
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, at the beginning of a new calendar year, we express in prayer our dependence upon You for guidance in personal and legislative matters. We ask You to enlighten our minds so that we may comprehend clearly the political options which are available to us, as elected officials. Help us to be guided in legislative matters by Your values and Your ways and on our principles and good sense. Grant us the courage to follow-through on our commitments and to make judgments which are based on a correct conscience. May this year usher in an era of peace in our communities, prosperity for our workers, and mutual understanding among all people.

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 the exchange of certain land by the Commonwealth and the town of Framingham (House, No. 6351) was filed in the office of the Clerk on Wednesday, December 30.

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.

The following message (filed this day in the office of the Clerk) by His Excellency the Governor, was placed on file.


To the Honorable Senate and House of Representatives:

Article 48, the Initiative, Part IV, §2 of the Massachusetts Constitution as amended by article 81, section 1 provides:

If a proposal for a specific amendment of the constitution is introduced into the general court by initiative petition signed in the aggregate by not less than such number of voters as will equal three percent of the entire vote cast for governor at the preceding biennial state election, or if in case of a proposal for amendment introduced into the general court by a member of either house, consideration thereof in joint session is called for by vote of either house, such proposal shall ... be laid before a joint session of the two houses ... and if the two houses fail to agree upon a time for holding any joint session
Joint Session to consider an Initiative Amendment to Constitution on term limitations.

hereby required, or fail to continue the same from time to time until final action has been taken upon all amendments pending, the governor shall call such joint session or continuance thereof.

On December 21, 1992, the joint session established to consider initiative and legislative amendments adjourned without taking final action on “all amendments pending” as required by Article 48. Of particular concern is the failure to take final action on the initiative amendment before the joint session. This amendment is “the Initiative Amendment to the Massachusetts Constitution limiting the terms of office of Governor, Lieutenant Governor, Secretary, Treasurer, Attorney General, Auditor, Councillor, State Senator, State Representative, United States Senator and Representative in Congress.” The other amendments are all legislative amendments. These amendments, particularly the important issue of term limits for government officials initiated at great effort by the public itself, require final action by the joint session. To ensure that such complete attention is given, I am obliged by Article 48 to call a joint session or continuance of the joint session that was adjourned on December 21, 1992.

Therefore, pursuant to Amendment Article 48, the Initiative, Part IV, §2, of the Massachusetts Constitution, as amended by Article 81,1 call all members of the General Court of Massachusetts into joint session at the State House on January 4, 1993 at 11:00 A.M. in the Chamber of the House of Representatives to consider pending amendments on which final action has not been taken, including in particular the Initiative Amendment to the Massachusetts Constitution limiting the terms of office of Governor, Lieutenant Governor, Secretary, Treasurer, Attorney General, Auditor, Councillor, State Senator, State Representative, United States Senator and Representative in Congress.

Respectfully Submitted,

WILLIAM F. WELD,
Governor.

Resignation of Representative Peter J. Blute of Shrewsbury.

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.

December 30, 1992.

The Honorable CHARLES F. FLAHERTY
Speaker of the House of Representatives
Room 350
State House
Boston, MA 02133

Dear Mr. Speaker:

Resignation of I am writing to inform you that as of January 4, 1993 at 12 noon,
I will be resigning from my State Representative position serving the 11th Worcester District.

The Constitution of the United States prohibits Congressmen from serving in any other offices. Article 1 Section 6 states that "No Senator or Representative shall, during the Time for which he was elected, be appointed to any civil Office under the Authority of the United States, which shall have been created, or the Emoluments whereof shall have been increased during such time; and no Person holding any Office under the United States, shall be a Member of either House during his Continuance in Office." The terms of office overlap by one day and therefore I must resign before my Congressional swearing-in on January 5, 1993.

It has been a pleasure serving in the Massachusetts House of Representatives for the past six years and I look forward to representing the people of the 3rd Congressional District in the Congress of the United States.

Sincerely,

PETER BLUTE, 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 and Messrs. Thompson of Cambridge and Vellucci of Cambridge) congratulating Speaker Thomas P. O'Neill, Jr., on the occasion of his eightieth birthday; and

Resolutions (filed by Messrs. Ranieri of Bellingham, Cohen of Newton and Stoddart of Natick) congratulating Troop 2, Boy Scouts of America, Natick on the occasion of its twenty-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. Flaherty (Mr. Walsh of Agawam being in the Chair), 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 Ms. Fox of Boston) relative to Ames Department Stores Inc., were referred, under Rule 85, to the committee on Rules.

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

Orders.

An Order (filed this day by Ms. Gardner of Holliston) relative to reviving and continuing the special committee of the House physicians, sexual misconduct.
established to make an investigation and study of the sexual misconduct of physicians, therapists and other related health care professionals (House, No. 6354) was referred, under Rule 85, to the committee on Rules.

Mr. Voke of Chelsea, for the committee on Rules, then reported that the order ought to be adopted. Referred, under Rule 33, to the committee on Ways and Means.

Mr. Finneran of Boston, for the committee on Ways and Means, reported that the order ought to be adopted. Under suspension of Rule 42, on motion of Ms. Gardner, the order was considered forthwith; and it was adopted.

An Order (filed this day by Ms. Gardner of Holliston) relative to reviving and continuing the special committee of the House established to make an investigation and study of the conditions and treatment provided for females in the criminal justice system of the Commonwealth and other related matters (House, No. 6355) was referred, under Rule 85, to the committee on Rules.

Mr. Voke of Chelsea, for the committee on Rules, then reported that the order ought to be adopted. Referred, under Rule 33, to the committee on Ways and Means.

Mr. Finneran of Boston, for the committee on Ways and Means, reported that the order ought to be adopted. Under suspension of Rule 42, on motion of Ms. Gardner, the order was considered forthwith; and it was adopted.

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 Tuesday, January 5, 1993, 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.

Bills

Authorizing and directing the Division of Capital Planning and Operations to lease certain property in the town of Granby (Senate, No. 1752) (reported on a petition) [Local Approval Received]; and

Relative to the North East Solid Waste Committee (Senate, No. 1758, changed in section 1 by striking out, in line 13, the following: “forty E” and inserting in place thereof the following: “forty D”; and amended in section 1 by inserting after the word “town”, in line 22, the words “, nor until and unless all member municipalities have agreed on the allocation formula for the current due amount of the arbitration award”) (reported on a petition);

Severally passed to be engrossed by the Senate, were read; and
they were referred, under Rule 33, to the committee on Ways and Means.

A petition of Thomas C. Norton and Joan M. Menard for legislation relative to certain school department transportation in a town, 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. 1799) was referred, in concurrence, to the committee on Education, Arts and Humanities.

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 petition of David B. Cohen and Frederick E. Berry relative to reviving and continuing the special commission (including members of the General Court) established to make an investigation and study of the implementation of California emissions standards in the Commonwealth. Under suspension of Rule 42, on motion of Mr. Cohen of Newton, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by resolve) was referred to the committees on Rules of the two branches, acting concurrently. Sent to the Senate for concurrence.

By Mr. Caron of Springfield, for the committee on Public Safety, on a petition, a Bill establishing a women's restitution program for inmates (House, No. 6056).

By Mr. Hodgkins of Lee, for the committee on State Administration, on a petition, a Bill authorizing the Commissioner of the Division of Capital Planning and Operations to acquire certain parcels of land in the towns of Kingston and Plymouth (House, No. 5851).

By the same member, for the same committee, on a petition, a Bill authorizing the Division of Capital Planning and Operations to convey certain land in the town of Mansfield (House, No. 5886). Severally read; and referred, under Rule 33, to the committee on Ways and Means.

Joint Session of the Two Houses to Consider Specific Amendments to the Constitution.

At nineteen minutes past eleven o'clock A.M., pursuant to a communication from His Excellency the Governor, the two Houses met in a continuance of the

JOINT SESSION

and were called to order by the Honorable William M. Bulger, President of the Senate.
The Proposal for a Legislative Amendment to the Constitution protecting the rights of parents and their unborn children (Senate, No. 57) (having been introduced into the General Court on a petition, was called for consideration from the committees on Rules of the two branches, acting concurrently), — was read twice in accordance with the provisions of the special rules, as follows:

Proposal for a Legislative Amendment to the Constitution protecting the rights of parents and their unborn children.

A majority of all the members elected to the Senate and House of Representatives, in joint session, hereby declares it to be expedient to alter the Constitution by the adoption of the following Article of Amendment, to the end that it may become a part of the Constitution [if similarly agreed to in a joint session of the next General Court and approved by the people at the state election next following]:

ARTICLE OF AMENDMENT.

Part the First of the Constitution of the Commonwealth of Massachusetts is hereby amended by adding the following Article: —

Article XXXI. The life of each human being begins at conception. Unborn children have protectable interests in life, health and well-being. The natural parents of unborn children have protectable interests in the life, health and well-being of their unborn child or children. This Constitution and the laws of the commonwealth shall be interpreted to acknowledge, on behalf of the unborn child at every stage of development, all the rights, privileges, and immunities available to other persons, citizens, and residents of this state, subject only to the Constitution of the United States.

As used in this Article, the term unborn children shall include all unborn children of human beings from the moment of conception until birth at every stage of biological development.

Nothing in this article shall be interpreted as creating a cause of action against a woman for directly or indirectly harming her unborn child by failing to follow any particular program of prenatal care; nor shall this Article be construed so as to prohibit abortions which are medically necessary to save the life of the mother.

The question on ordering the proposal to a third reading was then considered. During debate by Mr. White, Mr. Lionett of Worcester arose and moved that the item be placed at the end of the calendar.

The President stated that the motion was not in order for the reason that the gentleman from Worcester, Mr. Lionett, did not have the floor; and, accordingly, the motion was laid aside.

