of Emanuel G. Serra for legislation to regulate the location of certain oil and gas storage facilities at commercial airports;

Of the committee on Transportation, ought NOT to pass, on the petition (accompanied by bill, House, No. 3851) of Emanuel G. Serra for legislation to prohibit the operation of supersonic category aircraft (SST) from state owned airports;

Of the committee on Transportation, ought NOT to pass, on the petition (accompanied by bill, House, No. 3852) of Emanuel G. Serra for legislation to require all carriers operating regularly scheduled passenger or cargo flights to reduce the number of flights to or from Logan Airport during certain hours;

Of the committee on Transportation, ought NOT to pass, on the petition (accompanied by bill, House, No. 4983) of Larry F. Giordano that the Executive Office of Transportation and Construction be directed to develop and implement a plan for the privatization of the Massachusetts Turnpike Authority; and

Of the committee on Transportation, ought NOT to pass, on the petition (accompanied by bill, House, No. 5259) of Vincent F. Zarrilli that the Division of Capital Planning and Operations be directed to authorize said Vincent F. Zarrilli to make an investigation and study of the transportation problems in the greater Boston area;

Severally were accepted.
At eleven minutes after eleven o'clock A.M., on motion of Mr. Cass of Wakefield, the House recessed until the hour of one o'clock P.M.; and at that time the House was called to order.

The motion of Mr. Businger of Brookline, that the committee on Ways and Means be discharged from further consideration of the House Bill conforming the General Laws to the Constitutional amendment abolishing the state census (House, No. 3355) was considered.

Pending the question on the motion to discharge the committee, further consideration thereof was postponed, on further motion of the same member, until after disposition of the remaining matters in the Orders of the Day.

House bills
Further regulating the noncriminal disposition of ordinance and by-law violations (House, No. 1539); and
Relative to the office of municipal building officials (House, No. 3617);
Severally were read a second time; and they were ordered to a third reading.

The House Bill authorizing amendments to chapter 708 of the acts of 1966 relative to the Massachusetts Housing Finance Agency (House, No. 5434) was read a second time.
Pending the question on ordering the bill to a third reading, further consideration thereof was postponed, on motion of Mr. Jordan of Springfield, until after disposition of the remaining matters in the Orders of the Day.

The House report of the committee on Local Affairs, ought NOT to pass, on the petition (accompanied by bill, House, No. 4282) of Robert H. Marsh and Bruce E. Tarr for legislation to authorize cities and towns to refuse to provide funds for state mandated programs, was accepted.

The House report of the committee on Public Safety, ought NOT to pass, on so much of the recommendations of the Secretary of Education (House, No. 75) as relates to traffic violations at public colleges and universities (accompanied by bill, House, No. 76) was accepted. Sent to the Senate for concurrence.

House reports
Of the committee on Public Safety, ought NOT to pass, on the petition (accompanied by bill, House, No. 414) of Mary Jeanette Murray for legislation to prohibit the issuance of licenses to operate motor vehicles to persons who have not received a high school diploma;
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1561) of Marianne Brenton,
Brion M. Cangiamila, Augusta Hornblower, Daniel J. Valianti, Edward G. Connolly and Frank M. Hynes for legislation to transfer certain functions of the Registry of Motor Vehicles to the cities and towns; and

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2531) of Bruce E. Tarr and Robert C. Buell for legislation to require operators of public transportation vehicles to receive first aid training;

Severally were accepted.

The House report of the committee on Public Safety, ought NOT to pass, on the petition (accompanied by bill, House, No. 4747) of James R. Miceli and another relative to the issuance of distinctive registration plates to certain handicapped veterans, was considered. Pending the question on acceptance of the report, the petition was recommitted, on motion of Mr. Miceli of Wilmington.

House reports

Of the committee on Transportation, ought NOT to pass, on the petition (accompanied by resolve, House, No. 488) of Mary Jeanette Murray for an investigation and study by the Secretary of Transportation and Construction relative to the feasibility of building a monorail system for the South Shore;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2926) of William Constantino, Jr., and Peter I. Blute for legislation to abolish the Massachusetts Turnpike Authority;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3853) of Emanuel G. Serra for legislation to prohibit the construction of instrument landing systems at Logan Airport except over water approaches; and

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3854) of Emanuel G. Serra for legislation to regulate the location of certain oil and gas storage facilities at commercial airports;

Severally were accepted.

Order.

On motion of Mr. Bosley of North Adams, —

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

Mr. Bosley 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 fourteen minutes after one o'clock P.M., the House adjourned, to meet on Wednesday next at eleven o'clock A.M.
Wednesday, April 8, 1992.

Met according to adjournment, at eleven o’clock A.M., with Mr. Serra of Boston 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, the ultimate source of compassion and kindness, we pause for a moment to praise You and to thank You for all the gifts which You bestow upon us daily. In Your goodness, help us to comprehend the complex political and social issues of the day. Guide our efforts to respond to the needs of the people and of society and to articulate the rationale for our legislative initiatives. Inspire us to join together as a people in building prosperous, welcoming and safe communities for people of all ages and of all varied backgrounds.

Bestow Your blessings on the Speaker, the members of this House and their families. Amen.

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

Messages from the Governor.

A message from His Excellency the Governor submitting recommendations for making appropriations for the fiscal year ending June thirtieth, nineteen hundred and ninety-two to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 5466) was filed in the office of the Clerk on Tuesday, April 7.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Ways and Means.

A message from His Excellency the Governor (under the provisions of Section 8 of Article LXXXIX of the Amendments to the Constitution) recommending legislation relative to sanding rights in the town of Falmouth (House, No. 5465) was filed in the office of the Clerk on Tuesday, April 7.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Local Affairs. Sent to the Senate for concurrence.

Special Communication.

The following communication, together with returns of votes and schedules therein referred to, was received from the Secretary of the Commonwealth, to wit:

To the Honorable House of Representatives:

I have the honor to lay before you the returns of votes cast at the special election held in this Commonwealth on the seventeenth day of March, 1992, for Representative in the General Court, Third Hampshire District, together with schedules showing the number of ballots which appear to have been cast for each person voted for. These returns have been duly canvassed by the Governor and Council, and are now transmitted for examination by the House as is required by the Constitution.

Very truly yours,

MICHAEL JOSEPH CONNOLLY,
Secretary of the Commonwealth.

The communication was read; and, there being no objection, it was placed on file.

Member Qualified.

The special committee of the House, appointed on Monday last, relative to the qualification of Ellen Story of Amherst, member-elect from the Third Hampshire Representative District, entered the House Chamber under escort of the Sergeant-at-Arms and accompanied by Ms. Story.

Mrs. Menard of Somerset then reported that said committee had completed the assignment, that Representative Story had, this day, taken and subscribed the necessary oaths of office; and was now duly qualified as a member of the House.

After remarks by Ms. Story, she was assigned to Seat No. 62 by the Speaker.

Appointment to a House Standing Committee.

The Speaker announced the appointment of Representative Cahir of Bourne to the twenty-fourth position on the committee on Ways and Means to fill an existing vacancy.

Appointment to a Joint Standing Committee.

The Speaker announced the appointment of Representative Lawless of Orleans to the second position on the committee on Criminal Justice to fill an existing vacancy.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:
Resolutions (filed by Mr. Voke of Chelsea) congratulating Bunker Hill Council #62, Knights of Columbus on the occasion of its one hundredth anniversary; and

Resolutions (filed by Mr. Voke of Chelsea) congratulating Mr. and Mrs. Chester Zajac on the occasion of their fiftieth wedding anniversary;

Mrs. Menard of Somerset, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of Rule 41, in each instance, on motion of Mr. Voke, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Resolutions (filed with the Clerk by Mr. Merced of Boston) honoring Dr. Louis Fuentes on the occasion of his retirement, were referred, under Rule 85, to the committee on Rules.

Mrs. Menard of Somerset, for the committee on Rules, then reported that the resolutions ought to be adopted. Under suspension of Rule 41, on motion of Mr. Merced, 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 Mr. Larkin of Pittsfield, petition (accompanied by bill, House, No. 5453) of Edward M. Reilly (mayor), Peter J. Larkin, Jane M. Swift and another (with the approval of the mayor and city council) for legislation to authorize the city of Pittsfield to place two binding questions on the ballot at a special election or the general election in the current year. To the committee on Election Laws.

By Mr. Ciampa of Somerville, petition (accompanied by bill, House, No. 5454) of Vincent P. Ciampa (with the approval of the mayor and city council) relative to subdivision control in the city of Somerville;

By Mr. Gately of Waltham, petition (accompanied by bill, House, No. 5455) of Anthony M. Mandile, David F. Gately, Lucile P. Hicks and others (with the approval of the mayor and city council) relative to the publication of ordinances in the city of Waltham;

By Miss O'Brien of Easthampton, petition (accompanied by bill, House, No. 5456) of Shannon P. O'Brien and Martin J. Dunn (by vote of the town) relative to certain changes in the charter of the town of Easthampton;

By Mr. Scibelli of Springfield, petition (accompanied by bill, House, No. 5457) of Robert T. Markel (mayor) and Anthony M. Scibelli (with the approval of the mayor and city council) for legislation to increase the membership of the board of water commissioners of the city of Springfield;

By the same member, petition (accompanied by bill, House, No. 5458) of Robert T. Markel (mayor) and Anthony M. Scibelli (with the approval of the mayor and city council) for legislation to extend the time within which the mayor of the city of Springfield...
shall submit the annual budget for the fiscal year ending June thirty, nineteen hundred and ninety-three; and

By Mr. Turkington of Falmouth, petition (accompanied by bill, House, No. 5459) of Eric Turkington (by vote of the town) for legislation to validate certain zoning by-laws previously adopted by the town of Tisbury;

Severally to the committee on Local Affairs.

By Mr. Brett of Boston, petition (accompanied by bill, House, No. 5460) of James T. Brett and W. Paul White (with the approval of the mayor and city council) relative to the civil service placement of Stephen J. Ridge of Boston on the eligibility list for the position of police officer in said city; and

By Mr. McNeil of Malden, petition (accompanied by bill, House, No. 5461) of John C. McNeil, William G. Reinstein, Richard R. Tisei and Steven Angelo (with the approval of the mayor and city council) relative to reduction in rank for certain public employees in the city of Malden;

Severally to the committee on Public Service.

By Mr. Larkin of Pittsfield, petition (accompanied by bill, House, No. 5462) of Edward M. Reilly (mayor), Peter J. Larkin, Jane M. Swift, Shaun P. Kelly and another (with the approval of the mayor and city council) relative to the awarding of certain contracts by the city of Pittsfield; and

By Mr. Turkington of Falmouth, petition (accompanied by bill, House, No. 5463) of Eric Turkington (by vote of the town) for legislation to authorize the town of Edgartown to transfer property to the Edgartown Ferry, Inc., notwithstanding certain public bidding requirements;

Severally to the committee on State Administration.

Severally sent to the Senate for concurrence.

Papers from the Senate.

A Bill relative to a certain Superior Court officer of the Trial Court (Senate, No. 1474) (reported on a petition), passed to be engrossed by the Senate, was read.

Under suspension of the rules, on motion of Mr. Gannon of Boston, the bill was read a second and (having been reported by the committee on Bills in the Third Reading to be correctly drawn) a third time forthwith; and it was passed to be engrossed, in concurrence.

A petition (accompanied by bill, Senate, No. 1476) of Stanley C. Rosenberg and Jonathan L. Healy (by vote of the town) for legislation to authorize the appointment of a treasurer/tax collector in the town of Buckland, was referred, in concurrence, to the committee on Local Affairs.

A petition of Martin J. Dunn, Robert J. Rohan and Walter A. DeFilippi for legislation relative to equal educational opportunity grants, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Education, Arts and Humanities.
The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 1475) was referred, in concurrence, to the committee on Education, Arts and Humanities.

Reports of Committees.

By Mr. Serra 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 Marie Ardito for legislation to authorize credit for service in the teachers' retirement system for teachers previously employed in non-public school systems. To the committee on Public Service.

Petition (accompanied by bill) of Kevin P. Blanchette relative to authorizing the Division of Capital Planning and Operations to release the Commonwealth's interest in a certain agreement pertaining to land in the city of Lawrence. To the committee on State Administration.

Under suspension of Rule 42, on motion of Mr. Blanchette of Lawrence, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mr. Moore of Uxbridge, of the committee on Election Laws, on a petition, a Bill relative to the nomination process for representative in Congress (House, No. 5428), which was read.

Under suspension of the rules, on motion of Mr. Brett of Boston, the bill was read a second and (having been reported by the committee on Bills in the Third Reading to be correctly drawn) a third time forthwith; and it was passed to be engrossed, its title having been changed by said committee to read: An Act relative to the nomination process for representatives in Congress. Sent to the Senate for concurrence.

By Mr. Hodgkins of Lee, for the committee on State Administration, on a petition, a Bill to provide a civil penalty for bid splitting in the Commonwealth (House, No. 3812). Read; and referred, under Rule 33, to the committee on Counties on the part of the House.

By Mr. Hodgkins of Lee, for the committee on State Administration, on a petition, a Bill exempting all grants relative to the health and safety of municipalities from the requirements of the Massachusetts Commission Against Discrimination (House, No. 430).

By the same member, for the same committee, on House, Nos. 829 and 3652, a Bill indemnifying liability for hazardous material on public works projects (House, No. 829).

By the same member, for the same committee, on a petition, a Bill authorizing the Division of Capital Planning and Operations
to approve a lease of certain property in the city of Boston to the
Massachusetts Bay Transportation Authority (House, No. 1403).

By the same member, for the same committee, on a petition, a
Bill providing for the abandonment and conveyance of a right of
way in Medfield (House, No. 1590).

By the same member, for the same committee, on a petition, a
Bill authorizing the Department of Environmental Management to
lease a certain parcel of land in the town of Sandisfield (House,
No. 1595).

By the same member, for the same committee, on a petition, a
Bill recognizing the wartime role of the Massachusetts State Guard
(House, No. 1795).

By the same member, for the same committee, on a petition, a
Bill relative to conservation and right-of-way easements along the
Mill River in the city of Northampton (House, No. 1796).

By the same member, for the same committee, on a petition, a
Bill authorizing the city of Northampton to acquire a permanent
easement on land belonging to the Department of Environmental
Management (House, No. 1797).

By the same member, for the same committee, on a petition, a
Bill providing for the disposition of certain property at the
Northampton State Hospital and further regulating certain other
property in the Department of Mental Health (House, No. 1799).

By the same member, for the same committee, on a petition, a
Bill relative to providing housing in the city of Northampton (House,
No. 1800).

By the same member, for the same committee, on a petition, a
Bill authorizing the Division of Capital Planning and Operations
to lease or sell land in the city of Revere to Slade’s Mill Realty Trust
for historical purposes (House, No. 1801).

By the same member, for the same committee, on a petition, a
Bill authorizing the Deputy Commissioner of the Division of Capital
Planning and Operations to lease certain property in the town of
Canton (House, No. 1803).

By the same member, for the same committee, on a petition, a
Bill authorizing and directing the Deputy Commissioner of Capital
Planning and Operations to convey certain easements over

By the same member, for the same committee, on a petition, a
Bill providing that the Division of Capital Planning and Operations
be authorized to lease a certain parcel of land in the city of
Cambridge under the control of the Metropolitan District
Commission (House, No. 2199).

By the same member, for the same committee, on a petition, a
Bill authorizing a lease of certain real estate to the Wrentham VFW
post (House, No. 2202).

By the same member, for the same committee, on a petition, a
Bill further regulating the disposition of surplus property (House,
No. 2205).
Norfolk,—
D.C.P.O.
easement.

By the same member, for the same committee, on a petition, a Bill authorizing the Division of Capital Planning and Operations to convey a certain easement in land in the town of Norfolk (House, No. 2206).

Framingham,—
lease
building.

By the same member, for the same committee, on a petition, a Bill authorizing the Division of Capital Planning and Operations to lease a certain building in the town of Framingham (House, No. 2558).

Gloucester
state pier.

By the same member, for the same committee, on a petition, a Bill authorizing special obligation bonds of the Commonwealth to improve the Gloucester State Pier (House, No. 2561) [Bond Issue: $5,000,000.00].

State real
property,—
disposition.

By the same member, for the same committee, on a petition, a Bill relative to the sale, rental, or disposition of real property of the Commonwealth (House, No. 2730).

South Africa
or Northern
Ireland.

By the same member, for the same committee, on a petition, a Bill regulating state contracts with companies doing business with or in the Republic of South Africa or Northern Ireland (House, No. 2731).

M.B.T.A.,—
Cambridge
Street land.

By the same member, for the same committee, on a petition, a Bill authorizing the Massachusetts Bay Transportation Authority to sell a certain parcel of land on Cambridge Street in the city of Cambridge to said city (House, No. 2741).

Cheshire,—
convey land.

By the same member, for the same committee, on a petition, a Bill authorizing the Deputy Commissioner of the Division of Capital Planning and Operations to convey land in the town of Cheshire (House, No. 2896).

Taunton,—
land
conveyance.

By the same member, for the same committee, on a petition, a Bill authorizing the Division of Capital Planning and Operations to convey a certain parcel of land in the city of Taunton to said city (House, No. 2903).

Opera,—
JFK Hall
of Fame.

By the same member, for the same committee, on a petition, a Bill establishing a John F. Kennedy Hall of Fame for Metropolitan Opera Artists (House, No. 3091).

State contracts.

By the same member, for the same committee, on a petition, a Bill further regulating state contracts (House, No. 3092).

Universal
prequalifi-
cation form.

By the same member, for the same committee, on a petition, a Bill establishing the universal contractor prequalification board and the design of a universal prequalification form (House, No. 3440).

Saugus,—
Breakheart
Reservation.

By the same member, for the same committee, on a petition, a Bill relative to authorizing the Division of Capital Planning and Operations to sell and convey a certain parcel of land known as Camp Nihan and Breakheart Reservation to the town of Saugus (House, No. 3651).

State House,—
care and
control.

By the same member, for the same committee, on a petition, a Bill relative to the care and control of the State House (House, No. 3811).

Capital
planning,—
bonus
programs.

By the same member, for the same committee, on a petition, a Bill relative to the bonus incentive programs of the Division of Capital Planning and Operations (House, No. 3814).
By the same member, for the same committee, on House, Nos. 3987 and 4599, a Bill authorizing the Deputy Commissioner of Capital Planning and Operations on behalf of the Metropolitan District Commission to lease to a Massachusetts based corporation the golf facilities under its jurisdiction (House, No. 3987).

By the same member, for the same committee, on a petition, a Bill conveying certain land under the control of the Department of Environmental Management in the towns of Otis, Tolland and Blandford (House, No. 3995).

By the same member, for the same committee, on a petition, a Bill authorizing the Department of Capital Planning and Operations to act in co-operation with the Metropolitan District Commission to acquire a certain parcel of land known as "The Meadow" in the Mission Hill section of Boston (House, No. 4600).

By the same member, for the same committee, on House, Nos. 3665 and 4605, a Bill relative to the furnishing of a flag of the United States for certain deceased members of the National Guard (House, No. 4605).

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

Emergency Measures.

The engrossed Bill establishing a sick leave bank for an employee of the Department of Social Services (see House No. 5264), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 4 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) (which had been returned by His Excellency the Governor with recommendation of amendment) was passed to be re-enacted, without amendment; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill relative to the scheduling of certain high school graduations (see House, No. 5150), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 4 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.
The engrossed Bill further regulating the operation of commercial motor vehicles (see House, No. 5348, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 4 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Engrossed Bills.

Engrossed bills
Relative to the discontinuance of mobile home parks in the town of West Bridgewater (see House, No. 1826); and
Relative to financial conditions in the city of Lowell (see House, No. 5349);
(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.

Reconsideration.

Mr. Pacheco of Taunton moved that the vote be reconsidered by which the House, at the preceding sitting, accepted the House report of the committee on Public Safety, ought NOT to pass, on the petition (accompanied by bill, House, No. 3636) of Marc R. Pacheco for legislation to establish certain educational and attendance requirements for minors to obtain a driver's license; and the motion to reconsider prevailed.

Pending the recurring question on acceptance of the report, the petition was referred to the committee on Education, Arts and Humanities, on further motion of the same member. Sent to the Senate for concurrence.

Orders of the Day.

The Senate Bill authorizing the town of Marblehead to extend the lease of the land at Devereux Beach Playground in exchange for the construction of a building (printed in Senate, No. 1457); and House bills
Relative to the annual observance of Korean War Veterans Day (House, No. 286);
Relative to retaining hospital and clinic medical records (House, No. 2442);
Further regulating burial certificates (House, No. 2450);
Relative to actions for breach of certain subcontracts (House, No. 2734);

Authorizing the town of Florida to pay certain unpaid bills (House, No. 5305);

Authorizing the city of Newton to arrange for an employee disability insurance policy (House, No. 5306);

Relative to town meeting votes in the town of Lexington (House, No. 5307);

Authorizing the town of Reading to transfer certain park land to highway purposes (House, No. 5313);

Relative to the salaries of election commissioners in the city of Lowell (House, No. 5335); and

Relative to regulating early cardiac defibrillation (House, No. 5448);

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

House reports

Of the committee on Criminal Justice, ought NOT to pass, on petitions for legislation to provide mandatory penalties for operators of motor vehicles leaving the scene of an accident [based on petitions of Robert A. Antonioni, accompanied by bill, House, No. 513; Paul E. Caron and another, accompanied by bill, House, No. 1646; James T. Brett, accompanied by bill, House, No. 2962; and Michael P. Walsh and another, accompanied by bill, House, No. 3871];

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 521) of Robert A. Antonioni for legislation to establish uniform educational guidelines for correctional facilities;

Of the same committee, ought NOT to pass, on petitions for legislation to regulate certain controlled substances [based on petitions of Robert A. Antonioni, accompanied by bill, House, No. 522; James T. Brett and others, accompanied by bill, House, No. 2956; and Larry F. Giordano and others, accompanied by bill, House, No. 3138];

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2036) of Patrick F. Landers III for legislation to regulate the minimum term of imprisonment of persons convicted under the controlled substances law; and

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2627) of Walter A. DeFilippi and other members of the House relative to the penalty for carrying weapons on school grounds;

Of the committee on Federal Financial Assistance, ought NOT to pass, on the petition (accompanied by bill, House, No. 1109) of Marie J. Parente relative to procedural requirements in applying for federal grant funds;

Of the same committee, ought NOT to pass, on the petition (accompanied by resolutions, House, No. 4655) of Rosaire Rajotte
for adoption of resolutions by the General Court memorializing Congress to enact legislation to protect the assets of elderly citizens; and

Of the same committee, ought NOT to pass, on the petition (accompanied by resolutions, House, No. 4854) of Rosaire Rajotte for adoption of resolutions by the General Court memorializing the Congress to enact legislation to grant immunity to government employees; and

Of the committee on Health Care, ought NOT to pass, on the petition (accompanied by bill, House, No. 1500) of Shannon P. O'Brien for legislation to establish comprehensive family planning services for residents of the Commonwealth;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2065) of Barbara E. Gray that hospitals be required to report head and spine injuries;

Of the same committee, ought NOT to pass, on the petition (accompanied by resolve, House, No. 4487) of John A. Businger for an investigation by a special commission (including members of the General Court) relative to nutritional health concerning the use of palm, palm kernel or coconut oil in food products; and

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4868) of Peter Belmont for legislation to regulate the practice of cremation;

Severally were accepted.

Recess.

At twenty-three minutes after eleven o'clock A.M., on motion of Mr. Cox of Lowell (Mr. Serra of Boston 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 the Speaker in the Chair.

Quorum.

Mrs. Menard of Somerset then 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.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 105 members were recorded as being in attendance.

[See Yea and Nay No. 102 in Supplement.]

Therefore a quorum was present.

The motion of Mr. Businger of Brookline, that the committee on Ways and Means be discharged from further consideration of the House Bill conforming the General Laws to the Constitutional amendment abolishing the state census (House, No. 3355) was considered.

After debate on the motion to discharge the committee (Mrs. Menard of Somerset being in the Chair), the sense of the House
was taken by yeas and nays, at the request of Mr. Businger; and on the
roll call 55 members voted in the affirmative and 94 in the negative.

[See Yea and Nay No. 103 in Supplement.]

Therefore the motion to discharge the committee on Ways and
Means was negatived.

The House Bill authorizing amendments to chapter 708 of the acts
of 1966 relative to the Massachusetts Housing Finance Agency
(House, No. 5434) was considered.

Pending the question on ordering the bill to a third reading, it
was referred, under Rule 33, to the committee on Ways and Means.

The House Bill exempting the re-opening of schools by cities and
towns from the requirements of the Architectural Access Board
(House, No. 429) was read a second time.

Pending the question on ordering the bill to a third reading,
further consideration thereof was postponed, on motion of
Mr. Hodgkins of Lee, until the next sitting.

The engrossed Bill relative to restoring solvency to the
Unemployment Insurance Trust Fund (see House, No. 2935,
amended) (which had been returned to the House by His Excellency
the Governor with recommendation of amendments) (for message,
see House, No. 5445) was considered.

The committee on Bills in the Third Reading reported
recommending that the amendments recommended by His
Excellency the Governor ought not to be adopted; and the report
was accepted.

The amendments recommended by His Excellency then were
considered as follows:

By striking out all after the enacting clause and inserting in place
thereof the text of House document numbered 5445; and by striking
out the title and inserting in place thereof the following title: “An
Act modifying the unemployment insurance program.”.

After debate (Mr. Serra of Boston being in the Chair) the sense of
the House was taken by yeas and nays, at the request of
Mr. DeFilippi of West Springfield; and on the roll call 36 members
voted in the affirmative and 107 in the negative.

[See Yea and Nay No. 104 in Supplement.]

Therefore the amendments recommended by His Excellency the
Governor were rejected.

Subsequently Ms. Jehlen of Somerville asked unanimous consent
to make a statement; and, there being no objection, she addressed
the House as follows:

MR. SPEAKER: Due to a malfunction of the roll call switch at my
desk during the taking of the above yeas and nays, I was recorded
in the affirmative when it was my full intention to have been recorded
in the negative.

Ms. Jehlen then moved that the statement made by her be spread
upon the records of the House; and the motion prevailed.
Mr. Bosley of North Adams then moved that the bill be amended by inserting after section 25 the following section:

"SECTION 25A. Section 47 of said chapter 151A, as so appearing, is hereby amended by striking out the first paragraph and inserting in place thereof the following two paragraphs:

Any person who knowingly makes any false or misleading statement, representation or submission or knowingly assists, abets, solicits or conspires in the making of any false or misleading statement, representation or submission in order to maintain, obtain, or increase benefits under this chapter for himself or any other individual, or who knowingly conceals or fails to disclose a material fact in order to maintain, obtain, or increase benefits under this chapter for himself or for any other individual shall be punished by imprisonment in the state prison for not more than five years or by imprisonment in jail for not less than six months nor more than two and one-half years or by a fine of not less than one thousand nor more than ten thousand dollars, or by both such fine and imprisonment. Each false or misleading statement, representation, or submission and each failure to disclose or concealment shall constitute a separate offense.

Any person who provides the department with a false identification or misrepresents his identity in connection with any claim or attempt to make a claim for benefits under this chapter for himself or any other individual shall be punished by a fine of not less than one hundred nor more than one thousand dollars, or by imprisonment for not more than six months, or both."

and by inserting after section 33 the following section:

"SECTION 33A. During calendar year nineteen hundred and ninety-two, any additional contributions that are required by this act and payable during the first quarter shall be collected by the commissioner when the second quarter payments are due, subject to the provisions of section twenty-eight of this act."

The amendments then were divided at the request of Mr. Bosley. The first amendment (inserting section 25A) then was adopted. After remarks on the question on adoption of the second amendment (inserting section 33A), the sense of the House was taken by yeas and nays, at the request of Mr. DeFilippi of West Springfield; and on the roll call 111 members voted in the affirmative and 30 in the negative.

[See Yea and Nay No. 105 in Supplement.]

Therefore the amendment was adopted. Mr. Coon of Andover then moved that the bill be amended in section 35 (as printed) by striking out, in line 5, the words "January first, nineteen hundred and ninety-two" and inserting in place thereof the words "January first, nineteen hundred and ninety-three". After remarks the amendment was rejected. Sent to the Senate for concurrence in the amendments adopted by the House.

Recess.

At twenty-three minutes after three o'clock P.M., on motion of Mr. Karol of Attleboro (Mr. Serra of Boston being in the Chair),
the House recessed until a quarter before four o’clock P.M.; and at two minutes after four o’clock the House was called to order with Mrs. Menard of Somerset in the Chair.

**Report of a Committee.**

Mr. Finneran of Boston, for the committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendment (striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 1470) of the House Bill making appropriations for the fiscal year ending June thirtieth, nineteen hundred and ninety-two to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 5336), reports, in part, a bill with the same title (House, No. 5464).

Under suspension of Rule 42, on motion of Mr. Finneran, the report (having been approved by the committees on Bills in the Third Reading of the two branches, acting concurrently) was considered forthwith.

After debate on the question on acceptance of the report of the committee of conference, the sense of the House was taken by yeas and nays, at the request of Ms. Bump of Braintree; and on the roll call 102 members voted in the affirmative and 43 in the negative. [See Yea and Nay No. 106 in Supplement.]

Therefore the report of the committee of conference was accepted. The report then was sent to the Senate for concurrence.

**Motion to Reconsider.**

Before proceeding to consideration of the matters in the Orders of the Day, Mr. Constantino of Clinton moved that the vote be reconsidered by which the House, at the preceding sitting, accepted the House report of the committee on Transportation, ought NOT to pass, on the petition (accompanied by bill, House, No. 2926) of William Constantino, Jr., and Peter I. Blute for legislation to abolish the Massachusetts Turnpike Authority.

Pending the question on the motion to reconsider, further consideration thereof was postponed, on further motion of Mr. Constantino, until after disposition of the remaining matters in the Orders of the Day.

Subsequently, the remaining matters in the Orders of the Day having been disposed of, the motion to reconsider was considered further.

On the motion to reconsider, the sense of the House was taken by yeas and nays, at the request of Mrs. McKenna of Holden; and on the roll call 39 members voted in the affirmative and 103 in the negative. [See Yea and Nay No. 107 in Supplement.]

Therefore the motion to reconsider was negatived.

**Motion to Discharge the Committee on Ways and Means.**

Mr. Businger of Brookline moved that the committee on Ways and Means be discharged from further consideration of the House State census, — abolition.
Bill conforming the General Laws to the Constitutional amendment abolishing the state census (House, No. 3355).

Under the provisions of House Rule 28, further consideration thereof was postponed until Wednesday, April 15.

Order.

On motion of Mr. Serra of Boston, —

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o’clock A.M.; when the House adjourns tomorrow, it adjourn to meet on Monday next at eleven o’clock A.M.; and that, notwithstanding the provisions of House Rule 12, the Clerk be authorized to dispense with the printing of a Calendar for the next sitting.

Mr. Connolly of Everett then moved that as a mark of respect to the memory of John P. Kennedy, a member of the House from Everett from 1957 to 1964, inclusive, the House adjourn; and the motion prevailed.

Accordingly, at two minutes after five o’clock P.M., on motion of Mr. Kraus of Kingston (the Speaker being in the Chair), the House adjourned, to meet tomorrow at eleven o’clock A.M., in an Informal Session.
Thursday, April 9, 1992.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Serra of Boston 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:

All Powerful God, we pray to You for the gifts of wisdom and patience as we address and resolve the issues of the day. We acknowledge our personal prejudices and human frailties and so we depend upon You for the courage and the insights to legislate fairly and wisely. Teach us to appreciate the good will and good intentions of many people and to direct those energies towards serving the common good and the needs of the people in our communities.

Bestow Your blessing on the Speaker, the members of this House and their families. Amen.

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

Resignation of Representative Marsh of Wellesley.

The following communication, received by the Clerk from the Office of the Speaker of the House, was read for the information of the House; and placed on file.

The Honorable CHARLES F. FLAHERTY,
Speaker of the Massachusetts House of Representatives
State House, Room 356
Boston, MA 02133


Dear Speaker Flaherty:

This letter will serve as my resignation as the State Representative from the Fourteenth Norfolk District and as the Assistant Minority Whip effective April 10, 1992.

It has been an honor and pleasure to serve with you and the rest of my colleagues over the past five and one-half years. I greatly appreciate your kindness and counsel.

Best wishes in every endeavor.

Sincerely,

ROBERT H. MARSH,
State Representative.
Resolutions.

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

Resolutions (filed by Speaker Flaherty of Cambridge) honoring Joseph D. Cremens, Department Commander of the Massachusetts American Legion;

Resolutions (filed by Mr. DeFilippi of West Springfield) congratulating Chief Thomas P. McNamara, Jr., on the occasion of his retirement from the West Springfield Police Department;

Resolutions (filed by Messrs. Giglio of Medford and Ciampa of Somerville) on the occasion of the one hundredth anniversary of the incorporation of the city of Medford; and

Resolutions (filed by Mr. Merced of Boston) honoring Luis LauseLL Hernandez;

Mr. Serra of Boston, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of Rule 41, in each instance, on motion of Mr. DeFilippi, 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 Mr. Cahir of Bourne, petition (subject to Joint Rule 12) of Thomas S. Cahir relative to arrests without warrants.

By Mr. Clancy of Lynn, petition (subject to Joint Rule 12) of Edward J. Clancy, Jr., for legislation to authorize the Lynn Division of the District Court Department of the Trial Court to establish a sick leave bank for Stephen T. Brown, a court officer of said court.

By Mr. Dempsey of Haverhill (by request), petition (subject to Joint Rule 12) of Marc Mulahy for legislation to change the title of youth service caseworker I to youth service parole agent I.

By the same member (by request), petition (subject to Joint Rule 12) of Marc Mulahy for legislation to change the title of youth service caseworker II to youth service parole agent II.

By the same member, petition (subject to Joint Rule 12) of the Service Employees International Union, Brian S. Dempsey, James P. Jajuga and Thomas G. Palumbo relative to the establishment of a sick leave bank for Robert Mataresse, an employee of the Department of Mental Health.

By Mr. DiMasi of Boston, petition (subject to Joint Rule 12) of Salvatore F. DiMasi (with the approval of the mayor and city council) for legislation to authorize the city of Boston to take an easement in two parcels of Metropolitan District Commission park land and to convey a certain parcel of park land in said city.

By Mr. Driscoll of Northbridge, petition (subject to Joint Rule 12) of John R. Driscoll and Louis P. Bertonazzi relative to the conduct of harness horse racing meetings.
By Mr. Giordano of Methuen, petition (subject to Joint Rules 12 and 7B) of Larry F. Giordano relative to the abatement of taxes on certain property destroyed by fire in the city known as the town of Methuen on December twenty-fifth in the year nineteen hundred and ninety-one.