During further debate by Mr. White, Mr. Lionett of Worcester arose and moved that the item be placed at the end of the calendar.

The President stated that the motion was not in order, and it was laid aside.

At eighteen minutes before twelve o'clock noon, the President declared a recess for fifteen minutes.

At two minutes past twelve o'clock noon the joint session reconvened.
After further debate, Mr. Giglio of Medford moved that the Joint Session adjourn; and the question thereon was determined by a call of the yeas and nays, at twelve minutes past twelve o’clock noon, on motion of Mr. Locke, as follows, to wit (yeas 60 — nays 109):

YEAS (60).

Senators.

Antonioni, Robert A.
Bertonazzi, Louis P.
Birmingham, Thomas F.
Boverini, Walter J.
Bulger, William M.
Burke, Edward L.
Dunn, Martin J.
Havern, Robert A.
Keating, William R.
MacLean, William Q., Jr.
McGovern, Patricia
Melconian, Linda J.
Norton, Thomas C.
Pines, Lois G.
Rosenberg, Stanley C.
White, W. Paul — 16.

Representatives.

Angelo, Steven
Bosley, Daniel E.
Brett, James T.
Buell, Carmen D.
Bump, Suzanne M.
Cabral, Antonio F. D.
Casey, Paul C.
Ciampa, Vincent P.
Cohen, David B.
Connolly, Edward G.
Cox, John F.
DiMasi, Salvatore F.
Draisen, Marc D.
Finneran, Thomas M.
Flaherty, Charles F.
Fox, Gloria L.
Galvin, William C.
Gannon, Paul J.
Giglio, Anthony P.
Hermann, Joseph N.
Hildt, Barbara
Hodgkins, Christopher J.
Kennedy, Thomas P.
Koczera, Robert M.
Lambert, Edward M., Jr.
Landers, Patrick F., III
LeLacheur, Edward A.
Manning, M. Joseph
Mara, Francis G.
McDonough, John E.
McIntyre, Joseph B.
Menard, Joan M.
Moore, Richard T.
O’Brien, Shannon P.
Owens-Hicks, Shirley
Pacheco, Marc R.
Rohan, Robert J.
Roosevelt, Mark
Scaccia, Angelo M.
Serra, Emanuel G.
Story, Ellen
Thompson, Alvin E.
Walsh, Marian
Walsh, Michael P. — 44.

NAYS (109).

Senators.

Amorello, Matthew J.
Barrett, Michael J.
Buell, Robert C.
Chase, Arthur E.
Durand, Robert A.
Harold, Paul D.
Hedlund, Robert L.
Hicks, Lucile P.
Jajuga, James P.
Kirby, Edward P.
Lane, Christopher M.
Lees, Brian P.
Locke, David H.
Shannon, Charles E.
Sullivan, Nancy Achin
Swift, Jane M.
Tisei, Richard R.
Wall, Erving H., Jr. — 18.
Constitution,
rights of
parents
and their
unborn
children.

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<th>Representatives.</th>
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<td>Binienda, John J.</td>
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<td>Brenton, Marianne</td>
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<td>Brewer, Stephen M.</td>
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<td>Clark, Forrester, A., Jr.</td>
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<td>Constantino, William, Jr.</td>
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<td>Donovan, Carol A.</td>
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<td>Valiante, Daniel J.</td>
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<td>Wagner, Joseph F.</td>
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<td>Waldrath, Patricia A.</td>
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<td>Walsh, Thomas P. — 91.</td>
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**Absent or Not Voting (23).**

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<th>Senators.</th>
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<td>Berry, Frederick E.</td>
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<td>Creedon, Michael C.</td>
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<td>LoPresti, Michael, Jr.</td>
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<td>Owens, Bill</td>
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<td>Rauschenbach, Henri S.</td>
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<td>Wetmore, Robert D. — 6.</td>
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The yeas and nays having been completed at twenty-eight minutes past twelve o'clock noon, the motion to adjourn the joint session was negatived.

During further debate by Mr. White, Mr. Locke of Wellesley arose to a point of order which, being stated, was that the Senator from Suffolk and Norfolk, Mr. White, was not entitled to the floor for the reason that he had previously yielded it.

The President stated that after the call of the yeas and nays on the motion to adjourn, the Chair had recognized Mr. White of Boston and, therefore, the point of order was NOT well taken.

Mr. Sullivan of Abington then arose to a point of order which, being stated, was that House Rule 61 prohibits a member from speaking more than once to the prevention of others.

The President stated that this prohibition does not apply to the member speaking for the reason that he is the member designated by the committee reporting the bill, and, therefore, the point of order is NOT well taken.

Mr. Locke of Wellesley then moved that the item be placed at the end of the calendar, and, on further motion of Mr. Locke, a call of the yeas and nays was ordered on this question.

After debate on the motion to place the item at the end of the calendar, at ten minutes before one o'clock P.M., the President declared the joint session adjourned, pursuant to Special Rule I of the Joint Session, which states: "If the two houses are in joint session ten minutes before the hour of meeting of either branch, the President shall declare an adjournment"; and the Senate proceeded to its Chamber under the escort of the Sergeant-at-Arms.

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Emergency Measure.

The engrossed Bill establishing a sick leave bank for an employee of the District Court Department of the Trial Court (see House, No. 954), 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 32 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 and Resolve.**

Engrossed bills

- Providing criminal penalties for assault and battery on a mentally retarded person (see Senate, No. 107);
- Relative to the certificate of result of analysis of narcotic drugs, poisons, drugs, medicines or chemicals (see Senate, No. 399);
- Clarifying the powers of housing receivers (see Senate, No. 705, amended);
- Relative to the establishment of precincts in the town of Dartmouth (see Senate, No. 1455);
- Relative to the licensing and keeping of dogs in the town of Millis (see Senate, No. 1630);
- Providing for election of a mayor in the city known as the town of Methuen and establishment of limitation of terms of town councillors (see Senate, No. 1739);
- Relative to certain financial provisions for the city of Lawrence (see Senate, No. 1764);
- Establishing a certain funding schedule for retirement system of the city of Melrose (see Senate, No. 1773);
- Exempting the position of director of veterans’ services of the city of Pittsfield from the civil service law (see Senate bill printed as House, No. 5527);
  (Which severally originated in the Senate);
- Directing certain payments to cities and towns by the Massachusetts Port Authority (see House, No. 3441);
- Providing for recall elections in the town of Warwick (see House, No. 5988);
- Providing for the appointment of the treasurer-tax collector in the town of West Bridgewater (see House, No. 6187);
- Relative to the charter of the town of Provincetown (see House, No. 6222);
- Authorizing the State Secretary to issue a certain amended record of marriage (see House, No. 6237); and
- Authorizing the town of Bourne to issue an additional license for the sale of all alcoholic beverages not to be drunk on the premises to Grey Gables Country Market, Inc. (see House, No. 6238);
  (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 Speaker and sent to the Senate.

The engrossed Resolve extending the time within which the special commission established to make an investigation and study of financial services offered to consumers by depository and non-depository institutions shall file its final report and increasing its scope (see Senate, No. 1562) (which originated in the Senate), having
been certified by the Clerk to be rightly and truly prepared for final passage, was passed; and it was signed by the Speaker and sent to the Senate.

**Engrossed Bills — Land Takings.**

Mr. Serra of Boston being in the Chair, — the engrossed Bill changing the harbor lines in Fort Point Channel and authorizing certain structures and fill necessary in connection with the Central Artery/tunnel project to extend beyond established harbor lines in the Fort Point Channel (see House, No. 6171, amended) (which originated in the House), in respect to which the Senate had concurred in adoption of the emergency preamble, 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 (Mr. Voke of Chelsea being in the Chair) 141 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 360 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill relative to the disposition of certain state owned property at the “Ponkapoag outdoor center”, so-called, at the Blue Hills Reservation in the town of Canton (see Senate, No. 1447, amended) (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 132 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 361 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill authorizing the Division of Capital Planning and Operations to lease certain land and improvements to the New Bedford Harbor Development Commission (see Senate, No. 1737, amended) (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 143 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 362 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Nantucket,—
water supply.

Bill enacted
(land taking),—
yea and nay
No. 363.

The engrossed Bill providing for a public water supply in the town of Nantucket (see House, No. 5630) (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.

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 138 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 363 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Shrewsbury,—
easements.

Bill enacted
(land taking),—
yea and nay
No. 364.

The engrossed Bill authorizing the Division of Capital Planning and Operations to grant easements over certain public access boating facility in the town of Shrewsbury (see House, No. 6071) (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.

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 140 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 364 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Belchertown,—
housing
authority.

Bill enacted
(land taking),—
yea and nay
No. 365.

The engrossed Bill relative to the Belchertown housing authority (see House, No. 6218) (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.

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 143 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 365 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.
The engrossed Bill authorizing the town of Foxborough to convey a certain parcel of conservation land (see House, No. 6276, changed and amended) (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.

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 140 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 366 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill authorizing the town of Hudson to convey a certain parcel of park land (see House, No. 6277) (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.

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 143 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 367 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill relative to land in the town of Belchertown (see House, No. 6301) (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.

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 142 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 368 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

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 Bill further regulating the rental voucher program for the Commonwealth until April one, nineteen hundred and ninety-three (House, No. 6169).

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.

Motion to Discharge the Committee on Public Service.

Mr. Walsh of Agawam being in the Chair, — Mr. Businger of Brookline moved that the committee on Public Service be discharged from further consideration of 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.

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

Orders of the Day.

Senate bills
Increasing the amount of income which may be derived from the real and personal property held by the First Congregational Society in the town of Becket (Senate, No. 1599); and
Authorizing the Division of Capital Planning and Operations to convey certain easements to the town of Swampscott in land located in the city of Lynn (Senate, No. 1720) (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, in concurrence.

House bills
Exempting yard sales from the Sunday laws (House, No. 875); Increasing the review period for certain projects upon written request of a municipality (House, No. 1727);
Further regulating adoption agencies (House, No. 5853, changed);
Establishing a sick leave bank for an employee of the Department of Public Works (House, No. 6117); and
Authorizing the Commissioner of the Division of Capital Planning and Operations to convey a certain parcel of land in the city of Springfield to Western New England College (House, No. 6299);
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
Authorizing the town of Whitman to recall elected officials (House, No. 5709);
To transfer control of the treatment center from the Department of Mental Health to the Department of Correction to further protect the public safety and to improve the quality of treatment (printed in House, No. 5903, changed); and

To provide for recall elections in the town of West Boylston (House, No. 6179);

Severally were read a third time.

The committee on Bills in the Third Reading reported, in each instance, asking to be discharged from further consideration of the bills; and the reports were accepted.

The bills then were passed to be engrossed. Severally sent to the Senate for concurrence.

The House Bill authorizing the reinstatement of John J. Balboni as a member of the fire department of the town of Billerica (House, No. 5544) was read a second time; and it was ordered to a third reading.

Subsequently, under suspension of the rules, on motion of Mr. Cangiamila of Billerica, the bill (reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

Senate bills

Relative to the rights of children in certain divorce proceedings (Senate, No. 736);

Authorizing the town of Easton to convey a certain parcel of conservation land to the water division of the department of public works (Senate, No. 1709); and

Further regulating the execution of mortgage discharges and related instruments (printed as House, No. 2939, amended); and

The House Bill relative to inspectors of plumbing, sealers and deputy sealers of weights and measures in the town of Wrentham (House, No. 6350);

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

The House Bill authorizing the Division of Capital Planning and Operations to lease certain property in the city of Boston to the Massachusetts Bay Transportation Authority (House, No. 1403, amended) (its title having been changed by the committee on Bills in the Third Reading) was read a third time.

Said committee reported recommending that the bill be amended by striking out all after the enacting clause and inserting in place thereof the following:

"SECTION 1. The commissioner of capital planning and operations, in consultation with the department of highways, is hereby authorized and directed, notwithstanding the provisions of sections forty F, forty F½ and forty H to forty J, inclusive, of chapter seven of the General Laws to grant a five year lease of a
certain parcel of land now under the care and control of the department of highways to the Massachusetts Bay Transportation Authority [A] without compensation for the parking of vehicles of the personnel of said authority and the personnel and attendees of the University of Massachusetts.

Said parcel is shown on a plan entitled 'Property Plan as prepared by Bryant Associates, Inc. for the Massachusetts Bay Transportation Authority' dated August 22, 1986 and numbered Plan 83331.

SECTION 2. Such leasehold interest shall be upon such terms and conditions as the commissioner, in consultation with the department of highways and the Massachusetts Bay Transportation Authority shall agree; provided, however, that such lease shall be in compliance with Federal Highway Administration regulations governing said premises.

Mr. Brett of Boston then moved that the amendments recommended by the committee on Bills in the Third Reading be amended by striking out [at "A"] the words "without compensation"; and the further amendment was adopted.

The amendments recommended by the committee on Bills in the Third Reading, as amended, then also were adopted; and the bill (House, No. 1403, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill requiring an annual audit of adoption agencies (House, No. 5854) was considered.

After debate on the question on passing the bill to be engrossed, the sense of the House having been ordered taken by yea and nays, at the request of Mrs. Parente of Milford, further consideration thereof was postponed, on motion of the same member, until after disposition of the remaining matters in the Orders of the Day.

The House Bill relative to the carrying or possession of firearms (House, No. 1651, changed) was considered.

After remarks on the question on passing the bill to be engrossed, Messrs. McIntyre of New Bedford, Moore of Uxbridge and Krekorian of Reading moved, there being no objection, that the bill be amended by adding at the end thereof the following paragraph:

"No person having in effect a license to carry firearms issued under section one hundred and thirty-one or section one hundred and thirty-one F of chapter one hundred and forty shall be deemed to be in violation of this section if said person is outside of the jurisdiction of the original licensing authority provided that the possession of the firearm is reasonably within the scope of activity for which the license to carry was granted; and provided further, notwithstanding any law to the contrary, the burden of proving each
and every element of every and any offense cognizable under section ten of chapter two hundred and sixty-nine of the General Laws, shall remain with the Commonwealth at all times, and shall not be shifted, transferred or imposed in any way on a defendant charged under this section.”.

The amendment was adopted; and the bill (House, No. 1651, changed and amended) was passed to be engrossed. Sent to the Senate for concurrence.

The Senate Bill prohibiting bullfighting (Senate, No. 962) was considered.

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 relative to the party enrollment of unenrolled voters at primary elections (House, No. 714, amended) was considered.

Pending the question on concurring with the Senate in its amendment, as amended, further consideration thereof was postponed, on motion of Mr. Moore of Uxbridge, until after disposition of the remaining matters in the Orders of the Day.

The House 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) was read a second time.

The amendments previously recommended by the committee on Ways and Means, — that the bill be amended by striking out, in lines 4 and 5, the words “to Issac William Taylor Post,”; and by inserting after the word “Commission”, in line 7, the words “to an individual or entity”, — were rejected.

The bill (House, No. 2199) then was ordered to a third reading.

**Order.**

An Order (filed this day by Messrs. Lionett of Worcester, Hawke of Gardner and Tarr of Gloucester) relative to the calling of a Joint Session of the two branches of the General Court on January 5, 1993, for the purpose of considering proposals for amendments to the Constitution, was considered.

After debate on the question on adoption of the order, Mr. Krekorian of Reading asked for a count of the House to ascertain if a quorum was present. The Chair (Mr. Voke of Chelsea), having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Subsequently a count showed that 71 members were in attendance. Subsequently the Chair (Mr. Voke) announced that a quorum was present.
After debate on the question on adoption of the order (Mr. Serra of Boston being in the Chair), the sense of the House was taken by yeas and nays, at the request of Mr. Lionett; and on the roll call 67 members voted in the affirmative and 78 in the negative.

[See Yea and Nay No. 369 in Supplement.]

Therefore the order was rejected.

Orders of the Day.

The House Bill for consumer protection through the regulation of the sale and dispensing of hearing aids, the licensing of hearing aid specialists and apprentices (House, No. 5721) was read a second time.

The amendment previously recommended by the committee on Ways and Means, — that the bill be amended by substitution of a bill with the same title (House, No. 6349), — was considered.

Mrs. Rogeness of Longmeadow then moved that the proposed substitute bill be amended by striking out all after the enacting clause and inserting in place thereof the text of a bill entitled: “An Act relative to the Board of Registration for Speech-Language Pathology, Audiology and Hearing Aid Dispensing.”.

After debate on the question on adoption of the further amendment, the sense of the House was taken by yeas and nays, at the request of Mr. Ciampa of Somerville; and on the roll call 30 members voted in the affirmative and 112 in the negative.

[See Yea and Nay No. 370 in Supplement.]

Therefore the further amendment was rejected.

The amendment recommended by the committee on Ways and Means, — that the bill be amended by substitution of a bill with the same title (House, No. 6349), — then was adopted; and the substituted bill was ordered to a third reading.

Recess.

At the hour of five o'clock P.M., on motion of Mr. Brett of Boston (Mr. Walsh of Agawam being in the Chair), the House recessed until a quarter after five o'clock P.M.; and at twenty-eight minutes before six o'clock the House was called to order with Mr. Walsh of Agawam in the Chair.

Report of a Committee.

Mr. Finneran of Boston, for the committee on Ways and Means, on a message from His Honor the Lieutenant-Governor, Acting Governor (House, No. 5843) reports, in part, a Bill relative to providing for capital outlays for the acquisition and upgrading of major information technology systems, and for certain other activities and projects (House, No. 6352), which was read [Bond Issue: $100,000,000.00].

Under suspension of the rules, on motion of Mr. Flaherty of Cambridge, the bill was read a second time forthwith; and it was ordered to a third reading.
Under suspension of the rules, on motion of Mr. Peters of Charlton, the bill (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. Mr. Flaherty moved that this vote be reconsidered; and the motion to reconsider was negatived. Sent to the Senate for concurrence.

Recesses.

At twenty-one minutes after six o'clock P.M., on motion of Mr. Brett of Boston (Mr. Walsh of Agawam being in the Chair), the House recessed until a quarter before seven o'clock P.M.; and at six minutes after seven o'clock the House was called to order with Mr. Walsh of Agawam in the Chair.

The House thereupon, on motion of Mr. Serra of Boston, took a further recess until a quarter after eight o'clock P.M.; and at nineteen minutes after eight o'clock the House was called to order with Mr. Karol of Attleboro in the Chair.

Report of a Committee.

By Mr. Hodgkins of Lee, for the committee on State Administration, on a petition, a Bill facilitating and financing the development of a new criminal detention facility in Middlesex County (House, No. 6327), which was read.

Under suspension of the rules, on motion of Mr. Giglio of Medford, 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, its title having been changed by said committee to read: An Act relative to the financing and development of a new criminal detention facility in Middlesex County.

Pending the question on passing the bill to be engrossed, Messrs. Hodgkins of Lee and Kelly of Dalton moved, there being no objection, that it be amended by substitution of a Bill relative to the financing and development of new criminal detention facilities in Middlesex and Berkshire counties (House, No. 6353), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

Engrossed Bills.

Engrossed bills
Relative to redemption of empty beverage containers (see Senate, No. 1530, amended); and
Increasing the amount of income which may be derived from the real and personal property held by the First Congregational Society in the town of Becket (see Senate, No. 1599);
(Which severally originated in the Senate);
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.
Recess.