By the same member, petition (subject to Joint Rule 12) of Larry F. Giordano relative to adoption of children by foster parents.

By the same member, petition (subject to Joint Rule 12) of Larry F. Giordano relative to regulating the placement of foster children.

By the same member, petition (subject to Joint Rule 12) of Larry F. Giordano for legislation to authorize the Department of Social Services to provide liability insurance for foster parents.

By Mr. Hawke of Gardner, petition (subject to Joint Rule 12) of Robert D. Hawke, Stephen M. Brewer and another relative to further regulating the testimony of child witnesses.

By Mr. Honan of Boston, petition (subject to Joint Rule 12) of Kevin G. Honan relative to unlicensed innholders or victuallers.

By Ms. Jehlen of Somerville, petition (subject to Joint Rule 12) of Patricia D. Jehlen relative to the reduction and prevention of childhood lead poisoning.

By Mr. Kraus of Kingston (by request), petition (subject to Joint Rule 12) of Ronald L. C. Maribett relative to further regulating the conduct of certain state employees.

By Mr. Lawless of Orleans, petition (subject to Joint Rule 12) of Robert C. Lawless relative to further regulating controlled substances.

By Mr. Lionett of Worcester (by request), petition (subject to Joint Rule 12) of Keith J. Harding relative to the enforcement of consumer protection laws by the Attorney General.

By Mr. Mandile of Waltham, petition (subject to Joint Rule 12) of William F. Stanley (mayor), Lucile P. Hicks, Anthony M. Mandile, David F. Gately and others (with the approval of the mayor and city council) for legislation to authorize the city of Waltham to establish a retirement system funding schedule.

By Mr. McIntyre of New Bedford (by request), petition (subject to Joint Rule 12) of Richard Pacheco for legislation to protect consumers against abusive insurance practices.

By Mr. Moore of Uxbridge, petition (subject to Joint Rule 12) of Richard T. Moore for legislation to further regulate prescription forms.

By Mr. Vellucci of Cambridge, petition (subject to Joint Rule 12) of Kenneth E. Reeves (mayor) and others (with the approval of the mayor and city council) for legislation to require the Personnel Administrator to certify the names of members of the city of Cambridge police reserve force prior to certifying any other list or register.

By Mr. Voke of Chelsea, petition (subject to Joint Rule 12) of Richard A. Voke relative to authorizing the Commissioner of the Division of Capital Planning and Operations to transfer a certain parcel of land in the city of Chelsea to said city.
By Ms. Walsh of Boston, petition (subject to Joint Rule 12) of Marian Walsh relative to the licensing and regulation of check cashers.

By Mr. Walsh of Agawam, petition (subject to Joint Rule 12) of Michael P. Walsh relative to the taxation of certain properties in the towns of Chester and Blandford.

By Mr. Woodward of Walpole, petition (subject to Joint Rules 12 and 7B) of Francis H. Woodward for legislation to authorize the appointment of Frank Gross as veterans’ agent for the town of Norfolk.

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

Papers from the Senate.

Bills

Relative to the renting of videos (Senate, No. 69) (reported on Senate, No. 69 and House, Nos. 1068, 1446 and 2766);

Relative to cornea transplants (Senate, No. 405) (reported on a petition);

Relative to certain licensing requirements of vehicles transporting elderly persons (Senate, No. 1351) (reported on a petition);

Authorizing the granting of an easement on certain park land in the town of Wrentham (Senate, No. 1452) (reported on a petition) [Local Approval Received];

Increasing the members of the board of selectmen of the town of Dartmouth from three members to five members (Senate, No. 1456) (reported on a petition) [Local Approval Received]; and

Authorizing the town of Sherborn to permit the use of certain town land for a communication system (printed in Senate, No. 1459) (reported on a message from His Excellency the Governor);

Severally passed to be engrossed by the Senate, were read; and they were placed in the Orders of the Day for the next sitting for a second reading.

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

Petition (accompanied by bill, Senate, No. 1477) of W. Paul White for legislation relative to prescription counseling. To the committee on Health Care.

Petition (accompanied by bill, Senate, No. 1478) of Richard R. Tisei (with the approval of the mayor and board of alderman) for legislation to exempt the office of chief of police in the city of Melrose from the provisions of the civil service law; and

Petition (accompanied by bill, Senate, No. 1479) of W. Paul White (with the approval of the mayor and city council) for legislation to direct the State Boston Retirement Board to retire Francis X. Foley, a police officer of the city of Boston;

Severally to the committee on Public Service.

Reports of Committees.

By Ms. Buell of Greenfield, for the committee on Health Care, asking to be discharged from further consideration of the petition
THURSDAY, APRIL 9, 1992.

(accompanied by bill, House, No. 5048) of Shannon P. O’Brien, Stephen M. Brewer and another for legislation to regulate the standards and provide complete evaluations of legislative entitlements relative to health care services, — and recommending that the same be referred to the committee on Insurance;

By Mr. Rushing of Boston, for the committee on Local Affairs, asking to be discharged from further consideration

Of the petition (accompanied by bill, House, No. 1170) of William Constantino, Jr., for legislation to regulate school budgets in cities and towns, — and recommending that the same be referred to the committee on Education, Arts and Humanities; and

Of the petition (accompanied by bill, House, No. 1946) of the Massachusetts Municipal Association and Thomas S. Cahir for legislation to further regulate fees in cities and towns, — and recommending that the same be referred to the committee on Government Regulations.

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

By Mr. Rushing of Boston, for the committee on Local Affairs, on House, Nos. 957, 1348, 4717, 4719, 4721 and 5312, an Order relative to authorizing the committee on Local Affairs to make an investigation and study of certain House documents concerning the powers and duties of cities and towns and other related matters (House, No. 5472). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

By Mr. Rushing of Boston, for the committee on Local Affairs, on House, Nos. 231 and 256, a Bill making certain changes to the compensating balance agreement law (House, No. 256). Read; and referred, under Rule 33, to the committee on Counties on the part of the House.

By Mr. Kollios of Millbury, for the committee on Human Services and Elderly Affairs, on a petition, a Bill providing for treatment, education and prevention of substance abuse and compulsive gambling (House, No. 5057). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

By Ms. Buell of Greenfield, for the committee on Health Care, on a petition, a Bill relative to the provision of medical respite services to homeless individuals (House, No. 1118).

By the same member, for the same committee, on Senate, No. 430 and House, No. 3902, a Bill to protect health in the workplace (House, No. 3902).

By the same member, for the same committee, on House, Nos. 918 and 4622, a Bill to enhance the delivery of medicolegal services in the Commonwealth (printed in House, No. 4622, changed in section 1 by inserting after the word "Pathology", in line 14, the
By the same member, for the same committee, on House, No. 2062, a Bill concerning health records requested from providers by persons seeking benefits under the Social Security Act and federal or state needs-based benefit programs (House, No. 5473).

By Mr. Kollios of Millbury, for the committee on Human Services and Elderly Affairs, on House, Nos. 176 and 178, a Bill relating to substance abuse (House, No. 178).

By the same member, for the same committee, on a petition, a Bill for legislation to equalize rest home residents' rights with those of nursing home residents (House, No. 1143).

By the same member, for the same committee, on Senate, No. 617 and House, No. 1147, a Bill to enhance the safety of vulnerable and disabled persons by providing for personal emergency response system services in their homes (House, No. 1147).

By the same member, for the same committee, on a petition, a Bill to restore the annual cost of living increase for the elderly, blind and disabled (House, No. 1700) [Cost: $4,000,000.00].

By the same member, for the same committee, on Senate, No. 533 and House, No. 1901, a Bill to prevent unnecessary institutionalization of disabled individuals (House, No. 1901) [Cost: $500,000.00].

By the same member, for the same committee, on House, Nos. 2280 and 2668, a Bill to enhance the availability of health and social services for the disabled (House, No. 2280).

By the same member, for the same committee, on a petition, a Bill to facilitate access to community-based services for elderly and disabled persons (House, No. 2284) [Cost: $10,000,000.00].

By the same member, for the same committee, on Senate, No. 529 and House, Nos. 2285 and 3019, a Bill to enable human services providers to offer health insurance to their employees (House, No. 2285) [Cost: $5,500,000.00].

By the same member, for the same committee, on a petition, a Bill to promote employment and training for people with disabilities (House, No. 2292) [Cost: $1,100,000.00].

By the same member, for the same committee, on House, Nos. 370, 1148 and 2293, a Bill ensuring access to respite care (House, No. 2293).

By the same member, for the same committee, on Senate, Nos. 530 and 577 and House, Nos. 90, 91, 748, 1507, 1903, 2084, 2300 and 3589, a Bill to ensure the elderly equal access to long term care facilities participating in the medical assistance program (House, No. 2300) [Cost: $10,000,000.00].
By the same member, for the same committee, on Senate, No. 555 and House, Nos. 1145, 2303 and 2829, a Bill relative to eligibility for elderly home care services (House, Nos. 2303) [Cost: $5,000,000.00].

By the same member, for the same committee, on House, Nos. 569 and 2305, a Bill to establish a volunteer credit exchange to enhance the availability of community-based support services for the elderly (House, No. 2305).

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

By Ms. Buell of Greenfield, for the committee on Health Care, on a petition, a Bill relative to protecting nonsmokers from involuntary exposure to cigarette smoke in indoor public areas (House, No. 919).

By the same member, for the same committee, on a petition, a Bill to increase the penalties for illegally smoking aboard public transportation (House, No. 1495).

By the same member, for the same committee, on a petition, a Bill further regulating smoking on public conveyances (House, No. 2267).

By the same member, for the same committee, on a petition, a Bill further regulating the Board of Registration in Nursing (House, No. 3005).

By Mr. Kollios of Millbury, for the committee on Human Services and Elderly Affairs, on a petition, a Bill relative to children born with congenital deformities, birth injuries or mental retardation (House, No. 744).

By Mr. Rushing of Boston, for the committee on Local Affairs, on House, Nos. 231 and 250, a Bill relating to revenue budgets (House, No. 250).

By the same member, for the same committee, on House, Nos. 231 and 253, a Bill clarifying the use of proceeds from the sale of bonds and notes (House, No. 253).

By the same member, for the same committee, on House, Nos. 231 and 255, a Bill relating to budget reductions in cities (House, No. 255).

By the same member, for the same committee, on House, Nos. 231, 251, 252 and 1349, a Bill relating to borrowing by cities, towns and districts (House, No. 1349).

By the same member, for the same committee, on a petition, a Bill relating to the first annual maturity of refunding bonds (House, No. 1534).

By the same member, for the same committee, on House, Nos. 1951 and 3612, a Bill further regulating the use by municipalities of certain sums received as payment for damages (House, No. 1951).

By the same member, for the same committee, on House, Nos. 231, 247 and 4725, a Bill relative to the penalty for tendering certain insufficient funds checks (House, No. 4725).
By the same member, for the same committee, on a petition, a Bill increasing the borrowing capacity of the Montague Center Water District (House, No. 5387).

By Mr. Ranieri of Bellingham, for the same committee, on a petition, a Bill authorizing the town of Medway to grant certain easements (House, No. 5314) [Local Approval Received].

By Mr. Gonsalves of Dartmouth, for the same committee, on a petition, a Bill establishing a landfill capping expenses fund in the town of Dartmouth (House, No. 5309) [Local Approval Received].

By Mr. Caron of Springfield, for the committee on Public Safety, on Senate, No. 1012 and House, Nos. 1565, 3776 and 4565, a Bill providing the eliminating of standees on school buses (House, No. 3776).

By the same members, for the same committee, on a petition, a Bill relative to fire sprinkler systems (House, No. 4298).

By Mr. Hodgkins of Lee, for the committee on State Administration, on a petition, a Bill to allow awarding authorities to reject general bids without rejecting sub-bids (House, No. 2735).

By the same member, for the same committee, on a petition, a Bill to clarify certain provisions of the public construction statute (House, No. 2736).

Severally read; and placed in the Orders of the Day for the next sitting for a second reading.

By Ms. Buell of Greenfield, for the committee on Health Care, ought NOT to pass, on the petition (accompanied by bill, House, No. 553) of John C. McNeil for legislation to prohibit discrimination in the pricing of identical medical services.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1128) of Albert Herren relative to establishing a prescription assistance program for elderly and disabled persons.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2445) of John F. Cox for legislation to further regulate the rights of providers of medical assistance.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2664) of Peter A. Vellucci that physicians be required to bill insurance companies directly for certain services.

By Mr. Kollios of Millbury, for the committee on Human Services and Elderly Affairs, ought NOT to pass, on the petition (accompanied by bill, House, No. 2088) of J. Michael Ruane that provision be made for local control over elderly home care corporations.

By Mr. Mara of Brockton, for the committee on Insurance, ought NOT to pass, on the petition (accompanied by bill, House, No. 573) of John F. Cox relative to the conversion of mutual life insurance companies.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1709) of Angelo M. Scaccia relative to insurance information and privacy protection.
By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1915) of Robert L. Howarth for legislation to further regulate insurance adjusters and investigators under the law regulating the licensing of private detectives.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2093) of Paul C. Casey for legislation to allow certain investments in insurance policies and annuity contracts.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2095) of Louis L. Kafka and Paul R. Haley relative to uninsured motor vehicle coverage.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2095) of Louis L. Kafka and Paul R. Haley relative to uninsured motor vehicle coverage.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2473) of John F. Cox for legislation to authorize domestic mutual life insurance companies to convert to a stock form of ownership.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2486) of Paul Kollios relative to the examination of auto damage appraisers.

By the same member, for the same committee, ought NOT to pass, on petitions for legislation to make certain changes in the small business health insurance law [based on petitions of Francis G. Mara and others, accompanied by bills, House, Nos. 3033, 3045 and 3047].

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3925) of Michael P. Walsh for legislation to regulate the acquisition of capital stock by life insurance companies.

By Mr. Rushing of Boston, for the committee on Local Affairs, ought NOT to pass, on so much of the recommendations of the Department of Revenue (House, No. 231) as relates to the payment of court judgments and the issuance of notes by municipalities (accompanied by bill, House, No. 254).

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 601) of John E. McDonough for legislation to repeal the law relative to the employment of assessors in cities and towns.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1948) of the Mass. Town Clerks' Association, Kevin G. Honan and Michael P. Walsh for legislation to increase the fees collected by city and town clerks.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3413) of Pamela P. Resor, Emile J. Goguen, Daniel J. Valiante and Janet W. O'Brien for legislation to further regulate special town meetings.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5308) of James P. Jajuga, Larry F. Giordano and others (with the approval of the town council) for legislation to expand the size of the disability commission of the city known as the town of Methuen.
By Mr. Caron of Springfield, for the committee on Public Safety, ought NOT to pass, on the petition (accompanied by bill, House, No. 796) of Joseph N. Hermann for legislation to establish certain requirements for vehicles and operators used in transporting children.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1008) of the Group Against Smoking Pollution, Kevin P. Blanchette, John A. Businger, Patricia D. Jehlen and J. James Marzilli, Jr., for legislation to establish fire safety standards for cigarettes and little cigars.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1368) of William G. Reinstein relative to the licensing of automatic sprinkler contractors and fitters.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1748) of Paul E. Caron relative to the licensing of automatic sprinkler contractors and fitters.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2528) of Paul Kollios relative to the licensing of school bus drivers.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2529) of Paul Kollios relative to the safety of residents of housing developments for elderly and disabled persons.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3772) of John E. McDonough, Kevin G. Honan and Marc D. Draisen for legislation to regulate the use of buildings under the fire prevention laws of the Commonwealth.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3778) of Philip Travis relative to school bus safety.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4295) of Joseph B. McIntyre relative to the installation of automatic sprinkler systems.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4567) of John A. Businger and Lois G. Pines for legislation to provide that school buses be equipped with telephones or two-way radio equipment.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by resolve, House, No. 4928) of Marie-Louise Kehoe for an investigation by a special commission (including members of the General Court) relative to school bus safety.

Severally placed in the Orders of the Day for the next sitting, the question, in each instance, being on acceptance.
Emergency Measure.

The engrossed Bill relative to a certain superior court officer of the Trial Court (see Senate, No. 1474), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 3 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the Senate) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

At thirteen minutes after eleven o'clock A.M., on motion of Mrs. Murray of Cohasset (Mr. Serra of Boston being in the Chair), the House adjourned, to meet on Monday next at eleven o'clock A.M.
Monday, April 13, 1992.

Met according to adjournment, at eleven o'clock A.M.

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

God, Our Creator, source of goodness and compassion, we pause to ask for guidance in legislative matters and to reflect on the important historical and faith events of this Holy Week. Around the world, Christians and Jews observe and celebrate Your intervention into human history and in the lives of men and women. During this solemn season, fill our hearts and minds with an appreciation of the dignity of each person, the human and civil rights of all people, and of the physical, material and spiritual needs of people throughout the world.

Bestow Your blessings on the Speaker, the members 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.

Messages from the Governor.

A message from His Excellency the Governor recommending legislation relative to providing for coordination and oversight of capital expenditures for state roadways (House, No. 5475) was filed in the office of the Clerk on Thursday, April 9.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Transportation. Sent to the Senate for concurrence.

A message from His Excellency the Governor recommending legislation relative to providing for the defeasement of the outstanding bonds of the Massachusetts Turnpike Authority (House, No. 5476) was filed in the office of the Clerk on Thursday, April 9.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Transportation. Sent to the Senate for concurrence.

Messages from the Governor — Bills Returned with Recommendations of Amendments.

A message from His Excellency the Governor returning with recommendation of amendment the engrossed Bill providing for a cost-of-living adjustment for state and municipal retirees [see House, No. 5260] (for message, see House, No. 5477) was filed in the office of the Clerk on Friday last.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was thereupon
"before the General Court and subject to amendment and re-enactment".

Pending the question on adoption of the amendment recommended by His Excellency, the bill was referred, on motion of Mr. Blanchette of Lawrence, to the committee on Bills in the Third Reading.

A message from His Excellency the Governor returning with recommendation of amendments the engrossed Bill providing for an early retirement incentive program for state employees [see House, No. 5394, amended] (for message, see House, No. 5478) was filed in the office of the Clerk on Thursday, April 9.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was thereupon "before the General Court and subject to amendment and re-enactment".

Pending the question on adoption of the amendments recommended by His Excellency, the bill was referred, on motion of Mr. Blanchette of Lawrence, to the committee on Bills in the Third Reading.

Subsequently Mr. Cox of Lowell, for said committee, reported asking to be discharged from further consideration of the bill; and the report was accepted.

Under suspension of Rule 42, on motion of Mr. Blanchette of Lawrence, the amendments recommended by His Excellency the Governor were considered forthwith.

On further motion of the same member, the amendments were divided as follows:

"(1) In section 2 by striking out, in lines 11 and 12 (as printed), the words 'no earlier than May fifteenth and no later than June thirtieth, nineteen hundred and ninety-two' and inserting in place thereof the words 'July first, nineteen hundred and ninety-two', and by striking out, in lines 34 and 35 (as printed), the words 'no earlier than May fifteenth, nineteen hundred and ninety-two, and no later than' and inserting in place thereof the words 'either July first, nineteen hundred and ninety-two or';

(2) In section 1 by striking out the last paragraph (as amended) and inserting in place thereof the following paragraph:

'Employees of the system of public institutions of higher education, as defined by the provisions of section three of chapter fifteen A of the General Laws, employees of the judiciary, and elected officials shall not be allowed to participate in the retirement incentive program established by this act.'; and in section 2 by striking out the paragraph contained in lines 13 to 26, inclusive (as printed); and

(3) In section 1 by inserting after the word 'hundred', in line 28 (as printed), the words 'provided, however, that the total number of employees in either Group 1 or Group 2 paid through federal grant, trust fund, bond account, or capital fund account who can receive such benefit shall be limited to six hundred';".

The amendments were adopted. Mrs. Menard of Somerset moved
that this vote be reconsidered; and, there being no objection, the motion to reconsider was considered forthwith; and it was negatived.

The following amendment recommended by His Excellency then was considered as follows:

“(4) In section 11 by striking out, in lines 5, 6 and 7 (as printed), the words ‘ending June thirtieth, nineteen hundred and ninety-two, and the remaining fifty percent before July thirty-first, nineteen hundred and ninety-two’ and inserting in place thereof the words ‘ending June thirtieth, nineteen hundred and ninety-three; and the remaining fifty percent before July thirty-first, nineteen hundred and ninety-three’.”

The amendment was rejected. Mrs. Menard moved that this vote be reconsidered; and, there being no objection, the motion to reconsider was considered forthwith, and it was negatived.

The bill (see House, No. 5394, amended) then was sent to the Senate for concurrence in the amendments adopted by the House.

**Appointment of Third Assistant Minority Floor Leader.**

The Minority Leader announced, effective April 13, under the provisions of House Rule 18, the appointment of Representative Teague of Yarmouth as the Third Assistant Minority Floor Leader.

**Statement Concerning Representative Dempsey of Haverhill.**

During consideration of the Orders of the Day, Mr. Voke of Chelsea asked unanimous consent to make a statement; and, there being no objection, he addressed 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 Dempsey of Haverhill, will not be present in the House Chamber due to illness. Any roll calls that he may miss today and for the next few days will be due entirely to the reason stated.

Mr. Voke then moved that the statement made by him be spread upon the records of the House; and the motion prevailed.

**Guests of the House.**

During consideration of the Orders of the Day, the Speaker declared a recess subject to the call of the Chair, there being no objection, and introduced the lady “Hawks” of Becker College, winners of the Division III Basketball Conference Championship Title. The Speaker then introduced the following members of the team: Debbie Sweeney (captain), Sharon Stoppyra, Lori Young, Tammy Baker, Sheila Smith, Kim Koski, Dianne Batt, Bonnie Rich, Jennifer Costello, Kim Monnerat and Karen Flynn. He also introduced head coach Bill Messier and assistant coach Herb Whitworth, the game announcer, Harry Connor, associate professor of business, Larry Spaulding, and Mr. Arnold Welles, the President of Becker College, who was accompanied by his wife.

They were the guests of Representatives Binienda of Worcester, Brewer of Barre, Glodis of Worcester, Hawke of Gardner, Hornblower of Groton, Kollios of Millbury, Resor of Acton and Woodward of Walpole.
During consideration of the Orders of the Day, the Speaker declared a recess subject to the call of the Chair, there being no objection, and introduced Adrian O'Neill, Vice Consulate General of Ireland, who is stationed in the Boston area. He was the guest of the Speaker and Representative Kennedy of Brockton.

Resolutions.

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

- Resolutions (filed by Mr. Voke of Chelsea) congratulating John John Dalis on the occasion of his retirement as city clerk of the city of Chelsea;
- Resolutions (filed by Mr. Henry of Beverly) on the occasion of Stephen H. Doane Day in the city of Beverly; and
- Resolutions (filed by Mr. Walsh of Peabody) congratulating Margaret Fitzpatrick Delaney on the occasion of her one hundredth birthday.

Mr. Voke, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of Rule 41, in each instance, on motion of the same member, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Papers from the Senate.

A report of the committee on Local Affairs, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 893) of Jane M. Swift, Christopher J. Hodgkins, Jonathan L. Healy, Edward P. Kirby, James P. Jajuga, Paul D. Harold and other members of the Senate for legislation to establish a disaster relief reserve fund for cities and towns suffering damages during certain natural disasters.

Reports

Of the committee on Public Safety, asking to be discharged from further consideration

- Of the petition (accompanied by bill, Senate, No. 1008) of William R. Keating, William C. Galvin and Louis L. Kafka for legislation to require the installation of sprinkler systems in certain buildings occupied by elderly persons;
- Of the petition (accompanied by bill, Senate, No. 1032) of Thomas C. Norton for legislation relative to the pre-inspection of motor vehicles by the Registry of Motor Vehicles;
- Of the petition (accompanied by bill, Senate, No. 1042) of Stephen M. Edgell III for legislation to authorize the issuance of distinctive initial plates for commercial vehicles; and
- Of the petition (accompanied by bill, Senate, No. 1043) of Jane M. Swift, Daniel E. Bosley, Peter J. Larkin and Shaun P. Kelly for legislation to reimburse the town of Cheshire and the city of Pittsfield, — fire prevention.
Pittsfield for the cost incurred in complying with certain requirements of the Board of Fire Prevention;

And recommending that the same severally be referred to the Senate committee on Ways and Means.

Severally accepted by the Senate, were considered forthwith, under Rule 42; and they were accepted, in concurrence, insomuch as relates to the discharge of the committees.

A report of the committee on Local Affairs, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 884) of William R. Keating for legislation relative to the fees of a collector of taxes, and recommending that the same be referred to the committee on Taxation, — accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence.

Reports of Committees.

By Miss O'Brien of Easthampton, for the committee on Counties, asking to be discharged from further consideration

Of the petition (accompanied by bill, Senate, No. 100) of Thomas C. Norton for legislation relative to the Registry of Deeds;

Of the petition (accompanied by bill, Senate, No. 103) of Jane M. Swift, Jonathan L. Healy and Stanley C. Rosenberg for legislation to provide for a regional services fund in Hampshire County;

Of the petition (accompanied by bill, House, No. 880) of Stephen M. Brewer, Patrick F. Landers III, Richard T. Moore, Robert D. Wetmore and another relative to the recovery of lost dogs;

Of the petition (accompanied by bill, House, No. 1072) of John C. Klimm for legislation to further regulate dog kennels; and

Of the petition (accompanied by bill, House, No. 1073) of John C. Klimm for legislation to require persons operating a dog training facility to be licensed for kennel operations;

And recommending that the same severally be referred to the committee on Counties on the part of the House.

By Mr. Kollios of Millbury, of the committee on Human Services and Elderly Affairs, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 2457) of Gloria L. Fox, other members of the General Court and others relative to comprehensive care for the prevention, early intervention and treatment of substance abuse among pregnant and parenting women;

By Mr. Angelo of Saugus, for the committee on Natural Resources and Agriculture, asking to be discharged from further consideration

Of the petition (accompanied by bill, House, No. 403) of Mary Jeanette Murray for an appropriation of a certain sum of money for the repair of dams in the town of Hingham;

Of the petition (accompanied by bill, House, No. 616) of Mary Jeanette Murray that the Division of Waterways be directed to provide for a stabilization and restoration project for Point Allerton Bluff in the town of Hull;
Of the petition (accompanied by bill, House, No. 961) of Stephen M. Brewer for legislation to direct the Division of Water Resources to pay for certain dam repairs in the town of Spencer;

Of the petition (accompanied by bill, House, No. 1177) of Lida E. Harkins and Michael W. Morrissey for legislation to require the Water Resources Authority to release certain easements upon the completion of construction projects;

Of the petition (accompanied by bill, House, No. 1364) of William G. Reinstein and Robert A. DeLeo for legislation to direct the Department of Environmental Management to dredge the Belle Isle Creek and the mooring areas adjacent to the Beachmont Yacht Club and VFW Post in the city of Revere;

Of the petition (accompanied by bill, House, No. 1553) of Christopher J. Hodgkins and Mary Jeanette Murray relative to the clean lakes program;

Of the petition (accompanied by bill, House, No. 1729) of Peter J. Larkin that the Department of Environmental Management be directed to repair the Onota Lake Dam in the city of Pittsfield;

Of the petition (accompanied by bill, House, No. 3067) of Stephen J. Karol, Joan M. Menard, Robert A. Antonioni, Gary M. Coon and another that the Department of Environmental Management be directed to assist small businesses affected by environmental laws;

Of the petition (accompanied by bill, House, No. 3417) of Richard T. Moore for certain changes in the law relative to the Blackstone River and Canal Heritage State Park;

Of the petition (accompanied by bill, House, No. 3967) of Michael P. Walsh relative to the construction of boat access facilities in the town of Southwick; and

Of the petition (accompanied by bill, House, No. 4292) of Frank M. Hynes for legislation to require the Department of Environmental Management to control pollution of the North River; and

By Mr. Caron of Springfield, for the committee on Public Safety, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 1197) of Anthony M. Scibelli relative to increasing the maximum speed limit in the Commonwealth;

And recommending that the same severally be referred to the committee on Ways and Means.

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

By Mr. Caron of Springfield, for the committee on Public Safety, on a petition, a Resolve providing for an investigation and study by a special commission of the regulations of fire sprinkler systems (House, No. 4299, changed by striking out, in line 17, the word "May" and inserting in place thereof the word "September"). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.
By Ms. Buell of Greenfield, for the committee on Health Care, on a petition, a Bill to maintain group health insurance for medicaid eligible individuals (House, No. 4103).

By Mr. Kollios of Millbury, for the committee on Human Services and Elderly Affairs, on Senate, No. 547 and House, No. 2282, a Bill modifying successor liability (House, No. 2282).

By the same member, for the same committee, on House, Nos. 1149 and 2286, a Bill to maximize federal Medicaid reimbursement (House, No. 2286).

By the same member, for the same committee, on House, Nos. 2086 and 2301, a Bill relative to waiting lists for certain long term care facilities (House, No. 2301).

By the same member, for the same committee, on Senate, No. 568 and House, Nos. 367, 1144 and 2304, a Bill to expand the range of elder home care program services (House, No. 2304).

By the same member, for the same committee, on Senate, No. 592 and House, No. 2455, a Bill improving the quality of home care program services for the elderly (House, No. 2455) [Cost: $650,000.00].

By the same member, for the same committee, on House, Nos. 749 and 2459, a Bill establishing a public guardianship commission (House, No. 2459) [Cost: $900,000.00].

By the same member, for the same committee, on House, Nos. 2460, 3018, 3170 and 3916, a Bill to restore medicaid benefits for nursing home residents and older adolescents (House, No. 2460) [Cost: $12,000,000.00].

By the same member, for the same committee, on Senate, Nos. 561 and 591 and House, No. 2461, a Bill providing services to those graduating from high school or turning twenty-two (House, No. 2461) [Cost: $40,000,000.00].

By the same member, for the same committee, on Senate, No. 593 and House, No. 2667, a Bill relative to services for older mentally retarded persons (House, No. 2667) [Cost: $7,000,000.00].

By the same member, for the same committee, on House, Nos. 3020 and 4113, a Bill relative to transportation services for residents of long term care facilities (House, No. 3020) [Estimated Cost: $1,000,000.00].

By the same member, for the same committee, on House, Nos. 4111 and 5056, a Bill providing services for persons with autism by the Department of Mental Retardation (House, No. 4111). By the same member, for the same committee, on a petition, a Bill further regulating the operation of nursing homes (House, No. 4679).

By Mrs. Parente of Milford, for the same committee, on a petition, a Bill to provide assistance to the families of disabled children (House, No. 2278) [Cost: $3,500,000.00].

By Mr. Lambert of Fall River, for the same committee, on a petition, a Bill to preserve the homes of medicaid-eligible nursing home residents (House, No. 4883).
By the same member, for the same committee, on a petition, a Bill establishing a detoxification center for juveniles (House, No. 5182) [Cost: $547,500.00].

By Ms. Kerans of Danvers, for the same committee, on a petition, a Bill providing information to parents of handicapped children of available assistance (House, No. 1906).

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

By Miss O'Brien of Easthampton, for the committee on Counties on the part of the House, that the following bills ought to pass:

To encourage the full funding of public pension systems (House, No. 4162); and

To establish a funding schedule for the Worcester County retirement system (House, No. 5268);

Severally placed in the Orders of the Day for the next sitting for a second reading.

By Miss O'Brien of Easthampton, for the committee on Counties, on a petition, a Bill relative to county agricultural schools (House, No. 2952).

By the same member, for the same committee, on a petition, a Bill relative to the board of trustees of the Norfolk County Agricultural School (House, No. 3132).

By the same member, for the same committee, on Senate, No. 102, a Bill authorizing Dukes County to establish a certain fund (House, No. 5480).

By Ms. Resor of Acton, for the same committee, on a petition, a Bill providing for an advisory board on regionalism for each county accepting this section (House, No. 2788).

By Mr. Mara of Brockton, for the committee on Insurance, on House, Nos. 752 and 1512, a Bill relative to life insurance beneficiaries (House, No. 752).

By the same member, for the same committee, on a petition, a Bill relative to improving access to insurance for terminally ill children (House, No. 1155).

By the same member, for the same committee, on House, Nos. 1510 and 4120, a Bill relating to the valuation of capital stock of subsidiaries of insurers (House, No. 1510).

By the same member, for the same committee, on a petition, a Bill to permit life insurance companies to exchange policies issued with policies issued by affiliated life insurers (House, No. 1511).

By the same member, for the same committee, on a petition, a Bill relative to confidentiality protections (House, No. 3037).

By the same member, for the same committee, on Senate, Nos. 665 and 674 and House, Nos. 575 and 941, a Bill relative to professional liability insurance for health care providers (House, No. 5479).

By Mr. Walsh of Peabody, for the same committee, on a petition, a Bill clarifying the cancellation of group contracts (House, No. 942).
By the same member, for the same committee, on a petition, a Bill relative to notification of an insolvent insurer (House, No. 1158).

By Mr. Rushing of Boston, for the committee on Local Affairs, on a petition, a Bill relative to revolving funds for public school transportation (House, No. 5388) [Representative Murray of Cohasset dissenting].

By Mr. Hodgkins of Lee, for the committee on State Administration, on a petition, a Bill amending chapter 254 to enable contractors, subcontractors, suppliers of materials, labor and trustees of labor to obtain payment protection on construction work (House, No. 2740).

Severally read; and placed in the Orders of the Day for the next sitting for a second reading.

By Miss O'Brien of Easthampton, for the committee on Counties, ought NOT to pass, on the petition (accompanied by bill, House, No. 882) of Robert Kraus (by vote of the town) relative to the licensing and keeping of dogs in the town of Kingston.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1071) of Robert Hall relative to the issuance of certain reports by treasurers of counties.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3331) of Steven G. O'Donnell relative to the regulation of dogs.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4634) of Andrew Collaro for legislation to further regulate the disposition of dog license fees in Worcester County.

By Ms. Buell of Greenfield, for the committee on Health Care, ought NOT to pass, on the petition (accompanied by bill, House, No. 1307) of William G. Reinstein for legislation to improve the quality of long term care in convalescent and nursing homes.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1499) of David P. Magnani and Warren E. Tolman for legislation to reduce unwanted or unnecessary medical intervention for nursing home residents.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by resolve, House, No. 1688) of William P. Nagle, Jr., for an investigation by a special commission (including members of the General Court) relative to the structure, policies and practices of the Board of Registration in Medicine in the state of Oregon and the comparison of said board to the Massachusetts Board of Registration in Medicine.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2073) of J. Michael Ruane for legislation to provide for continuity of care for public assistance recipients.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3363) of Generoza Zizza for legislation to prohibit certain health care facilities from...
requiring more than one-third of a patient’s assets for health care in such facilities.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3904) of Thomas G. Palumbo to prevent spousal impoverishment due to medical expenses.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4865) of Peter Tocci for legislation to regulate the determination of professional incompetence by the Board of Registration in Medicine.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4866) of Mark Brown for legislation to authorize the district courts to suspend medical and dental licenses.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5043) of Thomas P. Kennedy that the Department of Public Health be directed to establish areas of need for nursing home beds under the determination of need program.