At twenty-three minutes before nine o'clock P.M. (Monday, January 4), on motion of Mr. Cabral of New Bedford (Mr. Karol of Attleboro being in the Chair), the House recessed until the hour of eleven o'clock A.M. on Tuesday, January 5, and at that time the House was called to order with the Speaker in the Chair.

Tuesday, January 5, 1993 (at 11:00 o'clock A.M.).

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

Almighty God, with the completion of this legislative year we pause to thank You for the blessings which You have bestowed upon us and for the opportunities of serving both You and constituents. We are grateful, too, for the strength to cope with the challenges of legislating for the people in our pluralistic society with a diversity of political, religious, philosophical and cultural tenets. We have tried and perhaps at times failed to appreciate the suggestions and recommendations of constituents and colleagues. It is our hope that in the great scheme of things our legislative programs have improved the value and quality of life for all people within our borders. We wish good health, peace and happiness for the members who are leaving this institution.

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

At the request of the Speaker, the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Statement Concerning Representative Catjakis of Springfield.

During consideration of the Orders of the Day, Mr. Rohan of Holyoke 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 Catjakis of Springfield, is unable to be present in the House Chamber for today's session due to illness. Any roll calls that he may miss today will be due entirely to the reason stated.

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

Statement Concerning Representative Collaro of Worcester.

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 Collaro of
Worcester, will not be present in the House Chamber for a portion of today's sitting due to a medical appointment. 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.

Resolutions.

Resolutions (filed with the Clerk by Ms. Kerans of Danvers) congratulating John G. VanBobo, Jr., on earning the prestigious rank of Eagle Scout, were referred, under Rule 85, to the committee on Rules.

Mr. Voke of Chelsea, for the committee on Rules, then reported that the resolutions ought to be adopted. Under suspension of Rule 41, 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.

Orders.

An Order (filed this day by Mr. Flaherty of Cambridge) relative to continuing the special committee established to make an investigation and study of lead paint laws (House, No. 6369) was referred, under Rule 85, to the committee on Rules.

Mr. Voke of Chelsea, for the committee on Rules, then reported that the order ought to be adopted. Referred, under Rule 33, to the committee on Ways and Means.

Mr. Finneran of Boston, for the committee on Ways and Means, 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.

The Speaker thereupon announced, under the provisions of the preceding order, the appointment to said committee of Representatives Finneran, Buell of Greenfield, Jordan of Springfield, McDonough of Boston and DeFilippi of West Springfield.

Special Reports.

Reports

Of the Department of Public Health (under Section 20 of Chapter 111 of the General Laws) of its findings and recommendations as a result of an inspection of the Essex County Correctional Facility located in the town of Middleton; Of the Department of Public Health (under Section 20 of Chapter 111 of the General Laws) of its findings and recommendations as a result of an inspection of the Massachusetts Correctional Facility (Cedar Junction) located in the town of Walpole; and Of the Department of Public Health (under Section 20 of Chapter 111 of the General Laws) of its findings and recommendations as a result of an inspection of police lockups in the Commonwealth; Severally sent to the Senate for its information.
Orders of the Day.

The Senate Bill further regulating the adjudication of juveniles charged with murder (Senate, No. 1486), 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.

The Senate Bill further regulating the execution of mortgage discharges and related instruments (printed as House, No. 2939, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time, under suspension of the rules, on motion of Mrs. Kehoe of Dedham; and it was passed to be engrossed, in concurrence.

House bills
Relative to investments and reserves in credit unions (House, No. 21, changed);
Relative to retaining hospital and clinic medical records (House, No. 2442);
Relative to the analysis of narcotic drugs or certain other substances by the Postal Inspection Service of the United States Postal Service for law enforcement purposes (House, No. 2958) (its title having been changed by the committee on Bills in the Third Reading);
Providing for the recall of elected officials in the city of Taunton (House, No. 6275); and
Establishing a board of registration of interior designers (House, No. 6282);
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 relative to inspectors of plumbing, sealers and deputy sealers of weights and measures in the town of Wrentham (House, No. 6350), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time, under suspension of the rules, on motion of Mr. Poirier of North Attleborough; and it was passed to be engrossed. Sent to the Senate for concurrence.

The House 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) was read a third time, under suspension of the rules, on motion of Mr. Thompson of Cambridge.
The committee on Bills in the Third Reading reported asking to be discharged from further consideration of the bill; and the report was accepted.
The bill then was passed to be engrossed. Sent to the Senate for concurrence.
The House Bill to amend certain provisions of the General Laws relating to mechanics liens for labor and materials (House, No. 3383) was read a third time.

The committee on Bills in the Third Reading reported asking to be discharged from further consideration of the bill; and the report was accepted.

The bill then was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill relative to assault and battery on hackney carriage operators (House, No. 3695) was read a third time.

The committee on Bills in the Third Reading reported recommending that the bill be amended by striking out section 2.

The amendment was adopted; and the bill (House, No. 3695, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill further regulating bank accounts of businesses (House, No. 5655) 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 with the same title (House, No. 6359), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

The motion of Mr. Businger of Brookline, that the committee on Public Service be discharged from further consideration of the 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 in said town, was negatived.

Mr. Blanchette of Lawrence, for the committee on Public Service, then reported asking to be discharged from further consideration of the foregoing petition, 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. The petition (accompanied by bill, House, No. 5525) then was sent to the Senate for concurrence in the discharge of the committee.

The House Bill relative to the protection of confidentiality for certain insurance records and reports (House, No. 3037) (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.

Pending the question on passing the bill to be engrossed, Mr. Mara of Brockton moved that it be amended by substitution of a bill with the same title (House, No. 6357), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.
Recess.

At twenty-six minutes before twelve o'clock noon (Tuesday, January 5), the Speaker declared a recess subject to the call of the Chair, there being no objection; and at five minutes after twelve o'clock the House was called to order.

Paper from the Senate.

The House Bill relative to garage keepers liens (House, No. 5353, amended) came from the Senate passed to be engrossed, in concurrence, with an amendment adding at the end thereof the following two sections:

"SECTION 2. Section 4 of chapter 7 of the General Laws, as appearing in the 1990 Official Edition, is hereby amended by adding the following three paragraphs:

Notwithstanding the provisions of any law or regulation to the contrary, any party against whom a state agency initiates an adjudicatory proceeding to determine whether there has been a violation of the laws entrusted to such agency and where a civil penalty payable to the commonwealth of $500 or more for each violation could be assessed against a violator, the party may elect to have the adjudicatory hearing conducted by the division at which hearing the charging agency must prove by clear and convincing evidence the existence of any violation. All testimony in such hearing shall be under oath, and all parties shall have the right to call and examine witnesses, to introduce exhibits, to cross examine witnesses, to submit evidence, to be represented by counsel, and to have such rights enforced by the magistrate.

Within sixty days after the close of the civil penalty adjudicatory proceeding, the magistrate shall publish a written report of his findings and conclusion which shall be based on substantial evidence of record, but shall not make recommendations or findings relative to enforcement orders or penalties. Upon the issuance of such report, the matter shall be referred back to the charging agency for the issuance of a final order consistent with the findings of the magistrate. The charging agency shall not change or disturb the findings of the magistrate.

Any charging agency aggrieved by the report of the magistrate presiding over the civil penalty hearing may seek review of said report in the superior court within thirty days of receiving such report. If the court does not modify, set aside or remand the report to the Division for further evidentiary review, the other party shall be entitled to be reimbursed from the treasury of the commonwealth for reasonable fees and all courts costs incurred by him in the defense of the charges contained in said proceedings. The amount of such reimbursement shall not exceed twenty thousand dollars per person per case. After the charging agency issues its final order, any other party to the proceeding may seek judicial review of the magistrate’s report and the charging agency’s final order in the same manner had the evidentiary hearing been conducted by the charging agency itself under its own laws, regulations, and procedural rules. If a reviewing
court remands the matter for reasons relating to the findings and conclusions of the magistrate’s report, the charging agency shall refer the case back to the division for action consistent with the court’s order.

SECTION 3. Section 1 of chapter 268A of the General Laws, as appearing in the 1990 Official Edition, is hereby amended by striking out, in line 47, the words ‘enactment of general’.”.

Under suspension of the rules, on motion of Mr. Travis of Rehoboth, the amendment was considered forthwith.

The House then non-concurred with the Senate in its amendment; and the bill was returned to that branch endorsed accordingly.

Report of a Committee.

By Mr. Finneran of Boston, for the committee on Ways and Means, on a petition, a Bill relative to public reporting of corporate tax information and analysis of certain tax expenditures (House, No. 6348).

Under suspension of the rules, on motion of the same member, 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 — Land Taking.

The engrossed Bill authorizing the Division of Capital Planning and Operations to convey certain easements to the town of Swampscott in land located in the city of Lynn (see Senate, No. 1720) (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 128 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 371 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

Recesses.

At twenty-five minutes after twelve o’clock noon, on motion of Mr. Moore of Uxbridge (the Speaker being in the Chair), the House recessed until a quarter after one o’clock P.M.; and at that time the House was called to order with Mr. Cox of Lowell in the Chair.

The House thereupon, on motion of motion of Mr. Kennedy of Brockton, took a further recess until half past one o’clock; and at twenty-six minutes before two o’clock the House was called to order with the Speaker in the Chair.
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 1788) of the House Bill improving the administration and management of the judicial system of the Commonwealth (House, No. 6232), reports recommending that the House recede from its non-concurrence with the Senate in its amendment and concur therein with the following further amendment:

By striking out all after the enacting clause and inserting in place thereof the text of House document numbered 6356; and that the Senate concur in the further amendment.

Under suspension of the rules, on motion of Mr. Finneran, the report (having been approved by the committee on Bills in the Third Reading) was considered forthwith; and it was accepted. The same member moved that this vote be reconsidered; and the motion to reconsider was negatived. The report then was sent to the Senate for concurrence.