By Mr. Kollios of Millbury, for the committee on Human Services and Elderly Affairs, ought NOT to pass, on so much of the recommendations of the Department of Social Services (House, No. 271) as relates to multi-disciplinary teams and the investigation of child abuse by district attorneys (accompanied by bill, House, No. 275).

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 373) of Marie J. Parente, Gloria L. Fox, Stanley C. Rosenberg and Larry F. Giordano relative to the placement of children in foster care.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 740) of Anthony M. Mandile and Athan Catjakis relative to welfare payments to parents of children housed in institutions operated by the Department of Youth Services.

By Mr. Angelo of Saugus, for the committee on Natural Resources and Agriculture, ought NOT to pass, on the petition (accompanied by bill, House, No. 1957) of Robert L. Howarth relative to certain provisions of the severability clause of the inland fisheries and game laws.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1958) of Robert L. Howarth relative to the limitations of actions and prosecutions under the inland fisheries and game laws.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2859) of Marie-Louise Kehoe and Christopher M. Lane that the Water Resources Authority be directed to dispose of a certain parcel of land located in the town of Dedham.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4144) of Eric Spousal improvement.

Id.

Board of Registration in Medicine.

District courts,— licenses.

Long-term care facilities.

Child abuse,—
district attorneys.

Foster children,—
placement.

Children,—
welfare payments.

Inland fisheries and game.

Dedham,—
Water Resources
land.

Nantucket,—
pond fishing.
Constitution,—
limit terms of office.

Mr. Moore of Uxbridge, for the committee on Election Laws, on
the petition (accompanied by proposal, Senate, No. 114) of Arthur E. Chase for a legislative amendment to the Constitution to limit
the terms of office of senators, representatives and constitutional
officers, — reported (in accordance with a provision of Joint
Rule 23) recommending that the amendment proposed by said petition, ought NOT to pass.

The same member, for the same committee, on the petition
(accompanied by proposal, Senate, No. 142) of Arthur M. Marshall
for a legislative amendment to the Constitution limiting the terms
of office of Senators and Representatives, — reported (in
accordance with a provision of Joint Rule 23) recommending that
the amendment proposed by said petition, ought NOT to pass.

The same member, for the same committee, on the petition
(accompanied by proposal, House, No. 3349) of Gary M. Coon for
a legislative amendment to the Constitution providing that no
person shall hold a state-wide elective office or the offices of Senator,
Representative or Councillor for more than eight years, — reported
(in accordance with a provision of Joint Rule 23) recommending that
the amendment proposed by said petition, ought NOT to pass.

The same member, for the same committee, on the petition
(accompanied by proposal, House, No. 4851) of David J. Lionett
for a legislative amendment to the Constitution providing that no
persons shall hold a state wide elective office or the office of Senator,
Representative or Councillor for more than eight consecutive
years, — reported (in accordance with a provision of Joint Rule 23)
recommending that the amendment proposed by said petition, ought
NOT to pass.

The same member, for the same committee, on the petition
(accompanied by proposal, House, No. 5173) of William
Constantino, Jr., for a legislative amendment to the Constitution
limiting the terms of office of state Senators and state Representa-
tives, — reported (in accordance with a provision of Joint Rule 23)
recommending that the amendment proposed by said petition, ought
NOT to pass.

Mr. Karol of Attleboro, for the committee on Transportation, on
the petition (accompanied by proposal, House, No. 1619) of
Stephen J. Karol, Robert A. Havern and Thomas S. Cahir for a
legislative amendment to the Constitution relative to the use of
revenues from the registration, operation or use of vehicles on public
highways or from fuels used for propelling such vehicles, — reported
(in accordance with a provision of Joint Rule 23) recommending that
the amendment proposed by said petition, ought to pass.

Severally read; and placed on file, in accordance with the
requirements of said rule.

Turkington and another relative to fishing in the ponds of the town
of Nantucket.

Severally placed in the Orders of the Day for the next sitting, the
question, in each instance, being on acceptance.

Proposals for Legislative Amendments to the Constitution.
Orders of the Day.

The Senate Bill authorizing the town of Marblehead to extend the lease of the land of Devereux Beach Playground in exchange for the construction of a building (printed in Senate, No. 1457), 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.

Senate bills
- Relative to the renting of videos (Senate, No. 69);
- Relative to cornea transplants (Senate, No. 405);
- Relative to certain licensing requirements of vehicles transporting elderly persons (Senate, No. 1351);
- Authorizing the granting of an easement on certain park land in the town of Wrentham (Senate, No. 1452);
- Increasing the members of the board of selectmen of the town of Dartmouth from three members to five members (Senate, No. 1456);
- Authorizing the town of Sherborn to permit the use of certain town land for a communication system (printed in Senate, No. 1459); and

House bills
- Relating to revenue budgets (House, No. 250);
- Relating to budget reductions in cities (House, No. 255);
- Relative to children born with congenital deformities, birth injuries or mental retardation (House, No. 744);
- To increase the penalties for illegally smoking aboard public transportation (House, No. 1495);
- Further regulating the use by municipalities of certain sums received as payment for damages (House, No. 1951);
- To allow awarding authorities to reject general bids without rejecting sub-bids (House, No. 2735);
- Further regulating the Board of Registration in Nursing (House, No. 3005);
- Providing the eliminating of standees on school buses (House, No. 3776);
- Relative to fire sprinkler systems (House, No. 4298);
- Relative to the penalty for tendering certain insufficient fund checks (House, No. 4725);
- Establishing a landfill capping expenses fund in the town of Dartmouth (House, No. 5309);
- Authorizing the town of Medway to grant certain easements (House, No. 5314); and
- Increasing the borrowing capacity of the Montague Center Water District (House, No. 5387);

Severally were read a second time; and they were ordered to a third reading.
The House report of the committee on Local Affairs, ought NOT to pass, on so much of the recommendations of the Department of Revenue (House, No. 231) as relates to the payment of court judgments and the issuance of notes by municipalities (accompanied by bill, House, No. 254) was accepted. Sent to the Senate for concurrence.

House reports

Of the committee on Health Care, ought NOT to pass, on the petition (accompanied by bill, House, No. 553) of John C. McNeil for legislation to prohibit discrimination in the pricing of identical medical services;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1128) of Albert Herren relative to establishing a prescription assistance program for elderly and disabled persons;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2445) of John F. Cox for legislation to further regulate the rights of providers of medical assistance; and

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2664) of Peter A. Vellucci that physicians be required to bill insurance companies directly for certain services;

Of the committee on Human Services and Elderly Affairs, ought NOT to pass, on the petition (accompanied by bill, House, No. 2088) of J. Michael Ruane that provision be made for local control over elderly home care corporations;

Of the committee on Insurance, ought NOT to pass, on the petition (accompanied by bill, House, No. 573) of John F. Cox relative to the conversion of mutual life insurance companies;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1709) of Angelo M. Scaccia relative to insurance information and privacy protection;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2093) of Paul C. Casey for legislation to allow certain investments in insurance policies and annuity contracts;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2095) of Louis L. Kafka and Paul R. Haley relative to uninsured motor vehicle coverage;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2473) of John F. Cox for legislation to authorize domestic mutual life insurance companies to convert to a stock form of ownership;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2486) of Paul Kollios relative to the examination of auto damage appraisers;

Of the same committee, ought NOT to pass, on petitions for legislation to make certain changes in the small business health insurance law [based on petitions of Francis G. Mara and others, accompanied by bills, House, Nos. 3033, 3045 and 3047]; and
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3925) of Michael P. Walsh for legislation to regulate the acquisition of capital stock by life insurance companies;

Of the committee on Local Affairs, ought NOT to pass, on the petition (accompanied by bill, House, No. 601) of John E. McDonough for legislation to repeal the law relative to the employment of assessors in cities and towns;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1948) of the Mass. Town Clerks' Association, Kevin G. Honan and Michael P. Walsh for legislation to increase the fees collected by city and town clerks;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3413) of Pamela P. Resor, Emile J. Goguen, Daniel J. Valianti and Janet W. O'Brien for legislation to further regulate special town meetings; and

Of the committee on Public Safety, ought NOT to pass, on the petition (accompanied by bill, House, No. 796) of Joseph N. Hermann for legislation to establish certain requirements for vehicles and operators used in transporting children;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1368) of William G. Reinstein relative to the licensing of automatic sprinkler contractors and fitters;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1748) of Paul E. Caron relative to the licensing of automatic sprinkler contractors and fitters;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2528) of Paul Kollios relative to the licensing of school bus drivers;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2529) of Paul Kollios relative to the safety of residents of housing developments for elderly and disabled persons;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3772) of John E. McDonough, Kevin G. Honan and Marc D. Draisen for legislation to regulate the use of buildings under the fire prevention laws of the Commonwealth;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4295) of Joseph B. McIntyre relative to the installation of automatic sprinkler systems;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4567) of John A. Businger and Lois G. Pines for legislation to provide that school buses be equipped with telephones or two-way radio equipment; and
Of the same committee, ought NOT to pass, on the petition (accompanied by resolve, House, No. 4928) of Marie-Louise Kehoe for an investigation by a special commission (including members of the General Court) relative to school bus safety; Severally were accepted.

School bus safety.

The House report of the committee on Public Safety, ought NOT to pass, on the petition (accompanied by bill, House, No. 3778) of Philip Travis relative to school bus safety, was considered. Pending the question on acceptance of the report, the petition was recommitted, on motion of Mr. Travis of Rehoboth.

Recess.

At eleven minutes after eleven o'clock A.M., on motion of Ms. Story of Amherst, the House recessed until the hour of one o'clock P.M.; and at that time the House was called to order.

Schools,—architectural barriers.

The House Bill exempting the re-opening of schools by cities and towns from the requirements of the Architectural Access Board (House, No. 429) was considered. Pending the question on ordering the bill to a third reading, Mr. Manning of Milton moved that it be amended by inserting after the word "town", in line 7, the words "or a gazebo, so-called". The amendment was adopted; and the bill (House, No. 429, amended) was ordered to a third reading.

Bonds and notes.

The House Bill clarifying the use of proceeds from the sale of bonds and notes (House, No. 253) was read a second time; and it was ordered to a third reading.

Nonsmokers,—exposure to smoke.

The House Bill relative to protecting nonsmokers from involuntary exposure to cigarette smoke in indoor public areas (House, No. 919) was read a second time. Pending the question on ordering the bill to a third reading, further consideration thereof was postponed, on motion of Ms. Buell of Greenfield, until after disposition of the remaining matters in the Orders of the Day.

Municipal borrowing.

The House Bill relating to borrowing by cities, towns and districts (House, No. 1349) was read a second time; and it was ordered to a third reading.

Refunding bonds,—maturity.

The House Bill relating to the first annual maturity of refunding bonds (House, No. 1534) was read a second time. Pending the question on ordering the bill to a third reading, Mr. Teague of Yarmouth moved that it be amended by inserting after the word "amount", in line 12, the words "; provided further
that the provisions of this section shall only apply to bonds issued after the effective date of this act”.

The amendment was adopted; and the bill (House, No. 1534, amended) was ordered to a third reading.

The House Bill further regulating smoking on public conveyances (House, No. 2267) was read a second time.

Pending the question on ordering the bill to a third reading, further consideration thereof was postponed, on motion of Ms. Buell of Greenfield, until after disposition of the remaining matters in the Orders of the Day.

The House Bill to clarify certain provisions of the public construction statute (House, No. 2736) was read a second time; and it was ordered to a third reading.

House reports
Of the committee on Insurance, ought NOT to pass, on the petition (accompanied by bill, House, No. 1915) of Robert L. Howarth for legislation to further regulate insurance adjusters and investigators under the law regulating the licensing of private detectives; and

Of the committee on Public Safety, ought NOT to pass, on the petition (accompanied by bill, House, No. 1008) of the Group Against Smoking Pollution, Kevin P. Blanchette, John A. Businger, Patricia D. Jehlen and J. James Marzilli, Jr., for legislation to establish fire safety standards for cigarettes and little cigars;

Severally were accepted.

Paper from the Senate.

The House Bill relative to the protection of the metropolitan water supply (House, No. 397, changed and amended) came from the Senate passed to be engrossed, in concurrence, with certain amendments [for amendments, see Senate document numbered 1481].

Mr. Cohen of Newton moved that the rules be suspended in order that the question on concurring with the Senate in its amendments might be considered forthwith.

Mrs. McKenna of Holden then 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.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 131 members were recorded as being in attendance.

[See Yea and Nay No. 108 in Supplement.]

Therefore a quorum was present. The rules then were suspended.
After debate on the question on concurring with the Senate in its amendments (Mrs. Menard of Somerset being in the Chair), the sense of the House was taken by yeas and nays, at the request of Mr. Blute of Shrewsbury; and on the roll call (Mr. Serra of Boston being in the Chair) 48 members voted in the affirmative and 93 in the negative.

[See Yea and Nay No. 109 in Supplement.]

Therefore the House non-concurred with the Senate in its amendments.

Subsequently Mrs. Harkins of Needham asked unanimous consent to make a statement; and, there being no objection, she addressed the House as follows:

MR. SPEAKER: During the taking of the above yeas and nays, I was absent from the House Chamber on official business in another part of the State House attending a hearing of the committee on Public Safety. Had I been present when the vote was taken, I would have voted in the negative.

Mrs. Harkins then moved that the statement made by her be spread upon the records of the House; and the motion prevailed.

On motion of Mr. Cohen of Newton, the House asked for a committee of conference on the disagreeing votes of the two branches. Representatives Angelo of Saugus, Cohen of Newton and Constantino of Clinton then were appointed the committee on the part of the House. Sent to the Senate to be joined.

Orders.

Mr. Lionett of Worcester offered the following order:

Ordered, That, conformably to the provisions of Article XLVIII (as amended by Article LXXXI) of the Amendments to the Constitution, a joint session of the two Houses be held on Wednesday, May 13, 1992 at two o'clock P.M., for the purpose of considering proposals for legislative amendments to the Constitution.

Insofar as applicable, the special rules of procedure, in effect in the preceding General Court, shall govern said joint session and any further joint sessions called for the purpose of considering amendments to the Constitution.

After debate on the question on adoption of the order, the sense of the House was taken by yeas and nays, at the request of Mr. Lionett; and on the roll call 137 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 110 in Supplement.]

Therefore the order was adopted. Sent to the Senate for concurrence.

On motion of Mrs. Menard of Somerset, —

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.
Mrs. Menard 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 three minutes before three o'clock P.M. (Mr. Serra of Boston being in the Chair), the House adjourned, to meet tomorrow at eleven o'clock A.M.
Tuesday, April 14, 1992.

Met according to adjournment, at eleven o'clock A.M., with Mrs. Menard of Somerset 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:

All-Powerful God, during these solemn religious festival days, Jews and Christians recall momentous historical events which are narrated in the Bible. These happenings teach us that we have been created by You, are members of the one human family and have an eternal destiny. Today we ask for Your assistance as we experience and cope with the complex cultural, social, economic and political challenges of this era. Guide our intellects in our efforts to assess these changes and our wills to make sensible and sound decisions in addressing them.

Bestow Your blessings on the Speaker, the members of this House and their families. Amen.

At the request of the Chair (Mrs. Menard), the members, guests and employees joined with her in reciting the pledge of allegiance to the flag.

Statement Concerning Representative Cass of Wakefield.

During consideration of the Orders of the Day, Mr. Voke of Chelsea asked unanimous consent to make a statement; and, there being no objection, he addressed 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 Cass of Wakefield, is unable to be present in the House Chamber for today's sitting due to illness. Any roll calls that he may miss today will be due entirely to the reason stated.

Mr. Voke then moved that the statement made by him be spread upon the records of the House; and the motion prevailed.

Statement of Representative Hodgkins of Lee.

During consideration of the Orders of the Day, Mr. Hodgkins of Lee asked unanimous consent to make a statement; and, there being no objection, he addressed the House as follows:

Mr. Speaker. I would like to call to the attention of the House the fact that Representatives Brenton of Burlington, Businger of Brookline, Cangiamila of Billerica, Ciampa of Somerville, Gonsalves of Dartmouth and Lewis of Bridgewater, along with myself, were outside the State House on official business with the committee on State Administration during the taking of Yea and Nay No. 111. Had we been present we would have voted in the affirmative.
Mr. Hodgkins then moved that the statement made by him be spread upon the records of the House; and the motion prevailed.

Statement of Representative Walrath of Stow.

During consideration of the Orders of the Day, Mrs. Walrath of Stow asked unanimous consent to make a statement; and, there being no objection, she addressed the House as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was not present in the House Chamber for a portion of today's sitting due to official business in my district. Any roll calls that I may have missed today was due entirely to the reason stated.

Mrs. Walrath then moved that the statement made by her be spread upon the records of the House; and the motion prevailed.

Appointments to Special Commissions.

The Speaker announced the appointment of Representatives Caron of Springfield, Angelo of Saugus, Honan of Boston, Peters of Charlton and Krekorian of Reading to serve on the special commission established (under Chapter 3 of the Resolves of 1991) to make an investigation and study relative to revising the motor vehicle emissions inspection and maintenance program subject to the requirements of the Federal Clean Air Act.

The Speaker announced the appointment of Representatives Cohen of Newton, Caron of Springfield, Angelo of Saugus, Peters of Charlton and Krekorian of Reading to serve on the special commission established (under Chapter 3 of the Resolves of 1991) to make an investigation and study relative to the implementation of California emissions standards in the Commonwealth.

Resolutions.

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

Resolutions (filed by Speaker Flaherty of Cambridge) congratulating Boston Firefighters Local 718, International Association of Fire Fighters on the occasion of its fiftieth anniversary; and

Resolutions (filed by Speaker Flaherty of Cambridge) congratulating Thomas F. Tracy, Jr., on the occasion of his retirement;

Mr. Voke of Chelsea, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of Rule 41, in each instance, on motion of Mr. Brett of Boston, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

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

Resolutions (filed by Ms. Kerans of Danvers) congratulating Douglas Keith Roberts on receiving the Eagle Award of the Boy Scouts of America; and
Resolutions (filed by Mr. Mariano of Quincy) on the occasion of the thirty-eighth annual convention of the Massachusetts Federation of Chapters of the National Association of Retired Federal Employees;

Mr. Voke of Chelsea, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of Rule 41, in each instance, on motion of Ms. Kerans, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petition.

Mr. Tobin of Quincy presented a petition (subject to Joint Rule 12) of A. Stephen Tobin for legislation to provide a legal holiday in honor of President John F. Kennedy; and the same was referred, under Rule 24, to the committee on Rules.

Papers from the Senate.

The House Bill relative to the protection of the metropolitan water supply (House, No. 397, changed and amended) came from the Senate with the endorsement that said branch had insisted on its amendments (in which the House had non-concurred) [for amendments, see Senate document numbered 1481].

The bill bore the further endorsement that said branch had concurred with the House in the appointment of a committee of conference on the disagreeing votes of the two branches; and that Senators Durand, White and Swift had been joined as the committee on the part of the Senate.

The engrossed Bill relative to restoring solvency to the Unemployment Insurance Trust Fund (see House, No. 2935, amended) came from the Senate with a further amendment striking out section 9 and inserting in place thereof the following section:

"SECTION 9. Said subsection (a) of said section 14 of said chapter 151A, as so appearing, is hereby further amended by adding the following paragraph:—

(4) ‘Unemployment insurance taxable wage base’, with respect to calendar year nineteen hundred and ninety-two, the term ‘unemployment insurance taxable wage base’ shall mean nine thousand dollars. For calendar year nineteen hundred and ninety-three, the term ‘unemployment insurance taxable wage base’ shall mean ten thousand eight hundred dollars. For each subsequent calendar year, the term ‘unemployment insurance taxable wage base’ shall mean thirteen thousand dollars.”.

Under suspension of the rules, on motion of Mr. Bosley of North Adams, the further amendment was considered forthwith.

Pending the question on concurring with the Senate in its further amendment, further consideration thereof was postponed, on further motion of the same member, until the hour of one o’clock P.M.

Subsequently, the noon recess having terminated, the further
amendment was again considered; and after debate the House non-concurred with the Senate in its further amendment; and the bill was returned to that branch endorsed accordingly.

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

Petition (accompanied by resolve, Senate, No. 1484) of David H. Locke and Robert D. Hall, Jr., that provision be made for an investigation and study by a special commission (including members of the General Court) relative to a pilot program in the county of Norfolk to create a partnership between public and private entities to renovate for use as a retirement village abandoned county or state facilities or to construct and maintain a county retirement village; and

Petition (accompanied by bill, Senate, No. 1485) of David H. Locke and Robert D. Hall, Jr., for legislation to provide for a pilot program in the county of Norfolk to create a partnership between public and private entities to renovate for use as a retirement village abandoned county or state facilities or to construct and maintain a county retirement village;

Severally to the committee on Counties.

Petition (accompanied by bill, Senate, No. 1486) of William R. Keating and Paul D. Harold for legislation relative to the adjudication of juveniles charged with murder;

Petition (accompanied by bill, Senate, No. 1487) of William Q. MacLean, Jr. (with the approval of the mayor and city council of the city of New Bedford) for legislation to provide for the seizure of a motor vehicle used while soliciting a prostitute;

Petition (accompanied by bill, Senate, No. 1488) of Edmund Dinis for legislation to provide for appeal of certain determinations made by certain justices; and

Petition (accompanied by bill, Senate, No. 1489) of William Q. MacLean, Jr., for legislation to establish a sick leave bank for a certain probation officer of the Trial Court;

Severally to the committee on the Judiciary.

Petition (accomplished by bill, Senate, No. 1490) of Robert A. Durand and Geoffrey D. Hall (by vote of the town) for legislation to authorize the establishment of a land bank in the town of Harvard; and

Petition (accompanied by bill, Senate, No. 1491) of William R. Keating for legislation to modify the period to claim reimbursement of excise on worthless accounts;

Severally to the committee on Taxation.

*Reports of Committees.*

By Mrs. Menard of Somerset, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rules 12 and 9 be suspended on the petition of Jonathan L. Healy and Stanley C. Rosenberg relative to the powers of the Pocumtuck Valley Memorial Association. Under suspension of
Rule 42, on motion of Mr. Healy of Charlemont, the report was considered forthwith. Joint Rules 12 and 9 were suspended; and the petition (accompanied by bill) was referred to the committee on Commerce and Labor. Sent to the Senate for concurrence.

By Mrs. Menard of Somerset, 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 John F. Cox and Thomas M. Petrolati for legislation to further regulate the sale of brand name alcoholic beverages to wholesalers; and

Petition (accompanied by bill) of John F. Cox and Thomas M. Petrolati relative to wholesalers and importers of alcoholic beverages;

Severally to the committee on Government Regulations.

Petition (accompanied by bill) of Edward J. Clancy, Jr., for legislation to authorize the Lynn Division of the District Court Department of the Trial Court to establish a sick leave bank for Stephen T. Brown, a court officer of said court. To the committee on the Judiciary.

Petition (accompanied by bill) of Richard A. Voke relative to authorizing the Commissioner of the Division of Capital Planning and Operations to transfer a certain parcel of land in the city of Chelsea to said city. To the committee on State Administration.

Under suspension of Rule 42, on motion of Mr. Cox of Lowell, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mrs. Menard of Somerset, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the petition of William F. Stanley (mayor), Lucile P. Hicks, Anthony M. Mandile, David F. Gately and others (with the approval of the mayor and city council) for legislation to authorize the city of Waltham to establish a retirement system fund- ing schedule. Under suspension of Rule 42, on motion of Mr. Mandile of Waltham, 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.

Reports of Committees.

By Miss O'Brien of Easthampton, for the committee on Counties, on Senate, No. 101 and House, No. 1464, a Bill relative to the awarding of state grants to counties (House, No. 1464).

By Mr. Mara of Brockton, for the committee on Insurance, on a petition, a Bill increasing the membership of the Insurance Advisory Committee (House, No. 583).

By the same member, for the same committee, on a petition, a Bill providing for home care services coverage for certain children (House, No. 755).
By the same member, for the same committee, on Senate, No. 636 and House, No. 1518, a Bill to provide for the reimbursement for certified registered nurse anesthetist services (House, No. 1518).

By the same member, for the same committee, on a petition, a Bill to provide redomestication of an insurance company (House, No. 1705).

By the same member, for the same committee, on a petition, a Bill providing insurance coverage for craniofacial anomalies (House, No. 2315).

By the same member, for the same committee, on Senate, No. 644 and House, No. 3034, a Bill relative to mental illness benefits (House, No. 3034).

By the same member, for the same committee, on a petition, a Bill to improve access to mental health services (House, No. 4119).

By Mr. Rushing of Boston, for the committee on Local Affairs, on a petition, a Bill relative to borrowing by the Salem and Beverly Water Supply Board (House, No. 5343).

By Mr. Caron of Springfield, for the committee on Public Safety, on Senate, No. 983 and House, Nos. 1742, 1753, 3779 and 4920, a Bill amending the law relating to school buses and the operation thereof (House, No. 1742).

By the same member, for the same committee, on a petition, a Bill relative to including a licensee's blood type on his driver's license (House, No. 2530).

By Mr. Hodgkins of Lee, for the committee on State Administration, on a petition, a Bill limiting use of modular construction bidding provisions for specially planned permanent building construction (House, No. 1409).

By the same member, for the same committee, on a petition, a Bill to make bidding on public agency contracts more attractive to the construction industry (House, No. 2737).

By the same member, for the same committee, on a petition, a Bill to require the Massachusetts Housing Finance Agency to provide the payment bond protection required by Chapter 149 section 29 and to enforce payment of prevailing wages to mechanics and laborers (House, No. 5123).

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

Engrossed Bill.

The engrossed Bill increasing the amount of money that may be borrowed by the Thorndike Fire and Water District in the town of Palmer and to extend the time limit within which such loans shall be payable (see House, No. 1437) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Engrossed Bill—Land Taking.

The engrossed Bill authorizing the town of Marblehead to extend the lease of the land at Devereux Beach Playground in exchange
Bill enacted (land taking),—yea and nay No. 111.

Statement of Representative Landers of Palmer.

Supplemental appropriations.

Bill enacted (state loan),—yea and nay No. 112.

for the construction of a building (see Senate bill printed in Senate, No. 1457) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 129 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 111 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

Subsequently Mr. Landers of Palmer asked unanimous consent to make a statement; and, there being no objection, he addressed the House as follows:

MR. SPEAKER: During the taking of the above yeas and nays, I was absent from the House Chamber on official business outside the State House. Had I been present when the vote was taken, I would have voted in the affirmative.

Mr. Landers then moved that the statement made by him be spread upon the records of the House; and the motion prevailed.

Engrossed Bill—State Loan.

The engrossed Bill making appropriations for the fiscal year ending June thirtieth, nineteen hundred and ninety-two to provide for supplementing certain existing appropriations and for certain other activities and projects (see House, No. 5464) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

After debate on the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a "loan" bill as defined by Section 3 of Article LXII of the Amendments to the Constitution); and on the roll call 118 members voted in the affirmative and 27 in the negative.

[See Yea and Nay No. 112 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

Orders of the Day.

House bills

Authorizing the town of Orleans to convey a certain parcel of conservation land (House, No. 5084); Authorizing the town of Reading to transfer certain park land to highway purposes (House, No. 5313); and Relative to the salaries of election commissioners in the city of Lowell (House, No. 5335);

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 House Bill establishing a landfill capping expenses fund in the town of Dartmouth (House, No. 5309) was read a third time.

The committee on Bills in the Third Reading reported recommending that the bill be consolidated with the Senate Bill establishing a landfill capping expense fund for the town of Dartmouth (Senate, No. 1427), likewise referred to said committee; and the report was accepted.

The bill (House, No. 5309) then was passed to be engrossed. Sent to the Senate for concurrence.

House bills
Relative to life insurance beneficiaries (House, No. 752);
Clarifying the cancellation of group contracts (House, No. 942);
Relative to improving access to insurance for terminally ill children (House, No. 1155);
Relative to notification of an insolvent insurer (House, No. 1158);
Relating to the valuation of capital stock of subsidiaries of insurers (House, No. 1510);
To permit life insurance companies to exchange policies issued with policies issued by affiliated life insurers (House, No. 1511);
Providing for an advisory board on regionalism for each county accepting this section (House, No. 2788);
Relative to county agricultural schools (House, No. 2952);
Relative to confidentiality protections (House, No. 3037);
Relative to the board of trustees of the Norfolk County Agricultural School (House, No. 3132); and
To establish a funding schedule for the Worcester County retirement system (House, No. 5268);
Severally were read a second time; and they were ordered to a third reading.

The House report of the committee on Human Services and Elderly Affairs, ought NOT to pass, on so much of the recommendations of the Department of Social Services (House, No. 271) as relates to multi-disciplinary teams and the investigation of child abuse by district attorneys (accompanied by bill, House, No. 275) was accepted. Sent to the Senate for concurrence.

House reports
Of the committee on Counties, ought NOT to pass, on the petition (accompanied by bill, House, No. 882) of Robert Kraus (by vote of the town) relative to the licensing and keeping of dogs in the town of Kingston;
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1071) of Robert Hall relative to the issuance of certain reports by treasurers of counties;
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3331) of Steven G. O'Donnell relative to the regulation of dogs; and
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4634) of Andrew Collaro for
legislation to further regulate the disposition of dog license fees in Worcester County;

Of the committee on Health Care, ought NOT to pass, on the petition (accompanied by bill, House, No. 1307) of William G. Reinstein for legislation to improve the quality of long term care in convalescent and nursing homes;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1499) of David P. Magnani and Warren E. Tolman for legislation to reduce unwanted or unnecessary medical intervention for nursing home residents;

Of the same committee, ought NOT to pass, on the petition (accompanied by resolve, House, No. 1688) of William P. Nagle, Jr., for an investigation by a special commission (including members of the General Court) relative to the structure, policies and practices of the Board of Registration in Medicine in the state of Oregon and the comparison of said board to the Massachusetts Board of Registration in Medicine;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2073) of J. Michael Ruane for legislation to provide for continuity of care for public assistance recipients;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3363) of Generoza Zizza for legislation to prohibit certain health care facilities from requiring more than one-third of a patient's assets for health care in such facilities;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4865) of Peter Tocci for legislation to regulate the determination of professional incompetence by the Board of Registration in Medicine;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4866) of Mark Brown for legislation to authorize the district courts to suspend medical and dental licenses; and

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5043) of Thomas P. Kennedy that the Department of Public Health be directed to establish areas of need for nursing home beds under the determination of need program;

Of the committee on Human Services and Elderly Affairs, ought NOT to pass, on the petition (accompanied by bill, House, No. 373) of Marie J. Parente, Gloria L. Fox, Stanley C. Rosenberg and Larry F. Giordano relative to the placement of children in foster care; and

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 740) of Anthony M. Mandile and Athan Catjakis relative to welfare payments to parents of children housed in institutions operated by the Department of Youth Services; and

Of the committee on Natural Resources and Agriculture, ought NOT to pass, on the petition (accompanied by bill, House, No. 2859)
of Marie-Louise Kehoe and Christopher M. Lane that the Water Resources Authority be directed to dispose of a certain parcel of land located in the town of Dedham; Severally were accepted.

The House Bill designating a certain bridge in the Hyde Park district of the city of Boston as the Honorable Joseph M. Kearney Memorial Bridge (House, No. 865, changed), 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 to be engrossed, Mr. Scaccia of Boston moved that it be amended by striking out, in line 2, the words "Reservation Road" and inserting in place thereof the words "West street".

The amendment was adopted; and the bill (House, No. 865, changed and amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House report of the committee on Natural Resources and Agriculture, ought NOT to pass, on the petition (accompanied by bill, House, No. 4144) of Eric Turkington and another relative to fishing in the ponds of the town of Nantucket, was considered.

Pending the question on acceptance of the report, the petition was referred to the committee on Ways and Means, on motion of Mr. Angelo of Saugus.

At twenty-five minutes after eleven o'clock A.M., on motion of Mr. Kafka of Sharon (Mrs. Menard of Somerset 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 the Speaker in the Chair.

The House Bill relative to protecting nonsmokers from involuntary exposure to cigarette smoke in indoor public areas (House, No. 919) was considered.

Pending the question on ordering the bill to a third reading, further consideration thereof was postponed, on motion of Mr. Teague of Yarmouth, until after disposition of the remaining matters in the Orders of the Day.

Subsequently, the remaining matters in the Orders of the Day having been disposed of, the bill was considered further.

Mr. Teague then moved that the bill be amended in section 1 by striking out, in line 13, the word "enclosed"; and in section 2 by striking out the sentence contained in lines 4, 5 and 6 and inserting in place thereof the following sentence: "No person shall smoke in a food court, except in areas designated as a smoking area.", and by striking out the sentence contained in lines 9, 10 and 11.

The amendments were adopted; and the bill (House, No. 919, amended) was ordered to a third reading.
The House Bill further regulating smoking on public conveyances (House, No. 2267) was considered. Pending the question on ordering the bill to a third reading, further consideration thereof was postponed, on motion of Mrs. McKenna of Holden, until after disposition of the remaining matters in the Orders of the Day.

House bills

Amending chapter 254 to enable contractors, subcontractors, suppliers of materials, labor and trustees of labor to obtain payment protection on construction work (House, No. 2740); and

To encourage the full funding of public pension systems (House, No. 4162);

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

The House Bill relative to revolving funds for public school transportation (House, No. 5388) was read a second time. Pending the question on ordering the bill to a third reading, Ms. Resor of Acton moved that it be amended by inserting after the word "students", in line 6, the words ": provided further that such wages and salaries shall be paid exclusively from transportation fees". The amendment was adopted; and the bill (House, No. 5388, amended) was ordered to a third reading.

The House Bill relative to professional liability insurance for health care providers (House, No. 5479) was read a second time; and it was ordered to a third reading.

The House Bill authorizing Dukes County to establish a certain fund (House, No. 5480) was read a second time. Pending the question on ordering the bill to a third reading, further consideration thereof was postponed, on motion of Mrs. McKenna of Holden, until after disposition of the remaining matters in the Orders of the Day.

House reports

Of the committee on Health Care, ought NOT to pass, on the petition (accompanied by bill, House, No. 3904) of Thomas G. Palumbo to prevent spousal impoverishment due to medical expenses; and

Of the committee on Natural Resources and Agriculture, ought NOT to pass, on the petition (accompanied by bill, House, No. 1957) of Robert L. Howarth relative to certain provisions of the severability clause of the inland fisheries and game laws; and

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1958) of Robert L. Howarth relative to the limitations of actions and prosecutions under the inland fisheries and game laws; Severally were accepted.
Recesses.