By Mr. Finneran of Boston, for the committee on Ways and Means, that the Bill relative to conservation restrictions (Senate, No. 1673) ought to pass.

Under suspension of the rules, on motion of Mr. Moore of Uxbridge, 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, its title having been changed by said committee to read: An Act relative to conservation preservation and other restrictions.

By Mr. Finneran of Boston, for the committee on Ways and Means, that the Bill authorizing and directing the Division of Capital Planning and Operations to lease certain property in the town of Granby (Senate, No. 1752) ought to pass.

Under suspension of the rules, on motion of Mr. Petrolati of Ludlow, 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.

The House Bill relative to the membership of the advisory council for the deaf and hard of hearing (House, No. 2294) came from the Senate passed to be engrossed, in concurrence, with an amendment adding at the end thereof the following two sections:

"SECTION 4. Item 2200-0103 of section 2 of chapter 153 of the acts of 1992 is hereby amended by striking out, in line 1, the word 'dredging' and inserting in place thereof the following words: — completing a feasibility assessment.

SECTION 5. The department of medical security is hereby authorized and directed to conduct a study of prescription drug
expense assistance for persons age sixty-five or older receiving 
medicare benefits and whose income is not higher than two hundred 
percent of the federal poverty level and who are not eligible for 
medical assistance pursuant to chapter one hundred and eighteen E 
of the General Laws. Said department shall recommend a sliding 
fee scale, eligibility standards, and application and verification 
programs.

Said department shall recommend a schedule of benefits, 
copayments, covered drugs, covered diagnoses and other 
requirements, and may recommend incentives or requirements for 
the purchase of generic drugs, drugs provided by specified vendors, 
or other requirements to increase the cost effectiveness.

Said department shall report the results of its study by filing the 
same with the clerk of the senate, the joint committee on insurance 
and joint committee on health care and the house and senate 
committees on ways and means within twenty-one days after the 
effective date of this act. Said report shall include recommendations 
and a plan for their implementation.”.

Under suspension of the rules, on motion of Mr. Kollios of 
Millbury, the amendment (reported by the committee on Bills in the 
Third Reading to be correctly drawn) was considered forthwith; and 
it was adopted, in concurrence.

The House Bill authorizing the Division of Capital Planning and 
Operations to grant an easement in certain land located in the town 
of Westminster (House, No. 5815, amended) came from the Senate 
passed to be engrossed, in concurrence, with an amendment striking 
out all after the enacting clause and inserting in place thereof the 
text of Senate document numbered 1771.

Under suspension of the rules, on motion of Mr. Goguen of 
Fitchburg, the amendment was considered forthwith.

The committee on Bills in the Third Reading reported 
recommending that the House concur with the Senate in its 
amendment with a further amendment, by striking out, in lines 11, 
12 and 13, the words “shall be located within the Leominster State 
Forest, located off the northwesterly side of Fitchburg Road and the 
city of Fitchburg municipal boundary” and inserting in place thereof 
the following:

“BEGINNING at the northwesterly corner of land now or 
formerly owned by Oink Oink Realty Trust in the town of 
Westminster and recorded in the Worcester north registry of deeds 
at Book 1503, Page 532; THENCE S 86° 53’ 03” W along the 
property line separating the Town of Westminster from the City of 
Fitchburg for a distance of 1,297.34 feet/or azimuth to land now 
or formerly owned by Joseph H. Catalucci and Herman J. Catalucci, 
as tenants in common; THENCE southerly along said land of Joseph 
H. Catalucci and Herman J. Catalucci and continuing along said 
course for a distance of twenty (20) feet; THENCE S 86° 53’ 03” 
along a course for a distance of 1,293.93 feet/or azimuth/parallel 
to the property line separating the Town of Westminster from the 
City of Fitchburg and continuing along said course until such line 
meets the land now or formerly owned by Oink Oink Realty Trust;
THENCE N 02° 23' 53" W along said land of Oink Oink Realty Trust and continuing along said course for a distance of twenty (20) feet to the point of beginning”. The further amendment was adopted. The House then concurred with the Senate in its amendment, as amended. Sent to the Senate for concurrence in the further amendment.

Quorum.

Mr. Serra of Boston being in the Chair, — Mr. Walsh of Agawam asked for a count of the House to ascertain if a quorum was present. The Chair, 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 (Mrs. Menard of Somerset being in the Chair) 132 members were recorded as being in attendance.

[See Yea and Nay No. 372 in Supplement.]

Therefore a quorum was present.

Engrossed Bills.

The engrossed Bill relative to the membership of the Advisory Council for the Deaf and Hard of Hearing (see House, No. 2294, amended) (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.

The engrossed Bill authorizing the register of deeds of Hampden County to establish a certain pilot program (see House No. 1074, changed and amended) (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.

Pending the question on passing the bill to be enacted, it was recommitted to the committee on Counties on the part of the House, on motion of Miss O'Brien of Easthampton.

Recess.

At eight minutes after three o'clock P.M. (Tuesday, January 5), on motion of Mr. Cox of Lowell (Mrs. Menard of Somerset being in the Chair), the House recessed until half past three o'clock P.M.; and at twenty-six minutes before four o'clock the House was called to order with Mrs. Menard in the Chair.

Paper from the Senate.

The engrossed Bill authorizing the town of Westford to borrow money to update its comprehensive master plan (see House, No. 5755) came from the Senate with an amendment striking out all after the enacting clause and inserting in place thereof the following:
"Notwithstanding the provisions of any general or special law to the contrary, the town of Westford, upon a two-thirds vote of the town meeting, is hereby authorized to borrow for a term of up to five years an amount not to exceed fifty thousand dollars for the purpose of updating its comprehensive master plan under the direction and supervision of the planning board of said town."

Under suspension of Rule 35, on motion of Mr. Hall of Westford, the amendment (reported by the committee on Bills in the Third Reading to be correctly drawn) was considered forthwith; and it was adopted, in concurrence.

**Reports of Committees.**

By Mr. Finneran of Boston, for the committee on Ways and Means, that the Bill relative to record keeping by certain licensees (Senate, No. 1780) ought to pass with an amendment by striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 6358.

Under suspension of Rule 41, on motion of Mr. Finneran, the bill was read a second time forthwith.

The amendment previously recommended by the committee on Ways and Means, — was adopted; and the bill, as amended, was ordered to a third reading.

Under suspension of the rules, on motion of Ms. Walsh of Boston, the bill (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. The bill (Senate, No. 1780, amended) then was sent to the Senate for concurrence in the amendment adopted by the House.

Mr. Finneran of Boston, for the committee on Ways and Means, to whom was referred the Bill further regulating retirement laws (House, No. 5724) reports, in part, a Bill further regulating retirement laws (House, No. 6360), which was read.

Under suspension of the rules, on motion of Mr. Blanchette of Lawrence, 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 Bills.**

Engrossed bills

Exempting the positions of sealer of weights and measures, chief deputy sealer of weights and measures and deputy sealer of weights and measures in the city of Newton from the provisions of the civil service law (see House, No. 5322);

Protecting the Boston Public Garden (see House, No. 5407);

Establishing the position of executive administrator in the town of Dartmouth (see House, No. 6188, changed);

Authorizing the licensing authority of the city of Pittsfield to issue an additional license for the sale of all alcoholic beverages not to
be drunk on the premises to Cozzi, Inc. d/b/a Rufo’s Variety (see House, No. 6279);
Authorizing the licensing authority of the city of Pittsfield to issue a license for the sale of all alcoholic beverages to be drunk on the premises to Truffles and Such, Inc. (see House No. 6280); and
Establishing school based nutrition and childhood hunger relief programs (see House, No. 6336);
(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.

Engrossed Bill — Land Taking.

The engrossed Bill authorizing the town of Easton to transfer control of certain conservation land (see House, No. 5896, changed) (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.

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 138 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 373 in Supplement.]
Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Recess.

At nineteen minutes before five o’clock P.M., on motion of Mr. Draisen of Boston (Mrs. Menard of Somerset being in the Chair), the House recessed until half past five o’clock P.M.; and at twenty-seven minutes before six o’clock the House was called to order with Mr. Serra of Boston in the Chair.

Papers from the Senate.

The engrossed Bill providing that certain teachers shall be credited with service to nonpublic schools (see Senate, No. 1582) came from the Senate with the endorsement that it had been returned to said branch by His Excellency the Governor, in accordance with the provisions of Article LVI of the Amendments to the Constitution, with recommendation of amendment (for message, see Senate, No. 1797); and that the bill had been amended as follows:

In section 1 by striking out, in lines 21, 22 and 23, the words “provided, that no credit shall be allowed and no payment shall be accepted for any service for which the member shall be entitled to receive a retirement allowance from any other nonpublic school system” and inserting in place thereof the words “provided, that no credit shall be allowed and no payment shall be accepted
for any service on account of which the member shall be entitled to receive a retirement allowance or other similar payment from the nonpublic school system, the federal government or any other source”.

Under suspension of Rule 35, on motion of Mrs. Walrath of Stow, the amendment (reported by the committee on Bills in the Third Reading to be correctly drawn) was considered forthwith; and it was adopted, in concurrence.

A Bill providing for a mandatory term of imprisonment for certain drug offenses (Senate, No. 1492) (on Senate, No. 120 and House, Nos. 517, 1075, 2038, 3335 and 4637), passed to be engrossed by the Senate, was read.

Under suspension of the rules, on motion of Mr. McIntyre of New Bedford, 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.

Reports of Committees.

By Mr. Finneran of Boston, for the committee on Ways and Means, that the Bill making certain corrections to a certain retirement allowance (Senate, No. 1568) ought to pass.

Under suspension of the rules, on motion of the same member, 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, its title having been changed by said committee to read: An Act further regulating the retirement allowance for the survivors of Donna Devlin.

By Mr. Finneran of Boston, for the committee on Ways and Means, that the Bill authorizing the Division of Capital Planning and Operations to convey certain parcels of land in the town of North Reading to the town (House, No. 6273) ought to pass.

Under suspension of the rules, on motion of Mr. Krekorian of Reading, 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.

By Mr. Rushing of Boston, for the committee on Local Affairs, on House, No. 6335, a Bill repealing certain procedures for noncriminal disposition of non-motor vehicle offenses (House, No. 6361), which was read.

Under suspension of the rules, on motion of the same member, 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.
By Mr. Blanchette of Lawrence, for the committee on Public Service, on House, No. 6339, a Bill establishing a sick leave bank for certain employees of the Commonwealth (House, No. 6362), which was read.

Under suspension of the rules, on motion of Mr. Coon of Andover, 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 — Land Taking.**

The engrossed Bill authorizing and directing the Division of Capital Planning and Operations to lease certain property in the town of Granby (see Senate, No. 1752) (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 135 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 374 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

**Recess.**

At three minutes after six o'clock P.M. (Tuesday, January 5), on motion of Mr. Correia of Fall River (Mrs. Menard of Somerset being in the Chair), the House recessed until half past seven o'clock P.M.; and at twenty-seven minutes before eight o'clock the House was called to order with the Speaker in the Chair.

**Papers from the Senate.**

The engrossed Bill establishing a funding schedule for the retirement system of the city of Peabody (see House, No. 6043) came from the Senate with an amendment striking out section 1 and inserting in place thereof the following section:

"SECTION 1. Notwithstanding the provisions of subdivision (6A) of section twenty-two of chapter thirty-two of the General Laws, the retirement system of the city of Peabody is hereby deemed to have accepted the provisions of section twenty-two D of said chapter thirty-two; provided, however, that notwithstanding the provisions of the first sentence of subdivision (1) of said section twenty-two D, said retirement system may adopt a funding schedule established under said subdivision (1) of said section twenty-two D which would set forth total annual payments in any of its first six fiscal years which are less in any such year than the total estimated cost of benefits to be paid in such year for such system or for such other assumed liabilities; and provided, further, that said retirement
system shall not be subject to the provisions of paragraph (e) of subdivision (4) of said section twenty-two D.

Under suspension of the rules, on motion of Ms. Kerans of Danvers, the amendment was considered forthwith; and it was adopted, in concurrence.

The Senate Bill authorizing the city known as the town of Methuen to grant a lease with an option to purchase certain land (Senate, No. 1623, changed) came from the Senate with the endorsement that said branch had concurred with the House in its amendment, with a further amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 1693.

Under suspension of Rule 35, on motion of Mr. Rushing of Boston, the further amendment (reported by the committee on Bills in the Third Reading to be correctly drawn) was considered forthwith; and it was adopted, in concurrence.

The House Bill relative to residential long term care services for the elderly (House, No. 6207) came from the Senate passed to be engrossed, in concurrence, with an amendment adding at the end thereof the following two sections:

“SECTION 1. Section 6 of chapter 64H of the General Laws, as appearing in the 1990 Official Edition, is hereby amended by inserting after the word ‘hereunder’, in line 407, the following words: — ; and meals served to a resident in a facility for the aged providing continuing care as described in section seventy-six of chapter ninety-three; meals served to a resident in any assisted living, congregate care, retirement community or other similar entity, however organized, whether conducted for profit or not for profit, which provides housing for the aged or provides housing for persons with special needs who require special support services.

SECTION 5. Section one shall apply to tax years commencing on or after January first, nineteen hundred and eighty.”

Under suspension of the rules, on motion of Mr. Kollios of Millbury, the amendment (reported by the committee on Bills in the Third Reading to be correctly drawn, as changed) was considered forthwith; and it was adopted, in concurrence.

A Bill authorizing the granting of certain easements in the town of Harvard (Senate, No. 1567) (reported on a petition), passed to be engrossed by the Senate, was read [Local Approval Received].

Under suspension of the rules, on motion of Mr. Hall of Westford, 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 Bill relative to certain school department transportation in a town (Senate, No. 1799) (reported on a petition), passed to be engrossed by the Senate, was read.

Under suspension of the rules, on motion of Mr. Cox of Lowell,
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.

Reports of Committees.

Mr. Flaherty of Cambridge, for the committees on Rules of the two branches, acting concurrently, to whom was referred the Order relative to authorizing the committee on State Administration to make an investigation and study of certain Senate and House documents concerning the disposition of state-owned hospital facilities (House, No. 6130), reports, in part, a Bill relative to the development of certain state-owned property at the Boston State Hospital grounds (House, No. 6363), which was read.

Under suspension of the rules, on motion of Mrs. Owens-Hicks 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. Sent to the Senate for concurrence.

By Mr. Finneran of Boston, for the committee on Ways and Means, that the Bill relative to certain insurance coverage for off-label uses of prescription drugs used for the treatment of cancer (Senate, No. 1772, amended) ought to pass with an amendment in section I by inserting after the word “Administration”, in line 21, the words “nor does this section create an exclusionary presumption or inference concerning other appropriate medically accepted indications”.

Under suspension of the rules, on motion of Ms. Buell of Greenfield, the bill was read a second time forthwith.

The amendment previously recommended by the committee on Ways and Means, — then was adopted; and the bill, as amended, was ordered to a third reading.

Under suspension of the rules, on motion of Ms. Buell, the bill (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. The bill (Senate, No. 1772, amended) was sent to the Senate for concurrence in the amendment adopted by the House.

By Mr. Jordan of Springfield, for the committee on Housing and Urban Development, on House No. 5846, a Bill clarifying tenancies after foreclosure of housing units (House, No. 6366), which was read.

Under suspension of the rules, on motion of Mr. Jordan of Springfield, 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.

Pending the question on' passing the bill to be engrossed, Mr. Draisen of Boston moved that it be amended in section I by
inserting after the word "property" at the end thereof, the words ", provided, however, that nothing in this subsection shall prohibit a person who purchases a condominium unit, at a sale subsequent to foreclosure or at any other sale, from terminating the existing lease, provided that said person shall reside in the unit as his principal place of residence, and provided further that said person shall give at least ninety days notification to the tenant residing therein".

The amendment was adopted; and the bill (House No. 6366, amended) was passed to be engrossed. Sent to the Senate for concurrence.

**Engrossed Bills.**

The engrossed Bill providing that certain teachers shall be credited with service to nonpublic schools (see Senate, No. 1582, amended) (which originated in the Senate) (which had been returned by His Excellency the Governor with recommendation of amendment), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be re-enacted, in its amended form; and it was signed by the Speaker and sent to the Senate.

The engrossed Bill improving the administration and management of the judicial system of the Commonwealth (see House, No. 6232, amended) (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. Mr. DiMasi of Boston moved that this vote be reconsidered; and the motion to reconsider was negatived. The bill then was signed by the Speaker and sent to the Senate.

Engrossed bills
Relative to the suppression of bee diseases within the Commonwealth (see House, No. 608);
Relative to garage keepers liens (see House, No. 5353, amended);
Relative to the Massachusetts Housing Finance Agency (see House, No. 5434);
Authorizing the town of Westford to borrow money to update its comprehensive master plan (see House, No. 5755, amended);
Further regulating contracting procedures in the city of Boston (see House, No. 6160); and
Relative to carjacking (see House, No. 6296);
(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 Speaker and sent to the Senate.

Engrossed bills
Further regulating the adjudication of juveniles charged with murder (see Senate, No. 1486);
Providing for a mandatory term of imprisonment for certain drug offenses (see Senate, No. 1492);
Further regulating the retirement allowance for the survivors of Donna Devlin (see Senate, No. 1568);
(Which severally originated in the Senate);
Conforming the General Laws to the Constitutional amendment abolishing the state census (see House, No. 3355, amended);
Relative to the delivery of medicolegal services in the Commonwealth (see House bill printed in House, No. 4622, changed);
Relative to the transfer of lobster licenses (see House, No. 5089, amended);
Relative to residential long term care services for the elderly (see House, No. 6207, amended); and
Relative to the financing and development of new criminal detention facilities in Middlesex and Berkshire counties (see House, No. 6353);
(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.

Engrossed Bills — Land Takings.

Mr. Serra of Boston being in the Chair, — the engrossed Bill authorizing the conservation commission of the town of Norwood to grant a certain utility easement (see Senate, No. 1774, changed and amended) (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 143 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 375 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill authorizing the Division of Capital Planning and Operations to convey to the Massachusetts Bay Transportation Authority certain land in the city of Somerville for the construction of a bridge for eastern route rail over the Mystic River (see House, No. 1407) (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.

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 (Mrs. Menard of Somerset
being in the Chair) 144 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 376 in Supplement.]
Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill authorizing the Division of Capital Planning and Operations to grant an easement in certain land located in the town of Westminster (see House, No. 5815, amended) (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.

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 142 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 377 in Supplement.]
Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill authorizing the town of Saugus to convey certain open-space land (see House, No. 6297, changed and amended) (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.

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 145 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 378 in Supplement.]
Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Emergency Measures.

The Speaker being in the Chair, — the engrossed Bill providing for an early retirement incentive program for certain employees (see House, No. 6203, 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 24 to 0. Sent to the Senate for concurrence.

Subsequently (Mrs. Menard of Somerset being in the Chair), the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) (which had been returned Westminster, land. Bill enacted (land taking),— yea and nay No. 377. Saugus,— open-space land. Bill enacted (land taking),— yea and nay No. 378. Municipal and county employees,— retirement incentive. Bill re-enacted.
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 Speaker being in the Chair,—the engrossed Bill further regulating employment and encouraging the siting of certain federal facilities in the Commonwealth (see House, No. 6352), 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 23 to 0. Sent to the Senate for concurrence.