At twenty-seven minutes before three o'clock P.M., on motion of Mr. Giordano of Methuen (the Speaker being in the Chair), the House recessed until a quarter after three o'clock P.M.; and at eighteen minutes after three o'clock the House was called to order with Mrs. Menard of Somerset in the Chair.

The House thereupon, on motion of Mr. Ruane of Salem, took a further recess until a quarter before four o'clock P.M.; and at two minutes before four o'clock the House was called to order with the Speaker in the Chair.

On further motion of Mr. Ruane, the House thereupon took a recess subject to the call of the Chair, there being no objection; and at ten minutes before five o'clock the House was called to order with the Speaker in the Chair.

Paper from the Senate.

The engrossed Bill providing for an early retirement incentive program for state employees (see House, No. 5394, amended) came from the Senate with the endorsement that said branch had concurred with the House in its amendments with a further amendment adding at the end thereof the following section:

"SECTION 13. The secretary of Administration and Finance shall prepare, after consultation with appropriate bargaining units, secretariats, and department heads, a plan providing for early retirement for employees of the judiciary and public higher education. Said secretary shall report to the general court the results of said plan, together with drafts of legislation necessary to carry out said plan by filing the same with the Clerk of the Senate and the Clerk of the House of Representatives within sixty days after the passage of this act."

Under suspension of the rules, on motion of Mr. Blanchette of Lawrence, the further amendment was considered forthwith; and it was adopted, in concurrence.

Emergency Measure.

The engrossed Bill relative to restoring solvency to the Unemployment Insurance Trust Fund (see House, No. 2935, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 21 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) (which had been returned by His Excellency the Governor with recommendation of amendments) was passed to be re-enacted, in its amended form. Mr. Bosley of North Adams moved that this vote be reconsidered; and, there being on objection, the motion to
reconsider was considered forthwith, and it was negatived. The bill then was signed by the Speaker and sent to the Senate.

Recess.

At seven minutes before five o'clock P.M., the Speaker declared a recess subject to the call of the Chair, there being no objection; and at twenty-nine minutes before six o'clock the House was called to order with the Speaker in the Chair.

Emergency Measure.

The engrossed Bill providing for an early retirement incentive program for state employees (see House, No. 5394, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 21 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) (which had been returned by His Excellency the Governor with recommendation of amendments) was passed to be re-enacted, in its amended form. Mr. Blanchette of Lawrence then moved that this vote be reconsidered; and, there being no objection, the motion to reconsider was considered forthwith, and it was negatived. The bill then was signed by the Speaker and sent to the Senate.

Order.

On motion of Mr. Voke of Chelsea, —

Ordered, That when the House adjourns today, it adjourn to meet on Thursday next at eleven o'clock A.M.; when the House adjourns on Thursday, it adjourn to meet on Tuesday (April 21) at eleven o'clock A.M.; when the House adjourns on Tuesday, it adjourn to meet on the following Thursday (April 23) at eleven o'clock A.M.; when the House adjourns on Thursday, it adjourn to meet on the following Monday (April 27) at eleven o'clock A.M.; and that, notwithstanding the provisions of House Rule 12, the Clerk be authorized to dispense with the printing of Calendars for the sittings of Thursday, April 16, Tuesday, April 21 and Thursday, April 23.

Mr. Voke 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 eighteen minutes before six o'clock P.M. (the Speaker being in the Chair), the House adjourned, to meet on Thursday next at eleven o'clock A.M., in an Informal Session.
Thursday, April 16, 1992.

Met according to adjournment, at eleven o’clock A.M., in an Informal Session, with Mr. Honan of Boston 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, during this solemn religious season of the year, Jewish communities are preparing to observe Passover, both the meal and the event, while Christians are readying themselves and their churches for the Easter event. In our pluralistic society, help us to respect the religious beliefs of others even though we may disagree with their faith tenets. Strengthen our commitment to our own religious convictions and traditions, to Your precepts, and to the building of a just and prosperous society.

Bestow Your blessings on the Speaker, the members of this House and their families.

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

Message from the Acting Governor.

A message from His Honor the Lieutenant-Governor, Acting Governor, recommending legislation to further promote public integrity and disclosure regarding the Massachusetts Bay Transportation Authority retirement fund (House, No. 5487) was filed in the office of the Clerk on Wednesday, April 15.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on State Administration. Sent to the Senate for concurrence.

Resolutions.

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

Resolutions (filed by Mr. Brett of Boston) offering thanks to Sister Kathleen Natwin for her years of dedicated service to the nursing profession and congratulations on her new assignment;

Resolutions (filed by Ms. Gardner of Holliston) honoring selectman Walter Johnson of the town of Medway;

Resolutions (filed by Mr. Poirier of North Attleborough) congratulating The Original Congregational Church in Wrentham on the occasion of its three hundredth anniversary;

Resolutions (filed by Messrs. Sullivan of Norwood and Karol of Attleboro) congratulating Joseph Curran on the occasion of his retirement;
Resolutions (filed by Representatives Sullivan of Norwood and Kehoe of Dedham) congratulating the Westwood High School boys hockey team on winning the Massachusetts Division III hockey championship; and

Resolutions (filed by Ms. Walsh of Boston) congratulating Mr. and Mrs. Ted Eichwald on the occasion of their sixtieth wedding anniversary:

Mr. Voke, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of Rule 41, in each instance, on motion of Mr. Brett, 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 by Mr. Voke of Chelsea) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently.

Ordered, That, notwithstanding the provisions of Joint Rule 10, joint standing committees and the committees on Rules of the two branches, acting concurrently, be granted until Wednesday, May 6, within which to make reports on all matters referred to them.

Mrs. Menard of Somerset, for the committees on Rules, then reported that the order ought to be adopted. Under suspension of Rule 42, on motion of Mr. Voke, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Papers from the Senate.

The engrossed Bill providing for an early retirement incentive program for state employees (see House, No. 5394, amended) came from the Senate with the following amendments:

In section 1 striking out the last paragraph (as amended) and inserting in place thereof the following paragraph:

“Employees of the system of public institutions of higher education, as defined by the provisions of section five of chapter fifteen A of the General Laws, employees of the judiciary, and elected officials shall not be allowed to participate in the retirement incentive program established by this act.”; in section 6 striking out the last sentence and inserting in place thereof the following sentence: “The provisions of this section shall not apply to positions under the control of general court.”; and striking out section 11.

Under suspension of the rules, on motion of Mr. Blanchette of Lawrence, the amendments were considered forthwith; and they were adopted, in concurrence.

A petition of David H. Locke, Edward P. Kirby, Jane M. Swift, Lucile P. Hicks and James P. Jajuga for legislation to provide for the further protection of victims of domestic abuse, came from the Senate referred, under suspension of Joint Rule 12, to the committee on the Judiciary.

The House then concurred with the Senate in the suspension of
said rule; and the petition (accompanied by bill, Senate, No. 1497) was referred, in concurrence, to the committee on the Judiciary.

Reports of Committees.

By Mrs. Menard of Somerset, 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 Jacqueline Lewis relative to public education in the Commonwealth. To the committee on Education, Arts and Humanities.

Petition (accompanied by bill) of A. Stephen Tobin, Paul D. Harold, Michael W. Morrissey and Ronald Mariano for legislation to provide a legal holiday in honor of President John F. Kennedy. To the committee on the Judiciary.

Petition (accompanied by bill) of Douglas W. Petersen, Pamela P. Resor, Janet W. O’Brien, Daniel J. Ranieri and Patricia D. Jehlen relative to the joint operation of public activities by certain governmental units. To the committee on Local Affairs.

Under suspension of Rule 42, on motion of Mr. McNeil of Malden, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mrs. Menard of Somerset, 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 Richard T. Moore for legislation to further regulate prescription forms. To the committee on Health Care.

Petition (accompanied by bill) of Richard T. Moore for certain changes in the law relative to the Blackstone River and Canal Heritage State Park. To the committee on Natural Resources and Agriculture.

Petition (accompanied by bill) of Richard T. Moore and other members of the General Court for legislation to authorize the Superintendent of State Office Buildings to install and maintain a plaque to honor the work of General Marquis de Lafayette and the Franco-American community. To the committee on State Administration.

Under suspension of Rule 42, on motion of Mr. Moore of Uxbridge, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mr. Kollios of Millbury, for the committee on Human Services and Elderly Affairs, on a petition, a Resolve establishing a special commission for the purpose of creating a job training program for AFDC recipients (House, No. 3741). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.
By Mr. Kollios of Millbury, for the committee on Human Services and Elderly Affairs, on House, Nos. 271 and 277, a Bill authorizing the Commissioner of the Department of Social Services to expend funds for the purpose of preserving families and preventing the placement of children in foster care (House, No. 277).

By the same member, for the same committee, on a petition, a Bill providing for an order of preference in the placement of certain children in temporary custody homes (House, No. 371).

By the same member, for the same committee, on Senate, No. 560 and House, No. 1696, a Bill to clarify the Commonwealth's homelessness prevention program for low income families (House, No. 1696) [Cost: $20,400,000.00].

By the same member, for the same committee, on a petition, a Bill to provide transitional rental allowances to homeless families (House, No. 1698).

By the same member, for the same committee, on a petition, a Bill to promote community service (House, No. 1699).

By the same member, for the same committee, on Senate, No. 622 and House, No. 1905, a Bill alleviating homelessness among the elderly and disabled (House, No. 1905) [Cost: $4,400,000.00].

By the same member, for the same committee, on Senate, No. 614 and House, No. 1909, a Bill relative to the location of welfare offices (House, No. 1909).

By the same member, for the same committee, on House, Nos. 1702 and 2276, a Bill providing child care linkage (House, No. 2276).

By the same member, for the same committee, on a petition, a Bill to fairly apportion costs between recipients in subrogation cases (House, No. 2277).

By the same member, for the same committee, on a petition, a Bill to establish an alternative temporary shelter program using leased housing units (House, No. 2279).

By the same member, for the same committee, on a petition, a Bill to establish a program of short-term disability assistance (House, No. 2287).

By the same member, for the same committee, on a petition, a Bill to provide literacy programs in shelters for the homeless (House, No. 2295) [Cost: $400,000.00].

By the same member, for the same committee, on a petition, a Bill relative to reform of the program of aid to families with dependent children (House, No. 3174).

By the same member, for the same committee, on a petition, a Bill further regulating the reporting and investigation of certain cases of child abuse (House, No. 3739).

By the same member, for the same committee, on a petition, a Bill further regulating the licensing of transitional housing programs for teenage parents (House, No. 5277).

By Ms. Hildt of Amesbury, for the same committee, on a petition, a Bill to strengthen the Office for Children (House, No. 3736).
By Mrs. Parente of Milford, for the same committee, on Senate, No. 583 and House, No. 372, a Bill relative to the protection and care of children and the reunification of the family (House, No. 372, changed by adding at the end thereof the following section:

"SECTION 8. In all the aforementioned provisions of each section, the department shall develop and implement training plans and periodic educational sessions for social workers, supervisors and for all relevant department personnel.").

By the same member, for the same committee, on a petition, a Bill further regulating the adoption of foster care children (House, No. 931).

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

Emergency Measure.

The engrossed Bill providing for an early retirement incentive program for state employees (see House, No. 5394, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 22 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be re-enacted, in its amended form; and it was signed by the acting Speaker and sent to the Senate.

At two minutes after twelve o'clock noon, on motion of Mr. Teague of Yarmouth (Mr. Honan of Boston being in the Chair), the House adjourned, to meet on Tuesday next at eleven o'clock A.M., in an Informal Session.
Tuesday, April 21, 1992.

Met according to adjournment, at eleven o’clock A.M., in an Informal Session, with Mr. Honan of Boston 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:

Eternal God, we pause for a moment of prayer to think about You, Your personal concern for our well-being and the material gifts and the blessings which You give us daily. During this Easter season, may our hearts and minds be filled with faith and hope in You. Help us in our efforts to work together to build a peaceful, safe and just society in which all people will use their talents, not only for self-improvement but for the well-being of others.

Bestow Your blessings on the Speaker, the members of this House and their families. Amen.

At the request of the Chair (Mr. Honan), 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. Cahir of Bourne) honoring Victoria Rae’ Grinder;

Resolutions (filed by Mr. Krekorian of Reading) recognizing and honoring the Northeast Regional Vocational School “Golden Knights” hockey team;

Resolutions (filed by Mr. Lawless of Orleans) urging the United States Postal Service to issue a United States organ donor postage stamp; and

Resolutions (filed by Representatives Tolman of Watertown, Gibson of Belmont, Krekorian of Reading and Miceli of Wilmington) on the occasion of a day of remembrance for the Armenian Genocide of 1915-1923;

Mr. Voke of Chelsea, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of Rule 41, in each instance, on motion of Mr. Cahir, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Papers from the Senate.

A report of the committee on Health Care, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 468) of Lois G. Pines for legislation to fund a program of research and identification of people suffering from jaw joint
disorders and allied pain and dysfunction, known as TMJ disease, and recommending that the same be referred to the Senate committee on Ways and Means, — accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence, insomuch as relates to the discharge of the committee.

Reports
Of the committee on Criminal Justice, asking to be discharged from further consideration
Of the petition (accompanied by bill, Senate, No. 162) of Brian P. Lees for legislation to increase the penalties for welfare fraud, — and recommending that the same be referred to the committee on Human Services and Elderly Affairs.
Of the petition (accompanied by bill, Senate, No. 164) of Brian P. Lees, Matthew J. Amorello and Christopher M. Lane for legislation to impose a mandatory sentence for motor vehicle insurance fraud, — and recommending that the same be referred to the committee on Insurance.
Severally accepted by the Senate, were considered forthwith, under Rule 42; and they were accepted, in concurrence.

The following petition (having been returned to the Clerk of the Senate by the State Secretary, under Chapter 3 of the General Laws with memorandum relative thereto) was referred, in concurrence, as follows:
A petition of Paul D. Harold, Michael W. Morrissey, Ronald Mariano and A. Stephen Tobin (with the approval of the mayor and city council) for legislation to establish the Quincy 2000 corporation, came from the Senate referred, under suspension of Joint Rules 12 and 9, to the committee on Commerce and Labor.
The House then concurred with the Senate in the suspension of said rules; and the petition (accompanied by bill, Senate, No. 1501) was referred, in concurrence, to the committee on Commerce and Labor.

A petition of Robert A. Havern and John Ciaramagla that provision be made for the payment of a sum of money from the state treasury to John Ciaramagla of Arlington, came from the Senate referred, under suspension of Joint Rule 12, to the Senate committee on Ways and Means.
The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by resolve, Senate, No. 1502) was referred to the Senate committee on Ways and Means.

Petitions were referred, in concurrence, under suspension of Joint Rule 12, as follows:
Petition (accompanied by bill, Senate, No. 1503) of Paul D. Harold for legislation relative to the degree of the crime of murder; and
Petition (accompanied by bill, Senate, No. 1504) of Paul D. Harold, William R. Keating, Robert C. Krekorian, Paul R. Haley and Edward P. Kirby for legislation to provide for a mandatory sentence for injuring or defacing tombs; Severally to the committee on Criminal Justice.

Petition (accompanied by bill, Senate, No. 1505) of Paul D. Harold, Edward G. Connolly, Stephen J. Karol and Edward P. Kirby for legislation relative to veterans preference. To the committee on Human Services and Elderly Affairs.

Petition (accompanied by bill, Senate, No. 1506) of Paul D. Harold and Joseph B. McIntyre for legislation to repeal the law pertaining to the adjournments of examinations and trials. To the committee on the Judiciary.

Petition (accompanied by bill, Senate, No. 1507) of Stanley C. Rosenberg and Jonathan L. Healy for legislation relative to the Millers Falls Fire and Water District. To the committee on Local Affairs.

Petition (accompanied by bill, Senate, No. 1508) of Paul D. Harold, Stephen J. Karol and William R. Keating for legislation relative to certain distinctive registration plates. To the committee on Public Safety.

Petition (accompanied by bill, Senate, No. 1509) of Paul D. Harold for legislation relative to municipal compensation. To the committee on State Administration.

Petition (accompanied by bill, Senate, No. 1510) of Paul D. Harold and Francis G. Mara for legislation to designate a certain intersection in the town of Avon as the Warren L. Edwards Memorial Square. To the committee on Transportation.

By Mrs. Menard of Somerset, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the petition of Sally P. Kerans for legislation to require the Governor to submit all privatization plans to the General Court for approval before implementation. Under suspension of Rule 42, on motion of Ms. Kerans of Danvers, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on State Administration. Sent to the Senate for concurrence.

By Ms. Buell of Greenfield, for the committee on Health Care, on House, Nos. 42 and 70, a Bill relative to the Board of Registration in Medicine Committee on Acupuncture (House, No. 70).

By the same member, for the same committee, on a petition, a Bill relative to the composition of the Hemophilia Advisory Committee (House, No. 2819).

By the same member, for the same committee, on Senate, No. 480 and House, No. 3584, a Bill relative to increasing the supply of physicians in medically underserved areas (House, No. 3584).
By the same member, for the same committee, on House, Nos. 729 and 3725, a Bill extending the policy of medical leave of absence days to chronic disease hospitals (House, No. 3725).

By the same member, for the same committee, on a petition, a Bill to ensure education and standards of practice for independent midwives (House, No. 3903).

By the same member, for the same committee, on a petition, a Bill further regulating Medicaid eligibility for persons in nursing homes (House, No. 4872).

By Mr. Kollios of Millbury, for the committee on Human Services and Elderly Affairs, on a petition, a Bill providing for more effective oversight of the budget recommendations of agencies that affect children's services by the Office for Children (House, No. 2675).

By the same member, for the same committee, on a petition, a Bill relative to the team process in the Office for Children (House, No. 2676).

By the same member, for the same committee, on a petition, a Bill ensuring equal access to services for all residents of the Commonwealth (House, No. 2679).

By Ms. Kerans of Danvers, for the same committee, on a petition, a Bill establishing a rehabilitation program for individuals upon whom restraining or vacate orders have been issued (House, No. 2080).

By Mr. Angelo of Saugus, for the committee on Natural Resources and Agriculture, on House, Nos. 42, 60, 110 and 112, a Bill relating to the Board of Certification of Operators of Drinking Water Supply Facilities (House, No. 60).

By the same member, for the same committee, on House, Nos. 110 and 111, a Bill transferring certain authorities from the Director, Division of Water Pollution Control, to the Commissioner, Department of Environmental Protection (House, No. 111).

By the same member, for the same committee, on House, Nos. 405, 965, 1178 and 1728, a Bill relative to the disposal of feminine hygiene devices having applicators made from substances which are not biodegradable (House, No. 965).

By the same member, for the same committee, on House, Nos. 107, 108 and 966, a Bill authorizing the Department of Environmental Management to deposit certain fees into the conservation trust (House, No. 966).

By the same member, for the same committee, on a petition, a Bill to establish a monitoring program in the Commonwealth to protect groundwater (House, No. 1356).

By the same member, for the same committee, on Senate, Nos. 916, 917, 918, 923 and 924 and House, Nos. 1357, 2696, 3233, 3237, 4287 and 4560, a Bill authorizing the Department of Environmental Management to undertake certain dredging activities in the town of Swampscott (House, No. 1357).

By the same member, for the same committee, on a petition, a Bill establishing a certification program within the Commonwealth for organically-grown produce (House, No. 1551).
Aquaculture—
development.

By the same member, for the same committee, on a petition, a Bill to provide for the development of aquaculture in the Commonwealth (House, No. 1731).

By the same member, for the same committee, on a petition, a Bill regulating sewage system cleaners and additives (House, No. 1733).

By the same member, for the same committee, on House, Nos. 2515, 2517 and 4531, a Bill relative to vapor recovery control systems (House, No. 2515).

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

Proposals for Legislative Amendments to the Constitution.

Mr. Moore of Uxbridge, for the committee on Election Laws, on the petition (accompanied by proposal, Senate, No. 141) of Edward P. Kirby for a legislative amendment to the Constitution to remove the right to vote by persons confined in penal institutions, — reported (in accordance with a provision of Joint Rule 23) recommending that the amendment proposed by said petition, ought NOT to pass.

The same member, for the same committee, on the petition (accompanied by proposal, House, No. 712) of Joseph N. Hermann and Jacqueline Lewis for a legislative amendment to the Constitution relative to the right to vote for certain incarcerated persons, — reported (in accordance with a provision of Joint Rule 23) recommending that the amendment proposed by said petition, ought NOT to pass.

The same member, for the same committee, on the petition (accompanied by proposal, House, No. 4242) of Frank M. Hynes for a legislative amendment to the Constitution providing for the abolition of the office of Lieutenant-Governor, — reported (in accordance with a provision of Joint Rule 23) recommending that the amendment proposed by said petition, ought NOT to pass.

Mr. Caron of Springfield, for the committee on Public Safety, on the petition (accompanied by proposal, Senate, No. 1387) of Albert G. Merkel and Robert D. Wetmore for a legislative amendment to the Constitution relative to the rights of a citizen to bear arms, — reported (in accordance with a provision of Joint Rule 23) recommending that the amendment proposed by said petition, ought NOT to pass.

Severally read; and placed on file, in accordance with the requirements of said rule.

At ten minutes after eleven o'clock A.M., on motion of Mr. Ruane of Salem (Mr. Honan of Boston being in the Chair), the House adjourned, to meet on Thursday next at eleven o'clock A.M., in an Informal Session.
Thursday, April 23, 1992.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Angelo of Saugus 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:

Eternal God, Source of Goodness and Compassion, we pause for a moment of prayer and ask for guidance. We also pray for the gift of wisdom so that we, elected leaders, may make sound and sensible decisions in legislative and personal affairs. Help us to articulate accurately, for the benefit of the electorate, the political, social and philosophical issues of these changing times. By our commitment to sound government may we point out to the people the challenges and options which they face in this decade.

Bestow Your blessings on the Speaker, the members of this House and their families. Amen.

At the request of the Chair (Mr. Angelo), 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 Speaker Flaherty of Cambridge and Ms. Story of Amherst) congratulating the University of Massachusetts at Amherst basketball team;

Resolutions (filed by Mr. Brett of Boston) congratulating St. Joseph Home on the occasion of its one hundred and twenty-fifth anniversary;

Resolutions (filed by Mr. Giglio of Medford) congratulating Taranga on the occasion of hosting the second annual Nazrul Conference in North America on May twenty-third and twenty-fourth, nineteen hundred and ninety-two;

Resolutions (filed by Ms. Kerans of Danvers) congratulating Scott Allen Moody on receiving the Eagle Award of the Boy Scouts of America;

Resolutions (filed by Ms. Kerans of Danvers) congratulating Daniel Whitehead on receiving the Eagle Award of the Boy Scouts of America;

Resolutions (filed by Mr. Morrissey of Quincy) congratulating Emile L. Barriere on the occasion of his retirement;

Resolutions (filed by Ms. Resor of Acton) congratulating Patrick J. Neschleba on receiving the Eagle Award of the Boy Scouts of America;

Resolutions (filed by Ms. Resor of Acton) congratulating Daniel A. Shapiro on receiving the Eagle Award of the Boy Scouts of America;
Resolutions (filed by Mr. Sullivan of Norwood) congratulating the Norwood High School Jazz Ensemble;
Resolutions (filed by Mr. Thompson of Cambridge) congratulating the Massachusetts Avenue Baptist Church on the occasion of its one hundred and second anniversary;
Resolutions (filed by Ms. Walsh of Boston) congratulating Emma L. Keohane on the occasion of her retirement;
Resolutions (filed by Mr. Woodward of Walpole) on the dedication of Shel Carty Field in the town of Walpole; and
Resolutions (filed by Mr. Woodward of Walpole) congratulating Reverend John Alan Griswold on the occasion of the twenty-fifth anniversary of his ordination as a priest in the Episcopal Church;
Mr. Serra of Boston, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of Rule 41, 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.

Petition.

Mr. Karol of Attleboro presented a petition (subject to Joint Rule 12) of Stephen J. Karol for legislation to designate a certain bridge in the city of Attleboro as the Fire Fighter Richard A. Simkins Memorial Bridge; and the same was referred, under Rule 24, to the committee on Rules.

Mrs. Menard of Somerset, 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 Rule 42, on motion of Mr. Casey of Winchester, 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.

Papers from the Senate.

Bills
Relative to the disposition of controlled substances (Senate, No. 149) (reported on a petition);
Relating to fines accrued from handicapped parking violations (Senate, No. 879) (reported on Senate, No. 879 and House, No. 1172);
Exempting development of Woodsom Farm design and construction bid procedures (Senate, No. 881, changed in section 1 by inserting after the word “lease”, in line 3, the words “, for not more than forty years,”) (reported on a petition) [Local Approval Received]; and
Relative to the registration of motor vehicles used to transport handicapped persons (Senate, No. 1019) (reported on a petition);
Severally passed to be engrossed by the Senate, were read; and they were placed in the Orders of the Day for the next sitting for a second reading.
A report of the committee on Human Services and Elderly Affairs, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 541) of Robert C. Buell and Thomas G. Palumbo for legislation to prohibit the Department of Public Welfare to place a lien on real estate of members of group long term care insurance plans, and recommending that the same be referred to the committee on Insurance, — accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence.

Notice was received that the President had announced the appointment of Senator Wall of the Bristol and Plymouth Senatorial District to the special commission established (under the provisions of Chapter 4 of the Resolves of 1991) to make an investigation and study relative to veterans' affairs in the Commonwealth.

Reports of Committees.

By Mrs. Menard of Somerset, 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 Paul C. Casey relative to the minimum requirements for health benefit plans. To the committee on Insurance.

Petition (accompanied by bill) of Michael W. Morrissey for legislation to include full-time shellfish constables under the provisions of Group 4 of the contributory retirement system for public employees. To the committee on Public Service.

Under suspension of Rule 42, on motion of Mr. Casey of Winchester, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Ms. Bump of Braintree, for the committee on Commerce and Labor, asking to be discharged from further consideration

Of the petition (accompanied by bill, House, No. 2781) of Kevin O'Sullivan and other members of the House for legislation to regulate the sale of petroleum products for the protection of consumers of such products; and

Of the petition (accompanied by bill, House, No. 5269) of the New England Business Association, John A. Businger and other members of the General Court relative to the shipping or transporting of motor fuel from multiple sources;

And recommending that the same severally be referred to the committee on Energy.

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

By Mr. DiMasi of Boston, for the committee on the Judiciary, on House, Nos. 216 and 221, a Bill eliminating the payment of recording fees to the registers of deeds by the Commonwealth
By Ms. Bump of Braintree, for the committee on Commerce and Labor, on Senate, Nos. 66 and 89 and House, No. 5155, a Bill authorizing the Massachusetts Technology Development Corporation to establish the Commonwealth fund to be invested for the benefit and expansion of the economic climate of the Commonwealth (printed as Senate, No. 66).

By the same member, for the same committee, on House, Nos. 1459, 2597, 2763, 3861 and 4057, a Bill to streamline business permit and licensing services and reduce paperwork for businesses in the Commonwealth (House, No. 2597).

By the same member, for the same committee, on Senate, No. 61 and House, No. 2609, a Bill relative to the child labor laws of the Commonwealth (House, No. 2609).

By the same member, for the same committee, on a petition, a Bill to promote the commercialization of technology (House, No. 2773).

By the same member, for the same committee, on a petition, a Bill increasing the fees for filing UCC finance statements, assignments, continuations, releases and terminations (House, No. 3865).

By Mr. DiMasi of Boston, for the committee on the Judiciary, on a petition, a Bill permitting registers of probate to issue certificates of appointment to voluntary administrators and voluntary executors (House, No. 3192).

By the same member, for the same committee, on Senate, No. 797 and House, No. 3200, a Bill relative to the administration of the Office of the Jury Commissioner (House, No. 3200).

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

By Ms. Bump of Braintree, for the committee on Commerce and Labor, on a petition, a Bill making certain technical and corrective changes in the corporate laws (House, No. 3324).

By the same member, for the same committee, on a petition, a Bill amending the Uniform Commercial Code to cover leases of personal property (House, No. 4223).

By the same member, for the same committee, on House, Nos. 90 and 94, a Bill to amend the Massachusetts employee record law (House, No. 5494).

By Mr. Brewer of Barre, for the same committee, on House, Nos. 311 and 872, a Bill relative to the subleasing of motor vehicles (House, No. 872).

By Miss O'Brien of Easthampton, for the committee on Counties, on a petition, a Bill further regulating license fees for dogs (House, No. 4815, changed by striking out, in line 5, the word "six" and inserting in place thereof the word "seven").

By the same member, for the same committee, on House, No. 4226, a Bill concerning the employees of the Suffolk County sheriff's department (House, No. 5495).
By Mr. McIntyre of New Bedford, for the committee on Criminal Justice, on a petition, a Bill relative to the penalty for buying or receiving stolen goods (House, No. 1078).

By the same member, for the same committee, on a petition, a Bill providing for a penalty for a false alarm in a medical emergency (House, No. 2967).

By the same member, for the same committee, on a petition, a Bill relative to the penalty for assaults upon employees of any correctional institution of the Commonwealth (House, No. 3142).

By the same member, for the same committee, on a petition, a Bill amending the laws regarding distribution of cocaine, second offense (House, No. 3343).

By the same member, for the same committee, on a petition, a Bill relative to assault and battery on hackney carriage operators (House, No. 3695).

By Mr. Moore of Uxbridge, for the committee on Election Laws, on a petition, a Bill simplifying the absentee voting laws (House, No. 3352).

By the same member, for the same committee, on a petition, a Bill authorizing the town of Hinsdale to hold a special election for the purpose of approving an appointed board of health (House, No. 5027) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill providing for recall elections in the town of Westwood (House, No. 5318) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill authorizing the city of Pittsfield to place on the ballot two binding questions regarding the adoption of Massachusetts General Laws Chapter 43C, Sections 12 and 13 (House, No. 5453) [Local Approval Received].

By Mr. Rushing of Boston, for the committee on Local Affairs, on a petition, a Bill authorizing cities and towns to regulate certain structures through zoning by-laws and ordinances (House, No. 1530).

By the same member, for the same committee, on a petition, a Bill further regulating subdivision plans (House, No. 1535).

By the same member, for the same committee, on a petition, a Bill relative to the zoning enabling act (House, No. 2849, changed by striking out section 1).

By the same member, for the same committee, on a petition, a Bill clarifying the public hearing requirements for revocation of subdivision plan (House, No. 3623).

By the same member, for the same committee, on a petition, a Bill authorizing the city of Boston to sell and convey a certain parcel of parkland in the city of Boston (House, No. 5406) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill protecting the Boston Public Garden (House, No. 5407) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill authorizing the establishment of “residents only” parking areas.
in the city of Northampton (House, No. 5439) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill effectively eliminating subdivision control in the city of Somerville (House, No. 5454) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill relative to the charter of the town of Easthampton (House, No. 5456) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill validating certain zoning by-laws of the town of Tisbury (House, No. 5459) [Local Approval Received].

Severally read; and placed in the Orders of the Day for the next sitting for a second reading.

By Mr. DiMasi of Boston, for the committee on the Judiciary, ought NOT to pass, on so much the recommendations of the Department of Mental Retardation (House, No. 169) as relates to alternative procedures for taking testimony of a child or mentally retarded witness (accompanied by bill, House, No. 171).

By the same member, for the same committee, ought NOT to pass, on so much of the recommendations of the Executive Office of Public Safety (House, No. 183) as relates to providing for confidential transmission of medical information in jails, houses of correction and correctional institutions (accompanied by bill, House, No. 215).

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 385) of Mary Jeanette Murray relative to providing certain employers with access to criminal history records of employees who work with children.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 586) of Charles N. Decas relative to special homestead protection for elderly and disabled persons.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 593) of Robert C. Lawless for legislation to regulate certain records of deceased persons.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 596) of the Mass. Chiefs of Police Association and Mary Jeanette Murray for legislation to exempt police officers from jury duty.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 764) of Kevin O'Sullivan relative to requests for criminal history record information by employment agencies which provide child care employees.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 947) of Stephen M. Brewer for legislation to regulate eminent domain proceedings against property used for agriculture or farming.
By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 953) of Marie J. Parente, Edward L. Burke, Michael P. Walsh and Thomas M. Petrolati relative to the liability of operators of roller skating rinks.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1162) of Andrew Collaro for legislation to further regulate the confidentiality of medical records of patients.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1326) of Walter A. DeFilippi that landowners shall not be held liable for injuries or property damage by persons operating recreational vehicles on such land.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1329) of William G. Reinstein for legislation to improve the administration of civil motor vehicle infractions in the courts of the Commonwealth.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1523) of Lida E. Harkins for legislation to establish a civil rights enforcement fund for the protection of the civil rights of persons in the Commonwealth.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1719) of Albert L. O'Neil and Angelo M. Scaccia relative to illegal aliens who commit crimes.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1928) of William C. Galvin relative to contributions between joint tortfeasors in certain judicial proceedings.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1937) of Robert L. Howarth for legislation to prohibit a cause of legal action or award of damages based on the claim of wrongful life.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1943) of John H. Rogers for legislation to establish a mechanics lien for certain architectural services.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2102) of Paul C. Casey relative to visitation rights in divorce actions.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2112) of Alvin E. Thompson, Gloria L. Fox, Shirley Owens-Hicks, Bill Owens and Raymond A. Jordan, Jr., relative to the payment for certain medical examinations for children who have been physically abused.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2113) of Alvin E. Thompson, Gloria L. Fox, Bill Owens, Raymond A. Jordan, Jr., and Shirley Owens-Hicks relative to protection by the Attorney General of civil rights of persons in the Commonwealth.
By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2324) of Paul Kollios, Bill Owens and Barbara Hildt relative to the detention of juveniles.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2333) of Margaret Crowdis for legislation to regulate the form and approval of deeds by justices in the Land Court.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2344) of Margaret Crowdis relative to descent and distribution under the law regulating wills and estates of deceased persons.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2492) of John F. Cox and another for legislation to clarify the obligation of attorneys relative to the trust accounts of clients.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2506) of John F. Cox relative to the liability of operators of railroads at gate crossings.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2507) of John F. Cox for legislation to exempt landowners from liability for injuries incurred by persons operating vehicles on the property of such landowners.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2509) of Dolores S. V. Timbas and Mary Jeanette Murray relative to religious freedom and toleration.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2687) of L. Scott Harshbarger, Alvin E. Thompson and other members of the General Court relative to protection by the Attorney General of civil rights of persons in the Commonwealth.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2689) of Peter A. Vellucci and Gloria L. Fox relative to the procedure for appeal of summary process cases.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2691) of Peter A. Vellucci relative to court testimony of private conversations between husbands and wives.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3051) of Jennifer L. Miller and James T. Brett for legislation to require public agencies to reimburse public utility companies for relocation costs.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3182) of Salvatore F. DiMasi relative to the settlement of claims of minors and incompetent persons.
By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3183) of Salvatore F. DiMasi relative to indemnification of damages in civil cases.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3193) of Salvatore F. DiMasi relative to the deposit of wills with the registers of probate.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3208) of Larry F. Giordano, Gary M. Coon, Richard T. Moore, James P. Jajuga, Thomas G. Palumbo and Paul R. Haley relative to further regulating criminal offenders record information.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3209) of Larry F. Giordano, Richard T. Moore, Walter A. DeFilippi, Edward G. Connolly, Paul E. Caron and James P. Jajuga relative to enforcement of the criminal offenders record information law on organizations whose operations include security responsibility for persons in residential or care facilities.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3212) of Michael W. Morrissey and Lida E. Harkins for legislation to increase fees for marriages and divorce and providing that such increases be used to aid shelters for victims of domestic violence.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3214) of Michael W. Morrissey and another for legislation to facilitate the storage of information by electronic and other methods within the registries of deeds.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3215) of Michael W. Morrissey and another relative to the storage of information by electronic and other methods in the registries of deeds.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3401) of Mary C. Fitzpatrick, Salvatore F. DiMasi and Marian Walsh relative to the deposit of wills with the Register of Probate.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3609) of Edward B. Teague III, Mary Jeanette Murray, Larry F. Giordano and Edward G. Connolly for legislation to authorize public access to records of criminal offenders.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3749) of Paul J. Gannon, Kevin G. Honan and John E. McDonough relative to the fees charged in certain courts in the Commonwealth.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3751) of Jacqueline Lewis and another for legislation to require judges to instruct juries of rights of nullification.
By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3752) of John E. McDonough, Marc D. Draisen and W. Paul White for legislation to regulate certain claims against health care professionals employed by the Commonwealth.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3753) of Marc R. Pacheco and Robert A. Antonioni relative to eminent domain proceedings.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3756) of Philip Travis for legislation to define the term "disorderly" under certain laws regulating disturbances.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3757) of Philip Travis relative to the custody and naming of children born out of wedlock.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3935) of Salvatore F. DiMasi relative to the powers and duties of constables in cities and towns.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3937) of Salvatore F. DiMasi relative to the jurisdiction of constables in cities and towns.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3954) of Salvatore F. DiMasi relative to the settlement of claims of minors and incompetent persons.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4124) of Carmen D. Buell, Robert D. Wetmore, Stanley C. Rosenberg and Daniel E. Bosley relative to the time within which a city, town or county may transfer the title to certain buildings and land to the Commonwealth.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4130) of Stephen W. Doran for legislation to define the term "written contract".

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4275) of Salvatore F. DiMasi and others for legislation to establish certain privileges for attorneys and clients.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4518) of Raymond A. Jordan, Jr., Alvin E. Thompson and Byron Rushing that employees of agencies, authorities or political subdivisions of the Commonwealth be indemnified and held harmless for personal liability resulting from affirmative action decisions.
By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4519) of Raymond A. Jordan, Jr., and Alvin E. Thompson for legislation to reduce the storage costs of personal property removed from small housing units under the summary process law.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4521) of the Gun Owners' Action League, Richard T. Moore, Shannon P. O'Brien, Robert A. Antonioni and Augusta Hornblower for legislation to exempt police chiefs from civil liability in the issuance of firearms identification cards.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4523) of Richard T. Moore for legislation to limit the liability of damages for each occurrence against private airports.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4710) of James R. Miceli and another for legislation to limit the liability of electricians.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5066) of Stephen M. Brewer and another relative to the suspension of visitation rights of parents delinquent in making child support payments.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5072) of Robert H. Marsh and another for legislation to protect persons from liability for providing voluntary assistance during emergencies involving hazardous materials.

Severally placed in the Orders of the Day for the next sitting, the question, in each instance, being on acceptance.

Proposal for a Legislative Amendment to the Constitution.

Mr. Moore of Uxbridge, for the committee on Election Laws, on the petition (accompanied by proposal, House, No. 4477) of John A. Businger for a legislative amendment to the Constitution relative to reducing residency requirements for Senators and Councillors from five years to one year, — reported (in accordance with a provision of Joint Rule 23) recommending that the amendment proposed by said petition, ought NOT to pass. Read; and placed on file, in accordance with the requirements of said rule.

Emergency Measure.

The engrossed Bill relative to the nomination process for Representatives in Congress (see House, No. 5428), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article
XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 4 to 0. Sent to the Senate for concurrence.

At twenty-two minutes after eleven o'clock A.M., on motion of Ms. Story of Amherst (Mr. Angelo of Saugus being in the Chair), the House adjourned, to meet on Monday next at eleven o'clock A.M.
Met according to adjournment, at eleven o'clock A.M.

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

God, our Creator, we pause for a moment of reflection to consider Your reality in our world and in our lives. We humbly ask You to direct our actions and guide our decisions so that we may serve both You and our constituents in a prudent and intelligent manner. Help us to be leaders in our communities who are aware of the needs of the people and of the times. Grant us the patience to discuss complex issues dispassionately and to respect the views of others in our pluralistic society. Inspire us to communicate intelligibly the values and programs which strengthen and benefit society.

Bestow Your blessings on the Speaker, the members 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.

Messages from the Governor — Vetoes.

A message from His Excellency the Governor returning with his objections thereto in writing the engrossed Bill relative to restoring solvency to the Unemployment Insurance Trust Fund [see House, No. 2935, amended] (for message, see House, No. 5500) was filed in the Office of the Clerk on Friday last.

The message was read; and, under the provisions of Article II of Section I of Chapter I of the Constitution, the House proceeded to “reconsider” the said bill.

Pending the question on passing the bill, notwithstanding the objections of His Excellency, further consideration thereof was postponed, on motion of Ms. Bump of Braintree, until the hour of one o’clock P.M.

Subsequently, the noon recess having terminated, the message from His Excellency was considered further. Mr. Bosley of North Adams then 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.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 131 members were recorded as being in attendance.

[See Yea and Nay No. 113 in Supplement.]

Therefore a quorum was present.

After debate (Mr. Serra of Boston being in the Chair) the question on passing the bill, notwithstanding the said objections, was determined by the yeas and nays, as required by Chapter I.
Section I, Article II, of the Constitution; and on the roll call 111 members voted in the affirmative and 34 in the negative.

[See Yea and Nay No. 114 in Supplement.]

Therefore the bill was passed (notwithstanding the objections of the Governor), more than two-thirds of the members having agreed to pass the same. Sent to the Senate for its action.

During consideration of the Orders of the Day, — a message from His Excellency the Governor returning with his objections thereto in writing the engrossed Bill establishing a sick leave bank for an employee of the Department of Social Services [see House, No. 5264] (for message, see House, No. 5501) was filed in the Office of the Clerk on Tuesday, April 17.

The message was read; and, under the provisions of Article II of Section I of Chapter I of the Constitution, the House proceeded to "reconsider" the said bill.

The question on passing the bill, notwithstanding the said objections, was determined by the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution; and on the roll call (Mr. Voke of Chelsea being in the Chair) 145 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 115 in Supplement.]

Therefore the bill was passed (notwithstanding the objections of the Governor), more than two-thirds of the members having agreed to pass the same. Sent to the Senate for its action.

Member-elect to be Qualified.

The Speaker announced the appointment of Representatives Poirier of North Attleborough, Sullivan of Abington and Harkins of Needham as a special committee of the House to conduct Ms. Hyland of Foxborough, member-elect from the First Bristol Representative District, to the Council Chamber to be qualified on Wednesday, April 29.

Statement Concerning Representative Lewis of Bridgewater.

During consideration of the Orders of the Day, Mr. Forman of Plymouth asked unanimous consent to make a statement; and, there being no objection, he addressed 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 Lewis of Bridgewater, will not be present in the House Chamber due to being outside the Commonwealth for the period April 27 through May 11. Any roll calls that she may miss will be due entirely to the reason stated.

Mr. Forman then moved that the statement made by him be spread upon the records of the House; and the motion prevailed.

Distinguished Guests of the House.

During consideration of the Orders of the Day, the Speaker declared a recess subject to the call of the Chair, there being no
objection; and introduced the members of the University of Massachusetts basketball team, and their coach, John Calipari. Coach Calipari addressed the House briefly.

The Speaker then introduced a former Speaker of the House, David M. Bartley of Holyoke, presently serving as President of Holyoke Community College; and former Norfolk County District Attorney George G. Burke, who served as a member of the House in 1965 and 1966. The distinguished visitors, who were accompanying the team, were the guests of the Speaker and Representative Story of Amherst.

**Resolutions.**

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

- Resolutions (filed by Ms. Bump of Braintree) honoring John E. Murphy, Jr., on the occasion of his retirement as a principal in the Randolph Public Schools; and

- Resolutions (filed by Mr. Magnani of Framingham) congratulating the Framingham High School hockey team on winning the Division I Hockey Championship;

Mr. Voke of Chelsea, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of Rule 41, in each instance, on motion of Mr. Magnani, 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 by Mr. Karol of Attleboro) was adopted, as follows:

Ordered, That the House of Representatives hereby calls for a joint session of the two Houses, conformably to the provisions of Article XLVIII (as amended by Article LXXXI) of the Amendments to the Constitution for the purpose of considering the following proposal for a legislative amendment to the Constitution:

Proposal for a legislative amendment to the Constitution relative to the use of revenues from the registration, operation, or use of vehicles on public highway or from fuels used for propelling such vehicles (see House, No. 1619), — with reference to which the committee on Transportation has reported recommending that the amendment ought to pass.

**Communication.**

A communication from the Board of Education (under paragraph (c) of Section II of Chapter 746 of the Acts of 1987) submitting interim regulations pertaining to school construction under the school building assistance program (House, No. 5506) was referred to the committee on Education, Arts and Humanities. Sent to the Senate for concurrence.
Petitions

Petitions severally were presented and referred as follows:

By Mr. Binienda of Worcester (by request), petition (subject to Joint Rule 12) of Sarah Renault relative to providing for coverage for podiatric services by health maintenance organizations.

By the same member (by request), petition (subject to Joint Rule 12) of Sarah Renault relative to premium charges of health maintenance organizations.

By Mr. Blute of Shrewsbury (by request), petition (subject to Joint Rule 12) of Charles Latino relative to motor vehicle operators' licenses of certain handicapped persons.

By Mr. Bosley of North Adams, petition (subject to Joint Rule 12) of Daniel E. Bosley and others for legislation to credit teachers with time spent in the military service for purposes of retirement.

By Mr. Bradford of Rochester, petition (subject to Joint Rule 12) of John C. Bradford relative to regulating the selection and employment of persons for civil service.

By Mr. Caron of Springfield, petition (subject to Joint Rule 12) of Paul E. Caron and James P. Jajuga relative to the operation of motor freight carriers on and off the national network.

By Mr. Catjakis of Springfield, petition (subject to Joint Rule 12) of Athan Catjakis relative to requiring that Massachusetts businesses be given priority in public construction projects.

By Mrs. Gray of Framingham, petition (subject to Joint Rule 12) of Barbara E. Gray and another relative to prohibiting the civil commitment of women for alcoholism or substance abuse to the Massachusetts Correctional Institution at Framingham.

By Mr. Hawke of Gardner, petition (subject to Joint Rule 12) of Robert D. Hawke for legislation to authorize the Department of Public Welfare to maintain a local service office in the city of Gardner.

By Ms. Kerans of Danvers, petition (subject to Joint Rule 12) of Sally P. Kerans and others for legislation to change the age of eligibility for certain retirement benefits from fifty-five to sixty.

By Mr. Lawless of Orleans, petition (subject to Joint Rule 12) of Robert C. Lawless and Henri S. Rauschenbach relative to the reimbursement of county jails and houses of correction for medical and health services provided to inmates during their incarceration.

By the same member, petition (subject to Joint Rule 12) of Robert C. Lawless relative to the tax rate on certain income.

By Mr. Magnani of Framingham, petition (subject to Joint Rule 12) of David P. Magnani relative to liability for the release of hazardous materials.

By Mrs. McKenna of Holden, petition (subject to Joint Rule 12) of Mary Jane McKenna relative to towing of motor vehicles by order of fire department or police department officials.

By the same member, petition (subject to Joint Rule 12) of Mary Jane McKenna relative to towing of motor vehicles by order of fire department or police department officials.

By Mrs. Menard of Somerset, petition (subject to Joint Rule 12) of Joan M. Menard relative to creditable service for retirement purposes for unpaid elected members of school committees.

By Mr. Moore of Uxbridge, petition (subject to Joint Rule 12) of Richard T. Moore and another relative to providing for distinctive license plates for retired members of the armed services.

By Mr. O'Sullivan of Worcester, petition (subject to Joint Rule 12) of Kevin O'Sullivan relative to establishing an income tax credit for restoration of certain historic places.

By Mr. Poirier of North Attleborough, petition (subject to Joint Rule 12) of Kevin Poirier and Stephen J. Karol relative to reciprocity of licensing for nurses.

By Mr. Walsh of Agawam, petition (subject to Joint Rule 12) of Michael P. Walsh relative to further regulating the conduct of horse racing.

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

Papers from the Senate.

A Bill authorizing the appointment of a treasurer/tax collector in the town of Buckland (Senate, No. 1476) (reported on a petition) [Local Approval Received], passed to be engrossed by the Senate, was read; and it was placed in the Orders of the Day for the next sitting for a second reading.

A report of the Trustees of the Boston Metropolitan District (under the provisions of Section 2 of Chapter 383 of the Acts of 1929) of its activities for the year nineteen hundred and ninety (Senate, No. 1482) was read for the information of the House; and returned to the Senate.

Reports

Of the committee on Public Safety, asking to be discharged from further consideration

Of the petition (accompanied by bill, Senate, No. 570) of William R. Keating for legislation to establish a sliding scale for costs to incarcerated inmates;

Of the petition (accompanied by bill, Senate, No. 616) of Robert D. Wetmore and others for legislation to authorize the Secretary of Human Services to expend an additional one million dollars to assist the town of Warwick in financing the public safety requirements necessitated by the expansion of MCI at Warwick;

Of the petition (accompanied by bill, Senate, No. 1053) of Robert D. Wetmore for legislation to establish a specified fund and granting authority for additional fees accumulated under the drunk driving laws;

Of the committee on State Administration, asking to be discharged from further consideration

Of the petition (accompanied by bill, Senate, No. 1189) of Lois G. Pines, Robert A. Durand, Frederick E. Berry and Paul D. Harold Open meeting law,
handicapped accessibility.

Construction, projects, — local consultation.

For legislation relative to handicapped accessibility and the open meeting law; and

Of the petition (accompanied by bill, Senate, No. 1208) of Robert D. Wetmore for legislation to require the secretaries of the executive offices to consult with executive officers in a city or town prior to acting on construction or expansion projects in said city or town;

And recommending that the same severally be referred to the Senate committee on Ways and Means.

Severally accepted by the Senate, were considered forthwith, under Rule 42; and they were accepted, in concurrence, insomuch as relates to the discharge of the committees.

A petition (accompanied by bill, Senate, No. 1512) of Christopher M. Lane and Lida E. Harkins (by vote of the town) for legislation to transfer certain town owned land in the town of Medfield to the Medfield Community Development Corporation, was referred, in concurrence, to the committee on Local Affairs.

Reports of Committees.

By Mrs. Menard of Somerset, 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 R.P. Churchville for legislation to authorize the Board of Registration of Real Estate Brokers and Salesmen to issue a license to Richard P. Churchville of the town of Lexington. To the committee on Government Regulations.

Petition (accompanied by bill) of Patricia D. Jehlen relative to the reduction and prevention of childhood lead poisoning. To the committee on Health Care.

Petition (accompanied by bill) of Salvatore F. DiMasi (with the approval of the mayor and city council) for legislation to authorize the city of Boston to take an easement in two parcels of Metropolitan District Commission park land and to convey a certain parcel of park land in said city. To the committee on State Administration.

Under suspension of Rule 42, on motion of Mr. DiMasi of Boston, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mr. Kollios of Millbury, for the committee on Human Services and Elderly Affairs, on a petition, a Bill relative to the membership of the Advisory Council for the Deaf and Hard of Hearing (House, No. 2294), which was read.

Under suspension of the rules, on motion of Mr. Kollios of Millbury, the bill was read a second time forthwith.

Pending the question on ordering the bill to a third reading, further consideration thereof was postponed, on further motion of the same member, until the next sitting.

By Miss O'Brien of Easthampton, for the committee on Counties, asking to be discharged from further consideration of the petition
(accompanied by bill, House, No. 1074) of Anthony M. Scibelli and Linda J. Melconian for legislation to authorize the register of deeds of Hampden County to establish a certain pilot program, — and recommending that the same be referred to the committee on Counties on the part of the House;

By Mr. Roosevelt of Boston, for the committee on Education, Arts and Humanities, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 1283) of Richard A. Voke for legislation to establish a state scholarship board for the purpose of administering a state scholarship office;

By Mr. Walsh of Agawam, for the committee on Government Regulations, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 4858) of Mark Brown for legislation to establish a media fairness commission, a code of ethics and rules of conduct for communication outlets;

By Mr. Kollios of Millbury, for the committee on Human Services and Elderly Affairs, asking to be discharged from further consideration

Of the petition (accompanied by bill, Senate, No. 557) of Robert A. Durand, W. Paul White, Michael J. Barrett and Lois G. Pines for legislation to protect persons with disabilities; and

Of the petition (accompanied by bill, House, No. 1695) of David B. Cohen, Paul Kollios, Barbara Hildt, James T. Brett, Marc D. Draizen and J. James Marzilli, Jr., for legislation to protect disabled persons;

By Mr. DiMasi of Boston, for the committee on the Judiciary, asking to be discharged from further consideration

Of the petition (accompanied by bill, House, No. 381) of M. Joseph Manning relative to the rights of deaf persons in judicial and quasi-judicial proceedings;

Of the petition (accompanied by bill, House, No. 3197) of Salvatore F. DiMasi for legislation to establish a court education trust fund;

Of the petition (accompanied by bill, House, No. 3199) of Salvatore F. DiMasi for legislation to expand the powers and duties of the Chief Administrative Justice of the Trial Court;

Of the petition (accompanied by bill, House, No. 3205) of Salvatore F. DiMasi relative to the appointment of family service officers in the Probate and Family Court Department;

Of the petition (accompanied by bill, House, No. 3394) of Mary C. Fitzpatrick, Salvatore F. DiMasi and Marian Walsh relative to the appointment of family service officers in the Probate and Family Court Department;

Of the petition (accompanied by bill, House, No. 4701) of Salvatore F. DiMasi and another for legislation to expand the powers and duties of the Chief Administrative Justice of the Trial Court; and

Of the petition (accompanied by bill, House, No. 4703) of Salvatore F. DiMasi and another for legislation to establish a court education trust fund;
By Mr. Caron of Springfield, for the committee on Public Safety, asking to be discharged from further consideration

Of the petition (accompanied by bill, House, No. 2345) of David B. Cohen and other members of the General Court for legislation to establish a comprehensive traffic safety education program; and

Of the petition (accompanied by bill, House, No. 2346) of David B. Cohen and other members of the General Court for legislation to establish a state bicycle program office;

By Mr. Hodgkins of Lee, for the committee on State Administration, asking to be discharged from further consideration

Of the petition (accompanied by bill, Senate No. 1142) of Arthur E. Chase and Matthew J. Amorello for legislation to establish an office of the Massachusetts Commission Against Discrimination in the city of Worcester;

Of the petition (accompanied by bill, Senate, No. 1162) of Lucile P. Hicks for legislation to require public buildings to install disposal facilities for feminine hygiene devices in their toilet facilities;

Of so much of the recommendations of the Executive Office of Public Safety (House, No. 183) as relates to funding automation of military war records (accompanied by bill, House, No. 211);

Of the petition (accompanied by bill, House, No. 647) of John E. McDonough that street addresses and telephone numbers of public employees be exempt from the public records disclosure law;

Of the petition (accompanied by bill, House, No. 648) of John E. McDonough for legislation to regulate computer access to records of public agencies;

Of the petition (accompanied by bill, House, No. 814) of Joseph J. Pellechia for legislation to establish an international cultural dome authority within the Executive Office for Administration and Finance;

Of the petition (accompanied by bill, House, No. 832) of Patricia A. Walrath, Geoffrey D. Hall, Edward G. Connolly, Emile J. Goguen, Pamela P. Resor and Philip Travis for legislation to provide for the formulation and implementation of a computerized public information center;

Of the petition (accompanied by bill, House, No. 1019) of Stephen M. Brewer for legislation to authorize the Governor of the Commonwealth to submit to the General Court a comprehensive five-year management and financial plan;

Of the petition (accompanied by bill, House, No. 1232) of Thomas P. Walsh and Steven Angelo for legislation to establish a newspaper recycling program at the State House;

Of the petition (accompanied by bill, House, No. 1600) of David P. Magnani that the Division of Capital Planning and Operations be authorized to acquire certain land adjacent to the Ashland State Park in the town of Ashland;

Of the petition (accompanied by bill, House, No. 1792) of William P. Nagle, Jr., for legislation to reimburse any city or town for land owned by the Commonwealth under the care and control of the Department of Food and Agriculture;
Of the petition (accompanied by bill, House, No. 1793) of William P. Nagle, Jr., that the Adjutant General of the Commonwealth be required to establish a list of veterans who served in World War II, the Korean Conflict and in Vietnam;

Of the petition (accompanied by bill, House, No. 2898) of Barbara Gardner, Pamela P. Resor, Robert A. Durand and Daniel J. Valianti relative to the use of alternative fuels in state-owned motor vehicles;

Of the petition (accompanied by bill, House, No. 3657) of Marc R. Pacheco and Joan M. Menard for legislation to authorize the Division of Capital Planning and Operations to convey a certain parcel of land in the city of Taunton to said city;

Of the petition (accompanied by bill, House, No. 3659) of Marc R. Pacheco for legislation to include the development of industrial parks in the definition of "direct public use" relative to surplus property of the Commonwealth;

Of the petition (accompanied by bill, House, No. 3661) of Marc R. Pacheco and Joan M. Menard for legislation to authorize the Division of Capital Planning and Operations to convey certain property in the city of Taunton to said city;

Of the petition (accompanied by bill, House, No. 3991) of Warren E. Tolman and other members of the House for legislation to require persons having beneficial interest in real property involving a public agency to make a timely disclosure of such interest;

Of the petition (accompanied by bill, House, No. 4362) of Myron Boluch relative to art in public buildings; and

Of the petition (accompanied by bill, House, No. 4601) of Kevin W. Fitzgerald and Nelson Merced for legislation to establish a bureau of interpreter services within the Executive Office for Administration and Finance and to create offices of cultural and linguistic minority affairs in certain state agencies;

And recommending that the same severally be referred to the committee on Ways and Means.

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

By Ms. Bump of Braintree, for the committee on Commerce and Labor, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 4814) of Daniel J. Valianti for legislation to further regulate the sale of automotive paint products, — and recommending that the same be referred to the committee on Natural Resources and Agriculture;

By Mr. McIntyre of New Bedford, for the committee on Criminal Justice, asking to be discharged from further consideration

Of the petition (accompanied by bill, House, No. 1847) of William C. Galvin for legislation to further regulate the penalty for untrue and misleading advertisements, — and recommending that the same be referred to the committee on Commerce and Labor;

Of the petition (accompanied by bill, House, No. 3333) of Richard T. Moore relative to the penalty for vehicular homicide in the Veterans—list.

Fuels—state vehicles.

Taunton—land conveyance.

Surplus state property—define.

Taunton—land conveyance.

Public agencies—disclosure.

Art—public buildings.

Vital services—interpreter services.

Automotive paint products—regulate sale.

Misleading advertising—regulate.

Vehicular homicide.
operation of a vessel, — and recommending that the same be referred to the committee on Natural Resources and Agriculture; Of the petition (accompanied by bill, House, No. 3332) of Richard T. Moore for legislation to increase the penalties for operating an uninsured motor vehicle, — and recommending that the same be referred to the committee on Public Safety; By Mr. Moore of Uxbridge, for the committee on Election Laws, asking to be discharged from further consideration Of the petition (accompanied by bill, House, No. 2806) of Barbara Gardner for legislation to ascertain the will of the people at the biennial election in the current year relative to the abolition of county government; Of the petition (accompanied by bill, House, No. 4245) of Kevin Poirier and another for legislation to provide for the election of county commissioners; and Of the petition (accompanied by bill, House, No. 4850) of Edward M. Lambert, Jr., relative to the election of county commissioners; And recommending that the same severally be referred to the committee on Counties; By Mr. Herren of Fall River, for the committee on Energy, asking to be discharged from further consideration Of the petition (accompanied by order, Senate, No. 307) of William R. Keating for the adoption of an order authorizing the joint committee on Energy to make an investigation and study of fuel charges on electric bills; and Of the petition (accompanied by order, House, No. 3563) of Albert Herren relative to authorizing the committee on Energy to make an investigation and study of fuel charges on electric bills; And recommending that the same severally be referred to the committee on Government Regulations; Of the petition (accompanied by resolve, House, No. 2258) of Richard T. Moore, Peter I. Blute, Raymond A. Jordan, Jr., and Walter A. DeFilippi for an investigation by a special commission (including members of the General Court) relative to the compatibility of a mandatory deposit system with comprehensive separation and recycling problems, — and recommending that the same be referred to the committee on Natural Resources and Agriculture; Of the petition (accompanied by bill, House, No. 1874) of Raymond A. Jordan, Jr., for legislation to make certain changes in the law relative to regulations by the Division of Energy Resources for heating oil, — and recommending that the same be referred to the committee on Taxation; By Mr. Walsh of Agawam, for the committee on Government Regulations, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 4252) of the Mass. Hotel Association and Stephen J. Karol relative to the Liquor Liability Joint Underwriting Association, — and recommending that the same be referred to the committee on Insurance; By Mr. Kollios of Millbury, for the committee on Human Services and Elderly Affairs, asking to be discharged from further
consideration of the petition (accompanied by bill, House, No. 5180) of Robert A. DeLeo for legislation to prohibit interest charges on unpaid Medicaid expenses for persons over sixty-five years of age, — and recommending that the same be referred to the committee on Health Care;

By Mr. Mara of Brockton, for the committee on Insurance, asking to be discharged from further consideration

Of the petition (accompanied by bill, House, No. 3594) of the Massachusetts AFL-CIO Council and Suzanne M. Bump for legislation to require the payment of medical insurance for insured workers, — and recommending that the same be referred to the committee on Commerce and Labor;

Of the petition (accompanied by bill, House, No. 2680) of Carmen D. Buell and other members of the General Court that certain health care insurance plans and policies shall cover payment for costs arising from speech and language disorders, — and recommending that the same be referred to the committee on Health Care;

By Mr. Angelo of Saugus, for the committee on Natural Resources and Agriculture, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 1554) of Christopher J. Hodgkins for legislation to provide for notice of projects affected by the clean air law between abutting states and the Commonwealth, — and recommending that the same be referred to the committee on Energy;

By Mr. Caron of Springfield, for the committee on Public Safety, asking to be discharged from further consideration

Of the petition (accompanied by bill, House, No. 1761) of Paul L. Doherty and Joseph B. McIntyre for legislation to further regulate the possession of firearms; and

Of the petition (accompanied by bill, House, No. 2142) of Alvin E. Thompson, Gloria L. Fox, Nelson Merced, Shirley Owens-Hicks, Bill Owens and Raymond A. Jordan, Jr., for legislation to regulate the improper storage of firearms accessible to minors;

And recommending that the same severally be referred to the committee on Criminal Justice; and

By Mr. Scaccia of Boston, for the committee on Taxation, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 2925) of Byron Rushing relative to the deeds excise tax in counties, — and recommending that the same be referred to the committee on Counties.

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

By Mrs. Menard of Somerset, for the committees on Rules of the two branches, acting concurrently, that the Resolve providing for an investigation and study by a special commission of the regulations of fire sprinkler systems (House, No. 4299, changed) ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

By Mr. DiMasi of Boston, for the committee on the Judiciary, on a petition, a Resolve establishing a special commission for the purpose of making an investigation and study relative to improving procedures governing the summary process (House, No. 756, changed by striking out, in lines 42 and 43, the following: “or before March 31, nineteen hundred and ninety-one”).

By Mr. Angelo of Saugus, for the committee on Natural Resources and Agriculture, on a petition, a Resolve providing for an investigation and study by a special commission of the regulations of sprinkler system (House, No. 2697).

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

By Mr. Herren of Fall River, for the committee on Energy, on House, Nos. 100 and 105, a Bill promoting economic development and energy efficiency in the Commonwealth through the development of cogeneration at state facilities (House, No. 105).

By the same member, for the same committee, on House, Nos. 3567 and 3890, a Bill promoting energy-efficient lighting in state owned or leased buildings (House, No. 3567).

By the same member, for the same committee, on a petition, a Bill establishing the energy advisory board (House, No. 3568).
By the same member, for the same committee, on a petition, a Bill requiring nuclear power plant facilities to file reports relative to the decommissioning of nuclear power plants (House, No. 5273).

By Ms. Buell of Greenfield, for the committee on Health Care, on a petition, a Bill restricting co-payments in the medicaid program (House, No. 4871, changed by inserting after the word “charges”, in line 7, the words “for prescription drugs”).

By Mr. Kollios of Millbury, for the committee on Human Services and Elderly Affairs, on Senate, No. 564 and House, Nos. 1899, 2831 and 3173, a Bill to increase the standard of need (House, No. 1899) [Cost: $21,400,000.00].

By the same member, for the same committee, on House, Nos. 745, 1150 and 2296, a Bill providing deinstitutionalized persons emergency aid to the elderly, disabled, and children (House, No. 2296).

By the same member, for the same committee, on House, Nos. 1146 and 2678, a Bill to verify special assistance to the homeless (House, No. 2678, changed by striking out, in line 10, the word “or” and by inserting in line 11, after “s80B”, the following: “; or a licensed independent clinical social worker who is licensed and authorized by G.L. 112, s131”).

By the same member, for the same committee, on Senate, Nos. 531 and 554 and House, Nos. 1908 and 5054, a Bill to provide a children’s clothing allowance (House, No. 5054) [Cost: $31,000,000.00].

By Mr. Mara of Brockton, for the committee on Insurance, on House, Nos. 582 and 2317, a Bill to further protect elderly citizens in meeting their health care and life insurance needs (House, No. 5498).

By Mr. Caron of Springfield, for the committee on Public Safety, on a petition, a Bill relative to the dissemination of public information regarding firearms and explosives (House, No. 3422).

By the same member, for the same committee, on a petition, a Bill relative to the registration of all-terrain vehicles (House, No. 4749) [Senator Hedlund dissenting].

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

<table>
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<tr>
<th>By</th>
<th>Member</th>
<th>Committee</th>
<th>Bill Details</th>
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<tr>
<td>Mr. Finneran of Boston</td>
<td>for the committee on Ways and Means</td>
<td>that the Bill authorizing amendments to Chapter 708 of the Acts of 1966 relative to the Massachusetts Housing Finance Agency (House, No. 5434) ought to pass. Placed in the Orders of the Day for the next sitting, the question being on ordering the bill to a third reading.</td>
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<td>Housing Finance Agency,— bonds.</td>
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<td>Mr. DiMasi of Boston</td>
<td>for the committee on the Judiciary</td>
<td>on House, Nos. 169 and 172, a Bill relative to the appointment of a temporary guardian by a guardian (House, No. 172).</td>
<td>Temporary guardians,— appointment.</td>
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<td>for the same committee, on House, Nos. 169 and 173, a Bill relative to the appointment of a standby guardian (House, No. 173).</td>
<td>Standby guardians,— appointment.</td>
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By the same member, for the same committee, on House, Nos. 183 and 194, a Bill relative to the threshold provisions for indefinite sentences (House, No. 194).

By the same member, for the same committee, on House, Nos. 183 and 195, a Bill relative to consecutive sentences (House, No. 195).

By the same member, for the same committee, on House, Nos. 183 and 199, a Bill relative to state owned land and trespass thereon (House, No. 199).

By the same member, for the same committee, on House, Nos. 597 and 4520, a Bill relative to the liability for the release of hazardous materials (House, No. 597).

By the same member, for the same committee, on a petition, a Bill requiring surety bonds for notaries public (House, No. 951).

By the same member, for the same committee, on a petition, a Bill relative to the powers of a guardian or conservator (House, No. 1167).

By the same member, for the same committee, on a petition, a Bill further regulating juror service for elderly persons (House, No. 1331).

By the same member, for the same committee, on a petition, a Bill concerning adoption consents in the Commonwealth (House, No. 1333).

By the same member, for the same committee, on a petition, a Bill clarifying modification of child support (House, No. 1334).

By the same member, for the same committee, on a petition, a Bill further defining the best interests of the child (House, No. 1335).

By the same member, for the same committee, on House, Nos. 1341, 4278 and 5076, a Bill increasing the jurisdictional amount of the small claim courts (House, No. 1341, changed by striking out, in line 4, the words “three thousand dollars” and inserting in place thereof the words “twenty-five hundred dollars”).

By the same member, for the same committee, on a petition, a Bill further regulating the statute of limitations for filing civil damage suits by minor victims of sexual abuse (House, No. 2107).

By the same member, for the same committee, on a petition, a Bill requiring that notice be filed with lienholders on certain storage and other fees (House, No. 2491).

By the same member, for the same committee, on House, Nos. 2499 and 2505, a Bill further regulating small claims procedures (House, No. 2499).

By the same member, for the same committee, on House, Nos. 3181 and 3953, a Bill relative to actions for death and injuries resulting in death (House, No. 3181).

By the same member, for the same committee, on a petition, a Bill relative to statement by attorneys in certain civil cases (House, No. 3184).

By the same member, for the same committee, on a petition, a Bill making a technical correction to the statutory rule against perpetuities (House, No. 3201).
By the same member, for the same committee, on Senate, No. 824 and House, Nos. 3186 and 3392, a Bill permitting non-residents to serve as voluntary administrators (House, No. 3392).

By the same member, for the same committee, on a petition, a Bill further regulating frivolous claims (House, No. 3606).

By the same member, for the same committee, on a petition, a Bill relative to wrongful death actions (House, No. 3946).

By the same member, for the same committee, on House, Nos. 379 and 3949, a Bill providing for a uniform custodial trust act (House, No. 3949).

By the same member, for the same committee, on a petition, a Bill relative to discovery under the Massachusetts Rules of Civil Procedure (House, No. 3950).

By the same member, for the same committee, on a petition, a Bill requiring that notice be filed with lienholders on certain storage and other fees (House, No. 4128).

By the same member, for the same committee, on a petition, a Bill further regulating claims against the Commonwealth (House, No. 4715).

By the same member, for the same committee, on a petition, a Bill further regulating claims and defenses in civil actions (House, No. 4910).