Subsequently (Mrs. Menard of Somerset being in the Chair), the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) 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 “loan” bill as defined by Section 3 of Article LXII of the Amendments to the Constitution); and on the roll call 143 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 379 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

**Motion to Suspend Rule 1A.**

The Chair (Mrs. Menard of Somerset) then interrupted the pending business and placed before the House the question on suspension of Rule 1A in order that the House might continue to meet beyond the hour of ten o’clock P.M.

On the question on suspension of Rule 1A, the sense of the House was taken by yeas and nays, as required under the provision of said rule; and on the roll call (Mr. Serra of Boston being in the Chair) 123 members voted in the affirmative and 14 in the negative.

[See Yea and Nay No. 380 in Supplement.]

Therefore Rule 1A was suspended.

**Papers from the Senate.**

The House Bill providing for the licensing and regulation of check cashers (House, No. 2936, changed) came from the Senate passed to be engrossed, in concurrence, with the following amendments:

In section 1 striking out lines 72 to 77, inclusive; and inserting after the word “business”, in line 205, the following sentence: “Copies of reports of such examinations of any licensee shall be furnished to such licensee for his use only and shall not be exhibited to any other person, organization or agency; provided, however, that the commissioner may, upon the request of a law enforcement agency
made in the course of its official duties, provide copies of such reports to any such law enforcement agency.

"; and by inserting after the word "year.", in line 219, the following sentence: Such reports shall not be exhibited to any other person, organization or agency; provided, however, that the commissioner may, upon the request of a law enforcement agency made in the course of its official duties, provide copies of such reports to any such law enforcement agency.

Under suspension of the rules, on motion of Mr. Brett of Boston, the amendments were considered forthwith; and they were adopted, in concurrence.

The House Bill relative to the protection of condominium residents (House, No. 6074, amended) came from the Senate passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 1802.

Under suspension of the rules, on motion of Mr. Jordan of Springfield, the amendment was considered forthwith; and it was adopted, in concurrence.

The House Bill relative to severance pay and unemployment benefits (House, No. 6219, amended) came from the Senate passed to be engrossed, in concurrence, with an amendment inserting after section 2 the following three sections:

"SECTION 1. Clause (a) of section 1 of chapter 151A of the General Laws, as amended by section 6 of chapter 26 of the acts of 1992, is hereby further amended by striking out, in lines 1 and 2, the words 'January first' and inserting in place thereof the following words: — October third.

SECTION 4. Section 30 of chapter 26 of the acts of 1992 is hereby amended by striking out the second paragraph as amended by section 3 of chapter 118 of the acts of 1992, and inserting in place thereof the following paragraph: —

Said commission shall report to the General Court the results of its investigation and study and its recommendations, if any, together with drafts of legislation to carry its recommendations into effect, by filing the same with the clerk of the house of representatives on or before the first Wednesday in July, nineteen hundred and ninety-three.

SECTION 3. The first paragraph of said section 30 of said chapter 26 is hereby amended by striking out, in line 5, the word 'five' and inserting in place thereof the word: — ten, — and by adding the following sentence: The Governor shall also appoint to the special commission a member of the Worker Center of the Chinese Progressive Association.

Under suspension of rules, on motion of Mr. Bosley of North Adams, the amendment (reported by the committee on Bills in the Third Reading to be correctly drawn, as changed) was considered forthwith; and it was adopted, in concurrence.
The House Bill providing for the executive office of health and human services facility consolidations (House, No. 6302, amended) came from the Senate passed to be engrossed, in concurrence, with the following amendment:

Striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 1800, amended as follows:

Inserting after section 3 the following section:

"SECTION 3A. In instances where the facilities consolidation program rules would preclude the use of federal funds that will assist in meeting the goals of the facilities consolidation program, the secretary of communities and development is hereby authorized to modify, waive or negotiate such modifications to said rules as may be required to allow the use of said federal funds, so long as the interests of the commonwealth remain protected.", and

Inserting after section 29A the following section:

"SECTION 29B. Section 1. Section twenty-five C of chapter one hundred eleven of the General Laws is hereby amended by inserting the following after the first paragraph thereof:

No person or agency of the commonwealth or any political subdivision thereof shall provide an innovative service or use a new technology, as such terms are defined in section twenty-five B, in any location other than in a health care facility, as such term is defined in section twenty-five B, unless the person or agency first is issued a determination of need therefor by the department.

Section 2. Section twenty-five C of chapter one hundred eleven of the general laws is hereby further amended by inserting the following on line 44, as appearing in the 1990 official edition, after the word 'equipment': other than equipment used to provide an innovative service or which is a new technology, as such terms are defined in section twenty-five B,

Section 3. Section twenty-five C of chapter one hundred eleven of the general laws is hereby further amended by deleting the third sentence of the second paragraph thereof, which was added by section 15 of chapter 495 of the Acts of 1991.

Section 4. Section twenty-five C of chapter one hundred eleven of the general laws is hereby further amended by deleting, in the third paragraph thereof, from lines 54-58, as appearing in the 1990 official edition, the words 'or if the department' through 'irregular basis,' and by deleting the last sentence of such paragraph, as appearing on lines 59-66 of the 1990 official edition.

Section 5. Subparagraph 3(c) of section twenty-five C½ of chapter one hundred eleven is hereby amended by deleting, from lines 88-91, as appearing in the 1990 official edition, the words 'or if the department' through 'irregular basis' and by deleting the last sentence of such paragraph, as appearing on lines 92-99 of the 1990 official edition.

Section 6. Notwithstanding the provisions of any general or special law to the contrary, any person which, on and before December 15, 1992, has provided an innovative service or used a
new technology, as such terms are defined in section twenty-five B, under the solo or group practice exclusion from the definition of 'clinic' contained in section fifty-two of chapter one hundred eleven of the general laws, may continue to do so without obtaining a determination of need from the department of public health. Notwithstanding the foregoing, no such person may implement an addition, expansion, conversion, transfer of site or transfer of ownership, as such terms are defined in sections twenty-five B through twenty-five G of chapter one hundred eleven of the general laws, and the regulations promulgated thereunder, unless such person is first issued a determination of need or other required approval therefor by the department of public health.

Section 7. Section 62 of chapter 495 of the acts of 1991 is hereby repealed.

Section 8. Section twenty-five B of chapter one hundred eleven is hereby amended by adding, after the semicolon appearing in line 109 of the 1990 official edition, the following:— provided, however, that expenditures for, or the acquisition of, any replacement of medical, diagnostic or therapeutic equipment defined as new technology or innovative services for which a determination of need has issued or which was exempt from determination of need, shall not require a determination of need and shall not be included in the calculation of the expenditure minimum; and

Section 9. Sections one through eight of this act shall take effect on September 1, 1992.”.

Under suspension of the rules, on motion of Mr. O'Sullivan of Worcester, the amendment was considered forthwith.

Mr. Finneran of Boston then moved that the House concur with the Senate in its amendment with a further amendment by striking out all after the enacting clause and inserting in place thereof the text of House document numbered 6364. The further amendment was adopted.

The House then concurred with the Senate in its amendment, as amended. Sent to the Senate for concurrence in the further amendment.

A Bill establishing the small business capital access program, an export finance program, and amending the investment tax credit (Senate, No. 1801, amended by striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 1803) (reported, in part, on House, No. 6341), passed to be engrossed by the Senate, was read.

Under suspension of the rules, on motion of Mr. Bosley of North Adams, the bill was read a second and a third time forthwith.

Pending the question on passing the bill to be engrossed, the same member moved that it be amended by striking out all after the enacting clause (inserted by amendment by the Senate) and inserting in place thereof the text of House document numbered 6367).

The amendment was adopted; and the bill (Senate, No. 1801,
amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment adopted by the House.

**Reports of Committees.**

By Mr. Finneran of Boston, for the committee on Ways and Means, that the Bill relative to the North East Solid Waste Committee (Senate, No. 1758, changed and amended) ought to pass with an amendment by striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 6368.

Under suspension of Rule 41, on motion of Mr. Marzilli of Arlington, the bill was read a second time forthwith.

The amendment previously recommended by the committee on Ways and Means, — then was adopted; and the bill, as amended, was ordered to a third reading.

Under suspension of the rules, on further motion of Mr. Marzilli, the bill was read a third time.

The committee on Bills in the Third Reading reported asking to be discharged from further consideration of the bill; and the report was accepted.

The bill (Senate, No. 1758, changed and amended) then was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment adopted by the House.

By Mr. Finneran of Boston, for the committee on Ways and Means, that the 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) ought to pass with an amendment substituting therefor a bill with the same title (House, No. 6365).

Under suspension of Rule 41, on motion of Mr. Pacheco of Taunton, the bill was read a second time forthwith.

The amendment previously recommended by the committee on Ways and Means, — then was adopted; and the substituted bill, as amended, was ordered to a third reading.

Under suspension of the rules, on further motion of Mr. Pacheco, the bill (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. The bill (House, No. 6365) then was sent to the Senate for concurrence.

By Mr. Finneran of Boston, for the committee on Ways and Means, on a petition of Michael W. Merrill and others, a Bill authorizing the town of Brookline to appoint Kevin Fallon a permanent police officer (House, No. 5525), which was read [Local Approval Received].

Under suspension of Rule 41, on motion of Mr. Draisen of Boston, the bill was read a second time forthwith; and it was ordered to a third reading.

Under suspension of the rules, on motion of Mr. Businger of Brookline, the bill was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.
By Mr. Finneran of Boston, for the committee on Ways and Means, that the Bill authorizing the Commissioner of the Division of Capital Planning and Operations to acquire certain parcels of land in the towns of Kingston and Plymouth (House, No. 5851) ought to pass with certain amendments in section 1 by striking out, in line 4, the following: "to forty J" and inserting in place thereof the following: "through forty J, inclusive,"; and by adding at the end thereof the following section:

"SECTION 3. Notwithstanding the provisions of any general or special law to the contrary, the costs incurred by the commonwealth for the highway use described above in section one shall not exceed one hundred thousand dollars."