By the same member, for the same committee, on a petition, a Bill relative to liability for violations of the State Building Code (House, No. 5341).

By the same member, for the same committee, on a petition, a Bill to regulate banks as they relate to autobody shops (House, No. 5353).

By the same member, for the same committee, on House, Nos. 3161 and 3362, a Bill relative to patient records (House, No. 5499).

By Mr. Rushing of Boston, for the committee on Local Affairs, on a petition, a Bill amending the city of Waltham charter relative to publication of city ordinances (House, No. 5455) [Local Approval Received].

Severally read; and placed in the Orders of the Day for the next sitting for a second reading.

By Miss O'Brien of Easthampton, for the committee on Counties, ought NOT to pass, on the petition (accompanied by bill, House, No. 2034) of Claudia Kelty Edgell relative to the availability of the dog law booklet.

By Mr. Moore of Uxbridge, for the committee on Election Laws, ought NOT to pass, on the petition (accompanied by bill, House, No. 337) of M. Joseph Manning relative to further regulating voter registration affidavits.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by resolve, House, No. 339) of Mary Jeanette Murray for an investigation by a special commission (including members of the General Court) relative to the feasibility.
of utilizing a uniform ballot at state primary elections containing the names of all candidates grouped by political party affiliation.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 538) of John C. Bradford that provision be made for the establishment of voter registration facilities in police stations in the cities and towns of the Commonwealth.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1659) of Paul E. Caron for legislation to further regulate the filing of nomination papers.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1661) of Joseph B. McIntyre, Thomas M. Petrolati and Stanley C. Rosenberg for legislation to require the filing of a bond for recounts in certain elections.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1667) of Joseph B. McIntyre, Thomas M. Petrolati and Stanley C. Rosenberg making technical amendments to the initiative law relative to political parties and candidates.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2972) of James T. Brett for legislation to require the filing of a bond for recounts in certain elections.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2976) of Robert Kraus (by vote of the town) that provision be made for recall elections in the town of Carver.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3357) of Michael J. Connolly, Joseph B. McIntyre, Thomas M. Petrolati, Stanley C. Rosenberg and another for legislation to make certain changes in the initiative law relative to political parties and candidates.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3527) of John C. Bradford, other members of the House and another relative to extending the time for candidates for state office to file nomination papers.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4244) of James P. D. Waters relative to prohibiting cities and towns from distributing street lists to the general public.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4479) of Rosaire Rajotte relative to the adoption of town by-laws for the holding of elections.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4847) of Rosaire Rajotte relative to the election of United States Senators.
By Mr. Herren of Fall River, for the committee on Energy, ought NOT to pass, on so much of the recommendations of the Division of Energy Resources (House, No. 100) as relates to the reporting of fuel inventory, sales, delivery, and price information (accompanied by bill, House, No. 103).

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3531) of Albert Herren relative to the sale of containers connected by plastic ring devices and other non-biodegradable material.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3537) of Albert Herren for legislation to establish energy efficiency standards for projects of the Department of Community Affairs, the Housing Finance Agency and the Home Mortgage Finance Agency.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3558) of Albert Herren relative to reorganizing the Division of Energy Resources to make the operation of government more efficient.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3559) of Albert Herren relative to the reporting of fuel inventory, sales, delivery, and price information.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3569) of Albert Herren and Daniel J. Valianti relative to the fuel efficiency of motor vehicles purchased by the Commonwealth.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3887) of Warren E. Tolman and other members of the General Court for legislation to establish energy efficiency standards for projects of the Department of Community Affairs, the Housing Finance Agency and the Home Mortgage Finance Agency.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4084) of Stephen W. Doran relative to the sale of containers connected by plastic ring devices and other non-biodegradable material.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5274) of Mary Jane McKenna relative to long-range forecasting by electric departments in cities and towns.

By Mr. Rushing of Boston, for the committee on Local Affairs, ought NOT to pass, on the petition (accompanied by bill, House, No. 955) of Stephen M. Brewer that provision be made for a right of first refusal for the purchase of real property by cities and towns.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1171) of Jonathan L. Healy and Stanley C. Rosenberg for legislation to regulate the deposit and expenditures for compensation of off-duty or special duty work of employees in cities, towns and districts.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1536) of
Christopher J. Hodgkins and other members of the House relative to the filing of zoning ordinances with the Attorney General.

By Mr. Caron of Springfield, for the committee on Public Safety, ought NOT to pass, on the petition (accompanied by bill, House, No. 415) of Bud Nugent for legislation to regulate the conviction of certain persons under the law regulating the operation of motorcycles.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1194) of Lida E. Harkins, Pamela P. Resor and Barbara Gardner for legislation to place on the ballot a non-binding question banning the sale and use of assault weapons [Representative Harkins of Needham dissenting].

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1966) of Robert L. Howarth relative to the carrying of dangerous weapons [Senator Hedlund dissenting].

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2145) of Alvin E. Thompson, Gloria L. Fox, Bill Owens, Raymond A. Jordan, Jr., and Shirley Owens-Hicks for legislation to require manufacturers of firearms to provide trigger-locking devices.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2868) of Dale Gibson for legislation to further regulate the wearing of helmets for motorcyclists.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4258) of John A. Businger for legislation to authorize cities and towns to enact laws controlling handguns.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4579) of the Gun Owners' Action League, Richard T. Moore, Robert A. Antonioni and Augusta Hornblower for legislation to clarify the display of firearms by licensed dealers [Senator Hedlund dissenting].

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4743) of Barbara Hildt that firearms sold in the Commonwealth be equipped with certain safety locks.

By Mr. Hodgkins of Lee, for the committee on State Administration, ought NOT to pass, on the petition (accompanied by bill, House, No. 645) of Robert A. Antonioni relative to audits performed by the State Auditor.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1018) of Stephen M. Brewer for legislation to authorize the State Secretary to distribute a booklet containing laws relative to veterans and veterans' organizations.

Severally placed in the Orders of the Day for the next sitting, the question, in each instance, being on acceptance.
Orders of the Day.

House bills
Relative to the annual observance of Korean War Veterans Day (House, No. 286);
Further regulating the noncriminal disposition of ordinance and by-law violations (House, No. 1539);
Providing the one sentence statement required by law in the information to voters to be also placed on the state election ballot (House, No. 1664); and
Relative to the office of municipal building officials (House, No. 3617);
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.

Senate bills
Relative to the disposition of controlled substances (Senate, No. 149);
Relating to fines accrued from handicapped parking violations (Senate, No. 879);
Exempting development of Woodsom Farm design and construction bid procedures (Senate, No. 881, changed); and
Relative to the registration of motor vehicles used to transport handicapped persons (Senate, No. 1019); and
House bills
Relative to the subleasing of motor vehicles (House, No. 872);
Relative to the penalty for buying or receiving stolen goods (House, No. 1078);
Authorizing cities and towns to regulate certain structures through zoning by-laws and ordinances (House, No. 1530);
Further regulating subdivision plans (House, No. 1535);
Relative to the zoning enabling act (House, No. 2849, changed);
Providing for a penalty for a false alarm in a medical emergency (House, No. 2967);
Relative to the penalty for assaults upon employees of any correctional institution of the Commonwealth (House, No. 3142);
Making certain technical and corrective changes in the corporate laws (House, No. 3324);
Amending the laws regarding distribution of cocaine, second offense (House, No. 3343);
Simplifying the absentee voting laws (House, No. 3352);
Clarifying the public hearing requirements for revocation of disapproval of subdivision plans (House, No. 3623);
Relative to assault and battery on hackney carriage operators (House, No. 3695);
Amending the Uniform Commercial Code to cover leases of personal property (House, No. 4223);
Authorizing the town of Hinsdale to hold a special election for the purpose of approving an appointed board of health (House, No. 5027);
Providing for recall elections in the town of Westwood (House, No. 5318);

Authorizing the city of Boston to sell and convey a certain parcel of parkland in the city of Boston (House, No. 5406);

Protecting the Boston Public Garden (House, No. 5407);

Authorizing the establishment of "residents only" parking areas in the city of Northampton (House, No. 5439);

Authorizing the city of Pittsfield to place on the ballot two binding questions regarding the adoption of Massachusetts General Laws Chapter 43C, Sections 12 and 13 (House, No. 5453);

Effectively eliminating subdivision control in the city of Somerville (House, No. 5454);

Relative to the charter of the town of Easthampton (House, No. 5456);

Validating certain zoning by-laws of the town of Tisbury (House, No. 5459); and

To amend the Massachusetts employee record law (House, No. 5494);

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

House reports
Of the committee on the Judiciary, ought NOT to pass, on so much of the recommendations of the Department of Mental Retardation (House, No. 169) as relates to alternative procedures for taking testimony of a child or mentally retarded witness (accompanied by bill, House, No. 171); and

Of the same committee, ought NOT to pass, on so much of the recommendations of the Executive Office of Public Safety (House, No. 183) as relates to providing for confidential transmission of medical information in jails, houses of correction and correctional institutions (accompanied by bill, House, No. 215);

Severally were accepted. Severally sent to the Senate for concurrence.

House reports
Of the committee on the Judiciary, ought NOT to pass, on the petition (accompanied by bill, House, No. 593) of Robert C. Lawless for legislation to regulate certain records of deceased persons;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 764) of Kevin O'Sullivan relative to requests for criminal history record information by employment agencies which provide child care employees;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 947) of Stephen M. Brewer for legislation to regulate eminent domain proceedings against property used for agriculture or farming;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1162) of Andrew Collaro for
legislation to further regulate the confidentiality of medical records of patients;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1329) of William G. Reinstein for legislation to improve the administration of civil motor vehicle infractions in the courts of the Commonwealth;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1523) of Lida E. Harkins for legislation to establish a civil rights enforcement fund for the protection of the civil rights of persons in the Commonwealth;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1719) of Albert L. O'Neil and Angelo M. Scaccia relative to illegal aliens who commit crimes;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1928) of William C. Galvin relative to contributions between joint tortfeasors in certain judicial proceedings;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1943) of John H. Rogers for legislation to establish a mechanics lien for certain architectural services;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2102) of Paul C. Casey relative to visitation rights in divorce actions;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2112) of Alvin E. Thompson, Gloria L. Fox, Shirley Owens-Hicks, Bill Owens and Raymond A. Jordan, Jr., relative to the payment for certain medical examinations for children who have been physically abused;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2113) of Alvin E. Thompson, Gloria L. Fox, Bill Owens, Raymond A. Jordan, Jr., and Shirley Owens-Hicks relative to protection by the Attorney General of civil rights of persons in the Commonwealth;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2324) of Paul Kollios, Bill Owens and Barbara Hildt relative to the detention of juveniles;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2333) of Margaret Crowdis for legislation to regulate the form and approval of deeds by justices in the Land Court;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2334) of Margaret Crowdis relative to descent and distribution under the law regulating wills and estates of deceased persons;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2492) of John F. Cox and another for legislation to clarify the obligation of attorneys relative to the trust accounts of clients;
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2506) of John F. Cox relative to the liability of operators of railroads at gate crossings:

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2507) of John F. Cox for legislation to exempt landowners from liability for injuries incurred by persons operating vehicles on the property of such landowners;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2689) of Peter A. Vellucci and Gloria L. Fox relative to the procedure for appeal of summary process cases;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2691) of Peter A. Vellucci relative to court testimony of private conversations between husbands and wives;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3051) of Jennifer L. Miller and James T. Brett for legislation to require public agencies to reimburse public utility companies for relocation costs;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3182) of Salvatore F. DiMasi relative to the settlement of claims of minors and incompetent persons;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3183) of Salvatore F. DiMasi relative to indemnification of damages in civil cases;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3193) of Salvatore F. DiMasi relative to the deposit of wills with the registers of probate;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3401) of Mary C. Fitzpatrick, Salvatore F. DiMasi and Marian Walsh relative to the deposit of wills with the Register of Probate;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3749) of Paul J. Gannon, Kevin G. Honan and John E. McDonough relative to the fees charged in certain courts in the Commonwealth;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3751) of Jacqueline Lewis and another for legislation to require judges to instruct juries of rights of nullification;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3752) of John E. McDonough, Marc D. Draisen and W. Paul White for legislation to regulate certain claims against health care professionals employed by the Commonwealth;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3753) of Marc R. Pacheco and Robert A. Antonioni relative to eminent domain proceedings;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3756) of Philip Travis for
legislation to define the term "disorderly" under certain laws regulating disturbances;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3757) of Philip Travis relative to the custody and naming of children born out of wedlock;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3937) of Salvatore F. DiMasi relative to the jurisdiction of constables in cities and towns;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3954) of Salvatore F. DiMasi relative to the settlement of claims of minors and incompetent persons;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4124) of Carmen D. Buell, Robert D. Wetmore, Stanley C. Rosenberg and Daniel E. Bosley relative to the time within which a city, town or county may transfer the title to certain buildings and land to the Commonwealth;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4130) of Stephen W. Doran for legislation to define the term "written contract";

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4275) of Salvatore F. DiMasi and others for legislation to establish certain privileges for attorneys and clients;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4518) of Raymond A. Jordan, Jr., Alvin E. Thompson and Byron Rushing that employees of agencies, authorities or political subdivisions of the Commonwealth be indemnified and held harmless for personal liability resulting from affirmative action decisions;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4519) of Raymond A. Jordan, Jr., and Alvin E. Thompson for legislation to reduce the storage costs of personal property removed from small housing units under the summary process law;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4523) of Richard T. Moore for legislation to limit the liability of damages for each occurrence against private airports;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5066) of Stephen M. Brewer and another relative to the suspension of visitation rights of parents delinquent in making child support payments; and

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5072) of Robert H. Marsh and another for legislation to protect persons from liability for providing voluntary assistance during emergencies involving hazardous materials;

Severally were accepted.
The motion of Mr. Businger of Brookline, that the committee on Ways and Means be discharged from further consideration of the House Bill conforming the General Laws to the Constitutional amendment abolishing the state census (House, No. 3355) was considered.

Pending the question on the motion to discharge the committee, further consideration thereof was postponed, on motion of the same member, until Monday, May 4.

The House report of the committee on the Judiciary, ought NOT to pass, on the petition (accompanied by bill, House, No. 953) of Marie J. Parente, Edward L. Burke, Michael P. Walsh and Thomas M. Petrolati relative to the liability of operators of roller skating rinks, was considered.

Pending the question on acceptance of the report, the petition was recommitted, on motion of Mr. DiMasi of Boston.

The House report of the committee on the Judiciary, ought NOT to pass, on the petition (accompanied by bill, House, No. 2687) of L. Scott Harshbarger, Alvin E. Thompson and other members of the General Court relative to protection by the Attorney General of civil rights of persons in the Commonwealth, was considered.

Pending the question on acceptance of the report, the petition was recommitted, on motion of Mr. Thompson of Cambridge.

The House report of the committee on the Judiciary, ought NOT to pass, on the petition (accompanied by bill, House, No. 3609) of Edward B. Teague III, Mary Jeanette Murray, Larry F. Giordano and Edward G. Connolly for legislation to authorize public access to records of criminal offenders, was considered.

Pending the question on acceptance of the report, further consideration thereof was postponed, on motion of Mr. Teague of Yarmouth, until Wednesday, April 29.

The House report of the committee on the Judiciary, ought NOT to pass, on the petition (accompanied by bill, House, No. 3935) of Salvatore F. DiMasi relative to the powers and duties of constables in cities and towns, was considered.

Pending the question on acceptance of the report, the petition was recommitted, on motion of Mr. DiMasi of Boston.

At twenty-three minutes after eleven o'clock A.M., on motion of Mr. Cass of Wakefield, the House recessed until the hour of one o'clock P.M., and at that time the House was called to order.

The House Bill relative to regulating early cardiac defibrillation (House, No. 5448) was read a third time.

The committee on Bills in the Third Reading reported recommending that the bill be amended by substitution of a Bill.
regulating early cardiac defibrillation (House, No. 5505), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill relative to borrowing by cities, towns and districts (House, No. 1349) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

The motion of Mr. Businger of Brookline, that the vote be reconsidered by which the House, on Thursday, February 13, concurred with the Senate in its amendment of the House Bill relative to the party enrollment of unenrolled voters at primary elections (House, No. 714, amended) was considered.

Pending the question on the motion to reconsider, further consideration thereof was postponed, on motion of the same member, until the next sitting.

The House Bill further regulating smoking on public conveyances (House, No. 2267) was considered.

Pending the question on ordering the bill to a third reading, further consideration thereof was postponed, on motion of Mrs. McKenna of Holden, until after disposition of the remaining matters in the Orders of the Day.

The House Bill authorizing Dukes County to establish a certain fund (House, No. 5480) was ordered to a third reading.

House bills
Further regulating license fees for dogs (House, No. 4815, changed); and
Concerning the employees of the Suffolk County sheriff’s department (House, No. 5495);
Severally were read a second time; and they were ordered to a third reading.

House reports
Of the committee on the Judiciary, ought NOT to pass, on the petition (accompanied by bill, House, No. 385) of Mary Jeanette Murray relative to providing certain employers with access to criminal history records of employees who work with children;
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 586) of Charles N. Decas relative to special homestead protection for elderly and disabled persons;
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 596) of the Mass. Chiefs of Police Association and Mary Jeanette Murray for legislation to exempt police officers from jury duty;
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1326) of Walter A. DeFilippi that landowners shall not be held liable for injuries or property damage by persons operating recreational vehicles on such land;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1937) of Robert L. Howarth for legislation to prohibit a cause of legal action or award of damages based on the claim of wrongful life;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2509) of Dolores S. V. Timbas and Mary Jeanette Murray relative to religious freedom and toleration;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3208) of Larry F. Giordano, Gary M. Coon, Richard T. Moore, James P. Jajuga, Thomas G. Palumbo and Paul R. Haley relative to further regulating criminal offenders record information;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3209) of Larry F. Giordano, Richard T. Moore, Walter A. DeFilippi, Edward G. Connolly, Paul E. Caron and James P. Jajuga relative to enforcement of the criminal offenders record information law on organizations whose operations include security responsibility for persons in residential or care facilities;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3212) of Michael W. Morrissey and Lida E. Harkins for legislation to increase fees for marriages and divorce and providing that such increases be used to aid shelters for victims of domestic violence;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3214) of Michael W. Morrissey and another for legislation to facilitate the storage of information by electronic and other methods within the registries of deeds;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3215) of Michael W. Morrissey and another relative to the storage of information by electronic and other methods in the registries of deeds; and

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4521) of the Gun Owners’ Action League, Richard T. Moore, Shannon P. O’Brien, Robert A. Antonioni and Augusta Hornblower for legislation to exempt police chiefs from civil liability in the issuance of firearms identification cards;

Severally were accepted.

The House report of the committee on the Judiciary, ought NOT to pass, on the petition (accompanied by bill, House, No. 4710) of James R. Miceli and another for legislation to limit the liability of electricians, was considered.

Pending the question on acceptance of the report, the petition was re-committed, on motion of Mr. DiMasi of Boston.
Order.

On motion of Mr. Flaherty of Cambridge, —

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

Mr. Rushing 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 two minutes after three o'clock P.M. (Mr. Voke of Chelsea being in the the Chair), the House adjourned, to meet tomorrow at eleven o'clock A.M.
Tuesday, April 28, 1992.

Met according to adjournment, at eleven o'clock A.M.

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

All-Powerful God, we pray for Your gift of peace so that we will be at peace with You, ourselves and our neighbors. Your peace gives us personal security so that we are strong enough to accept reality as it is and consequently strong enough to make mature and balanced judgments. As we struggle to cope with the demands of family obligations, public service responsibilities and the complexities of daily living, Your peace helps us to meet the challenges of each day. Inspire us to help others in their quest for peace, meaning and direction in their lives.

Bestow Your blessings on the Speaker, the members 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. Brett of Boston) congratulating Reverend Dr. Frank Armstrong on his installation as Pastor of the First Baptist Church in Dorchester;
- Resolutions (filed by Messrs. Cruz of West Bridgewater, Kennedy of Brockton and Mara of Brockton) congratulating the Old Colony Planning Council on the occasion of its twenty-fifth anniversary;
- Resolutions (filed by Mr. Doran of Lexington) congratulating Edward P. Casey on receiving the Eagle Award of the Boy Scouts of America;
- Resolutions (filed by Mr. Doran of Lexington) congratulating William P. Marvin on receiving the Eagle Award of the Boy Scouts of America;
- Resolutions (filed by Mr. Travis of Rehoboth) congratulating Edward Paul Brady on receiving the Eagle Award of the Boy Scouts of America;
- Resolutions (filed by Mr. Travis of Rehoboth) congratulating Steven David Sluter on receiving the Eagle Award of the Boy Scouts of America;
- Resolutions (filed by Ms. Walsh of Boston) congratulating Michael F. Ahern on receiving the Eagle Award of the Boy Scouts of America;
- Resolutions (filed by Ms. Walsh of Boston) congratulating Michael P. Becker on receiving the Eagle Award of the Boy Scouts of America; and
Resolutions (filed by Ms. Walsh of Boston) congratulating Robert J. O'Keefe on receiving the Eagle Award of the Boy Scouts of America;

Mr. Voke of Chelsea, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of Rule 41, in each instance, on motion of Ms. Walsh, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

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

Resolutions (filed by Mr. Angelo of Saugus) memorializing the Congress of the United States to reauthorize the Resource Conservation and Recovery Act;

Resolutions (filed by Messrs. Connolly of Everett, Cass of Wakefield, Galvin of Canton, Goguen of Fitchburg, Hayward of Lynn, Kafka of Sharon, Moore of Uxbridge and Walsh of Peabody) urging the Commissioner of Insurance to reject Blue Cross and Blue Shield of Massachusetts' current proposal to increase premium rates for non-group coverage; and

Resolutions (filed by Mr. Thompson of Cambridge) congratulating the Apostolic Pentecostal Church of New England, Inc., on the occasion of its seventy-fifth anniversary;

Mr. Voke of Chelsea, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of Rule 41, in each instance, on motion of Mr. Thompson, 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 Mr. Giordano of Methuen, petition (accompanied by bill, House, No. 5516) of James P. Jajuga, Larry F. Giordano and others (with the approval of the town council) for legislation to exempt the position of administrative assistant to the executive director of the council on aging in the city known as the town of Methuen from the provisions of civil service law; and

By the same member, petition (accompanied by bill, House, No. 5517) of James P. Jajuga, Larry F. Giordano and others (with the approval of the town council) for legislation to authorize the city known as the town of Methuen to reinstate seniority to police department employees David San Antonio and Timothy Henrick; severally to the committee on Public Service.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Ms. Kerans of Danvers, petition (subject to Joint Rule 12) of Sally P. Kerans for legislation to repeal the crime of blasphemy.
By Mr. Moore of Uxbridge, petition (subject to Joint Rule 12) of Richard T. Moore for legislation to exempt public schools from the collection of certain registration fees.

By Ms. Rourke of Lowell, petition (subject to Joint Rule 12) of Susan F. Rourke, Edward A. LeLacheur and John F. Cox (with the approval of the city council) for legislation to authorize the city of Lowell to establish a retirement system funding schedule.

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

Papers from the Senate.

Bills

Relative to the Martha's Vineyard Commission (Senate, No. 890) (reported on a petition); and

Regarding a crime of stalking (Senate, No. 1493) (reported on Senate, Nos. 126 and 152 and on House, No. 4638);

Severally passed to be engrossed by the Senate, were read; and they were placed in the Orders of the Day for the next sitting for a second reading.

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

Petition (accompanied by bill, Senate, No. 1524) of Robert A. Antonioni for legislation relative to the siting of a regional landfill facility. To the committee on Natural Resources and Agriculture.

Petition (accompanied by bill, Senate, No. 1525) of Robert A. Havern and Linda J. Melconian for legislation relative to applications for early retirement. To the committee on Public Service.

Petition (accompanied by bill, Senate, No. 1526) of Matthew J. Amorello, Kevin O'Sullivan, John R. Driscoll, Arthur E. Chase, John J. Binienda, Peter I. Blute, Richard T. Moore and other members of the General Court for legislation to provide for the development of educational related research and biotechnology in the Commonwealth. To the committee on State Administration.

Reports of Committee.

By Mr. DiMasi of Boston, for the committee on the Judiciary, on a petition, a Bill establishing a sick leave bank for a certain probation officer of the Trial Court (House, No. 5469), which was read.

Under suspension of Rule 41, on motion of Mr. Rohan of Holyoke, the bill was read a second time forthwith; and it was ordered to a third reading.

By Ms. Bump of Braintree, for the committee on Commerce and Labor, on House, Nos. 2612 and 3689, a Resolve for a special commission be established to study laws and regulations that hinder economic competitiveness (House, No. 2612).

By Mr. Angelo of Saugus, for the committee on Natural Resources and Agriculture, on a petition, a Resolve to establish a commission to study and investigate the effect of bovine growth
hormone on dairy cows and on the quality of milk (House, No. 4141).

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

By Ms. Bump of Braintree, for the committee on Commerce and Labor, on House, Nos. 42, 52 and 54, a Bill relative to the inspection and sale of food, drugs and various articles (House, No. 52).

By the same member, for the same committee, on a petition, a Bill changing the Office of Manpower Affairs to the office of economic affairs (House, No. 2412).

By the same member, for the same committee, on a petition, a Bill relative to the economic monitoring group within the Industrial Services Program (House, No. 2414).

By the same member, for the same committee, on a petition, a Bill to promote child health (House, No. 2778).

By the same member, for the same committee, on a petition, a Bill relative to fees for conducting a search of Uniform Commercial Code financing statements (House, No. 3864).

By Mr. Jordan of Springfield, for the committee on Housing and Urban Development, on Senate, No. 528 and House Nos. 923, 1692, 1890 and 4503, a Bill preserving single room occupancy (SRO) units (House, No. 4503, changed in section 1 by striking out, in lines 102 and 103, the words "and remained vacant until the effective date of this act."); and by inserting after the word "units", in line 287, the words "or lodging house").

By Mr. Kollios of Millbury, for the committee on Human Services and Elderly Affairs, on a petition, a Bill to provide assistance to the working, disabled, and elderly poor (House, No. 4506).

By the same member, for the same committee, on a petition, a Bill relative to home care services (House, No. 5385).

By Mr. DiMasi of Boston, for the committee on the Judiciary, on House, Nos. 183 and 200, a Bill relative to alcoholics and substance abusers (House, No. 200).

By the same member, for the same committee, on a petition, a Bill to improve probate law (House, No. 760).

By Mr. Angelo of Saugus, for the committee on Natural Resources and Agriculture, on a petition, a Bill to establish a Massachusetts youth conservation corps (House, No. 3236).

By the same member, for the same committee, on a petition, a Bill providing for a Massachusetts nonpoint source pollution control program (House, No. 3421) [Bond Issue: $118,000,000.00].

By the same member, for the same committee, on a petition, a Bill relative to certain fees to be paid by the Massachusetts Water Resources Authority (House, No. 4548).

By the same member, for the same committee, on House, Nos. 391, 392, 393, 394, 395 and 396, a Bill relative to the operations of the Massachusetts Water Resources Authority (House, No. 5507).

By Mrs. Owens-Hicks of Boston, for the committee on Transportation, on a petition, a Bill relative to the Massachusetts
Bay Transportation Authority investment stimulation program (House, No. 2579).

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

By Ms. Bump of Braintree, for the committee on Commerce and Labor, on a petition, a Bill requiring direct mail solicitations to state clearly their nature (House, No. 2621).

By the same member, for the same committee, on a petition, a Bill further regulating the Westover Metropolitan Development Corporation (House, No. 2782).

By Mr. Herren of Fall River, for the committee on Energy, on a petition, a Bill requiring a report of carbon dioxide emissions from power generating facilities (House, No. 3628).

By Ms. Buell of Greenfield, for the committee on Health Care, on a petition, a Bill relative to health care professionals (House, No. 1127).

By the same member, for the same committee, on a petition, a Bill further regulating the issuing of a certain registration number by the Board of Registration of Sanitarians (House, No. 4869).

By Mr. Kollias of Millbury, for the committee on Human Services and Elderly Affairs, on House, Nos. 31 and 32, a Bill amending the definition of placement agency (House, No. 32).

By the same member, for the same committee, on House, Nos. 90 and 96, a Bill to add physician's assistants as mandated reporters of elder abuse (House, No. 96).

By the same member, for the same committee, on Senate, Nos. 551, 552, 579 and 581 and House, Nos. 1139, 1506 and 2299, a Bill preventing fraudulent receipt of welfare benefits (House, No. 2299).

By the same member, for the same committee, on a petition, a Bill regulating the notification requirements of the Department of Social Services in child abuse cases (House, No. 2466).

By Ms. Kerans of Danvers, for the same committee, on a petition, a Bill relative to the care of minor children when their parents are arrested (House, No. 2083).

By Mr. Angelo of Saugus, for the committee on Natural Resources and Agriculture, on a petition, a Bill to modify Chapter 130 (House, No. 1186).

By the same member, for the same committee, on a petition, a Bill relative to the maturities of bonds or notes issued by the South Essex Sewerage District (House, No. 2340).

By the same member, for the same committee, on a petition, a Bill limiting the eminent domain powers of the South Essex Sewerage District (House, No. 2344).

By the same member, for the same committee, on a petition, a Bill relative to the prevention of pollution from illegal connections to storm drains and sewers (House, No. 2701).

By the same member, for the same committee, on a petition, a Bill relative to open burning in the Commonwealth (House, No. 3066).
By the same member, for the same committee, on a petition, a Bill relative to persons involved in equine activities (House, No. 3767).

By the same member, for the same committee, on Senate, No. 901 and House, No. 3966, a Bill requiring equal access for small watercraft users to Commonwealth tidelands, great ponds, public landings and rights of way (House, No. 3966).

By the same member, for the same committee, on a petition, a Bill requiring marinas, yacht clubs and boat yards to make certain reports to harbormasters (House, No. 4291).

By the same member, for the same committee, on a petition, a Bill for the further protection of the wildlife resources of the Commonwealth (House, No. 4542).

By the same member, for the same committee, on a petition, a Bill authorizing guaranteed deposit funds and design review fees paid to conservation commissions and increasing the penalty for violation of commission regulations (House, No. 4546).

By the same member, for the same committee, on a petition, a Bill further protecting and enhancing the wetlands of the Commonwealth (House, No. 4551).

By Mr. Caron of Springfield, for the committee on Public Safety, on a petition, a Bill requiring the use of helmets for children who are passengers on bicycles (House, No. 2138).

By the same member, for the same committee, on House, Nos. 3773 and 3970, a Bill relative to possession of firearms in the commission of a felony (House, No. 3970).

By Mr. Blanchette of Lawrence, for the committee on Public Service, on House, No. 5402, a Bill to establish a funding schedule for the town of Saugus contributory retirement system (House, No. 5508) [Local Approval Received] [Representative Evans of Wayland dissenting].

By the same member, for the same committee, on House, No. 5421, a Bill to establish a funding schedule for the city of Springfield retirement system (House, No. 5509) [Local Approval Received].

By the same member, for the same committee, on House, No. 5437, a Bill to establish a funding schedule for the town of Winchester retirement system (House, No. 5510) [Local Approval Received].

By Mr. Karol of Attleboro, for the committee on Transportation, on a petition, a Bill designating that portion of the state highway Route 114 from the I-495 Interchange in the city of Lawrence, through the towns of North Andover and Middleton to the Middleton/Danvers town line as the Vietnam Veterans Memorial Highway (House, No. 5391, changed by striking out, in line 1, and also in the title, the words "which bisects the towns of Middleton and North Andover, and the city of Lawrence" and inserting in place thereof, in each instance, the following: "from the I-495 Interchange in the city of Lawrence, through the towns of North Andover and Middleton to the Middleton/Danvers town line").
By the same member, for the same committee, on House, No. 4981, a Bill naming Route 213 from the junction of Interstate 495 to the junction of Interstate 93 as Methuen Mall Way (House, No. 5511).

By Mr. Cahir of Bourne, for the same committee, on a petition, a Bill designating Route 6A as a scenic road (House, No. 5392).

Severally read; and placed in the Orders of the Day for the next sitting for a second reading.

By Mr. DiMasi of Boston, for the committee on the Judiciary, ought NOT to pass, on the petition (accompanying bill, House, No. 762) of Anthony M. Mandile for legislation to authorize the Commonwealth to place an attachment upon the real property of persons convicted of certain crimes to assist in the cost of incarceration of such persons.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanying bill, House, No. 1169) of Anthony M. Scibelli for legislation to increase the number of probate judges in Hampden County.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanying bill, House, No. 1710) of Paul E. Caron and other members of the General Court for legislation to establish a public safety fund for law enforcement agencies.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanying bill, House, No. 1716) of William P. Nagle, Jr., for legislation to regulate publications in newspapers.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanying bill, House, No. 1940) of John H. Rogers and Gregory W. Sullivan that provision be made for the arrest without a warrant of a person who threatens to commit murder.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanying bill, House, No. 1941) of John H. Rogers and Gregory W. Sullivan relative to the issuance of arrest warrants.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanying bill, House, No. 1942) of John H. Rogers and Gregory W. Sullivan that police officers be authorized to arrest without a warrant persons violating certain motor vehicle laws.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanying bill, House, No. 3210) of Larry F. Giordano, Richard T. Moore and Thomas G. Palumbo relative to the Governor’s powers of commutation.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanying bill, House, No. 4126) of John F. Cox and Michael P. Walsh relative to the fees of notaries public.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanying bill, House, No. 4127) of John F. Cox for legislation to further regulate the rights of veterans in the Commonwealth.
By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4280) of Alvin E. Thompson and another for legislation to authorize police officers to serve subpoenas on witnesses by using certified or registered mail.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4697) of Andrew Collaro relative to the appointment of special assistant district attorneys.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4897) of Forrester A. Clark, Jr., and another for legislation to provide for jury trials in certain court proceedings.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4900) of David F. Gately and another for legislation to further regulate appeals in certain criminal cases.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5075) of J. Michael Ruane for legislation to ban the use of steroids by athletes within the Commonwealth.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5187) of Thomas F. Reilly, Paul C. Casey, Edward G. Connolly, Emile J. Goguen and Vincent P. Ciampa relative to the forfeiture of property for distributing marihuana.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5188) of Thomas F. Reilly, Paul C. Casey and Vincent P. Ciampa relative to forfeiture of property by defaulting defendants in certain criminal actions.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5468) of William Constantino, Jr., relative to tort liability of parents maintaining residential property free of lead contamination.

Severally placed in the Orders of the Day for the next sitting, the question, in each instance, being on acceptance.

Engrossed Bill.

The engrossed Bill authorizing the city of Springfield to lease the former Howard Street Armory to the South End Community Center of Springfield, Inc. (see House, No. 4994) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

Reconsideration.

Mr. Hodgkins of Lee moved that the vote be reconsidered by which the House, at the preceding sitting, passed to be engrossed the House Bill relative to borrowing by cities, towns and districts (House, No. 1349); and the motion to reconsider prevailed. Pending the recurring question on passing the bill to be engrossed,
it was recommitted to the committee on Bills in the Third Reading, on further motion of the same member.

Orders of the Day.

House bills
Designating a certain rest area in the town of Wareham as the Reginald F. Washburn Memorial Rest Area (House, No. 222);
Relative to the first annual maturity of refunding bonds (House, No. 1534, amended) (its title having been changed by the committee on Bills in the Third Reading);
Relative to seizure of registration plates deemed revoked, suspended or cancelled (House, No. 1744);
Further regulating burial certificates (House, No. 2450); and
Relative to the conduct of town meeting (House, No. 3760);
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 increasing the members of the board of selectmen of the town of Dartmouth from three members to five members (Senate, No. 1456) was read a third time.
The committee on Bills in the Third Reading reported recommending that the bill be amended by substitution of a Bill relative to the board of selectmen in the town of Dartmouth (House, No. 5512), which was read.
The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill authorizing amendments to Chapter 708 of the Acts of 1966 relative to the Massachusetts Housing Finance Agency (House, No. 5434) was ordered to a third reading.

The Senate Bill authorizing the appointment of a treasurer/tax collector in the town of Buckland (Senate, No. 1476); and
House bills
Relative to the appointment of a temporary guardian by a guardian (House, No. 172);
Relative to the appointment of a standby guardian (House, No. 173);
Relative to the threshold provisions for indefinite sentences (House, No. 194);
Relative to consecutive sentences (House, No. 195);
Relative to state owned land and trespass thereon (House, No. 199);
Relative to the liability for the release of hazardous materials (House, No. 597);
Requiring surety bonds for notaries public (House, No. 951);
Relative to the powers of a guardian or conservator (House, No. 1167);
Further regulating juror service for elderly persons (House, No. 1331);
Concerning adoption consents in the Commonwealth (House, No. 1333);
Clarifying modification of child support (House, No. 1334);
Further defining the best interests of the child (House, No. 1335);
Increasing the jurisdictional amount of the small claim courts (House, No. 1341, changed);
Further regulating the statute of limitations for filing civil damage suits by minor victims of sexual abuse (House, No. 2107);
Requiring that notice be filed with lienholders on certain storage and other fees (House, No. 2491);
Further regulating small claims procedures (House, No. 2499);
Relative to actions for death and injuries resulting in death (House, No. 3181);
Relative to statement by attorneys in certain civil cases (House, No. 3184);
Making a technical correction to the statutory rule against perpetuities (House, No. 3201);
Permitting non-residents to serve as voluntary administrators (House, No. 3392);
Further regulating frivolous claims (House, No. 3606);
Relative to wrongful death actions (House, No. 3946);
Providing for a uniform custodial trust act (House, No. 3949);
Relative to discovery under the Massachusetts Rules of Civil Procedure (House, No. 3950);
Requiring that notice be filed with lienholders on certain storage and other fees (House, No. 4128);
Further regulating claims against the Commonwealth (House, No. 4715);
Further regulating claims and defenses in civil actions (House, No. 4910);
Relative to liability for violations of the State Building Code (House, No. 5341);
To regulate banks as they relate to autobody shops (House, No. 5353);
Amending the city of Waltham charter relative to publication of city ordinances (House, No. 5455); and
Relative to patient records (House, No. 5499);
Severally were read a second time; and they were ordered to a third reading.

House reports
Of the committee on Counties, ought NOT to pass, on the petition (accompanied by bill, House, No. 2034) of Claudia Kelty Edgell relative to the availability of the dog law booklet;
Of the committee on Election Laws, ought NOT to pass, on the petition (accompanied by bill, House, No. 337) of M. Joseph Manning relative to further regulating voter registration affidavits;
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1659) of Paul E. Caron for legislation to further regulate the filing of nomination papers;
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1661) of Joseph B. McIntyre, Thomas M. Petrolati and Stanley C. Rosenberg for legislation to require the filing of a bond for recounts in certain elections;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1667) of Joseph B. McIntyre, Thomas M. Petrolati and Stanley C. Rosenberg making technical amendments to the initiative law relative to political parties and candidates;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2972) of James T. Brett for legislation to require the filing of a bond for recounts in certain elections;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3357) of Michael J. Connolly, Joseph B. McIntyre, Thomas M. Petrolati, Stanley C. Rosenberg and another for legislation to make certain changes in the initiative law relative to political parties and candidates;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4244) of James P. D. Waters relative to prohibiting cities and towns from distributing street lists to the general public;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4479) of Rosaire Rajotte relative to the adoption of town by-laws for the holding of elections; and

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4847) of Rosaire Rajotte relative to the election of United States Senators;

Of the committee on Energy, ought NOT to pass, on the petition (accompanied by bill, House, No. 3531) of Albert Herren relative to the sale of containers connected by plastic ring devices and other non-biodegradable material;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3537) of Albert Herren for legislation to establish energy efficiency standards for projects of the Department of Community Affairs, the Housing Finance Agency and the Home Mortgage Finance Agency;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3558) of Albert Herren relative to reorganizing the Division of Energy Resources to make the operation of government more efficient;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3559) of Albert Herren relative to the reporting of fuel inventory, sales, delivery, and price information;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3569) of Albert Herren and Daniel J. Valianti relative to the fuel efficiency of motor vehicles purchased by the Commonwealth;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3887) of Warren E. Tolman and
other members of the General Court for legislation to establish energy efficiency standards for projects of the Department of Community Affairs, the Housing Finance Agency and the Home Mortgage Finance Agency; and

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4084) of Stephen W. Doran relative to the sale of containers connected by plastic ring devices and other non-biodegradable material;

Of the committee on Local Affairs, ought NOT to pass, on the petition (accompanied by bill, House, No. 955) of Stephen M. Brewer that provision be made for a right of first refusal for the purchase of real property by cities and towns; and

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1536) of Christopher J. Hodgkins and other members of the House relative to the filing of zoning ordinances with the Attorney General;

Of the committee on Public Safety, ought NOT to pass, on the petition (accompanied by bill, House, No. 415) of Bud Nugent for legislation to regulate the conviction of certain persons under the law regulating the operation of motorcycles;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1194) of Lida E. Harkins, Pamela P. Resor and Barbara Gardner for legislation to place on the ballot a non-binding question banning the sale and use of assault weapons;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2145) of Alvin E. Thompson, Gloria L. Fox, Bill Owens, Raymond A. Jordan, Jr., and Shirley Owens-Hicks for legislation to require manufacturers of firearms to provide trigger-locking devices;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2868) of Dale Gibson for legislation to further regulate the wearing of helmets for motorcyclists;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4568) of John A. Businger for legislation to authorize cities and towns to enact laws controlling handguns; and

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4743) of Barbara Hildt that firearms sold in the Commonwealth be equipped with certain safety locks; and

Of the committee on State Administration, ought NOT to pass, on the petition (accompanied by bill, House, No. 645) of Robert A. Antonioni relative to audits performed by the State Auditor; and

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1018) of Stephen M. Brewer for legislation to authorize the State Secretary to distribute a booklet containing laws relative to veterans and veterans' organizations;

Severally were accepted.
special detail work,—funds.

The House report of the committee on Local Affairs, ought NOT to pass, on the petition (accompanied by bill, House, No. 1171) of Jonathan L. Healy and Stanley C. Rosenberg for legislation to regulate the deposit and expenditures for compensation of off-duty or special duty work of employees in cities, towns and districts, was considered.

Pending the question on acceptance of the report, the petition was recommitted, on motion of Mr. Rushing of Boston.

Recess.

At twenty-three minutes after eleven o'clock A.M., on motion of Mrs. Kehoe of Dedham, the House recessed until the hour of one o'clock P.M.; and at that time the House was called to order.

Deaf—advisory council.

Primary elections,—unenrolled voters.

The motion of Mr. Businger of Brookline, that the vote be reconsidered by which the House, on Thursday, February 13, concurred with the Senate in its amendment of the House Bill relative to the party enrollment of unenrolled voters at primary elections (House, No. 714, amended) was considered.

Pending the question on the motion to reconsider, further consideration thereof was postponed, on motion of Mr. Moore of Uxbridge, until the next sitting.

Smoking,—regulate.

The House Bill further regulating smoking on public conveyances (House, No. 2267) was ordered to a third reading.

Uniform ballot,—study.

Voter registration,—police stations.

Carver,—recall elections.

The House report of the committee on Election Laws, ought NOT to pass, on the petition (accompanied by bill, House, No. 2976) of Robert Kraus (by vote of the town) that provision be made for recall elections in the town of Carver, was considered.

Pending the question on acceptance of the report, further consideration thereof was postponed, on motion of Mr. Kraus of
Kingston, until after disposition of the remaining matters in the Orders of the Day.

Subsequently, the remaining matters in the Orders of the Day having been disposed of, the report was considered further; and it was accepted.

The House report of the committee on Election Laws, ought NOT to pass, on the petition (accompanied by bill, House, No. 3527) of John C. Bradford, other members of the House and another relative to extending the time for candidates for state office to file nomination papers, was accepted.

The House report of the committee on Energy, ought NOT to pass, on so much of the recommendations of the Division of Energy Resources (House, No. 100) as relates to the reporting of fuel inventory, sales, delivery, and price information (accompanied by bill, House, No. 103) was accepted. Sent to the Senate for concurrence.

House reports

Of the committee on Energy, ought NOT to pass, on the petition (accompanied by bill, House, No. 5274) of Mary Jane McKenna relative to long-range forecasting by electric departments in cities and towns; and

Of the committee on Public Safety, ought NOT to pass, on the petition (accompanied by bill, House, No. 1966) of Robert L. Howarth relative to the carrying of dangerous weapons; and

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4579) of the Gun Owners' Action League, Richard T. Moore, Robert A. Antonioni and Augusta Hornblower for legislation to clarify the display of firearms by licensed dealers; and

Severally were accepted.

Order.

On motion of Mr. Moore of Uxbridge, —

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

At eight minutes after one o'clock P.M., on motion of Mr. Moore, the House adjourned, to meet tomorrow at eleven o'clock A.M.
Wednesday, April 29, 1992.

Met according to adjournment, at eleven o'clock A.M.

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

God, our Creator, we need You and Your assistance in our efforts to address the complex issues of the day. Grant us the intellectual insights, the spiritual and psychological strength to carry out our mandated responsibilities. As we continue to build a peaceful, prosperous and concerned society, open our eyes and hearts to the needs of all people, particularly children and seniors who often depend upon others for their very existence. May we continue to place our trust in You, Your ways, and the values which You have made known to us.

Bestow Your blessings on the Speaker, the members 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.

Message from the Governor.

A message from His Excellency the Governor (under the provisions of Section 8 of Article LXXXIX of the Amendments to the Constitution) recommending legislation relative to authorizing the town of Orleans to grant an easement to the Commonwealth (House, No. 5534) was filed in the office of the Clerk subsequent to adjournment of the preceding sitting.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Local Affairs. Sent to the Senate for concurrence.

Special Communication.

The following communication, together with the returns of votes and schedules therein referred to, was received from the Secretary of the Commonwealth, to wit:

Commonwealth of Massachusetts
Office of the Secretary
State House, Boston 02133

April 15, 1992.

To the Honorable House of Representatives:

I have the honor to lay before you the returns of votes cast at the special election held in this Commonwealth on the seventh day of April, 1992, for Representative in the General Court, 1st Bristol District, together with schedules showing the number of ballots which appear to have been cast for each person voted for.

These returns have been duly canvassed by the Governor and
Council, and are now transmitted for examination by the House of Representatives, as required by the Constitution.

Very truly yours,

MICHAEL J. CONNOLLY,
Secretary of the Commonwealth.

The communication was read; and, there being no objection, it was placed on file.

**Member Qualified.**

The special committee of the House, appointed on Monday last, relative to the qualification of Barbara C. Hyland of Foxborough, member-elect from the First Bristol Representative District, entered the House Chamber, under escort of the Sergeant-at-Arms, and accompanied by Ms. Hyland.

Mr. Poirier of North Attleborough then reported that said committee had completed the assignment, that Representative Hyland had, this day, taken and subscribed the necessary oaths of office; and was now duly qualified as a member of the House.

After having briefly addressed the House, Seat No. 27 was assigned to Ms. Hyland by the Speaker.

**Statement Concerning Representative Gardner of Holliston.**

During consideration of the Orders of the Day, Mr. Voke of Chelsea asked unanimous consent to make a statement; and, there being no objection, he addressed 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 Gardner of Holliston, will not be present in the House Chamber for today's sitting because she is visiting her newly born first granddaughter in California. Any roll calls that she may miss today or for the next few days will be due entirely to the reason stated.

Mr. Voke then moved that the statement made by him be spread upon the records of the House; and the motion prevailed.

**Statement Concerning Representative Vellucci of Cambridge.**

During consideration of the Orders of the Day, Mr. Voke of Chelsea asked unanimous consent to make a statement; and, there being no objection, he addressed 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 Vellucci of Cambridge, will not be present in the House Chamber for a portion of today's sitting due to illness. Any roll calls that he may miss today will be due entirely to the reason stated.

Mr. Voke then moved that the statement made by him be spread upon the records of the House; and the motion prevailed.

**Distinguished Guest of the House.**

During consideration of the Orders of the Day, the Speaker declared a recess subject to the call of the Chair, there being no
Aristide of Haiti. objection; and introduced President Jean Bertrand Aristide of Haiti. He was accompanied by the President of the Senate, William M. Bulger, and other members of the Senate and several other dignitaries. He was the guest of the Speaker and other members of the House.

President Aristide then addressed the House.

Resolutions.

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

- Resolutions (filed by Ms. Gardner of Holliston) congratulating J. Edward Mantenuto on the occasion of his retirement;
- Resolutions (filed by Mr. Manning of Milton) honoring Martin J. Dunn, D.M.D.;
- Resolutions (filed by Mr. Moore of Uxbridge) honoring Irene Kokocinski on her selection as nineteen hundred and ninety-two Patriot Woman of the Year;
- Resolutions (filed by Mr. Scaccia of Boston) congratulating Captain John A. Mowles on the occasion of his retirement from the Metropolitan District Commission Police Department; and
- Resolutions (filed by Mr. Scaccia of Boston) congratulating "Project Teamwork";

Mrs. Menard of Somerset, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of Rule 41, in each instance, on motion of Mr. Manning, 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. Tracy of Boston, petition (accompanied by bill, House, No. 5518) of Susan M. Tracy (with the approval of the mayor and city council) relative to certain elections in the city of Boston. To the committee on Election Laws.

- By Mr. Dempsey of Haverhill, petition (accompanied by bill, House, No. 5519) of Brian S. Dempsey, James P. Jajuga and Thomas G. Palumbo (with the approval of the mayor and city council) relative to certain school bonds to be issued by the city of Haverhill;

- By Mr. Healy of Charlemont, petition (accompanied by bill, House, No. 5520) of Jonathan L. Healy (by vote of the town) for legislation to authorize the town of Cummington to pay certain unpaid bills to Patrick and Richard Ames for work performed on the recreation building located in said town;

- By Mrs. Murray of Cohasset, petition (accompanied by bill, House, No. 5521) of Mary Jeanette Murray (by vote of the town) for legislation to authorize the town of Hull to establish a revolving fund from monies received from the rental of the senior center building;
By the same member, petition (accompanied by bill, House, No. 5522) of Mary Jeanette Murray (by vote of the town) for legislation to authorize the town of Hull to establish a revolving fund for the observance of the three hundred and fiftieth anniversary of said town;

By Mr. Roosevelt of Boston, petition (accompanied by bill, House, No. 5523) of Mark Roosevelt (with the approval of the mayor and city council) for legislation to authorize the city of Boston to use certain parkland in said city for the relocation of and the addition to a certain building to be used as a visitor information center; and

By Mr. Scibelli of Springfield, petition (accompanied by bill, House, No. 5524) of Robert T. Markel (mayor) and Anthony M. Scibelli (with the approval of the mayor and city council) for legislation to authorize the city of Springfield to convey certain land located on Berkshire Avenue to the Greater Springfield Habitat for Humanity, Incorporated;

Severally to the committee on Local Affairs.

By Mr. Businger of Brookline, petition (accompanied by bill, House, No. 5525) of Michael W. Merrill, John A. Businger, Marc D. Draisen, Lois G. Pines and others (by vote of the town) for legislation to authorize the town of Brookline to appoint Kevin Fallon a permanent police officer of said town;

By Mr. Finneran of Boston, petition (accompanied by bill, House, No. 5526) of Thomas M. Finneran (with the approval of the mayor and city council) that the State-Boston retirement board be directed to retire Russell F. Fisher, a police officer of the city of Boston; and

By Mr. Larkin of Pittsfield, petition (accompanied by bill, House, No. 5527) of Edward M. Reilly (mayor), Peter J. Larkin, Shaun P. Kelly, Jane M. Swift and another (with the approval of the mayor and city council) for legislation to exempt the position of director of veterans' services of the city of Pittsfield from the provisions of civil service law;

Severally to the committee on Public Service.

Severally sent to the Senate for concurrence.

Paper from the Senate.

A Bill relative to equal educational opportunity grants (Senate, No. 1475) (reported on a petition) [Representative Owens-Hicks of Boston dissenting], passed to be engrossed by the Senate, was read.

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

Reports of Committees.

By Mrs. Menard of Somerset, for the committee on Rules, that Joint Rule 7B be suspended on the petition of Brion M. Cangiamila for legislation to authorize the Personnel Administrator to reinstate John J. Balboni as a fire fighter in the fire department of the town of Billerica —

John J. Balboni.
of Billerica. Under suspension of Rule 42, on motion of Mr. Cangiamila of Billerica, 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.

By Mrs. Menard of Somerset, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rules 12 and 9 be suspended on the petition of Anthony P. Giglio and another for legislation to increase the amount of death benefits paid by the Medford Police Relief Association, Incorporated. Under suspension of Rule 42, on motion of Mr. Giglio of Medford, the report was considered forthwith. Joint Rules 12 and 9 were suspended; and the petition (accompanied by bill) was referred to the committee on Insurance. Sent to the Senate for concurrence.

By Mrs. Menard of Somerset, 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 Athan Catjakis for legislation to restore equitable examination status to error rate specialists in the Department of Public Welfare; and

Petition (accompanied by bill) of Daniel E. Bosley and others for legislation to credit teachers with time spent in the military service for purposes of retirement;

Severally to the committee on Public Service.

Under suspension of Rule 42, on motion of Mr. Bosley of North Adams, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mrs. Menard of Somerset, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the petition of John C. Bradford relative to regulating the selection and employment of persons for civil service. Under suspension of Rule 42, on motion of Mr. Bradford of Rochester, 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.

By Mr. Mara of Brockton, for the committee on Insurance, on Senate, Nos. 633, 634, 645, 646, 647, 651, 683, 684 and 686 and House, Nos. 120, 121, 122, 938, 939, 943, 944, 1152, 1153, 1320, 1321, 1322, 1325, 1513, 1517, 1707, 1708, 1911, 1912, 1917, 2096, 2097, 2098, 2316, 2475, 2476, 2479, 2485, 2681, 2682, 3026, 3027, 3028, 3032, 3040, 3043, 3050, 3595, 3748, 3922, 3926, 4115, 4121, 4267, 4270, 4508, 4511, 4890 and 4891, an Order relative to authorizing the committee on Insurance to make an investigation and study of certain Senate and House documents concerning changes in various
group, life and health insurance laws of the Commonwealth and other related matters (House, No. 5528). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

By Mr. Walsh of Agawam, for the committee on Government Regulations, on a petition, a Bill relative to the issuance of a real estate brokers license to William G. Riley (House, No. 2435).

By Mr. Kollios of Millbury, for the committee on Human Services and Elderly Affairs, on House, Nos. 1907, 2297 and 3172, a Bill facilitating the transition of AFDC recipients to paid employment (House, No. 2297) [Cost: $1,000,000.00].

By the same member, for the same committee, on Senate, Nos. 585 and 623 and House, Nos. 1904 and 5181, a Bill to improve the elderly, disabled, and children programs (House, No. 5529) [Cost: $29,000,000.00].

By the same member, for the same committee, on Senate, Nos. 534 and 589 and House, Nos. 2306, 2307 and 2463, a Bill relative to preventing abuse in the human service system (House, No. 5530) [Cost: $400,000.00].

By the same member, for the same committee, on House, Nos. 2458 and 3591, a Bill to reduce barriers to care for substance abusing pregnant women (House, No. 5531).

By the same member, for the same committee, on House, No. 3588, a Bill establishing emergency care for certain infirmed elderly persons (House, No. 5532).

By Ms. Hildt of Amesbury, for the same committee, on a petition, a Bill relative to latch-key children (House, No. 3738).

By Ms. Kerans of Danvers, for the same committee, on House, No. 2082, a Bill relative to women at MCI Framingham and women, infants, and children programs (House, No. 5533).

By Mr. Angelo of Saugus, for the committee on Natural Resources and Agriculture, on House, Nos. 110, 113 and 4552, a Bill further amending the Massachusetts Clean Waters Act to conform with the Federal Clean Water Act (House, No. 4552).

By Mr. Scaccia of Boston, for the committee on Taxation, on a petition, a Bill to establish a state bicycle program fund (House, No. 5253).

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

Proposals for Legislative Amendments to the Constitution.

Mr. DiMasi of Boston, for the committee on the Judiciary, on the petition (accompanied by proposal, Senate, No. 512) of Frederick E. Berry, Thomas P. Walsh, W. Paul White and William R. Keating for a legislative amendment to the Constitution relative to the rights of crime victims, — reported (in accordance with a provision of Joint Rule 23) recommending that the amendment proposed by said petition, ought to pass.
Constitution,—
General Court
six month
session.
The same member, for the same committee, on the petition (accompanied by proposal, Senate, No. 351) of Matthew J. Amorello and Arthur E. Chase for a legislative amendment to the Constitution to limit the annual sessions of the General Court to a period of six months, — reported (in accordance with a provision of Joint Rule 23) recommending that the amendment proposed by said petition, ought NOT to pass.

Constitution,—
abolish
Governor's
Council.
The same member, for the same committee, on the petition (accompanied by proposal, Senate, No. 396) of Matthew J. Amorello and Arthur E. Chase for a legislative amendment to the Constitution to abolish the Executive Council, — reported (in accordance with a provision of Joint Rule 23) recommending that the amendment proposed by said petition, ought NOT to pass.

Constitution,—
limit term
of judges.
The same member, for the same committee, on the petition (accompanied by proposal, Senate, No. 455) of Walter J. Ziobro, Jr., for a legislative amendment to the Constitution to limit the term of judges, — reported (in accordance with a provision of Joint Rule 23) recommending that the amendment proposed by said petition, ought NOT to pass.

Constitution,—
appointment
of judges.
The same member, for the same committee, on the petition (accompanied by proposal, Senate, No. 486) of Walter J. Ziobro, Jr., for a legislative amendment to the Constitution relative to the method of appointing judges, — reported (in accordance with a provision of Joint Rule 23) recommending that the amendment proposed by said petition, ought NOT to pass.

Constitution,—
election
of judges.
The same member, for the same committee, on the petition (accompanied by proposal, Senate, No. 516) of Steven B. Drobnis for a legislative amendment to the Constitution relative to the election of district court justices and probate court justices for a five-year term and for recall elections, — reported (in accordance with a provision of Joint Rule 23) recommending that the amendment proposed by said petition, ought NOT to pass.

Constitution,—
General Court
seven month
session.
The same member, for the same committee, on the petition (accompanied by proposal, Senate, No. 648) of Edward P. Kirby for a legislative amendment to the Constitution to limit annual sessions of the General Court to a period not exceeding seven months, — reported (in accordance with a provision of Joint Rule 23) recommending that the amendment proposed by said petition, ought NOT to pass.

Constitution,—
judicial
qualifications.
The same member, for the same committee, on the petition (accompanied by proposal, Senate, No. 662) of David H. Locke and Arthur E. Chase for a legislative amendment to the Constitution relative to the qualifications of judicial officers and the vacating of office upon disbarment, — reported (in accordance with a provision of Joint Rule 23) recommending that the amendment proposed by said petition, ought NOT to pass.

Constitution,—
General Court
six month
session.
The same member, for the same committee, on the petition (accompanied by proposal, Senate, No. 811) of David H. Locke, Edward P. Kirby, Robert L. Hedlund, Richard R. Tisei, Brian P. Lees, Charles E. Shannon, Christopher M. Lane, Lucile P. Hicks and Henri S. Rauschenbach for a legislative amendment to the Constitution to limit the annual session of the General Court to a
period of six months, — reported (in accordance with a provision of Joint Rule 23) recommending that the amendment proposed by said petition, ought NOT to pass.

The same member, for the same committee, on the petition (accompanied by proposal, Senate, No. 908) of David H. Locke, Robert L. Hedlund and Nancy Achin Sullivan for a legislative amendment to the Constitution to provide for the abolition of the Governor’s Council and the appointment of certain officers by the Governor with the consent of the Senate, — reported (in accordance with a provision of Joint Rule 23) recommending that the amendment proposed by said petition, ought NOT to pass.

The same member, for the same committee, on the petition (accompanied by proposal, Senate, No. 1151) of Jane M. Swift for a legislative amendment to the Constitution to limit annual sessions of the General Court to a period of seven months, — reported (in accordance with a provision of Joint Rule 23) recommending that the amendment proposed by said petition, ought NOT to pass.

Severally read; and placed on file, in accordance with the requirements of said rule.

Engrossed Bill.

The engrossed Bill relative to the nomination process for Representatives in Congress (see House, No. 5428) (which originated in the House), in respect to which the Senate had concurred in adoption of the emergency preamble, was passed to be enacted. Mr. Moore of Uxbridge moved that this vote be reconsidered, and, there being no objection, the motion to reconsider was considered forthwith, and it was negatived. The bill then was signed by the Speaker and sent to the Senate.

Reconsideration.

During consideration of the Orders of the Day, Mr. Hodgkins of Lee asked unanimous consent to move reconsideration of the vote by which the House, at the preceding sitting, passed to be engrossed the House Bill relative to the first annual maturity of refunding bonds (House, No. 1534, amended); and, there being no objection, the motion to reconsider was entertained and it prevailed.

Pending the recurring question on passing the bill to be engrossed, the same member moved that it be amended by striking out, after the word “amount”, in line 12, the words “; provided further that the provisions of this section shall only apply to bonds issued after the effective date of this act” (previously inserted by amendment by the House).

The amendment was adopted; and the bill (House, No. 1534) was passed to be engrossed. Sent to the Senate for concurrence.

Orders of the Day.

House bills
Relative to children born with congenital deformities, birth injuries or mental retardation (House, No. 744);
Further regulating the use by municipalities of certain sums received as payment for damages (House, No. 1951);

Relative to identification cards used by the Registry of Motor Vehicles (House, No. 2135) (its title having been changed by the committee on Bills in the Third Reading);

Designating the traffic island at the intersection of Route 193 and exit one of Interstate 395 in the town of Webster as the Anthony Dauksz Memorial Square (House, No. 4620) (its title having been changed by the committee on Bills in the Third Reading);

Authorizing the town of Florida to pay certain unpaid bills (House, No. 5305);

Relative to the Massachusetts Housing Finance Agency (House, No. 5434) (its title having been changed by the committee on Bills in the Third Reading); and

Authorizing cities and towns to establish a consolidated department of public works (House, No. 5435) (its title having been changed by the committee on Bills in the Third Reading);

Severally reported by said committee to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Senate bills

Relative to the Martha’s Vineyard Commission (Senate, No. 890); and

Regarding a crime of stalking (Senate, No. 1493); and

House bills

Amending the definition of placement agency (House, No. 32);

To add physician’s assistants as mandated reporters of elder abuse (House, No. 96);

Relative to health care professionals (House, No. 1127);

To modify Chapter 130 (House, No. 1186);

Relative to the care of minor children when their parents are arrested (House, No. 2083);

Requiring the use of helmets for children who are passengers on bicycles (House, No. 2138);

Relative to the maturities of bonds or notes issued by the South Essex Sewerage District (House, No. 2340);

Regulating the notification requirements of the Department of Social Services in child abuse cases (House, No. 2466);

Further regulating the Westover Metropolitan Development Corporation (House, No. 2782);

Relative to open burning in the Commonwealth (House, No. 3066);

Relative to persons involved in equine activities (House, No. 3767);

Requiring equal access for small watercraft users to Commonwealth tidelands, great ponds, public landings and rights of way (House, No. 3966);

Requiring marinas, yacht clubs and boat yards to make certain reports to harbormasters (House, No. 4291);
For the further protection of the wildlife resources of the Commonwealth (House, No. 4542);
Further regulating the issuing of a certain registration number by the Board of Registration of Sanitarians (House, No. 4869);
Designating that portion of the state highway Route 114 which bisects the towns of Middleton and North Andover, and the city of Lawrence as the Vietnam Veterans Memorial Highway (House, No. 5391, changed);
To establish a funding schedule for the town of Saugus contributory retirement system (House, No. 5508);
To establish a funding schedule for the city of Springfield retirement system (House, No. 5509);
To establish a funding schedule for the town of Winchester retirement system (House, No. 5510); and
Naming Route 213 from the junction of Interstate 495 to the junction of Interstate 93 as Methuen Mall Way (House, No. 5511);
Severally were read a second time; and they were ordered to a third reading.

House reports
Of the committee on the Judiciary, ought NOT to pass, on the petition (accompanied by bill, House, No. 762) of Anthony M. Mandile for legislation to authorize the Commonwealth to place an attachment upon the real property of persons convicted of certain crimes to assist in the cost of incarceration of such persons;
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1169) of Anthony M. Scibelli for legislation to increase the number of probate judges in Hampden County;
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1710) of Paul E. Caron and other members of the General Court for legislation to establish a public safety fund for law enforcement agencies;
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1716) of William P. Nagle, Jr., for legislation to regulate publications in newspapers;
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1940) of John H. Rogers and Gregory W. Sullivan that provision be made for the arrest without a warrant of a person who threatens to commit murder;
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1941) of John H. Rogers and Gregory W. Sullivan relative to the issuance of arrest warrants;
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1942) of John H. Rogers and Gregory W. Sullivan that police officers be authorized to arrest without a warrant persons violating certain motor vehicle laws;
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4126) of John F. Cox and Michael P. Walsh relative to the fees of notaries public;
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4127) of John F. Cox for legislation to further regulate the rights of veterans in the Commonwealth;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4280) of Alvin E. Thompson and another for legislation to authorize police officers to serve subpoenas on witnesses by using certified or registered mail;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4697) of Andrew Collaro relative to the appointment of special assistant district attorneys;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4900) of David F. Gately and another for legislation to further regulate appeals in certain criminal cases;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5075) of J. Michael Ruane for legislation to ban the use of steroids by athletes within the Commonwealth;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5187) of Thomas F. Reilly, Paul C. Casey, Edward G. Connolly, Emile J. Goguen and Vincent P. Ciampa relative to the forfeiture of property for distributing marihuana; and

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5188) of Thomas F. Reilly, Paul C. Casey and Vincent P. Ciampa relative to forfeiture of property by defaulting defendants in certain criminal actions;

Severally were accepted.

The House Bill limiting the eminent domain powers of the South Essex Sewerage District (House, No. 2344) was read a second time. Pending the question on ordering the bill to a third reading, it was referred to the committee on Ways and Means, on motion of Mr. Ruane of Salem.

At a quarter after eleven o'clock A.M., on motion of Mr. Giordano of Methuen, the House recessed until the hour of one o'clock P.M.; and at that time the House was called to order.

Mr. Hayward of Lynn then 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.

Subsequently a roll call was taken for the purpose of ascertaining
the presence of a quorum; and on the roll call 113 members were recorded as being in attendance.

[See Yea and Nay No. 116 in Supplement.]

Therefore a quorum was present.

The House Bill relative to the finances of the county of Dukes County (House, No. 5480) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

**Orders of the Day.**

The House report of the committee on the Judiciary, ought NOT to pass, on the petition (accompanied by bill, House, No. 3609) of Edward B. Teague III, Mary Jeanette Murray, Larry F. Giordano and Edward G. Connolly for legislation to authorize public access to records of criminal offenders, was accepted.

The motion of Mr. Businger of Brookline, that the vote be reconsidered by which the House, on Thursday, February 13, concurred with the Senate in its amendment of the House Bill relative to the party enrollment of unenrolled voters at primary elections (House, No. 714, amended) was considered.

Pending the question on the motion to reconsider, further consideration thereof was postponed, on motion of Mr. Moore of Uxbridge, until Wednesday, May 6.

Mr. Walsh of Agawam being in the Chair, — the House Bill preventing fraudulent receipt of welfare benefits (House, No. 2299) was read a second time.

Pending the question on ordering the bill to a third reading, Mr. DeFilippi of West Springfield moved that it be amended in section 2 by inserting after the word “area”, in line 7, the words “, the Springfield/Holyoke area, and the Lawrence/Lowell area”. The amendment was adopted.

Pending the question on ordering the bill, as amended, to a third reading, further consideration thereof was postponed, on motion of Mr. Kollios of Millbury, until after disposition of the remaining matters in the Orders of the Day.

Subsequently, the remaining matters in the Orders of the Day having been disposed of, the bill (House, No. 2299, amended) was considered further; and it was ordered to a third reading.

The House Bill requiring direct mail solicitations to state clearly their nature (House, No. 2621) was read a second time; and it was ordered to a third reading.

The House Bill relative to the prevention of pollution from illegal connections to storm drains and sewers (House, No. 2701) was read a second time.
Pending the question on ordering the bill to a third reading, further consideration thereof was postponed, on motion of Mr. Angelo of Saugus, until Monday, May 4.

House bills

Requiring a report of carbon dioxide emissions from power generating facilities (House, No. 3628); Relative to possession of firearms in the commission of a felony (House, No. 3970); and

Authorizing guaranteed deposit funds and design review fees paid to conservation commissions and increasing the penalty for violation of commission regulations (House, No. 4546);

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

The House Bill further protecting and enhancing the wetlands of the Commonwealth (House, No. 4551) was read a second time.

Pending the question on ordering the bill to a third reading, further consideration thereof was postponed, on motion of Mr. Angelo of Saugus, until after disposition of the remaining matters in the Orders of the Day.

The House Bill designating Route 6A as a scenic road (House, No. 5392) was read a second time; and it was ordered to a third reading.

House reports

Of the committee on the Judiciary, ought NOT to pass, on the petition (accompanied by bill, House, No. 3210) of Larry F. Giordano, Richard T. Moore and Thomas G. Palumbo relative to the Governor’s powers of commutation; and

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4897) of Forrester A. Clark, Jr., and another for legislation to provide for jury trials in certain court proceedings;

Severally were accepted.

The House report of the committee on the Judiciary, ought NOT to pass, on the petition (accompanied by bill, House, No. 5468) of William Constantino, Jr., relative to tort liability of parents maintaining residential property free of lead contamination, was considered.

Pending the question on acceptance of the report, further consideration thereof was postponed, on motion of Mr. Constantino of Clinton, until after disposition of the remaining matters in the Orders of the Day.

Report of a Committee.

Mr. Angelo of Saugus, for the committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendments [for amendments, see Senate document numbered 1481]
of the House Bill relative to the protection of the metropolitan water supply (House, No. 397, changed and amended), reports recommending that the House recede from its non-concurrence with the Senate amendments as follows:

In section 2:

Inserting after the word “formation”, in line 20, the words “in the Wachusett watershed”, and

Inserting in line 30, after the word “meadow” the words “, except meadows used for the grazing of livestock”; and

In section 3:

Inserting after the word “protection”, in line 71, the words “; provided, however, that de-icing may be performed on a roadway under procedures approved by the secretary of environmental affairs”,

Striking out, in line 72, the words “or structures” and inserting in place thereof the words “, structures or facilities”; and

Inserting after line 244 the following two sentences: “The provisions of this section shall not be construed to limit changes in agricultural crops produced. Nothing in this section shall be construed to limit the use of new or existing agricultural technologies that do not degrade the quality of the water in the watersheds more than the present agricultural technologies that such new or existing agricultural technologies replace.”;

Inserting after line 252 the following two paragraphs:

“(q) The division shall hold in at least one-half of the communities in the affected watersheds an informational public hearing, giving notice thereof at least thirty days prior thereto by advertisement in newspapers of general circulation in each such community and by written notification to the boards of selectmen, city councils, or town councils, whichever is appropriate, in each such community. The division, at the time of such hearing, shall make available maps showing the areas affected by this section and shall explain the provisions of this section and the impact this section will have on the affected communities and landowners therein.

(r) Nothing in this section shall impede or prevent the construction of a new municipal sewer system or new municipal water system if the division determines that water quality will not be adversely impacted from said construction and provided that such new systems comply with all existing regulations and standards applicable to water pollution abatement projects.”;

In section 6 inserting after the word “act”, in line 29, the following sentence: “In addition, notwithstanding the provisions of section twenty-seven of chapter five hundred and sixty-four of the acts of nineteen hundred and eighty-seven, the department of environmental protection in administering section twenty-seven, shall expend a sum not to exceed four million dollars for the protection of the Salem Beverly water supply.”;

Inserting after section 13 the following section:

“SECTION 13A. The issuance of any bonds pursuant to the
provisions of this act shall be exempt from any executive or administrative order, directive or policy limiting the issuance of bonds by the commonwealth.

In section 16 adding at the end thereof the following paragraph:

“The executive office of administration and finance and the executive office of environmental affairs shall annually make a report to the general court detailing the expenditure of monies authorized to be allocated herein and of monies appropriated by the general court for the purposes of implementing this act including amounts set forth in section twelve. Said annual report shall be filed with the general court by July thirty-first of each year detailing such expenditures for the fiscal year ending on the previous June thirtieth.”;

Inserting after section 17 (inserted by amendment) the following section:

“SECTION 18. The secretary of environmental affairs, through the Massachusetts environmental policy act and the department of environmental protection shall not issue any certificates or permits relating to the construction of any new regional airports within ten miles of the Quabbin, Ware or Wachusett reservoirs, until such time as all issues pertaining to such an airport are fully discussed with time for public input. At a minimum, all issues relating to the storage and dumping of fuel, construction, and traffic and their effect on the watershed shall be examined.”;

Inserting after section 19 (inserted by amendment) the following section:

“SECTION 20. The department of environmental protection, the division of watershed management within the metropolitan district commission and the Massachusetts Water Resources Authority shall, within one hundred eighty days after the effective date of this act, file with the clerks of the house of representatives and the senate a report identifying all properties affected by this act and analyzing the nature and extent of such effect, including without limitation the possibility that the value of such properties and real estate tax revenue therefrom will be reduced, as well as the economic impact which this act would have on the commonwealth and on each city and town affected thereby. Prior to its submission, such report shall be circulated for comment among appropriate public officials of each city and town affected by the provisions of this act, and the owner of each property identified in the report shall be notified of the potential applicability of this act.”, and concur therein.

That the Senate recede from the following amendments:

Striking out section 1 and inserting in place thereof the following two sections:

“SECTION 1. Section 5G of chapter 59 of the General Laws, as appearing in the 1990 Official Edition, is hereby amended by inserting after the word ‘sources’, in line 7, the following words: ‘and to each city and town in which property regulated by section one hundred and seven A of chapter ninety-two is located.

SECTION 1A. Said section 5G of said chapter 59, as so appearing, is hereby further amended by inserting after the word
thereon', in line 12, the following words: 'and for land regulated by said section one hundred and seven A and which is not held by the division or by the authority the difference between the current assessment for that year and the assessment of the property not taking into consideration the effect of said section.'

In section 3:
Inserting after line 24 the following paragraph:
"Notwithstanding the foregoing, the provisions of this section shall not apply to any such land which is serviced by privately or publicly owned sewerage treatment facilities."

Striking out line 57:
Inserting after the word "wetlands", in line 68, the words "except as allowed by section forty of chapter one hundred thirty-one", and inserting after the word "approvals", in line 74, the words "including building permits and permits for septic systems."

Striking out, in lines 74 and 75, the words "other than building permits and permits for septic systems."

Striking out the sentence contained in lines 158 to 167, inclusive, and inserting in place thereof the following sentence: "The division, in accordance with procedures for notice and hearing as provided by chapter thirty A, shall grant upon appeal or petition a variance from the provisions of this section where the division finds that the literal application of this section would involve hardship to the appellant or petitioner and that the desired relief may be granted without substantial detriment to the public good and without nullifying or substantially derogating from the purpose and intent of this section."

Striking out, in line 171 and also in line 180, the word "sole", and inserting in place thereof, in each instance, the word "reasonable"

Striking out, in lines 229 and 230, the words "to avoid or minimize damage to the environment", and inserting after the word "watershed", in line 232, the words "and does not otherwise materially impair the quality of the environment";

Striking out section 10 and inserting in place thereof the following section:
"SECTION 10. There is hereby established a special commission to monitor and review the implementation of this act. The members of said commission shall consist of: three members of the house of representatives, at least two of whom shall represent communities significantly affected by the restrictions of this act; two members of the senate, at least one of whom shall represent communities significantly affected by this act; the director of the division of watershed management or his designee; and the secretary of environmental affairs, or his designee; and the superintendents of the Quabbin watershed and Wachusett-Sudbury watershed, or their designees.

In addition, said commission shall consist of one representative from each community in which the use of land is restricted or regulated herein as certified by the division, such representative to be chosen annually by majority vote of the board of selectmen or city council of the affected community.
Said commission may list all land parcels affected by this act and may list all individuals that own property and are affected by this act. Said commission shall also recommend any legislative proposals that would make this act more practical and more workable.

Said commission shall also issue a report including proposed legislation. Said report shall contain recommendations for both metropolitan water supply conservation. Said report shall be filed with the clerk of the house and clerk of the senate by September thirtieth, nineteen hundred and ninety-two.

Inserting after section 18 (inserted by amendment) the following section:

"SECTION 19. The secretary of economic affairs shall file a report with the clerk of the house and the clerk of the senate within two years of the passage of this act. Said report shall be an economic impact report and shall report on the economic impact as a result of this act on the communities of the Wachusett watershed, the Ware river watershed and the Quabbin watershed.", and

Inserting after section 20 (inserted by amendment) the following section:

"SECTION 21. Section 3 of chapter 372 of the acts of 1984 is hereby amended by striking out clause (b) and inserting in place thereof the following clause:

(b) The powers of the Authority shall be exercised by or under the supervision of a board of directors consisting of fifteen members. One member of the board of directors shall be the secretary of the executive office of environmental affairs, serving ex officio, one member of the board of directors who is a resident of a Connecticut river basin community who represents water resources protection interests shall be appointed by the governor and shall serve coterminous with the governor, one member of the board of directors who is a resident of a Merrimack river basin community who represents water resources protection interests shall be appointed by the governor and shall serve coterminous with the governor, one member of the board of directors who is a resident of a Merrimack river basin community who represents water resources protection interests shall be appointed by the governor and shall serve coterminous with the governor, one member of the board of directors who is a resident of a Wachusett reservoir watershed community who represents water resource protection in said watershed, one member of the board of directors shall be appointed by the governor and shall be a resident of
a Ware river watershed community who represents water resources protection interests in said watershed, one member of the board of directors shall be appointed by the governor and shall serve coterminous with the governor and shall be a resident of the Quabbin reservoir watershed who represents water resources protection interests in said watershed, and provided further one member of the board of directors shall be appointed by the governor upon the recommendation of the board of selectmen of the town of Walpole by a majority vote in accordance with the procedure set forth in paragraph (c) and shall serve a term of four years. Members appointed by the advisory board, shall serve for terms of six years, provided however, that, of the members first appointed by the advisory board, one shall serve for a term expiring on June thirtieth, nineteen hundred and eighty-six, one shall serve for a term expiring on June thirtieth, nineteen hundred and eighty-eight, and one shall serve for a term expiring on June thirtieth, two thousand, with the term of each to be designated by the advisory board at the time of appointment. Persons appointed to terms succeeding the terms of members initially appointed by the advisory board, shall be appointed to terms of six years. For the purposes of this paragraph a Connecticut river basin community shall include any city or town in the commonwealth lying in whole or in part in the drainage area of the Connecticut river or its tributaries, a Merrimack river basin community shall include any city or town in the commonwealth lying in whole or in part in the drainage area of the Wachusett reservoir, a Ware river watershed community shall include any city or town in the commonwealth lying in whole or in part in the drainage area of the Ware river or its tributaries, a Quabbin Reservoir watershed community shall include any city or town in the commonwealth lying in whole or in part in the drainage area of the Quabbin reservoir, and a minority person shall be as set forth in the definition of 'minority' contained in section forty N of chapter seven of the General Laws.

That the House recede from its non-concurrence with the Senate in its amendment (in section 2 inserting after the word "irrigation", in line 78, the words "as well as all so-called great ponds of the Commonwealth") and concur therein with a further amendment in section 2 inserting after the word "irrigation", in line 78, the words "as well as all so-called great ponds of the commonwealth which do not drain into a tributary or a reservoir", and that the Senate concur in the further amendment.

That the House recede from its non-concurrence with the Senate in its amendment (in section 3 inserting after the word "system", in line 210, the following two sentences: "The provisions of this section shall not apply to activities relating to normal maintenance or improvement of land in agricultural use as defined in section forty of chapter one hundred thirty-one of the General Laws, or regulations promulgated thereunder. Nor shall anything in this section be construed to limit conversion of land for agricultural use, or preparation of land for agricultural use, provided such conversion shall be made under a plan approved by the Soil Conservation
Report of committee of conference accepted, — yea and nay No. 117.

Metropolitan water supply, protection.

Service.”) and concur therein with a further amendment in section 3 inserting after the word “system”, in line 210, the following two sentences: “The provisions of this section shall not apply to activities relating to normal maintenance or improvement of land in agricultural use as defined in section forty of chapter one hundred and thirty-one, or regulations promulgated thereunder, provided, however, that such activities do not impair the quality of the water. Nothing in this section shall be construed to limit conversion of land for agricultural use, or preparation of land for agricultural use, provided such conversion shall be made under a plan approved by the United States Department of Agriculture Soil Conservation Service and the commission in consultation with the department of food and agriculture”, and that the Senate concur in the further amendment.

That the House recede from its non-concurrence with the Senate in its amendments in section 3 (striking out, in lines 233 and 234, the words “or repair, but shall apply to the expansion” and inserting in place thereof the words “repair or expansion” and striking out, in line 238, the words “or repair” and inserting in place thereof the words “, repair or expansion”) and concur therein with a further amendment, in section 3 striking out the sentence contained in lines 232 to 241, inclusive, and inserting in place thereof the following two sentences: “The provisions of this section shall not apply to the maintenance, repair or expansion of lawfully located structures or facilities used in the service of the public to provide electric, gas, water, sewer, telephone, telegraph and other telecommunication services; provided, however, that such maintenance, repair or expansion activities, structures, or facilities do not materially impair the quality of water in the watersheds as determined by the division after consultation with the department of environmental protection. The provisions of this section shall not apply to the maintaining, repairing or replacing but not substantially changing or enlarging an existing and lawfully located structure or facility used in the service of the public and used to provide electric, gas, water, sewer, telephone, telegraph and other telecommunication services in bordering vegetated wetlands; provided, however, that such maintenance and repair activities do not materially impair the quality of water in the watersheds.”, and that the Senate concur in the further amendment.

Under suspension of Rule 42, on motion of Mr. Angelo of Saugus, the report (having been approved by the committees on Bills in the Third Reading of the two branches, acting concurrently) was considered forthwith.

After debate on the question on acceptance of the report of the committee of conference (Mrs. Menard of Somerset being in the Chair), the sense of the House was taken by yeas and nays, at the request of Mrs. McKenna of Holden; and on the roll call 114 members voted in the affirmative and 25 in the negative.

[See Yea and Nay No. 117 in Supplement.]

Therefore the report of the committee of conference was accepted. The report then was sent to the Senate for concurrence.
Subsequently Mr. Kafka of Sharon asked unanimous consent to make a statement; and, there being no objection, he addressed the House as follows:

**Mr. Speaker**: During the taking of the above yeas and nays, I was absent from the House Chamber on 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.

Mr. Kafka then moved that the statement made by him be spread upon the records of the House; and the motion prevailed.

Subsequently Ms. Tracy of Boston asked unanimous consent to make a statement; and, there being no objection, she addressed the House as follows:

**Mr. Speaker**: During the taking of the above yeas and nays, I was absent from the House Chamber on 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.

Ms. Tracy then moved that the statement made by her be spread upon the records of the House; and the motion prevailed.

**Paper from the Senate.**

A Bill relative to applications for early retirement (Senate, No. 1525, amended by striking out all after the enacting clause and inserting in place thereof the following:

"The second paragraph of section 1 of chapter 22 of the acts of 1992 is hereby amended by striking out the second sentence and inserting in place thereof the following sentence: — The State board of retirement shall, at the end of the specified filing period, establish a system of priority to determine the order of participation of qualified applicants to receive the benefit of such retirement incentive program, giving preference to such applicants with the greatest years of service sufficient to provide five thousand and six hundred Group 1 participants and one thousand four hundred Group 2 participants; provided, however, that the total number of participants of either Group 1 or Group 2, or a combination thereof, paid through federal grant, trust fund, bond account, or capital fund account who can receive such benefit shall be limited to six hundred.") (reported on a petition), passed to be engrossed by the Senate, was read.

Under suspension of the rules, on motion of Mr. Voke of Chelsea, the bill was read a second time forthwith.

Pending the question on ordering the bill to a third reading, it was recommitted to the committee on Public Service, on motion of Mr. Blanchette of Lawrence.

**Order.**

The Speaker being in the Chair, on motion of Mr. Angelo of Saugus, —

*Ordered*, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.; and that, notwithstanding the

**Next sitting and printing of Calendar.**
provisions of House Rule 12, the Clerk be authorized to dispense with the printing of a Calendar for said sitting.

Mr. Angelo 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 after four o'clock P.M. (the Speaker being in the Chair), the House adjourned, to meet tomorrow at eleven o'clock A.M., in an Informal Session.
THURSDAY, APRIL 30, 1992.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Serra of Boston 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:

Almighty God, we believe that You watch over us daily and have a personal interest in our well-being. Grant us the courage to respond to Your concern for us by accepting Your values and by implementing Your precepts. Help us to be conscientious citizens by serving not only self-interest but by being concerned with the interests of others. May we be mindful that we are all members of the one human family with a common ultimate destiny and with many similar material and spiritual goals.

Bestow Your blessings on the Speaker, the members of this House and their families. Amen.

At the request of the Chair (Mr. Serra), 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. Voke of Chelsea) honoring Elizabeth McBride on the occasion of her retirement from the Chelsea School Committee;
- Resolutions (filed by Mr. Binienda of Worcester) congratulating Commander Edward F. Swillo, United States Naval Reserve (retired) on receiving the Armed Forces Committee of Worcester County, Inc. annual award of merit;
- Resolutions (filed by Mr. Cangiamila of Billerica) congratulating Robin Lynch on being chosen Teenager of the Year;
- Resolutions (filed by Mr. Cangiamila of Billerica) congratulating Kerrie A. Stewart on being chosen Teenager of the Year;
- Resolutions (filed by Mr. Kollios of Millbury) congratulating the Oxford High School girls basketball team on winning the Massachusetts Division II State Championship; and
- Resolutions (filed by Mr. Nagle of Northampton) honoring the Smith Academy “Falcons” basketball team;

Mr. Serra of Boston, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of Rule 41, in each instance, on motion of Mr. Voke, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.
Special Investigations.—March, 1992.

A report of the Bureau of Special Investigations (submitted under authority of Section 30T(6) of Chapter 7 of the General Laws) for the month of March, 1992, was sent to the Senate for its information.

Petitions.

Mr. Flaherty of Cambridge presented a petition (subject to Joint Rule 12) of Charles F. Flaherty for legislation to make appropriations to fund a certain collective bargaining agreement between the Commonwealth and the National Association of Government Employees — Unit 1; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Serra 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 Rule 42, on motion of Mr. Flaherty, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Ways and Means. Sent to the Senate for concurrence in the suspension of Joint Rule 12.

Mr. Flaherty of Cambridge presented a petition (subject to Joint Rule 12) of Charles F. Flaherty for legislation to make appropriations to fund a certain collective bargaining agreement between the Commonwealth and the Alliance, AFSCME-SEIU, AFL-CIO — Units 2, 8 and 10; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Serra 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 Rule 42, on motion of Mr. Flaherty, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Ways and Means. Sent to the Senate for concurrence in the suspension of Joint Rule 12.

Mr. Flaherty of Cambridge presented a petition (subject to Joint Rule 12) of Charles F. Flaherty for legislation to make appropriations to fund a certain collective bargaining agreement between the Commonwealth and the National Association of Government Employees — Unit 3; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Serra 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 Rule 42, on motion of Mr. Flaherty, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Ways and Means. Sent to the Senate for concurrence in the suspension of Joint Rule 12.
Mr. Flaherty of Cambridge presented a petition (subject to Joint Rule 12) of Charles F. Flaherty for legislation to make appropriations to fund a certain collective bargaining agreement between the Commonwealth and the National Association of Government Employees — Unit 6; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Serra 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 Rule 42, on motion of Mr. Flaherty, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Ways and Means. Sent to the Senate for concurrence in the suspension of Joint Rule 12.

Mr. Flaherty of Cambridge presented a petition (subject to Joint Rule 12) of Charles F. Flaherty for legislation to make appropriations to fund a certain collective bargaining agreement between the Commonwealth and the Massachusetts Organization of State Engineers and Scientists — Unit 9; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Serra 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 Rule 42, on motion of Mr. Flaherty, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Ways and Means. Sent to the Senate for concurrence in the suspension of Joint Rule 12.

Mr. Flaherty of Cambridge presented a petition (subject to Joint Rule 12) of Charles F. Flaherty for legislation to make appropriations to fund certain collective bargaining agreements; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Serra 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 Rule 42, on motion of Mr. Flaherty, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Ways and Means. Sent to the Senate for concurrence in the suspension of Joint Rule 12.

Petitions severally were presented and referred as follows:

By Mr. Bradford of Rochester, petition (subject to Joint Rule 12) of John C. Bradford, Marc R. Pacheco and Erving H. Wall, Jr., for legislation to authorize the Division of Capital Planning and Operations to acquire certain easements in the town of Lakeville and the city of Taunton.

By Mr. Hall of Westford, petition (subject to Joint Rule 12) of Geoffrey D. Hall relative to the payment of interest on life insurance policies.
By Ms. Hildt of Amesbury, petition (subject to Joint Rule 12) of Barbara Hildt and other members of the General Court relative to sexual harassment in public agencies.

By the same member, petition (subject to Joint Rule 12) of Barbara Hildt for legislation to authorize the Commissioner of Education to establish guidelines for a program to instruct school administrators and teachers relative to the laws of sexual harassment.

By Mrs. McKenna of Holden (by request), petition (subject to Joint Rule 12) of Elizabeth Ream for a legislative amendment to the Constitution relative to the election of judges by the people of the Commonwealth.

By Mr. Petersen of Marblehead, petition (subject to Joint Rule 12) of Douglas W. Petersen for legislation to establish a division of regionalism in the Department of Community Affairs.

By Mr. Teague of Yarmouth (by request), petition (subject to Joint Rule 12) of W. Scott Lenhart and another relative to sureties for subdivision road completion.

By the same member (by request), petition (subject to Joint Rule 12) of W. Scott Lenhart and another relative to the expenditure of proceeds derived from the surety of subdivision roads.

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

Papers from the Senate.

Reports

Of the committee on the Judiciary, asking to be discharged from further consideration

Of the petition (accompanied by bill, Senate, No. 718) of Louis P. Bertonazzi for legislation relative to the financing of motor vehicle law enforcement; and

Of the petition (accompanied by bill, Senate, No. 720) of Walter J. Boverini for legislation to modify the rights of spouses as joint tenants in savings accounts, and to limit liability for medical, hospital, and nursing home costs;

And recommending that the same severally be referred to the Senate committee on Ways and Means.

Severally accepted by the Senate, were considered forthwith, under Rule 42; and they were accepted, in concurrence, insomuch as relates to the discharge of the committee.

Reports of Committees.

By Mrs. Menard of Somerset, 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 Thomas P. Kennedy relative to regulation of the sale and dispensing of hearing aids, and the licensing of hearing aid specialists and trainees. To the committee on Health Care.
Petition (accompanied by bill) of Thomas P. Kennedy and another relative to warning devices on school buses; and
Petition (accompanied by bill) of Joseph L. Bradley and David F. Gately relative to further regulating parking of motor vehicles of handicapped and disabled persons;
Severally to the committee on Public Safety.
Petition (accompanied by bill) of Susan F. Rourke, Edward A. LeLacheur, John F. Cox and Nancy Achin Sullivan (with the approval of the city council) for legislation to authorize the city of Lowell to establish a retirement system funding schedule. To the committee on Public Service.
Under suspension of Rule 42, on motion of Mr. Gately of Waltham, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mr. Rushing of Boston, for the committee on Local Affairs, asking to be discharged from further consideration
Of the petition (accompanied by bill, House, No. 2853) of Robert J. Rohan for legislation to provide additional authority for issuance of revenue bonds for solar, hydro and other renewable fuel facilities by cities and towns having a municipal gas or electric department; and
Of the petition (accompanied by bill, House, No. 2854) of Robert J. Rohan for legislation to provide additional authority for the issuance of revenue bonds by cities and towns having a municipal gas or electric department;
And recommending that the same severally be referred to the committee on Ways and Means.
Under Rule 42, the reports severally were considered forthwith; and they were accepted. Severally sent to the Senate for concurrence in the discharge of the committee.

By Mr. Caron of Springfield, for the committee on Public Safety, on a petition, a Resolve extending the time within which the special commissions established to make an investigation and study relative to revising the vehicle emissions inspections and maintenance program and other matters related thereto (House, No. 5403). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

By Mr. Caron of Springfield, for the committee on Public Safety, on a petition, a Bill relative to the removal of prisoners (House, No. 5201). Read; and referred, under Rule 33, to the committee on Counties on the part of the House.

By Ms. Donovan of Woburn, for the committee on Education, Arts and Humanities, on a petition, a Bill amending teacher certification requirements to include school nurses (House, No. 1471).
By Mr. Walsh of Agawam, for the committee on Government Regulations, on House, Nos. 152 and 157, a Bill making certain changes in the operation of the State Lottery (House, No. 157).

By the same member, for the same committee, on a petition, a Bill to further regulate public utility rates in certain economically depressed areas of the Commonwealth (House, No. 1681).

By the same member, for the same committee, on House, Nos. 42, 57 and 2989, a Bill relative to the assessment of telephone companies (House, No. 2989).

By the same member, for the same committee, on House, Nos. 42, 48, 1683, 2810 and 2991, a Bill to establish a new category of alcoholic beverage license known as “brew pub” (House, No. 2991).

By the same member, for the same committee, on a petition, a Bill relative to renewal licenses of real estate brokers and salesmen (House, No. 2998).

By the same member, for the same committee, on a petition, a Bill relative to the further regulation of real estate brokers and salesmen (House, No. 2999).

By Mr. Kollios of Millbury, for the committee on Human Services and Elderly Affairs, on a petition, a Bill to provide services for medically ill, mentally ill persons (House, No. 1703).

By the same member, for the same committee, on House, Nos. 743 and 2274, a Bill relative to providing appropriate medical care for persons in mental health facilities (House, No. 2274).

By the same member, for the same committee, on House, Nos. 935, 2273 and 2275, a Bill to further the provision of community services (House, No. 2275) [Cost: $43,000,000.00].

By the same member, for the same committee, on a petition, a Bill to establish a task force to develop and implement procedures for the treatment of dual diagnosis (House, No. 2288) [Cost: $200,000.00].

By the same member, for the same committee, on a petition, a Bill to extend the coverage for substance abuse treatment to certain elderly and disabled persons (House, No. 2302).

By the same member, for the same committee, on a petition, a Bill to achieve compliance by certain mental health facilities with standards of the Joint Commission on Accreditation of Healthcare Organizations (House, No. 2308) [Cost: $200,000.00].

By the same member, for the same committee, on a petition, a Bill to document the need for community housing for persons with mental illness (House, No. 2311).

By the same member, for the same committee, on a petition, a Bill establishing a division of elderly services in the Department of Mental Health (House, No. 3021).

By Mr. DiMasi of Boston, for the committee on the Judiciary, on Senate, No. 820 and House, Nos. 3180 and 5192, a Bill relative to the Child Support Trust Fund (House, No. 3180).

By the same member, for the same committee, on Senate, No. 821 and House, Nos. 3190 and 3396, a Bill to provide indemnification to members of the Judiciary (House, No. 3190).
By the same member, for the same committee, on House, Nos. 3195 and 4706, a Bill relative to providing certain liability insurance to judges of the Commonwealth (House, No. 3195).

By the same member, for the same committee, on a petition, a Bill relative to the number of assistant clerks in the Barnstable Superior Court (House, No. 3605).

By the same member, for the same committee, on a petition, a Bill relative to the functions of judicial associations (House, No. 4705).

By Mr. Caron of Springfield, for the committee on Public Safety, on a petition, a Bill relative to the display of red and blue lights on motor vehicles (House, No. 3631).

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

By Mr. Walsh of Agawam, for the committee on Government Regulations, on House, Nos. 152 and 155, a Bill creating a penalty for failure to pay the State Lottery (House, No. 155).

By the same member, for the same committee, on a petition, a Bill further regulating agreements for the purchase and sale of real estate (House, No. 1676).

By the same member, for the same committee, on a petition, a Bill to provide local officials with cable operator revenue information (House, No. 2993).

By the same member, for the same committee, on House, Nos. 1116, 2650 and 2995, a Bill further regulating the sale and resale of tickets to theatrical exhibitions and public amusements (House, No. 2995).

By the same member, for the same committee, on a petition, a Bill authorizing cities and towns to establish a municipal cable television department (House, No. 3899).

By the same member, for the same committee, on a petition, a Bill further regulating the granting of special licenses for the sale of alcoholic beverages (House, No. 3900).

By Mr. Pacheco of Taunton, for the same committee, on a petition, a Bill relative to licensing of cable television installers (House, No. 3578).

By Mrs. Parente of Milford, for the committee on Human Services and Elderly Affairs, on House, No. 374, a Bill relative to investigations of certain cases of child abuse in the offices of the district attorneys (House, No. 5535).

By the same member, for the same committee, on House, No. 929, a Bill relative to the rights of extended family members in care and protection proceedings (House, No. 5536).

By the same member, for the same committee, on House, No. 930, a Bill relative to the reporting of child abuse and neglect (House, No. 5537).

By Mr. DiMasi of Boston, for the committee on the Judiciary, on the recommendation of the Department of the Treasurer and Receiver-General, a Bill relative to certain abandoned property.
(House, No. 279, changed by striking out sections 1 to 24, inclusive, and inserting in place thereof the following section:

"SECTION 1. Paragraph (a) of section 6B of chapter 200A of the General Laws, as appearing in the 1990 Official Edition, is hereby amended by striking out, in line 7 and also in line 10, the word 'five' and inserting in place thereof, in each instance, the word: — 'three'; and by striking out, in line 7 and also in line 10, the word 'fifteen' and inserting in place thereof, in each instance, the word: — 'five'.")

By the same member, for the same committee, on a petition, a Bill relative to the liability of rowing associations (House, No. 765).

By the same member, for the same committee, on a petition, a Bill making a corrective change in notice requirements relative to mortgage foreclosures (House, No. 3319).

By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for an employee of the Trial Court of the Commonwealth (House, No. 5484).

By the same member, for the same committee, on House, Nos. 950, 2330, 4899 and 5074, a Bill providing an automatic exemption from levy of execution in a personal residence (House, No. 5538).

By Mr. Rushing of Boston, for the committee on Local Affairs, on Senate, No. 1442, a Bill relative to recreation and park self-supporting service revolving funds (House, No. 5539).

By the same member, for the same committee, on House, No. 2335, a Bill relative to debt issued by cities and towns for the payment of the appraisal services (House, No. 5540).

By Mr. Ranieri of Bellingham, for the same committee, on House, Nos. 1346 and 2693, a Bill to improve the quality of preliminary plans of subdivisions (House, No. 2693).

By the same member, for the same committee, on House, Nos. 770 and 2851, a Bill to allow cities/towns to permit cluster developments & planned unit developments by right with site plan review and approval (House, No. 5541).

By Mrs. Kehoe of Dedham, for the same committee, on House, No. 3060, a Bill relative to a consolidated municipal finance department (House, No. 5542).

By Mr. Caron of Springfield, for the committee on Public Safety, on House, Nos. 42 and 43, a Bill relative to motor vehicles and aircraft (House, No. 43).

By the same member, for the same committee, on a petition, a Bill relative to the operation of farm equipment on public ways (House, No. 2870).

By the same member, for the same committee, on a petition, a Bill relative to the separation of prisoners (House, No. 3915).

By the same member, for the same committee, on a petition, a Bill relative to the storage or sale of liquid propane gas (House, No. 4153).

By the same member, for the same committee, on a petition, a Bill relative to providing certain criminal record information to the Department of Public Welfare (House, No. 4880).
By the same member, for the same committee, on House, Nos. 5216 and 5218, a Bill to reduce prison overcrowing (House, No. 5218).

By the same member, for the same committee, on a petition, a Bill relative to the reporting of hate crimes (House, No. 5220).

By the same member, for the same committee, on a petition, a Bill amending the law relative to boxing in the Commonwealth (House, No. 5345).

By Mr. Karol of Attleboro, for the committee on Transportation, on a petition, a Bill designating a certain bridge in the city of Attleboro as the Firefighter Richard A. Simkins Memorial Bridge (House, No. 5504).

Severally read; and placed in the Orders of the Day for the next sitting for a second reading.

By Mr. Caron of Springfield, for the committee on Public Safety, ought NOT to pass, on so much the recommendations of the Executive Office of Public Safety (House, No. 183) as relates to admission procedure at Bridgewater State Hospital (accompanied by bill, House, No. 202).

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1010) of Stephen M. Brewer and another relative to inspections of electrical wiring.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 1505) of William Constantino, Jr., Robert A. Antonioni, Patricia A. Walrath, Jacqueline Lewis and Robert D. Hawke for legislation to provide for the payment of compensation to municipalities where prison facilities are located.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2090) of Alvin E. Thompson, Shirley Owens-Hicks, Nelson Merced, Gloria L. Fox, Bill Owens and Raymond A. Jordan, Jr., for legislation to establish a HIV testing procedure in correctional institutions in the Commonwealth.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2357) of J. Michael Ruane for legislation to require persons jogging on public ways after dusk to wear reflectors or reflective material on their outside clothing.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2866) of Barbara Gardner and other members of the General Court relative to regulating the opening of motor vehicle doors to load or unload passengers.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3072) of James T. Brett for legislation to impose a fee on pilots to compensate victims of accidents caused by aircraft.
Steam boilers,—regulate.
Subcontractors,—payment.
Automatic garage doors.
Pick-up truck,—passengers.
Motor vehicles,—regulate parking.
Audible motor vehicle alarms.
School zones,—speed limit.
Correctional facilities.
Adult offenders,—education.
Parole,—educational pursuit.
Prison construction,—private entities.
Inmates,—religious services.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3077) of Robert H. Marsh and another for legislation to regulate the operation of steam boilers.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4154) of William Anderson for legislation to prohibit local building inspectors from issuing certificates of occupancy until applicants produce proof of payment to all subcontractors.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4573) of Carl F. Tripp and Robert H. Marsh relative to automatic garage door openers.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4580) of Richard T. Moore that passengers under the age of nineteen be prohibited in the back of pick-up trucks, so-called.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 4926) of Ed Steinberg for legislation to further regulate the parking of motor vehicles.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5025) of Kevin Poirier relative to the financing, operation and maintenance of a state correctional facility by private entities.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5103) of Eliot Taylor for legislation to further regulate the testing of audible motor vehicle alarms.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5104) of Alvin E. Thompson and another for legislation to reduce the speed limit for motor vehicles in school zones.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5199) of James T. Brett and others for legislation to establish uniform educational guidelines for correctional facilities.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5219) of Barbara Hildt and other members of the General Court relative to providing uniform educational programs for adult offenders.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5225) of Jacqueline Lewis and other members of the House for legislation to require certain prison inmates to pursue educational opportunities prior to parole.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5234) of Kevin Poirier relative to the financing, operation and maintenance of a state correctional facility by private entities.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5235) of Douglas W. Stoddart and another relative to religious services for inmates at correctional facilities [Senator Hedlund dissenting].
By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5352) of Kathleen Lesneski (with the approval of the mayor and city council) that the city of Gardner be authorized to regulate speed limits for motor vehicles and to exclude certain types of vehicles from public ways.

Severally placed in the Orders of the Day for the next sitting, the question, in each instance, being on acceptance.

Order.

On motion of Mr. Gonsalves of Dartmouth, —

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

Mr. Palumbo of Newbury then moved that as a mark of respect to the memory of Albert E. Elwell, a member of the House from West Newbury from 1971 to 1974, inclusive, the House adjourn; and the motion prevailed.

Accordingly, at ten minutes after eleven o'clock A.M., on motion of Mr. Gonsalves (Mr. Serra of Boston being in the Chair), the House adjourned, to meet on Monday next at eleven o'clock A.M.