Under suspension of Rule 41, on motion of Mr. Kraus of Kingston, the bill was read a second time forthwith.

The amendments previously recommended by the committee on Ways and Means, — then were adopted; and the bill, as amended, was ordered to a third reading.

Under suspension of the rules, on motion of Mr. Kraus, the bill (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. The bill (House, No. 5851, amended) then was sent to the Senate for concurrence.

By Mr. Scaccia of Boston, for the committee on Taxation, on a petition, a Bill removing restrictions on taxing Namibian gold or silver tender (House, No. 5916). Read; and referred, under Rule 33, to the committee on Ways and Means.

Emergency Measures.

The engrossed Bill relative to public reporting of corporate tax information and analysis of certain tax expenditures (see House, No. 6348), 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 52 to 1. 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 Speaker being in the Chair, — the engrossed Bill authorizing the Division of Capital Planning and Operations to lease certain property in the city of Boston to the Massachusetts Bay Transportation Authority (see House, No. 1403, 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 24 to 0. Sent to the Senate for concurrence.

Subsequently (Mrs. Menard of Somerset being in the Chair), the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) 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 136 members voted in the affirmative and 1 in the negative.

[See Yea and Nay No. 381 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Engrossed Bills and Resolve.

The Speaker being in the Chair, —

Engrossed bills

Relative to certain insurance coverage for off-label uses of prescription drugs used for the treatment of cancer (see Senate, No. 1772, amended);

Further regulating the execution of mortgage discharges and related instruments (see Senate bill printed as House, No. 2939, amended);

(Which severally originated in the Senate);

Establishing a funding schedule for the retirement system of the city of Peabody (see House, No. 6043, amended);

Relative to the protection of condominium residents (see House, No. 6074, amended);

Exempting the position of town accountant in the town of Randolph from the provisions of the civil service law (see House No. 6215);

Exempting the position of police chief in the town of Randolph from the provisions of the civil service law (see House, No. 6216);

Designating a certain bridge in the town of Templeton as the Second Lt. William D. Ordway/Vietnam Veterans Memorial Bridge (see House, No. 6274, changed); and

Relative to the proceeds of certain bonds in the town of Brewster (see House, No. 6314);

(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 Speaker and sent to the Senate.

Mrs. Menard of Somerset being in the Chair, —

Engrossed bills

Providing for the creation and operation of business improvement districts (see Senate, No. 1573, amended) (which originated in the Senate);

Relative to certain school department transportation in a town (see Senate, No. 1799);
Requiring a report of carbon dioxide emissions from power generating facilities (see House, No. 3628);
Authorizing the town of Whitman to recall elected officials (see House, No. 5709);
Relative to the stabilization fund of the town of Southampton (see House, No. 5941);
Establishing a water privilege fee in the town of Merrimac (see House, No. 5942);
Further regulating the Liquor Liability Joint Underwriting Association (see House, No. 5962);
Relative to reduction in rank for employees of the police force in the city of Quincy (see House, No. 6062, changed); and
To provide for recall elections in the town of West Boylston (see House, No. 6179);
(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.

The engrossed Resolve in favor of Pacita Bradford and Pearl Jackson-Holder (see House, No. 2583) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed; and it was signed by the acting Speaker and sent to the Senate.

Engrossed Bills — Land Takings.

The engrossed Bill relative to the conveyance of a certain parcel of land in the town of Barnstable (see House, No. 5937) (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.

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 (the Speaker being in the Chair) 132 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 382 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

The engrossed Bill authorizing the granting of certain easements in the town of Harvard (see Senate, No. 1567) (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 133 members voted in the affirmative and 1 in the negative.

[See Yea and Nay No. 383 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

The engrossed Bill authorizing the town of Mashpee to convey a certain parcel of conservation land (see House, No. 6240) (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.

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 132 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 384 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

Emergency Measures.

The engrossed Bill providing for the licensing and regulation of check cashers (see House, No. 2936, changed and 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 39 to 0. Sent to the Senate for concurrence.

Charles McPherson,—
sick leave bank.

The engrossed Bill establishing a sick leave bank for an employee of the Department of Public Works (see House, No. 6117), 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 40 to 0. Sent to the Senate for concurrence.

Unemployment benefits.

The engrossed Bill relative to severance pay and unemployment benefits (see House, No. 6219, 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 31 to 0. Sent to the Senate for concurrence.
The engrossed Bill providing for the Executive Office of Health and Human Services Facility Consolidations (see House, No. 6302, 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 41 to 0. Sent to the Senate for concurrence.

Engrossed Bills.

The engrossed Bill further regulating retirement laws (see House, No. 6360) (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.

The engrossed Bill establishing the small business capital access program, an export finance program, and amending the investment tax credit (see Senate, No. 1801, amended) (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.

The Speaker then announced that the hour of midnight had arrived and that, under the provisions of Article X of the Amendments to the Constitution which provides that “the general court shall be dissolved on the day next preceding the first Wednesday of January, without any proclamation or other act of the Governor”, the House could not further act legally until it convened in the first annual session of the next General Court, on Wednesday, January 6, 1993. He therefore declared an adjournment of the House.

Attest:

ROBERT E. MACQUEEN, Clerk.

[P.S. During the Session 311 Acts and 3 Resolves received Executive approval: His Excellency returned 8 Acts with his objections thereto in writing; and 4 Acts were passed over his vetoes. 13 Acts became law without Executive approval. 1 Act became law under the provisions of Article LXXXVII of the Amendments to the Constitution; and 2 Acts became law by the will of the people at the state election (under the provisions of Article XLVIII of the Amendments to the Constitution). Of the 91 Acts which had not received the Governor’s approbation at the time the General Court was dissolved, 83 Acts were later signed by His Excellency.]
ADDENDA
TO
REGULAR SESSION
1992
Communications.

The following communications (filed in the office of the Clerk under the provisions of Section 105(a)(1) of P.L. 97-300-Federal Job Training Partnership Act) were placed on file:

Communication from the Berkshire Training and Employment Program submitting a copy of the employment and training plan for the Berkshire County service delivery area for the fiscal years 1993 and 1994 (April, 1992);

Communication from the Economic Development and Industrial Corporation of Boston submitting a copy of the employment and job training plan for the service delivery area for the fiscal years 1993 and 1994 (April, 1992) [including a summary submitted in March, 1992];

Communication from the Bristol County Training Consortium submitting a copy of the employment and job training plan for the Bristol County service delivery area for the fiscal years 1993 and 1994 (April, 1992) [including a summary submitted in March, 1992];

Communication from the Brockton Area Private Industry Council, Inc., submitting a copy of the employment and job training plan for the service delivery area for the fiscal years 1993 and 1994 (April, 1992) [including a summary submitted in March, 1992];

Communication from Employment Resources, Inc., submitting a copy of the employment and job training plan for the Metro North service delivery area for the fiscal years 1993 and 1994 (April, 1992) [including a summary submitted in February, 1992];

Communication from the Franklin/Hampshire Employment and Training Consortium submitting a copy of the employment and training plan for the service delivery area for the fiscal years 1993 and 1994 (April, 1992) [including a summary submitted in March, 1992];

Communication from the Private Industry Council & Regional Employment Board of Hampden County, Inc., submitting a copy of the employment and job training plan for the Hampden County service delivery area for fiscal years 1993 and 1994 (April, 1992) [including a summary submitted in March, 1992];

Communication from the Greater Lowell Private Industry Council, Inc., submitting a copy of the employment and training plan for the Northern Middlesex service delivery area for fiscal years 1993 and 1994 (April, 1992) [including a summary submitted in March, 1992];

Communication from the Lower Merrimack Valley Private Industry Council submitting a copy of the employment and job training plan for the service delivery area for fiscal years 1993 and 1994 (April, 1992) [including a summary submitted in March, 1992];
Communication from the Metro South/West Employment & Training Administration submitting a copy of the employment and training plan for the service delivery area for the fiscal year 1993 (April, 1992);

Communication from the Job Training and Employment Corporation submitting a copy of the employment and job training plan for the New Bedford, Cape and Islands service delivery area for the fiscal years 1993 and 1994 (April, 1992) [including summaries submitted in March, 1992];

Communication from the North Central Massachusetts Regional Employment Board, Inc., submitting a copy of the employment and job training plan for the Northern Worcester County service delivery area for the fiscal years 1993 and 1994 (April, 1992) [including a summary submitted in March, 1992];

Communication from the North Shore Regional Employment Board submitting a copy of the employment and job training plan for the service delivery area for fiscal years 1993 and 1994 (April, 1992) [including a summary submitted in March, 1992];

Communication from the South Coastal Career Development Administration submitting a copy of the employment and job training plan for the service delivery area for the fiscal years 1993 and 1994 (April, 1992) [including a summary submitted in March, 1992]; and

Communication from the City Manager’s Office of the city of Worcester submitting a copy of the employment and training plan for the Southern Worcester County service delivery area for fiscal years 1993 and 1994 (April, 1992).

The following communications (received in the office of the Clerk) were placed on file:

Communication from Dean L. Johnson, the Clerk of the Ohio House of Representatives, transmitting a copy of a resolution adopted by the General Assembly, as follows:

“Memorializing Congress to review the provisions of the Social Security Act known as the Social Security Offset and Windfall.” (June, 1992); and

Communication from the Superintendent of Schools of the town of Uxbridge relative to a contract between the school committee of said town and the American Federation of State, County and Municipal Employees, AFL-CIO, Council 93 and Local 1709 (March, 1992).

Report.

The following report (filed in the office of the Clerk) was placed on file: