Tuesday, June 2, 1992.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mrs. Menard of Somerset in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

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

God, our Creator, we pause for a moment of prayerful recollection to turn our thoughts and open our minds to Your love. In Your goodness, help us to remain faithful to You, Your values and the principles which You have made known to us. During these difficult economic and political times, inspire us to be leaders who unite people in seeking the common good and pursuing sensible courses. May we build trust in each other and hope in the future.

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

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

Resolutions.

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

Resolutions (filed by Mr. Connolly of Everett) congratulating the city of Everett on the occasion of its one hundredth anniversary as a city;

Resolutions (filed by Mr. Goguen of Fitchburg) commending Deputy Chief Kevin D. Roy of the Fitchburg Fire Department for heroism; and

Resolutions (filed by Mr. Sullivan of Abington) honoring Melissa Shaffer;

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

Petition.

Ms. Bump of Braintree presented a petition (subject to Joint Rule 12) of Suzanne M. Bump and Paul D. Harold (by vote of the town) for legislation to establish a retirement system funding schedule for the town of Braintree retirement system; and the same was referred, under Rule 24, to the committee on Rules.

Mrs. Menard of Somerset, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then
reported recommending that Joint Rule 12 be suspended. Under suspension of Rule 42, on motion of Ms. Bump, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service. Sent to the Senate for concurrence.

Papers from the Senate.

A Bill to further encourage racing in the Commonwealth of Massachusetts (Senate, No. 1598) (reported on Senate, No. 1575 and on House, No. 1001), passed to be engrossed by the Senate, was read.

Under suspension of the rules, on motion of Mr. Walsh of Agawam, the bill was read a second time forthwith.

Pending the question on ordering the bill to a third reading, further consideration thereof was postponed, on further motion of the same member, until the next sitting, and specially assigned to the hour of one o'clock P.M.

Bills

Clarifying the possession of alcohol by minors (Senate, No. 184) (reported on a petition);

Relative to theft of gas and electricity (Senate, No. 391) (reported on a petition);

Regulating the use of anabolic steroids (Senate, No. 450) (reported on a petition);

Exempting elder care facilities from certain zoning requirements (Senate, No. 882) (reported on a petition);

Prohibiting the sale of certain cleaning products containing phosphorus (Senate, No. 931) (reported on a petition);

Further regulating the revocation of a license or right to operate a motor vehicle (Senate, No. 1031) (reported on a petition);

Exempting the office of chief of police in the city of Melrose from the provisions of the civil service law (Senate, No. 1478) (reported on a petition) [Local Approval Received];

Relative to the Millers Falls Fire and Water District (Senate, No. 1507) (reported on a petition);

Establishing a certain funding schedule for the city of Everett retirement system (Senate, No. 1522) (reported on Senate, No. 1453) [Local Approval Received] [Representative Evans of Wayland dissenting];

Establishing a funding schedule for the town of Natick contributory retirement system (Senate, No. 1531) (reported on Senate, No. 1433) [Local Approval Received];

Relative to the merger of savings banks and cooperative banks with credit unions (Senate, No. 1564) (reported on House, Nos. 1629, 3491, 4404 and 4405); and

Relative to civil service placement for Stephen J. Ridge (printed as House, No. 5460) (reported on Senate, No. 1126 and House, Nos. 3080 and 5460) [Local Approval Received];

Severally passed to be engrossed by the Senate, were read; and they were placed in the Orders of the Day for the next sitting for a second reading.
Petitions were referred, in concurrence, under suspension of Joint Rule 12, as follows:

Petition (accompanied by bill, Senate, No. 1611) of Edward Dinis for legislation relative to certain games of chance. To the committee on Government Regulations.

Petition (accompanied by bill, Senate, No. 1612) of William R. Keating for legislation to improve access to educational psychologists services. To the committee on Insurance.

Petition (accompanied by bill, Senate, No. 1613) of Frederick E. Berry and Raymond A. Jordan, Jr., for legislation to provide an early retirement incentive program for employees of the Massachusetts Housing Finance Agency;

Petition (accompanied by bill, Senate, No. 1614) of Walter J. Boverini and Douglas W. Petersen (by vote of the town) for legislation to exempt the position of field coordinator in the department of public works in the town of Swampscott from the provisions of civil service law;

Petition (accompanied by bill, Senate, No. 1615) of Walter J. Boverini and Douglas W. Petersen (by vote of the town) for legislation to exempt the position of head custodian in the administrative building in the town of Swampscott from the provisions of the civil service law;

Petition (accompanied by bill, Senate, No. 1616) of William Q. MacLean, Jr., Joseph B. McIntyre, Antonio F. D. Cabral and Robert M. Koczera (with the approval of the mayor and city council) for legislation relative to pension funding for the city of New Bedford; and

Petition (accompanied by bill, Senate, No. 1617) of Charles E. Shannon, Vincent P. Ciampa and Anthony P. Giglio (with the approval of the mayor and city council) for legislation to establish a funding schedule for the city of Medford retirement system;

Severally to the committee on Public Service.

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 7B be suspended on the petition of Eric Turkington and another that the town of Nantucket be authorized to construct a channel from each of its great ponds to the ocean. Under suspension of Rule 42, on motion of Mr. Connolly of Everett, the report was considered forthwith. Joint Rule 7B was suspended; and the petition (accompanied by bill) was referred to the committee on Local Affairs. Sent to the Senate for concurrence.

By Mrs. Menard of Somerset, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of Jennifer L. Miller and Edward G. Connolly relative to the use of alternative fuels in the operation of motor vehicles. To the committee on Energy.
Petition (accompanied by bill) of Eric Turkington and Henri S. Rauschenbach (by vote of the town) for legislation to authorize the town of Chilmark to convey an interest in certain conservation land in said town to the Martha’s Vineyard land bank;

Severally to the committee on Local Affairs.

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

By Mr. Serra of Boston, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the petition of Joan M. Menard relative to creditable service for retirement purposes for unpaid elected members of school committees. Under suspension of Rule 42, on motion of Mr. Connolly of Everett, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service. Sent to the Senate for concurrence.

By Miss O’Brien of Easthampton, for the committee on Counties on the part of the House, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 1074) of Anthony M. Scibelli and Linda J. Melconian for legislation to authorize the register of deeds of Hampden County to establish a certain pilot program, — and recommending that the same be referred to the committee on Ways and Means. Under Rule 42, the report was considered forthwith; and it was accepted.

By Mr. Brett of Boston, for the committee on Banks and Banking, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 5650) of Marian Walsh relative to the licensing and regulation of check cashers;

By Mr. Caron of Springfield, for the committee on Public Safety, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 4569) of John A. Businger for legislation to regulate the record keeping of crimes involving the use of handguns; and

By Mr. Hodgkins of Lee, for the committee on State Administration, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 2720) of John C. Bradford and other members of the House for legislation to require legislative approval for all fees established by the Secretary of Administration;

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

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

By Mr. Caron of Springfield, for the committee on Public Safety, on Senate, Nos. 988 and 1029 and House, Nos. 71, 2863, 5096 and
5097, an Order relative to authorizing the committee on Public Safety to make an investigation and study of certain Senate and House documents concerning the Criminal Justice Training Council and other related law enforcement matters (House, No. 5740).

By the same member, for the same committee, on Senate, No. 1038 and House, Nos. 2134, 2527 and 2927, an Order relative to authorizing the committee on Public Safety to make an investigation and study of certain Senate and House documents regulating the use of all-terrain vehicles and the establishment of off-street parking spaces for bicycles (House, No. 5741).

By the same member, for the same committee, on House, Nos. 413, 1011, 1563, 1762, 2532, 3074, 3255, 3427, 3771 and 5202, an Order relative to authorizing the committee on Public Safety to make an investigation and study of certain House documents concerning bullet-proof vests for police officers, breathing apparatus for fire fighters, regional lock-up facilities and other related matters (House, No. 5742).

By the same member, for the same committee, on House, Nos. 1189, 2136, 2137 and 4566, an Order relative to authorizing the committee on Public Safety to make an investigation and study of certain House documents regulating restraint devices for passengers in motor vehicles and school buses (House, No. 5743).

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

By Mr. Caron of Springfield, for the committee on Public Safety, that the recommitted Bill relative to driving under the influence of alcohol by minors (House, No. 3250) ought to pass. Placed in the Orders of the Day for the next sitting, the question being on ordering the bill to a third reading.

By Mr. Brett of Boston, for the committee on Banks and Banking, on House, Nos. 9 and 13, a Bill relative to the reorganization of state-chartered stock banks (House, No. 13).

By the same member, for the same committee, on House, Nos. 9 and 19, a Bill relative to the approval of certain mergers or acquisitions by the Commissioner of Banks (House, No. 19).

By Ms. Bump of Braintree, for the committee on Commerce and Labor, on House, Nos. 42 and 55, a Bill relative to anti-freeze sales (House, No. 55).

By the same member, for the same committee, on House, Nos. 137 and 138, a Bill relative to the Occupational Blood Lead Registry (House, No. 138, changed in section 2 by striking out, in line 2, the words “and third sentences” and inserting in place thereof the word “sentence”; by striking out, in line 3, the word “fifth” and inserting in place thereof the word “fourth”; and also in line 3 by striking out the word “sixth” and inserting in place thereof the word “fifth”).

By the same member, for the same committee, on a petition, a Bill relative to transient vendor licenses (House, No. 499).

By the same member, for the same committee, on a petition, a Bill relative to disclosure of automobile bumper quality (House, No. 1463).
By the same member, for the same committee, on a petition, a Bill relative to health spas (House, No. 2606).

By the same member, for the same committee, on a petition, a Bill relative to the cancellation of dating services contracts (House, No. 2607, changed by striking out the sentence contained in lines 27 to 30, inclusive).

By the same member, for the same committee, on a petition, a Bill relative to the power of the Pocumtuck Valley Memorial Association (House, No. 5481).

By the same member, for the same committee, on Senate, Nos. 27 and 82 and House, Nos. 1422, 2593, 3329 and 5153, a Bill further regulating the solicitation of charitable funds (House, No. 5737).

By Mr. Roosevelt of Boston, for the committee on Education, Arts and Humanities, on a petition, a Bill relating to the dissolution of the Plymouth-Carver Regional School District (House, No. 530).

By Mrs. Cleven of Chelmsford, for the same committee, on a petition, a Bill relative to the tuitioning of students on basis of prior residency (House, No. 1656).

By Mr. Moore of Uxbridge, for the committee on Election Laws, on a petition, a Bill further regulating the deadline for filing nomination papers (House, No. 4078) [Representatives Lionett of Worcester and Tarr of Gloucester dissenting].

By Mr. Moore of Uxbridge, on a petition, a Bill further regulating the deadline for filing nomination papers (House, No. 4078) [Representatives Lionett of Worcester and Tarr of Gloucester dissenting].

By the same member, for the same committee, on a petition, a Bill authorizing the town of Whitman to recall elected officials (House, No. 5709) [Local Approval Received].

By Mr. Walsh of Agawam, for the committee on Government Regulations, on House, Nos. 152, 159, 160, 161, 162, 1678 and 2990, a Bill further regulating the operation of the game commonly called Beano (House, No. 5738).

By Ms. Buell of Greenfield, for the committee on Health Care, on a petition, a Bill to restrict smoking in certain public places (House, No. 1494).

By Mr. Kollios of Millbury, for the committee on Human Services and Elderly Affairs, on House, Nos. 271 and 274, a Bill relating to privileged communications between social workers and clients (House, No. 274).

By Mr. Rushing of Boston, for the committee on Local Affairs, on a petition, a Bill relative to certain school bonds to be issued by the city of Haverhill (House, No. 5519) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill authorizing the town of Cummingston to pay certain unpaid bills (House, No. 5520) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill authorizing the city of Boston to use certain park land in the city of Boston for the relocation of and the addition to a certain building to be used as a visitor information center (House, No. 5523) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill authorizing the city of Springfield to convey certain land located on Berkshire Avenue to Greater Springfield Habitat for Humanity, Incorporated (House, No. 5524) [Local Approval Received].
By the same member, for the same committee, on a petition, a Bill providing for the establishment of a special trust fund by the town of Tisbury (House, No. 5609) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill relative to the position of town manager in the town of Hull (House, No. 5636) [Local Approval Received].

By the same member, for the same committee, on House, No. 5522, a Bill authorizing any city or town to establish a special fund for the celebration of its settlement or incorporation (House, No. 5739) [Local Approval Received].

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

By Ms. Buell of Greenfield, for the committee on Health Care, ought NOT to pass, on the petition (accompanied by bill, House, No. 5049) of Douglas W. Stoddart and another for legislation to further regulate the imposition of billing fees by hospitals.

By Mr. Mara of Brockton, for the committee on Insurance, ought NOT to pass, on the petition (accompanied by bill, House, No. 574) of Jeffery J. Hayward, other members of the House and others for legislation to require the Commissioner of Insurance to announce increases in the Medicare supplementary insurance rates.

By Mr. Rushing of Boston, for the committee on Local Affairs, ought NOT to pass, on the petition (accompanied by bill, House, No. 5569) of W. Scott Lenhart and another relative to sureties for subdivision road completion.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 5570) of W. Scott Lenhart and another relative to sureties for subdivision road completion.

By Mr. Caron of Springfield, for the committee on Public Safety, ought NOT to pass, on the petition (accompanied by bill, House, No. 2132) of Paul C. Casey relative to the public safety and transportation of animals.

By the same member, for the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2358) of J. Michael Ruane that provision be made for the security, testing and supplying of power to smoke detectors located within a rental dwelling unit.

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

Orders of the Day.

The Senate Bill conveying certain town owned land in the town of Medfield to the Medfield Community Development Corporation (Senate, No. 1512), 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 House Bill relative to the retirement rights of Raymond McGrath, a police officer of the city of Worcester (House, No. 5323), 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.

At seventeen minutes after eleven o'clock A.M., on motion of Mr. Flaherty of Cambridge (Mrs. Menard of Somerset being in the Chair), the House adjourned, to meet tomorrow at eleven o'clock A.M.
Wednesday, June 3, 1992.

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

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

All-Powerful God, we are grateful to You for creating the material world for our use, benefit and employment. In Your wisdom, You have given us the responsibility of governing the world and of protecting the environment. As world leaders gather for the Earth Summit, may we be aware of the environmental issues in our own communities. Grant us the knowledge, creativity and will to develop technology to preserve the environment, to discover more environmentally safe products, and above all to avoid merely irrational and emotional debates on the issues.

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 reforming public education (House, No. 5750) was filed in the office of the Clerk on Tuesday, June 2.

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

A message from His Excellency the Governor (under the provisions of Section 8 of Article LXXXIX of the Amendments to the Constitution) recommending legislation relative to validating the acts and proceedings of the annual and special town meetings held on May fifth, nineteen hundred and ninety-two and continued on May sixth, nineteen hundred and ninety-two in the town of Topsfield (House, No. 5749) was filed in the office of the Clerk on Tuesday, June 2.

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

Guest of the House.

During consideration of the Orders of the Day, the Speaker declared a recess subject to the call of the Chair, there being no objection; and introduced Deputy Chief Kevin D. Roy of the Fitchburg Fire Department. He was commended by the Speaker for his heroic action in saving the life of two and one-half year old Donald Justice by catching him after he was dropped from a fourth
story window of a burning building. Chief Roy, who was accompanied by his wife and Senator Antonioni of Leominster, was the guest of Representative Gougouen of Fitchburg.

**Resolutions.**

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

- Resolutions (filed by Mr. Voke of Chelsea) congratulating Abe Morochnick on the occasion of his retirement from the Lindemann Mental Health Center;
- Resolutions (filed by Messrs. Draisen of Boston and Businger of Brookline) commending Elizabeth Barker;
- Resolutions (filed by Mr. Karol of Attleboro) congratulating Joseph Costa on receiving the Eagle Award of the Boy Scouts of America;
- Resolutions (filed by Mr. Mann of Hanson) commending Thomas M. Barr, Sr., for many years of dedicated service to public education;
- Resolutions (filed by Mr. Mann of Hanson) commending Barbara Knox on the occasion of her retirement from a memorable career in education;
- Resolutions (filed by Mr. Mann of Hanson) commending Jean C. Richter on the occasion of her retirement as a professional educator;
- Resolutions (filed by Mr. Scaccia of Boston) congratulating Margaret Nolan on the occasion of her retirement; and
- Resolutions (filed by Mr. Teague of Yarmouth) congratulating Lieutenant Colonel Walter M. Tyler on the occasion of his retirement;

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

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

- Resolutions (filed by Mr. Doran of Lexington) congratulating James F. Farr Academy, Inc., on the occasion of its twentieth anniversary;
- Resolutions (filed by Ms. Kerans of Danvers) congratulating Jonathan Messinger on receiving the Eagle Award of the Boy Scouts of America; and
- Resolutions (filed by Mr. Magnani of Framingham) congratulating Benedetto "Benny" Ottaviani on the occasion of his retirement;

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

By Mr. Serra of Boston, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of Robert A. DeLeo and another for legislation to authorize the Trial Court of the Commonwealth to establish a personal and/or vacation leave bank for probation officer Louis A. Serino. To the committee on the Judiciary.

Petition (accompanied by bill) of Anthony M. Mandile for legislation to authorize the Registrar of Motor Vehicles to establish a remote entry processing system center in connection with a pilot program for insurance agents and runners for automobile dealers. To the committee on Public Safety.

Petition (accompanied by bill) of Kenneth E. Reeves (mayor) and others (with the approval of the mayor and city council) for legislation to require the Personnel Administrator to certify the names of members of the city of Cambridge police reserve force prior to certifying any other list or register; and

Petition (accompanied by bill) of Albert Herren, Robert Correia, Edward M. Lambert, Jr., and Joan M. Menard (with the approval of the mayor and city council) for legislation to authorize the city of Fall River to establish a retirement system funding schedule; severally to the committee on Public Service.

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

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 1595) of the House Bill making appropriations for the fiscal year ending June thirtieth, nineteen hundred and ninety-two to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 5686), reports, in part, a Bill making appropriations for the fiscal year ending June thirtieth, nineteen hundred and ninety-two to provide for supplementing certain appropriations and for certain other activities and projects (House, No. 5747).

Under suspension of the rules, on motion of Mr. Finneran, the report (having been approved by the committees on Bills in the Third Reading of the two branches, acting concurrently) was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

By Mr. Finneran of Boston, for the committee on Ways and Means, on a message from His Excellency the Governor, a Bill relative to the terms of certain notes to be issued by the Commonwealth (printed in House, No. 5351), which was read.

Under suspension of the rules, on motion of Mr. Finneran, 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. The same member moved that this vote be reconsidered; and, there being no objection, the motion to reconsider was considered forthwith and it was negatived.

**Sprinkler systems.**

By Mr. Caron of Springfield, for the committee on Public Safety, on Senate, No. 1050 and House, Nos. 1965, 1967, 2143, 2708, 4297 and 4927, an Order relative to authorizing the committee on Public Safety to make an investigation and study of certain Senate and House documents regulating automatic sprinkler systems in buildings (House, No. 5744).

By the same member, for the same committee, on Senate, No. 1055 and House, No. 3259, an Order relative to authorizing the committee on Public Safety to make an investigation and study of certain Senate and House documents concerning the licensing and safety codes for elevators (House, No. 5745).

By the same member, for the same committee, on House, Nos. 2862, 2871 and 4151, an Order relative to authorizing the committee on Public Safety to make an investigation and study of certain House documents concerning the installation, servicing, safety and removal of underground storage tanks (House, No. 5746).

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

**Elevators,— safety codes.**

**Underground storage tanks.**

By Mr. Hodgkins of Lee, for the committee on State Administration, on Senate, Nos. 1127, 1169 and 1192 and House, Nos. 438, 2559, 3293 and 3810, a Bill providing for the establishment of a sunset review committee in the legislature and for a system of periodic legislative review and for the termination, consolidation, continuation, or reestablishment of state agencies (House, No. 3810). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

**Legislature,— sunset review of agencies.**

Engrossed bills

Relative to the unlawful use of commercial disposal containers (see House, No. 1173, amended);

Further regulating the use by municipalities of certain sums received as payment for damages (see House, No. 1951);

Designating state highway Route 6A as a scenic road (see House, No. 5392, amended); and

Authorizing the establishment of residents only parking areas in the city of Northampton (see House, No. 5439);

(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.
Orders of the Day.

The House Bill relative to borrowing by cities, towns and districts (House, No. 1349) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was passed to be engrossed. Sent to the Senate for concurrence.

House bills
Relative to life insurance beneficiaries (House, No. 752);
Authorizing counties to issue refunding bonds and notes (House, No. 884);
Relative to throwing or dropping objects on a public way (House, No. 1648);
Authorizing judges to solemnize marriages (House, No. 4708);
Relative to the powers of the fair housing commission of the city of Boston (House, No. 5404) (its title having been changed by the committee on Bills in the Third Reading);
Providing civil service status for certain employees of the Taunton municipal lighting plant (House, No. 5440);
Prohibiting certain acts against children (House, No. 5597); and
Relative to reduction in rank for certain public employees in the city of Malden (House, No. 5659);
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 the treatment of animals (House, No. 4257, changed) was read a third time.

The committee on Bills in the Third Reading reported recommending that the bill be amended by substitution of a Bill relative to the treatment of animals by acupuncture (House No. 5753), which was read.

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

The Senate Bill establishing a funding schedule for the town of Natick contributory retirement system (Senate, No. 1531) was read a second time; and it was ordered to a third reading.

Subsequently, under suspension of the rules, on motion of Mr. Stoddart of Natick, 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.

Senate bills
Clarifying the possession of alcohol by minors (Senate, No. 184);
Relative to theft of gas and electricity (Senate, No. 391);
Regulating the use of anabolic steroids (Senate, No. 450);
Further regulating the revocation of a license or right to operate a motor vehicle (Senate, No. 1031);
Exempting the office of chief of police in the city of Melrose from the provisions of the civil service law (Senate, No. 1478);
Relative to the Millers Falls Fire and Water District (Senate, No. 1507); and
Relative to civil service placement for Stephen J. Ridge (printed as House, No. 5460); and
House bills
Relative to the reorganization of state-chartered stock banks (House, No. 13);
Relative to the approval of certain mergers or acquisitions by the Commissioner of Banks (House, No. 19);
Relative to anti-freeze sales (House, No. 55);
Relative to the Occupational Blood Lead Registry (House, No. 138, changed);
Relating to privileged communications between social workers and clients (House, No. 274);
Relative to transient vendor licenses (House, No. 499);
Relative to disclosure of automobile bumper quality (House No. 1463);
Relative to the tuitioning of students on basis of prior residency (House, No. 1656);
Relative to the cancellation of dating services contracts (House, No. 2607, changed);
Relative to the power of the Pocumtuck Valley Memorial Association (House, No. 5481);
Relative to certain school bonds to be issued by the city of Haverhill (House, No. 5519);
Authorizing the town of Cummington to pay certain unpaid bills (House, No. 5520);
Authorizing the city of Boston to use certain park land in the city of Boston for the relocation of and the addition to a certain building to be used as a visitor information center (House, No. 5523);
Authorizing the city of Springfield to convey certain land located on Berkshire Avenue to Greater Springfield Habitat for Humanity, Incorporated (House, No. 5524);
Providing for the establishment of a special trust fund by the town of Tisbury (House, No. 5609);
Relative to the position of town manager in the town of Hull (House, No. 5636);
Authorizing the town of Whitman to recall elected officials (House, No. 5709);
Further regulating the solicitation of charitable funds (House, No. 5737); and
Further regulating the operation of the game commonly called Beano (House, No. 5738);
Severally were read a second time; and they were ordered to a third reading.

House reports
Of the committee on Insurance, ought NOT to pass, on the petition (accompanied by bill, House, No. 574) of Jeffery J. Hayward, other members of the House and others for legislation
to require the Commissioner of Insurance to announce increases in
the Medicare supplementary insurance rates;
Of the committee on Local Affairs, ought NOT to pass, on the
petition (accompanied by bill, House, No. 5569) of W. Scott Lenhart
and another relative to sureties for subdivision road completion; and
Of the same committee, ought NOT to pass, on the petition
(accompanied by bill, House, No. 5570) of W. Scott Lenhart and
another relative to the expenditure of proceeds derived from the
surety of subdivision roads; and
Of the committee on Public Safety, ought NOT to pass, on the
petition (accompanied by bill, House, No. 2132) of Paul C. Casey
relative to the public safety and transportation of animals; and
Of the same committee, ought NOT to pass, on the petition
(accompanied by bill, House, No. 2358) of J. Michael Ruane that
provision be made for the security, testing and supplying of power
to smoke detectors located within a rental dwelling unit;
Severally were accepted.

The House Bill relative to certain open burning in the
Commonwealth (House, No. 3066) (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. Angelo of Saugus moved that it be amended by adding at the
end thereof the following sentence: "Said permission shall be based
solely upon whether or not appropriate meteorological conditions
exist to ensure safe burning."
The amendment was adopted; and the bill (House, No. 3066,
amended) was passed to be engrossed. Sent to the Senate for
concurrence.
The House Bill relative to court escrow accounts (House,
No. 3936) 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.
Pending the question on passing the bill to be engrossed, it was
recommitted to the committee on the Judiciary, on motion of
Mr. Cox of Lowell.

At twenty-seven minutes after eleven o'clock A.M., on motion of
Mr. Kafka of Sharon, the House recessed until the hour of one
o'clock P.M.; and at that time the House was called to order.

The Senate Bill to further encourage racing in the Commonwealth
of Massachusetts (Senate, No. 1598) was considered.
Pending the question on ordering the bill to a third reading,
Mr. Walsh of Agawam moved that it be amended by striking out all
after the enacting clause and inserting in place thereof the text of House document numbered 5748; and by striking out the title and inserting in place thereof the following title: "An Act further regulating the conduct of horse and dog racing."

The amendments were adopted; and the bill, as amended, was ordered to a third reading.

Under suspension of the rules, on motion of Mr. Walsh of Agawam, the bill (reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time.

Pending the question on passing the bill to be engrossed, the same member moved that it be amended by inserting after section 3 the following section:

"SECTION 3A. Section 7 of chapter 128A of the General Laws is hereby amended in line one by striking the word "one" and inserting in place thereof the word: — two."

The amendment was adopted.

There being no objection, — Messrs. Reinstein of Revere and DeLeo of Winthrop moved that the bill be amended by inserting after section 13 the following section:

"SECTION 13A. Any other forms of gambling at the facility of a racing meeting licensee shall be subject to the approval of the recognized Owner's Association which represents the owners of the animals racing live at such facility.

In the case of a dark day or dark period the approval shall be of the Owner's Association which last represented the owners at the most previous live performance.

The owners shall receive two and one-half percent of the total amount received from forms of gambling other than live racing or simulcasting of live racing.

The sum approved shall be withheld daily by the licensee from the amount wagered on gambling other than live racing and simulcasting of live racing and be used for the payment of purses to the owners in accordance with the rules and established customs of racing meetings."

The amendment was adopted.

Mr. Hynes of Marshfield then moved that the bill be amended by striking out section 11 and inserting in place thereof the following section:

"SECTION 11. The Massachusetts State Racing Commission is hereby authorized to award to the Marshfield Agricultural and Horticultural Society a license to conduct racing meetings August nineteenth, nineteen hundred and ninety-two through August twenty-ninth, nineteen hundred and ninety-two, excluding August twenty-third, nineteen hundred and ninety-two, — a total of ten racing days; provided, however, that the directors of the Marshfield Agricultural and Horticultural Society will award no less than fifty thousand dollars to the Marshfield Public Schools to be used for early childhood education and twenty-five thousand dollars to the Plymouth County extension service to be used for 4-H programs; provided, however, these racing days shall be granted
unless on or before August first, nineteen hundred and ninety-two, the New England Horsemen's Benevolent and Protective Association state in writing to the Racing Commission that insufficient horses are available to conduct such racing meetings.

The amendment was adopted.

Mr. Kollios of Millbury then moved that the bill be amended by inserting after section 7 the following section:

"SECTION 7A. Chapter 14 of the Acts of 1991 is hereby amended in the first paragraph of section 3 by deleting ', subject to appro-
riation,'.".

The amendment was adopted.

Mr. Cox of Lowell then moved that the bill be amended by inserting after section 6 the following section:

"SECTION 6A. Clause (a) of the first paragraph of section 13 of chapter 494 of the acts of 1978 as most recently amended by section 2 of chapter 114 of the acts of 1991, is hereby further amended by inserting after the word 'only', on line 6, the following words: — provided that such seventy-five days awarded in Norfolk County shall be on racing which commences no earlier than seven o'clock p.m., provided further that this prohibition shall not apply in the event that no running horse racing dates are awarded in Suffolk County, or any other thoroughbred racetrack within ten miles of the Massachusetts border.

The amendment was adopted.

The bill (Senate, No. 1598, amended) then was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendments adopted by the House (for amendments, see House document numbered 5748).

The House Bill relative to shoplifting (House, No. 5598), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Pending the question on passing the bill to be engrossed, Mr. Stoddart of Natick moved that it be amended by inserting before section 1 (as printed) the following section:

"SECTION 1. Section 30 of chapter 266 of the General Laws, as appearing in the 1990 Official Edition, is hereby amended by adding the following subsection: —

(5) A violation of this section shall not be deemed to have occurred if a person commits an act which is defined as shoplifting under section thirty A and the value of the merchandise or property involved does not exceed one hundred dollars.

The amendment was adopted; and the bill (House, No. 5598, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The motion of Mr. Businger of Brookline, that the committee on Ways and Means be discharged from further consideration of the House Bill conforming the General Laws to the Constitutional amendment abolishing the state census (House, No. 3355) was considered.
Pending the question on the motion to discharge the committee, further consideration thereof was postponed, on motion of the same member, until after disposition of the remaining matters in the Orders of the Day.

The House Bill to amend certain provisions of the General Laws relating to mechanics liens for labor and materials (House, No. 3383) was considered.

Pending the question on ordering the bill to a third reading, further consideration thereof was postponed, on motion of Mr. DiMasi of Boston, until Tuesday, June 16.

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 report of the committee on Public Service, ought NOT to pass, on the petition (accompanied by bill, House, No. 4758) of Nancy H. Evans and John C. Bradford for legislation to prohibit political activities of certain public employees, was accepted.

The House Bill relative to participation by certain health insurers and others in municipal health care plans (House, No. 375) was considered.

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

House bills
Relative to the payment of wages of operators of rented motor vehicle equipment (House, No. 2590); and
Increasing the retirement allowance of certain former employees (House, No. 3790);
Severally were ordered to a third reading.

The recommitted House Bill relative to driving under the influence of alcohol by minors (House, No. 3250) was considered.

Pending the question on ordering the bill to a third reading, Mr. Forman of Plymouth moved that it be amended by striking out all after the enacting clause and inserting in place thereof the following:

"Paragraph (e) of section 24 of chapter 90 of the General Laws as appearing in the 1990 Official Edition is hereby amended by inserting after the word 'liquor', in line 342, the following words: — if such evidence is that such percentage was greater than zero but less than ten one-hundredths and such defendant is under the age
of twenty-one, his license or permit or right to operate a motor vehicle shall be suspended for a period of one year."

The amendment was adopted; and the bill (House, No. 3250, amended) was ordered to a third reading.

The Senate Bill exempting elder care facilities from certain zoning requirements (Senate, No. 882) was read a second time.

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

The Senate Bill prohibiting the sale of certain cleaning products containing phosphorus (Senate, No. 931) was read a second time; and it was ordered to a third reading.

The Senate Bill establishing a certain funding schedule for the city of Everett retirement system (Senate, No. 1522) was read a second time; and after debate it was ordered to a third reading.

Subsequently, under suspension of the rules, on motion of Mr. Connolly of Everett, 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 same member then moved that this vote be reconsidered; and, there being no objection, the motion to reconsider was considered forthwith and it was negatived.

The Senate Bill relative to the merger of savings banks and cooperative banks with credit unions (Senate, No. 1564) was read a second time; and it was ordered to a third reading.

The House Bill relative to dissolution of the Plymouth-Carver Regional School District (House, No. 530) was read a second time.

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

House bills
To restrict smoking in certain public places (House, No. 1494); Relative to health spas (House, No. 2606); and Further regulating the deadline for filing nomination papers (House, No. 4078);
Severally were read a second time; and they were ordered to a third reading.

The House Bill authorizing any city or town to establish a special fund for the celebration of its settlement or incorporation (House, No. 5739) was read a second time.

Pending the question on ordering the bill to a third reading, Mr. Rushing of Boston moved that it be amended by inserting after
the word "received", in line 11, the words "from any donation or gift or".

The amendment was adopted; and the bill (House, No. 5739, amended) was ordered to a third reading.

The House report of the committee on Health Care, ought NOT to pass, on the petition (accompanied by bill, House, No. 5049) of Douglas W. Stoddart and another for legislation to further regulate the imposition of billing fees by hospitals, was accepted.

Recesses.

At the hour of two o'clock P.M., on motion of Mr. Giglio of Medford, the House recessed until half past two o'clock P.M.; and at twenty-eight minutes before three o'clock the House was called to order with Ms. Tracy of Boston in the Chair.

The House thereupon, on motion of Mrs. Cleven of Chelmsford, took a further recess until the hour of three o'clock P.M.; and at that time the House was called to order with the Speaker in the Chair.

Engrossed Bill — Land Taking.

The engrossed Bill conveying certain town owned land in the town of Medfield to the Medfield Community Development Corporation (see Senate, No. 1512) (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 146 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 192 in Supplement.] Therefore the bill was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

Engrossed Bill — State Loan.

The engrossed Bill making appropriations for the fiscal year ending June thirtieth, nineteen hundred and ninety-two to provide for supplementing certain existing appropriations and for certain other activities and projects (see House, No. 5747) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

After debate on the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a "loan" bill as defined by Section 3 of Article LXII of the Amendments to the Constitution); and on the roll call 111 members voted in the affirmative and 34 in the negative.

[See Yea and Nay No. 193 in Supplement.]
Therefore the bill was passed to be enacted. Mr. Finneran of Boston moved that this vote be reconsidered; and, there being no objection, the motion to reconsider was considered forthwith and it was negatived. The bill then was signed by the Speaker and sent to the Senate.

**Order.**

On motion of Mr. Voke of Chelsea, —

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

Ms. Walsh of Boston then moved that the House adjourn; and the motion prevailed. Accordingly, without further consideration of the remaining matters in the Orders of the Day, at twenty-seven minutes before four o'clock P.M. (the Speaker being in the Chair), the House adjourned, to meet tomorrow at eleven o'clock A.M., in an Informal Session.
Thursday, June 4, 1992.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session.

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

Gracious God, we depend upon You for guidance when we make decisions and for direction when we select personal and political goals. As elected leaders, we pray for intellectual creativity and leadership qualities in order to be symbols of hope to the people. Help us to stir up within the hearts and minds of people a genuine desire for safer, more just and more prosperous communities in which all people may live in peace and harmony.

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 — Bills Returned with Recommendations of Amendments.

A message from His Excellency the Governor returning with recommendation of amendment the engrossed Bill establishing a sick leave bank for a certain probation officer of the Trial Court [see House, No. 5469] (for message, see House, No. 5760) was filed in the office of the Clerk subsequent to adjournment of the preceding sitting.

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

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

A message from His Excellency the Governor returning with recommendation of amendment the engrossed Bill establishing sick leave banks for certain employees of the Commonwealth [see House, No. 5484, amended] (for message, see House, No. 5761) was filed in the office of the Clerk subsequent to adjournment of the preceding sitting.

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

Pending the question on adoption of the amendment recommended by His Excellency, the bill was referred, on motion of Mr. Clancy of Lynn, to the committee on Bills in the Third Reading.
The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

- Resolutions (filed by Mr. Voke of Chelsea) congratulating John T. Andreadis on the occasion of his retirement as principal of the Mary C. Burke School in Chelsea;
- Resolutions (filed by Mr. Voke of Chelsea) congratulating Mildred Berry, R.N., on the occasion of her retirement;
- Resolutions (filed by Mr. Voke of Chelsea) congratulating Mary Nolan, R.N., on the occasion of her retirement;
- Resolutions (filed by Mr. Voke of Chelsea) congratulating Helen Whiteside, R.N., on the occasion of her retirement;
- Resolutions (filed by Mr. Voke of Chelsea) congratulating A. Pat Carli on the occasion of his retirement;
- Resolutions (filed by Mr. DiMasi of Boston) congratulating Ausonia Council No. 1513 Knights of Columbus on the occasion of its eighty-second anniversary;
- Resolutions (filed by Mr. Hawke of Gardner) congratulating Donald E. Benoit on receiving the nineteen hundred and ninety-two Small Business Person of the Year Award;
- Resolutions (filed by Mr. Hawke of Gardner) congratulating Donald R. Irving on receiving the nineteen hundred and ninety-two Small Business Person of the Year Award;
- Resolutions (filed by Ms. Walsh of Boston and Mr. Draisen of Boston) congratulating Mary Alice Makin for her many outstanding contributions to the community; and
- Resolutions (filed by Ms. Walsh of Boston) congratulating Christopher E. Soler on receiving the Eagle Award of the Boy Scouts of America;

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

Petitions.

Petitions severally were presented and referred as follows:

- By Mr. Cass of Wakefield, petition (accompanied by bill, House, No. 5754) of William F. Cass (by vote of the town) for legislation to authorize the town of Lynnfield to expend the total amount of funds in the American Legion trust fund account;
- By Mr. Hall of Westford, petition (accompanied by bill, House, No. 5755) of Geoffrey D. Hall and Robert A. Durand (by vote of the town) for legislation to authorize the town of Westford to borrow money to update its comprehensive master plan;
- By Mrs. Kehoe of Dedham, petition (accompanied by bill, House, No. 5756) of Marie-Louise Kehoe (by vote of the town) relative to the charter of the town of Dedham;
- By Mr. Moore of Uxbridge, petition (accompanied by bill, House, No. 5757) of Richard T. Moore and Matthew J. Amorello (by vote
of the town) relative to the appointment of cemetery commissioners in the town of Sutton; and

By Mr. Turkington of Falmouth, petition (accompanied by bill, House, No. 5758) of Eric Turkington, Henri S. Rauschenbach and another (by vote of the town) relative to the special fund for the propagation, cultivation and study of shellfish of the town of Nantucket;

Severally to the committee on Local Affairs

By Mr. Reinstein of Revere, petition (accompanied by bill, House, No. 5759) of William G. Reinstein, Robert A. DeLeo, Thomas F. Birmingham and Robert J. Haas, Jr. (mayor) (with the approval of the mayor and city council) for legislation to provide for an early retirement incentive program for employees of the city of Revere.

To the committee on Public Service

Severally sent to the Senate for concurrence.

\textbf{Papers from the Senate.}

A Bill establishing the Quincy 2000 corporation (Senate, No. 1501) (reported on a petition), passed to be engrossed by the Senate, was read [Local Approval Received]; and it was referred, under Rule 33, to the committee on Ways and Means.

A Bill relative to the establishment of precincts in the town of Dartmouth (Senate, No. 1455) (reported on a petition), passed to be engrossed by the Senate, was read; and it was placed in the Orders of the Day for the next sitting for a second reading.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 1618) of Patricia McGovern and James R. Miceli (by vote of the town) for legislation relative to trash collection and disposal in the town of Tewksbury to the committee on Local Affairs.

Petition (accompanied by bill, Senate, No. 1619) of Erving H. Wall, Jr., and John C. Bradford (by vote of the town) for legislation to provide for recall elections in the town of Rochester. To the committee on Election Laws.

A petition of Robert C. Buell, Forrester A. Clark, Jr., and George E. Howe (by vote of the town) for legislation to authorize the town of Ipswich to lease certain park land from the Commonwealth, came from the Senate referred, under suspension of Joint Rule 12, to the committee on State Administration.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 1621) was referred, in concurrence, to the committee on State Administration.

\textbf{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 J. James Marzilli, Jr., for legislation to establish a sick leave bank for Vivian Davidovich, an employee of the Department of Social Services. Under suspension of Rule 42, on motion of Mr. Marzilli of Arlington, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service. Sent to the Senate for concurrence.

By Mr. McIntyre of New Bedford, for the committee on Criminal Justice, on a message from His Excellency the Governor (House, No. 5366), a Bill to strengthen the bail laws (House, No. 5772).

By Mr. Blanchette of Lawrence, for the committee on Public Service, on a petition, a Bill further regulating reductions in force under civil service (House, No. 2180).

By the same member, for the same committee, on a petition, a Bill relative to the employment priorities for certain authorities (House, No. 3433).

By the same member, for the same committee, on a petition, a Bill further regulating civil service appeals (House, No. 4757).

By the same member, for the same committee, on a petition, a Bill authorizing Douglas McLellan to take a civil service examination for the position of clinical social worker III notwithstanding certain requirements (House, No. 5106).

By the same member, for the same committee, on a petition, a Bill 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 (House, No. 5322) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill exempting the positions of water department manager, chief water engineer, water registrar, and water distribution supervisor in the city of Springfield from the provisions of the civil service law (House, No. 5325) [Local Approval Received].

By the same member, for the same committee, on House, No. 2172, a Bill relative to the eligibility for public safety promotional examinations (House, No. 5765).

By the same member, for the same committee, on House, No. 2884, a Bill relative to the civil service rights of employees of the Deer Island House of Correction (House, No. 5766).

By the same member, for the same committee, on House, No. 5451, a Bill further regulating the classification into retirement groups of individuals employed by the Massachusetts Port Authority (House, No. 5767).

By the same member, for the same committee, on House, No. 5452, a Bill further regulating the classification into retirement groups of individuals employed by the Massachusetts Port Authority (House, No. 5768).

By the same member, for the same committee, on House, No. 5585, a Bill relative to reduction in rank for certain public employees in the city of Lynn (House, No. 5769) [Local Approval Received].
By Mr. Dempsey of Haverhill, for the same committee, on a petition, a Bill clarifying the jurisdiction of the Labor Relations Commission (House, No. 1574).

By the same member, for the same committee, on House, No. 1571, a Bill clarifying the confidentiality of collective bargaining records in the public sector (House, No. 5770).

By the same member, for the same committee, on Senate, No. 1423 and House, No. 4946, a Bill authorizing members of school committees to establish credit for such services for retirement purposes (House, No. 5771).

By Mr. Hodgkins of Lee, for the committee on State Administration, on a petition, a Bill relative to the construction of a professional office building in the town of Norfolk (House, No. 2453).

By the same member, for the same committee, on a petition, a Bill to provide additional exemptions under the law relative to the conduct of public officials and employees (House, No. 2895).

By the same, for the same committee, on a petition, a Bill allowing employees of the Massachusetts Port Authority to be eligible for sound insulation programs (House, No. 3442).

By the same member, for the same committee, on a petition, a Bill relative to certain changes in the lobby laws in the Commonwealth (House, No. 3454).

By the same member, for the same committee, on a petition, a Bill relative to auditing practices (House, No. 4958).

By the same member, for the same committee, on a petition, a Bill prohibiting police officers from soliciting donations or contributions (House, No. 5119).

By the same member, for the same committee, on a petition, a Bill relative to registration of occupations (House, No. 5243).

By Mr. Scaccia of Boston, for the committee on Taxation, on House, Nos. 90 and 93, a Bill to place previously enacted legislation affecting property tax exemptions for the elderly and others into the General Laws of the Commonwealth (House, No. 93, changed by adding at the end thereof the following sentence: "For the purposes of this section, the term ‘local appropriating authority’ shall mean the board of selectmen in a town; the mayor with the approval of the city council, in a city; and the town council in a municipality having such form of government.").

By the same member, for the same committee, on a petition, a Bill to exempt real and personal property from local taxation of certain charitable mental health corporations (House, No. 1814, changed in section 3 by striking out, in lines 3, 5 and also in lines 6 and 7, the word "ninety-two" and inserting in place thereof, in each instance, the word "ninety-three").

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

Reconsideration.

Mr. McIntyre of New Bedford moved that the vote be reconsidered by which the House, at the preceding sitting, passed
to be engrossed the House Bill prohibiting certain acts against children (House, No. 5597); and, there being no objection, the motion to reconsider was entertained and it prevailed.

Pending the recurring question on passing the bill to be engrossed, further consideration thereof was postponed, on further motion of the same member, until Monday next.

At six minutes after eleven o’clock A.M., on motion of Mrs. McKenna of Holden, the House adjourned, to meet on Monday next at eleven o’clock A.M.
Monday, June 8, 1992.

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

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

God, Our Creator, we believe in You and place our trust in You. We believe that we live in Your presence and that You have a personal concern for our material and spiritual well-being. May we be conscious of the spiritual dimension of each human being as we legislate to enhance the human dignity and rights of all. In serving You and the people whom we represent, help us to achieve personal happiness, peace of mind and spirit, and personal fulfillment. Guide us as we search for just, sensible and sound solutions to this day’s complex challenges.

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

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

Message from the Governor — Veto.

The noon recess having terminated, — a message from His Excellency the Governor returning with his objections thereto in writing the engrossed Bill providing for a cost-of-living adjustment for state and municipal retirees [see House, No. 5260] (for message, see House, No. 5775) was filed in the Office of the Clerk on Friday last.

The message was read; and, under the provisions of Article II of Section I of Chapter I of the Constitution, the House proceeded to “reconsider” the said bill.

After debate the question on passing the bill, notwithstanding the said objections, was determined by the yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 144 members voted in the affirmative and 1 in the negative.

[See Yea and Nay No. 194 in Supplement.]

Therefore the bill was passed, notwithstanding the objections of the Governor, more than two-thirds of the members having agreed to pass the same. Sent to the Senate for its action.

Statement of Representative Kennedy of Brockton.

During consideration of the Orders of the Day, Mr. Kennedy of Brockton 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 I will not be present in the House Chamber for a portion of today's sitting due to official business outside the State House. Any roll calls that I may miss today will be due entirely to the reason stated.

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

Statement of Representative Pacheco of Taunton.

During consideration of the Orders of the Day, Mr. Pacheco of Taunton 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 during today's sitting, the House voted to concur with the Senate in its amendment of House bill No. 5747, relative to supplementary appropriations for the current fiscal year. Although said vote was a "voice vote" of the membership, I would like to have it clearly understood that my vote was to non-concur with the Senate since said amendment, by that branch, eliminated certain provisions relative to "privatization".

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

Resolutions.

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

Resolutions (filed by Mr. Hall of Westford) congratulating Harold A. Fletcher, Sr., on the occasion of his retirement;

Resolutions (filed by Mr. Knapik of Westfield) congratulating Louis "Duke" Bissaillon on the occasion of his retirement from Westfield Public Schools;

Resolutions (filed by Mr. Knapik of Westfield) congratulating Annette Golas on the occasion of her retirement from Westfield Public Schools;

Resolutions (filed by Mr. Knapik of Westfield) congratulating Thomas E. Lane, Jr., on the occasion of his retirement from Westfield Public Schools;

Resolutions (filed by Mr. Knapik of Westfield) congratulating John Pearson on the occasion of his retirement from Westfield Public Schools;

Resolutions (filed by Mr. Knapik of Westfield) congratulating John Romashko on the occasion of his retirement from Westfield Public Schools;

Resolutions (filed by Representative Lawless of Orleans) commending Joshua D. Waters for his heroic action;

Resolutions (filed by Representatives Menard of Somerset and Travis of Rehoboth) congratulating Albert Oliveira on the occasion of his retirement; and
Resolutions (filed by Mr. Moore of Uxbridge) congratulating the Webster Little League on the occasion of its fortieth 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 Mrs. Menard, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

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

Resolutions (filed by Mr. Brett of Boston) honoring Edward J. Flynn, Jr., on his many contributions to the Dorchester community; and

Resolutions (filed by Mr. Sullivan of Norwood) congratulating Ann Tacanian on the occasion of her retirement;

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

Papers from the Senate.

The engrossed Bill making appropriations for the fiscal year ending June thirtieth, nineteen hundred and ninety-two to provide for supplementing certain existing appropriations and for certain other activities and projects (see House, No. 5747) came from the Senate with an amendment striking out section 22 (as engrossed).

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

A petition (accompanied by bill, House, No. 1620) of David H. Locke (by vote of the town) for legislation to authorize the town of Millis to recall elected officials was referred, in concurrence, to the committee on Election Laws.

A petition of Thomas C. Norton for legislation to authorize the State Lottery Commission and the State Treasurer to execute a certain agreement, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Government Regulations.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 1624) was referred, in concurrence, to the committee on Government Regulations.

Notice was received that the President of the Senate had appointed Senator Hedlund of the Norfolk and Plymouth District to the special commissions established (under the provisions of Chapter 3 of the Resolves of 1991) to make an investigation and study relative to
revising the vehicle emissions inspections and maintenance program subject to the requirements of the Federal Clean Air Act; and to make an investigation and study relative to the implementation of California vehicles emissions standards in the Commonwealth.

The membership of both commissions on the part of the Senate is as follows: Senators Jajuga of the Third Essex District, Berry of the Second Essex District and Hedlund of the Norfolk and Plymouth District.

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 John C. Bradford, Marc R. Pacheco and Erving H. Wall, Jr., for legislation to authorize the Division of Capital Planning and Operations to acquire certain easements in the town of Lakeville and the city of Taunton. Under suspension of Rule 42, on motion of Mr. Bradford of Rochester, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on State Administration. Sent to the Senate for concurrence.

By Mr. DiMasi of Boston, for the committee on the Judiciary, on Senate, No. 803 and House, Nos. 1340, 1930 and 3386, a Bill eliminating the two trial system for criminal cases in the Boston Municipal Court Department and the District Court Department of the Trial Court (House, No. 5773), which was read.

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

Subsequently, under suspension of the rules, on further motion of the same member, the bill was read a third time.

The committee on Bills in the Third Reading reported recommending that the bill be amended by inserting after section 19 (as printed) the following section:

"SECTION 20. Section 23 of said chapter 278, as appearing in the 1990 Official Edition, is hereby amended by striking out, in line 2, the words 'jury-of-six session in a'."; by inserting before section 20 (as printed) the following three sections:

"SECTION 22. Section 28 of said chapter 278, as appearing in the 1990 Official Edition, is hereby amended by striking out, in line 2, the words 'injury session'.

SECTION 23. Section 1A of chapter 279 of the General Laws, as so appearing, is hereby amended by striking out the second paragraph.

SECTION 24. Section 26 of chapter 537 of the acts of 1986 is hereby amended by striking out the word 'four', inserted by section 1 of chapter 188 of the acts of 1989, and inserting in place thereof the word: — six."; and by inserting before the enacting clause the following emergency preamble:
"Whereas, The deferred operation of this act would tend to defeat its purpose, which is to immediately provide for extending the elimination of the two trial system in Essex and Hampden counties, therefore, it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience."

The amendments were adopted; and after remarks the bill (House, No. 5773, amended) was passed to be engrossed. Sent to the Senate for concurrence.

By Mr. Caron of Springfield, for the committee on Public Safety, on House, Nos. 183, 197, 1508, 1697, 2310, 5204, 5207, 5211, 5212, 5217, 5226, 5227, 5228, 5230, 5231, 5232, 5233, 5236, 5292, 5293 and 5296, an Order relative to authorizing the committee on Public Safety to make an investigation and study of certain House documents concerning correctional institutions in the Commonwealth (House, No. 5774). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

By Mr. Caron of Springfield, for the committee on Public Safety, on House, Nos. 183 and 201, a Bill providing that the Commonwealth of Massachusetts may enter into a compact with any of the states to provide for the control, development, and execution of programs of cooperation for the confinement, treatment and rehabilitation of offenders (House, No. 201).

By Mr. Hodgkins of Lee, for the committee on State Administration, on a petition, a Bill authorizing the Division of Capital Planning and Operations to convey certain easements in the towns of Groton and Pepperell (House, No. 5653). Severally read; and referred, under Rule 33, to the committee on Ways and Means.

By Miss O'Brien of Easthampton, for the committee on Counties on the part of the House, that the Bill eliminating the payment of recording fees to the registers of deeds by the Commonwealth (House, No. 221) ought to pass with an amendment. Placed in the Orders of the Day for the next sitting for a second reading, with the amendment pending.

By Miss O'Brien of Easthampton, for the committee on Counties on the part of the House, that the Bill making certain changes to the compensating balance agreement law (House, No. 256) ought to pass. Placed in the Orders of the Day for the next sitting for a second reading.

By Mr. Moore of Uxbridge, for the committee on Election Laws, on a petition, a Bill further regulating elections in the city of Newburyport (House, No. 5679) [Local Approval Received].

By Mrs. Parente of Milford, for the committee on Human Services and Elderly Affairs, on a petition, a Bill relative to the removal of children from foster care placements (House, No. 5625, changed in
section 1 by inserting after the word "department;", in line 18, the following: "provided that no right of appeal shall exist if the child is to be removed in order to be placed:

i. with the child's parents;
ii. in a pre-adoptive home;
iii. with a legal guardian;
iv. in an independent living situation;
v. in a home where one or more of the child's siblings is residing; or
vi. in the home of a relative of the foster child if the current foster parent is not a relative of the foster child;”).

By Mr. DiMasi of Boston, for the committee on the Judiciary, on a petition, a Bill establishing a sick leave bank for an employee of the Boston Municipal Court (House, No. 5735).

By Mr. Rushing of Boston, for the committee on Local Affairs, on a message from His Excellency the Governor, a Bill authorizing the town of Orleans to grant an easement to the Commonwealth (printed in House, No. 5534).

By the same member, for the same committee, on a petition, a Bill providing for the appointment of the treasurer of the town of Dalton (House, No. 5683) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill amending the charter of the city of Holyoke (House, No. 5684) [Local Approval Received].

By the same member, for the same committee, on Senate, No. 1590 and House, No. 5690, a Bill providing for the control of evictions and discontinuances in mobile home park accommodations in the city of Taunton (House, No. 5690) [Local Approval Received].

By the same member, for the same committee, on House, No. 5643, a Bill authorizing the town of Yarmouth to appropriate a certain overlay deficit over a period of years (House, No. 5781) [Local Approval Received].

By the same member, for the same committee, on House, No. 5652, a Bill relative to the procedure for filling town meeting member vacancies in the town of Brookline (House, No. 5782) [Local Approval Received].

By Mrs. Kehoe of Dedham, for the same committee, on a petition, a Bill establishing a department of public works in the town of Westwood (House, No. 5682) [Local Approval Received].

By Mr. Caron of Springfield, for the committee on Public Safety, on a petition, a Bill requiring the reporting of felony convictions to the Department of Public Safety to verify eligibility for certain firearm licenses (House, No. 1750).

By the same member, for the same committee, on a petition, a Bill requiring the reporting of felony convictions to the Commissioner of Public Safety to verify eligibility for certain firearm licenses (House, No. 4581).

By Mr. Hodgkins of Lee, for the committee on State Administration, on a petition, a Bill relative to the awarding of certain contracts by the city of Pittsfield (House, No. 5462) [Local Approval Received].
By the same member, for the same committee, on a petition, a Bill authorizing the town of Edgartown to transfer property to the Edgartown Ferry, Inc. (House, No. 5463) [Local Approval Received].

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

Engrossed Bills.

Engrossed bills

Establishing a certain funding schedule for the city of Everett retirement system (see Senate, No. 1522); and

Establishing a funding schedule for the town of Natick contributory retirement system (see Senate, No. 1531);

(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.

Orders of the Day.

The engrossed Bill establishing a sick leave bank for a certain probation officer of the Trial Court (see House, No. 5469) (which had been returned to the House by His Excellency the Governor with recommendation of amendment) (for message, see House, No. 5760), was considered.

The amendment recommended by His Excellency the Governor then was considered in the following form (as approved by the committee on Bills in the Third Reading):

By striking out all after the enacting clause and inserting in place thereof the following:

"Notwithstanding the provisions of any general or special law or any rule or regulation to the contrary, the trial court of the commonwealth is hereby authorized and directed to establish a sick leave bank for probation officer John T. Lunardini. Any employee in the bargaining unit represented by Local 254 S.E.I.U. may voluntarily contribute one or more of his personal or vacation days to said sick leave bank for use by said probation officer John T. Lunardini."

The amendment was rejected. Sent to the Senate for its action.

The engrossed Bill establishing sick leave banks for certain employees of the Commonwealth (see House, No. 5484, amended) (which had been returned to the House by His Excellency the Governor with recommendation of amendment) (for message, see House, No. 5761), was considered.

The amendment recommended by His Excellency the Governor then was considered in the following form (as approved by the committee on Bills in the Third Reading):

By striking out all after the enacting clause and inserting in place thereof the following:
Notwithstanding the provisions of any general or special law or any rule or regulation to the contrary, the trial court of the commonwealth is hereby authorized and directed to establish a sick leave bank for court officer Stephen T. Brown of the Lynn district court of the trial court of the commonwealth. Any employee of the trial court may voluntarily contribute one of his personal or vacation days to the said sick leave bank for use by said court officer Stephen T. Brown.

The amendment was rejected. Sent to the Senate for its action.

The Senate Bill relative to theft of gas and electricity (Senate, No. 391), 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 House Bill relative to certain school bonds to be issued by the city of Haverhill (House, No. 5519), 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.

The Senate Bill relative to the establishment of precincts in the town of Dartmouth (Senate, No. 1455); and

House bills
To place previously enacted legislation affecting property tax exemptions for the elderly and others into the General Laws of the Commonwealth (House, No. 93, changed);
Further regulating reductions in force under civil service (House, No. 2180);
Relative to the construction of a professional office building in the town of Norfolk (House, No. 2453);
To provide additional exemptions under the law relative to the conduct of public officials and employees (House, No. 2895);
Allowing employees of the Massachusetts Port Authority to be eligible for sound insulation programs (House, No. 3442);
Relative to certain changes in the lobby laws in the Commonwealth (House, No. 3454);
Relative to auditing practices (House, No. 4958);
Authorizing Douglas McLellan to take a civil service examination for the position of clinical social worker III notwithstanding certain requirements (House, No. 5106);
Prohibiting police officers from soliciting donations or contributions (House, No. 5119);
Relative to registration of occupations (House, No. 5243);
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 (House, No. 5322);
Exempting the positions of water department manager, chief water engineer, water registrar, and water distribution supervisor in
Second reading bills.

the city of Springfield from the provisions of the civil service law (House, No. 5325);
- Relative to the eligibility for public safety promotional examinations (House, No. 5765);
- Relative to the civil service rights of employees of the Deer Island House of Correction (House, No. 5766);
- Relative to reduction in rank for certain public employees in the city of Lynn (House, No. 5769); and
- Clarifying the confidentiality of collective bargaining records in the public sector (House, No. 5770);

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

Civil service appeals,— regulating.

The House Bill further regulating civil service appeals (House, No. 4757) was read a second time.

Pending the question on ordering the bill to a third reading, it was recommitted to the committee on Public Service, on motion of Mr. Blanchette of Lawrence.

Recess.

At fourteen minutes after eleven o'clock A.M., on motion of Mr. Flaherty of Cambridge (Mr. Angelo of Saugus being in the Chair), the House recessed until the hour of one o'clock P.M.; and at that time the House was called to order with the Speaker in the Chair.

Student tuitions,— prior residency.

The House Bill relative to the tuitioning of students on the basis of prior residency (House, No. 1656) (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, further consideration thereof was postponed, on motion of Mrs. Cleven of Chelmsford, until after disposition of the remaining matters in the Orders of the Day.

Subsequently, the remaining matters in the Orders of the Day having been disposed of, the bill was considered further, pending which, Mrs. Cleven moved that it be amended by striking out, in lines 5 and 6, the following: "prior to June 30, 1991" and inserting in place thereof the words "in the prior or current school year".

The amendment was adopted; and the bill (House, No. 1656, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Crimes against children.

The House Bill prohibiting certain acts against children (House, No. 5597) was considered.

Pending the recurring question on passing the bill to be engrossed, Mr. McIntyre of New Bedford moved that it be amended by striking out the paragraph contained in lines 11 to 15, inclusive, and inserting in place thereof the following paragraph:
"Bodily injury", impairment of the physical condition including, but not limited to, any burn, fracture of any bone, subdural hematoma, injury to any internal organ, or any repeated injury to some bodily function or organ, including human skin."); and by adding at the end thereof the following section:

"SECTION 2. Section 133 of chapter 127 of the General Laws, as appearing in the 1990 Official Edition, is hereby amended by inserting after the word ‘forty,’ in line 7, the word: — twenty-six."

The amendments were adopted; and the bill (House, No. 5597, amended) was passed to be engrossed. Sent to the Senate for concurrence.

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

After remarks on the question on the motion to discharge the committee, further consideration thereof was postponed, on motion of the same member, until Monday, June 15.

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 relative to participation by certain health insurers and others in municipal health care plans (House, No. 375) was considered.

Pending the question on ordering the bill to a third reading, it was recommitted to the committee on Insurance, on motion of Mr. Teague of Yarmouth.

The Senate Bill exempting elder care facilities from certain zoning requirements (Senate, No. 882) was ordered to a third reading.

The House Bill relative to dissolution of the Plymouth-Carver Regional School District (House, No. 530) was considered.

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

The House Bill clarifying the jurisdiction of the Labor Relations Commission (House, No. 1574) was read a second time.

Pending the question on ordering the bill to a third reading, it was recommitted to the committee on Public Service, on motion of Mr. Dempsey of Haverhill.
The House Bill to exempt real and personal property from local taxation of certain charitable mental health corporations (House, No. 1814, changed) was read a second time.

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

The House Bill relative to the employment priorities for certain authorities (House, No. 3433) was read a second time; and it was ordered to a third reading.

The House Bill further regulating the classification into retirement groups of individuals employed by the Massachusetts Port Authority (House, No. 5767) was read a second time.

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

The House Bill further regulating the classification into retirement groups of individuals employed by the Massachusetts Port Authority (House, No. 5768) was read a second time; and it was ordered to a third reading.

The House Bill authorizing members of school committees to establish credit for such services for retirement purposes (House, No. 5771) was read a second time.

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

The House Bill to strengthen the bail laws (House, No. 5772) was read a second time.

Pending the question on ordering the bill to a third reading, further consideration thereof was postponed, on motion of Mr. McIntyre of New Bedford, until after disposition of the remaining matters in the Orders of the Day.

Subsequently, there being no objection, the bill was considered further.

Pending the question on ordering the bill to a third reading, Mr. McIntyre moved that it be amended by adding at the end thereof the following section:

"SECTION 6. The governor shall direct the secretary of public safety to collect and study data regarding overcrowding conditions in the commonwealth's prisons, houses of corrections, and municipal police overnight detention facilities, the operation of the courts of criminal jurisdiction of the commonwealth, information management systems within those courts, the judicial and
administration procedures regarding revocation of parole, revocation of conditional release, and revocation of probation, the experience of the courts implementing the foregoing sections of this act as they relate to violations of restraining orders under chapters two hundred and eight, two hundred and nine, two hundred and nine A, and chapter two hundred and nine C of the General Laws, as well as federal and state administrative and judicial procedures regarding deportation of illegal aliens.

The secretary shall make findings regarding the cost impact on the courts and correctional facilities within the commonwealth, as well as the effect on the administration and personnel of same, of several models of a presumptive forty-eight hour detention period for all prisoners pending revocation of parole, revocation of conditional release, revocation of probation, deportation, or trial for violation of restraining orders under said chapters two hundred and eight, two hundred and nine, two hundred and nine A and chapter two hundred and nine C. The secretary shall make recommendations regarding the orderly and efficient use of available resources to effect the goal of preserving public safety within the operations of section fifty-eight of chapter two hundred and seventy-six of the General Laws. The secretary shall report his finding to the clerk of the house of representatives who shall forward the same to the committees on criminal justice, as soon as may be reasonably found to be convenient, but in no event later than December thirty-first, nineteen hundred and ninety-two.

The amendment was adopted.

Mr. Tarr of Gloucester then moved that the bill be amended by adding at the end thereof the following section:

"SECTION 7. Section 58 of chapter 276 of the General Laws, as appearing in the 1990 Official Edition, is hereby amended by inserting in line 53 after the word ‘section’ the words: — If the judicial officer determines that release of the prisoner will not reasonably assure the appearance of the person as required or will endanger the safety of any other person or the community, such judicial officer shall order the pretrial release of the person subject to the condition that the person not commit a federal or state crime during the period of release; and subject to the least restrictive further condition, or combination of conditions, that such judicial officer determines will reasonably assure the appearance of the person as required and the safety of any other person and the community, which may include, but not be limited to, the conditions that the person (1) remain in the custody of a designated person, who agrees to assume supervision and to report any violation of a release condition to the court, if the designated person is able reasonably to assure the judicial officer that the person will appear as required and will not pose a danger to the safety of any other person or the community; (2) maintain employment, or, if unemployed, actively seek employment; (3) maintain or commence an educational program; (4) abide by specified restrictions on personal associations, place of abode, or travel; (5) avoid all contact with an alleged victim of the crime and with a potential witness who
Bail laws,—strengthen.

Quorum.—yea and nay No. 195.

Amendment rejected,—yea and nay No. 196.

may testify concerning the offense; (6) report on a regular basis to a designated law enforcement agency, pretrial services agency or other agency; (7) comply with a specified curfew; (8) refrain from possessing a firearm, destructive device, or other dangerous weapon; (9) refrain from excessive use of alcohol, or any use of a narcotic drug or other controlled substance, as defined in chapter 94C of the General Laws (chapter 94C section 1) or section 102 of the Controlled Substances Act (21 U.S.C. 802), without a prescription by a licensed medical practitioner and/or undergo periodic testing for narcotic drug or other controlled substance abuse; (10) undergo available medical, psychological, or psychiatric treatment, including treatment for drug or alcohol dependence, and remain in a specified institution if required for that purpose; (11) execute an agreement to forfeit upon failing to appear as required, such designated property, including money, as is reasonably necessary to assure the appearance of the person as required, and post with the court such indicia of ownership of the property of such percentage of the money as the judicial officer may specify; (12) execute a bail bond with solvent sureties in such amount as is reasonably necessary to assure the appearance of the person as required; (13) return to the house or the custody of a designated person for specified hours following release for employment, schooling, or other limited purposes; (14) remain under house arrest and/or agree to the electronic monitoring of their activities by means of an electronic bracelet or otherwise; and (15) satisfy any other condition that is reasonably necessary to assure the appearance of the person as required and to assure the safety of any other person and the community. The conditions of release shall be set forth by the judicial officer on a written order which may be amended by the judicial officer at any time to impose additional or different conditions of release.

After debate on the question on adoption of the amendment (Mrs. Menard of Somerset being in the Chair), Mr. Tarr 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 126 members were recorded as being in attendance.

[See Yea and Nay No. 195 in Supplement.]

Therefore a quorum was present.

After debate on the question on adoption of the amendment offered by Mr. Tarr, the sense of the House was taken by yeas and nays, at the request of Mr. McIntyre of New Bedford; and on the roll call 39 members voted in the affirmative and 104 in the negative.

[See Yea and Nay No. 196 in Supplement.]

Therefore the amendment was rejected.

Subsequently Mr. Peters of Charlton asked unanimous consent to make a statement; and, there being no objection, he addressed the House as follows:
MR. SPEAKER: During the taking of the above yeas and nays, I was absent from the House Chamber on official business in another part of the State House. Had I been present when the vote was taken, I would have voted in the affirmative.

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

After debate (Mr. Voke of Chelsea being in the Chair), Messrs. Kekarian of Reading and McIntyre of New Bedford moved that the bill be amended by adding at the end thereof the following section:

"SECTION 7. Chapter 276 of the General Laws is hereby amended by inserting after the first paragraph in Section 57 the following new paragraph: —

A person arrested and charged with a violation of an order or judgment issued pursuant to section eighteen, thirty-four B or thirty-four C of Chapter two hundred and eight, section thirty-two of two hundred and nine, section three, four or five of Chapter two hundred and nine A, or sections fifteen or twenty of Chapter 209C, or arrested and charged with a misdemeanor or felony involving abuse as defined in section one of Chapter two hundred and nine A while an order of protection issued under said Chapter was in effect against said person, shall not be released out of court by a clerk of courts, clerk of a district court, bail commissioner or master in chancery."

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays, at the request of Mr. Hynes of Marshfield; and on the roll call 134 members voted in the affirmative and 9 in the negative.

[See Yea and Nay No. 197 in Supplement.]

Therefore the amendment was adopted.

There being no objection, — Messrs. Tarr of Gloucester and Palumbo of Newbury moved that the bill be amended by adding at the end thereof the following section:

"SECTION 8. Chapter 276 of the General Laws, as appearing in the 1990 Official Edition, is hereby amended by inserting the following section after section 58: —

Section 58A. Penalty for an Offense Committed While on Release.

A person convicted of an offense committed while on release for a felony under section fifty-eight of this chapter shall be sentenced, in addition to the sentence prescribed for the offense to —

(1) a term of imprisonment of not more than ten years if the offense is a felony; or

(2) a term of imprisonment of not more than one year if the offense is a misdemeanor.

A term of imprisonment imposed under this section shall be consecutive to any other sentence of imprisonment."

After remarks on the question on adoption of the amendment, the sense of the House was taken by yes and nays, at the request
Statement of Representative Palumbo of Newbury.

Supplemental appropriations.

Engrossed Bill — State Loan.

The engrossed Bill making appropriations for the fiscal year ending June thirtieth, nineteen hundred and ninety-two to provide for supplementing certain existing appropriations and for certain other activities and projects (see House, No. 5747, 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 "loan" bill as defined by Section 3 of Article LXII of the Amendments to the Constitution); and on the roll call 125 members voted in the affirmative and 16 in the negative.

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

On motion of Mrs. Menard of Somerset, —

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o’clock A.M.

Mrs. Menard then moved that the House adjourn; and the motion prevailed. Accordingly, without further consideration of the remaining matters in the Orders of the Day, at ten minutes after five o’clock P.M. (Mr. Voke of Chelsea being in the Chair), the House adjourned, to meet tomorrow at eleven o’clock A.M.
Tuesday, June 9, 1992.

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

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

**Resolutions.**

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

- Resolutions (filed by Speaker Flaherty of Cambridge) commending all state employees on the occasion of "Pride in Performance Day";
- Resolutions (filed by Speaker Flaherty of Cambridge) congratulating Edward Scannell, Jr., on receiving the Eagle Award of the Boy Scouts of America;
- Resolutions (filed by Mr. Hodgkins of Lee) memorializing the President and the Congress of the United States to make changes in the federal budget for fiscal year nineteen hundred and ninety-three;
- Resolutions (filed by Representatives Menard of Somerset and Pacheco of Taunton) on the occasion of Heritage Day of Portugal, nineteen hundred and ninety-two;
- Resolutions (filed by Mrs. Murray of Cohasset) congratulating John P. Nionakis on the occasion of his retirement from the Hingham Public Schools;
- Resolutions (filed by Messrs. Pacheco of Taunton, Cabral of New Bedford, Correia of Fall River and Gonsalves of Dartmouth) on the occasion of Heritage Day of Portugal, nineteen hundred and ninety-two; and
- Resolutions (filed by Mr. Thompson of Cambridge) on the proclamation of the week of September eleventh through twentieth, nineteen hundred and ninety-two as National Ballroom Dance Week in the Commonwealth;

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. Valianti of Marlborough, 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 Representative Lawless of Orleans) on the occasion of the dedication of the Chatham Fishermen’s Monument, 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 Mr. Lawless, the resolutions (reported by the...
committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Lawless of Orleans, petition (accompanied by bill, House, No. 5787) of Robert C. Lawless and Henri S. Rauschenbach (by vote of the town) for legislation to authorize the town of Harwich to pay a certain unpaid bill to F. G. Sullivan Well Drilling Co., Inc.;

By the same member, petition (accompanied by bill, House, No. 5788) of Robert C. Lawless and Henri S. Rauschenbach (by vote of the town) for legislation to authorize the town of Orleans to adopt a certain by-law relative to the upgrading of septic systems;

By Ms. Schur of Newton, petition (accompanied by bill, House, No. 5789) of Theodore D. Mann (mayor) and Susan D. Schur (with the approval of the mayor and board of aldermen) relative to the appointment of city officers and department heads by the mayor of the city of Newton; and

By the same member, petition (accompanied by bill, House, No. 5790) of Theodore D. Mann (mayor) and Susan D. Schur (with the approval of the mayor and board of aldermen) relative to reorganization plans by the mayor of the city of Newton;

Severally to the committee on Local Affairs.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Brewer of Barre, petition (subject to Joint Rule 12) of Stephen M. Brewer relative to members of volunteer ambulance services.

By Mr. Decas of Wareham, petition (subject to Joint Rule 12) of Charles N. Decas for legislation to authorize the Wareham Fire District to rescind a certain vote.

By Mr. DiMasi of Boston, petition (subject to Joint Rule 12) of Salvatore F. DiMasi for legislation to exempt individual retirement and pension plans from the laws relating to insolvency.

By Ms. Gardner of Holliston, petition (subject to Joint Rule 12) of Barbara Gardner, David P. Magnani, Edward L. Burke and Barbara E. Gray relative to the cost of special education programs at residential schools and the obligations of school committees.

By Mr. Goguen of Fitchburg, petition (subject to Joint Rule 12) of Emile J. Goguen relative to furnishing of street lists by registrars of voters.

By Mr. Hodgkins of Lee, petition (subject to Joint Rule 12) of Christopher J. Hodgkins relative to the Water Resources Authority.

By the same member, petition (subject to Joint Rule 12) of Christopher J. Hodgkins and other members of the General Court relative to motor vehicle insurance rate reduction and reform.

By Mrs. Lewis of Bridgewater, petition (subject to Joint Rule 12) of Jacqueline Lewis relative to training schools.
By Mr. Serra of Boston, petition (subject to Joint Rule 12) of Emanuel G. Serra for legislation to authorize the Superintendent of State Office Buildings to install and maintain a plaque in honor of the Commonwealth of Massachusetts American ex-prisoners of war.

By Mrs. Walrath of Stow, petition (subject to Joint Rule 12) of Patricia A. Walrath, other members of the General Court and others for legislation to establish the Fort Devens development corporation.

By the same member, petition (subject to Joint Rule 12) of Patricia A. Walrath, Nancy Achin Sullivan and Lida E. Harkins relative to motor vehicle sound amplification systems.

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

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 1622) of James P. Jajuga (with the approval of the town council) for legislation to expand the size of the disability commission of the town of Methuen;

and

Petition (accompanied by bill, Senate, No. 1623) of James P. Jajuga (with the approval of the town council) for legislation to authorize the city known as the town of Methuen to grant a lease with an option to purchase certain land;

Severally to the committee on Local Affairs.

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

Petition (accompanied by bill, Senate, No. 1625) of Erving H. Wall, Jr., and Brian P. Lees for legislation to reduce the contribution rate to the unemployment insurance trust fund. To the committee on Commerce and Labor.

Petition (accompanied by bill, Senate, No. 1626) of W. Paul White for legislation relative to the sale of wine at auctions. To the committee on Government Regulations.

Petition (accompanied by bill, Senate, No. 1627) of Edward L. Burke and Barbara Roderick for legislation relative to health care workers and HIV infection. To the committee on Health Care.

Petition (accompanied by bill, Senate, No. 1628) of Michael J. Barrett, Mary Jane Gibson, Barbara E. Gray, other members of the General Court and another for legislation to establish statewide registration of domestic violence offenses. To the committee on the Judiciary.

Petition (accompanied by bill, Senate, No. 1629) of Jane M. Switt and Christopher J. Hodgkins for legislation relative to the assessment of local taxes. To the committee on Taxation.

Reports of Committees.

By Mr. Rushing of Boston, for the committee on Local Affairs, on House, No. 5644, an Order relative to authorizing the committee on Local Affairs to make an investigation and study of a certain House document permitting the town of Hudson to erect a music
shell in Wood Park in said town (House, No. 5783). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

By Mr. Kollios of Millbury, for the committee on Human Services and Elderly Affairs, on a petition, a Bill to assist low-income households to rise up and out of poverty (House, No. 1503) [Cost: $21,400,000.00].

By Mr. Angelo of Saugus, for the committee on Natural Resources and Agriculture, on House, No. 3765, a Bill to reduce heavy metals in consumer packaging (House, No. 5785).

By Mr. Hodgkins of Lee, for the committee on State Administration, on a petition, a Bill authorizing the Deputy Commissioner of the Division of Capital Planning and Operations to acquire a certain parcel of land in the town of East Brookfield (House, No. 5426).

By the same member, for the same committee, on a petition, a Bill authorizing the Deputy Commissioner of the Division of Capital Planning and Operations to acquire certain parcels of land in the town of Andover and the city of Lawrence (House, No. 5471).

By the same member, for the same committee, on House, No. 5486, a Bill authorizing the Commissioner of Capital Planning and Operations to transfer a certain parcel of land in the city of Chelsea to the city of Chelsea (House, No. 5784).

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

Engrossed Bills.

Engrossed bills
Relative to theft of gas and electricity (see Senate, No. 391) (which originated in the Senate);
Further regulating the cancellation of group contracts (see House, No. 942); and
Relative to boxing in the Commonwealth (see House, No. 5345); (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.

Orders of the Day.

Senate bills
Exempting the position of chief of police in the city of Melrose from the provisions of the civil service law (Senate, No. 1478) (its title having been changed by the committee on Bills in the Third Reading); and
Relative to the merger of savings banks and cooperative banks with credit unions (Senate, No. 1564);
Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed, in concurrence.

Low-income households.
Consumer packaging.
East Brookfield — land transfer.
Andover and Lawrence — land transfer.
Chelsea — land transfer.
Bills enacted.
Third reading bills.
The House Bill providing for the appointment of the treasurer of the town of Dalton (House, No. 5683) was read a second time; and it was ordered to a third reading.

Subsequently, under suspension of the rules, on motion of Mr. Kelly of Dalton, 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.

The House Bill establishing a sick leave bank for an employee of the Boston Municipal Court (House, No. 5735) was read a second time; and it was ordered to a third reading.

Subsequently, under suspension of the rules, on motion of Mrs. Kehoe of Dedham, 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, its title having been changed by said committee to read: An Act establishing a sick leave bank for a certain employee of the Boston Municipal Court. Sent to the Senate for concurrence.

House bills

Making certain changes to the compensating balance agreement law (House, No. 256);

Requiring the reporting of felony convictions to the Department of Public Safety to verify eligibility for certain firearm licenses (House, No. 1750);

Requiring the reporting of felony convictions to the Commissioner of Public Safety to verify eligibility for certain firearm licenses (House, No. 4581);

Relative to the awarding of certain contracts by the city of Pittsfield (House, No. 5462);

Authorizing the town of Edgartown to transfer property to the Edgartown Ferry, Inc. (House, No. 5463);

Authorizing the town of Orleans to grant an easement to the Commonwealth (printed in House, No. 5534);

Establishing a department of public works in the town of Westwood (House, No. 5682);

Amending the charter of the city of Holyoke (House, No. 5684);

Authorizing the town of Yarmouth to appropriate a certain overlay deficit over a period of years (House, No. 5781); and

Relative to the procedure for filling town meeting member vacancies in the town of Brookline (House, No. 5782);

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

The House Bill eliminating the payment of recording fees to the registers of deeds by the Commonwealth (House, No. 221) was read a second time.

The amendment previously recommended by the committee on Counties on the part of the House, — that the bill be amended by striking out, in lines 5 and 6, the words “Commonwealth or any of
its Agencies or Departments" and inserting in place thereof the words "department of public works of the commonwealth but shall not include any authority of the commonwealth not subject to the supervision and control of the department", — was adopted.

Pending the question on ordering the bill (House, No. 221, amended) to a third reading, it was referred, under Rule 33, to the committee on Ways and Means.

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

The House Bill further regulating mortgage lending (House, No. 2223, changed), 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.

The House Bill relative to the release on bail of certain persons (House, No. 5772, amended) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

The 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 Mrs. Murray of Cohasset, until after disposition of the remaining matters in the Orders of the Day.

The House Bill relative to dissolution of the Plymouth-Carver Regional School District (House, No. 530) was considered.

Pending the question on ordering the bill to a third reading, further consideration thereof was postponed, on motion of Mr. Forman of Plymouth, until Wednesday, June 17.

The House Bill to exempt real and personal property from local taxation of certain charitable mental health corporations (House, No. 1814, changed) was considered.

Pending the question on ordering the bill to a third reading, further consideration thereof was postponed, on motion of Mrs. McKenna of Holden, until after disposition of the remaining matters in the Orders of the Day.
The House Bill further regulating the classification into retirement groups of individuals employed by the Massachusetts Port Authority (House, No. 5767) was considered.

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

The House Bill authorizing members of school committees to establish credit for such services for retirement purposes (House, No. 5771) was ordered to a third reading.

House bills
Relative to the removal of children from foster care placements (House, No. 5625, changed);
Further regulating elections in the city of Newburyport (House, No. 5679); and
Providing for the control of evictions and discontinuances in mobile home park accommodations in the city of Taunton (House, No. 5690);
Severally were read a second time; and they were ordered to a third reading.

Order.

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

Mr. Dempsey of Haverhill then moved that the House adjourn; and the motion prevailed. Accordingly, without further consideration of the remaining matters in the Orders of the Day, at nine minutes after one o'clock P.M., the House adjourned, to meet on Thursday next at eleven o'clock A.M., in an Informal Session.
IN JOINT SESSION.

Wednesday, June 10, 1992.

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

At two o'clock P.M., pursuant to assignment, the two Houses met in JOINT SESSION and were called to order by the Honorable William M. Bulger, President of the Senate.

Mr. Locke moved that Calendar items 2 through 24 be placed at the end of the joint session Calendar.

The President stated that the motion as made was not in proper form. Each item must be dealt with separately. The President read House Rule 45 which establishes the procedure for considering matters in the Orders of the Day. The President indicated that the suspension of House Rule 45 would require unanimous consent.

Mr. Locke asked unanimous consent that House Rule 45 be suspended so that items 2 through 24 may be placed at the end of the Calendar; but objection was made thereto.

Mr. Locke then asked unanimous consent that item number 1, which, at a previous session, had been placed at the end of the Calendar, be moved to the beginning of the Calendar; but objection was made thereto.

Mr. Locke then moved that item number 2 be placed at the end of the Calendar and asked for a call of the yeas and nays on this question.

The President stated that Calendar item number 2 had not yet been put before the body and therefore the motion was not seasonable.

At fourteen minutes past two o'clock P.M., Mr. Lionett of Worcester doubted the presence of a quorum; and a count of the joint session determined that a quorum was not present. The President then requested the court officers to summon the members and to secure the presence of a quorum.

At twenty minutes past two o'clock P.M., Mr. Locke moved that the joint session stand in recess until half past two o'clock P.M.; and this motion prevailed.

At half past two o'clock P.M., the joint session reassembled.

Mr. Locke requested that a call of the yeas and nays be taken to determine if a quorum was present.

The President, after having the monitors return the count, stated that it was clear that a quorum was not present and it appeared that one could not be secured.

Subsequently, unable to secure the presence of a quorum, and
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without action on the matters duly and constitutionally assigned for consideration, the President, at twenty minutes before three o'clock P.M., declared the joint session recessed, to meet again at two o'clock P.M. on Wednesday, June 24; and the Senate withdrew from the House Chamber under the escort of the Sergeant-at-Arms.
Thursday, June 11, 1992.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session.

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

Gracious God, guide our efforts to unite friends, neighbors and constituents in building a prosperous, just and concerned society. As elected representatives of the people, help us to marshal the good will, good intentions and the generous spirit of the people in order to address the urban and suburban challenges of these changing times. By our commitment to sound philosophical, political and ethical principles, may we develop a deeper trust in each other, in our institutions and in our Constitutional principles.

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

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

Resolutions.

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

Resolutions (filed by Mr. Voke of Chelsea) commemorating the two hundred and fifteenth anniversary of the Flag of the United States of America;

Resolutions (filed by Mr. Voke of Chelsea) celebrating the dedication of Charbonnier Street in memory of Augustus P. "Gus" Charbonnier;

Resolutions (filed by Messrs. Businger of Brookline and Draisen of Boston) honoring Brookline High School upon the beginning of its sesquicentennial one hundred and fiftieth year;

Resolutions (filed by Messrs. Finneran of Boston, Brett of Boston and Merced of Boston) honoring John Madden of Dorchester;

Resolutions (filed by Mr. Kafka of Sharon) honoring Joseph A. Gusciora for his years of community service to the town of Stoughton;

Resolutions (filed by Mrs. Kehoe of Dedham) honoring Edward Paul "Ted" Donato;

Resolutions (filed by Ms. Kerans of Danvers) congratulating Winifred Kupreance on the occasion of her retirement;

Resolutions (filed by Ms. Kerans of Danvers) congratulating Frances "Penny" Ortendahl on the occasion of her retirement;

Resolutions (filed by Mr. Knapik of Westfield) congratulating Dr. William C. Allard on the occasion of his retirement as Superintendent of the Westfield Public Schools;

Resolutions (filed by Mr. Nagle of Northampton) congratulating Kathleen M. Sheehan on the occasion of her retirement from the Northampton Public School System;
Resolutions (filed by Mr. Palumbo of Newbury) honoring Richard T. Joy, Principal of the Newbury Elementary School, on the occasion of his retirement after thirty years of commitment to educational excellence in the town of Newbury;

Resolutions (filed by Mr. Rushing of Boston) commending the Spiritual Assembly of the Baha'is of Boston;

Resolutions (filed by Mr. Scibelli of Springfield) commending Father Camillo L. Santini, C.S.S., for fifty years of service to the holy priesthood; and

Resolutions (filed by Representatives Walsh of Boston and O'Brien of Easthampton) congratulating Eleanor Littlefield on the occasion of her retirement;

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

Order.

An Order (filed this day by Mr. Hynes of Marshfield) relative to continuing the special committee of the House established to make an investigation and study of the extent of damages caused by the winds, floods and rains of the storm in October, nineteen hundred and ninety-one (House, No. 5793) 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. Hynes, the order was considered forthwith; and it was adopted.

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Klimm of Barnstable, petition (accompanied by bill, House, No. 5794) of John C. Klimm (by vote of the town) for legislation to authorize the town of Barnstable to dispose of a certain parcel of land; and

By the same member, petition (accompanied by bill, House, No. 5795) of John C. Klimm (by vote of the town) for legislation to authorize the board of assessors of the town of Barnstable to assess betterments for less than twenty years;

Severally to the committee on Local Affairs.

Severally sent to the Senate for concurrence.

Mrs. Menard of Somerset presented a petition (subject to Joint Rule 12) of Joan M. Menard relative to uniform limited partnerships.
partnerships; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Voke of Chelsea, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending that Joint Rule 12 be suspended. Under suspension of Rule 42, on motion of Mrs. Menard, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on the Judiciary. Sent to the Senate for concurrence.

Mrs. Menard of Somerset presented a petition (subject to Joint Rule 12) of Joan M. Menard that TRG Limited Partnership be authorized to merge or consolidate; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Voke of Chelsea, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending that Joint Rule 12 be suspended. Under suspension of Rule 42, on motion of Ms. Hildt of Amesbury, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on the Judiciary. Sent to the Senate for concurrence.

Mr. Forman of Plymouth presented a petition (subject to Joint Rule 12) of Peter Forman for legislation to repeal the law relative to unemployment insurance; and the same was referred, under Rule 24, to the committee on Rules.

Papers from the Senate.

The House Bill relative to liability for certain violations of the State Building Code (House, No. 5341) came from the Senate passed to be engrossed, in concurrence, with an amendment inserting before the enacting clause the following emergency preamble:

"Whereas, The deferred operation of this act would tend to defeat its purpose, which is to immediately provide for the civil liability for violations of state building codes, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience."

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

Bills

Clarifying health insurance coverage for public school teachers (Senate, No. 641) (reported on a petition);

Further defining a farmer (Senate, No. 1052) (reported on a petition);

Providing for the creation and operation of business improvement districts (Senate, No. 1573) (reported on Senate, No. 21);

Relative to the tax rate of the city of Lawrence (Senate, No. 1592) (reported on a petition) [Local Approval Received];
Exempting the position of administrative assistant to the executive director of the council on aging in the city known as the town of Methuen from the provisions of civil service law (printed as House, No. 5516) (reported on a petition) [Local Approval Received]; Severally passed to be engrossed by the Senate, were read; and they were placed in the Orders of the Day for the next sitting for a second reading.

Reports of Committees.

By Mrs. Menard of Somerset, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of Barbara Hildt and another relative to the statute of limitations for filing civil damage suits by minor victims of sexual abuse. To the committee on the Judiciary.

Petition (accompanied by bill) of Marianne Brenton for legislation to authorize cities and towns to borrow money for response costs for the Charles George landfill superfund site located in the town of Tyngsborough; and

Petition (accompanied by bill) of Charles N. Decas (by vote of the town) relative to the historical commission of the town of Middleborough; Severally to the committee on Local Affairs.

Petition (accompanied by bill) of Emile J. Goguen, William Constantino, Jr., and Robert A. Antonioni for legislation to authorize the Division of Capital Planning and Operations to grant an easement in certain land located in the town of Westminster. To the committee on State Administration.

Petition (accompanied by bill) of Charles N. Decas for legislation to designate a certain bridge in the town of Wareham as the Joseph R. Grassia Bridge. To the committee on Transportation.

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

By Mrs. Menard of Somerset, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the petition of Patricia D. Jehlen and other members of the General Court relative to the limitation of criminal prosecution for rape. Under suspension of Rule 42, on motion of Ms. Jehlen of Somerville, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on the Judiciary. Sent to the Senate for concurrence.

By Mr. Finneran of Boston, for the committee on Ways and Means, that the Bill directing the State Boston Retirement Board
to retire Francis X. Foley, a police officer of the city of Boston (Senate, No. 1479) ought to pass [Local Approval Received].

Under suspension of Rule 41, on motion of Ms. Walsh 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. Gannon of Boston, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time; and it was passed to be engrossed, in concurrence.

By Mr. Walsh of Agawam, for the committee on Government Regulations, asking to be discharged from further consideration of the petition (accompanying bill, House, No. 551) of Michael P. Walsh for legislation to further regulate the practice of public accountancy, — and recommending that the same be referred to the committee on Ways and Means. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence in the discharge of the committee.

By Mr. Karol of Attleboro, for the committee on Transportation, asking to be discharged from further consideration of the petition (accompanying bill, House, No. 5714) of the Brotherhood of Locomotive Engineers, Warren E. Tolman, Louis L. Kafka and another for legislation to provide counselling services and medical leave for crew members of a railroad corporation or railway company involved in an accident resulting in a death, — and recommending that the same be referred to the committee on Public Service. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

By Mr. Walsh of Agawam, for the committee on Government Regulations, on Senate, No. 307 and House, Nos. 719, 720, 722, 723, 724, 725, 910, 913, 914, 1292, 1298, 1488, 1677, 1680, 1877, 1879, 2051, 2052, 2053, 2054, 2259, 2261, 2438, 2649, 2817, 3156, 3360, 3361, 3563, 3577, 3721, 3894, 3895, 3896, 4094, 4096, 4099, 4856, 4857, 4859, 4860, 5032 and 5033, an Order relative to authorizing the committee on Government Regulations to make an investigation and study of certain Senate and House documents concerning the licensing and operation of public utilities (House, No. 5791). By the same member, for the same committee, on House, Nos. 42, 58, 59, 62, 63, 64, 65, 66, 67, 68, 344, 346, 347, 348, 349, 354, 356, 357, 3897, 4086, 4089, 4093, 4246, 4247, 4483, 4658, 4660, 4662, 5031 and 5174, an Order relative to authorizing the committee on Government Regulations to make an investigation and study of certain House documents concerning the licensing of occupations and professions in the Commonwealth (House, No. 5792).

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.
By Mr. Hodgkins of Lee, for the committee on State Administration, on House, Nos. 3 and 6, a Bill providing for uniform administrative standards in the audit of federal funds received by state agencies (House, No. 5796). Read; and referred, under Rule 33, to the committee on Ways and Means.

By Mr. Finneran of Boston, for the committee on Ways and Means, that the Bill establishing mammography standards and providing for the licensing of mammography facilities (Senate, No. 1545) ought to pass with certain amendments.

By the same member, for the same committee, that the Bill to provide for the reimbursement for certified registered nurse anesthetist services (House, No. 1518) ought to pass with an amendment.

By the same member, for the same committee, that the Bill relative to the Massachusetts Bay Transportation Authority investment stimulation program (House, No. 2579) ought to pass with an amendment.

By the same member, for the same committee, that the Bill relative to informing patients of the disadvantages and risks associated with breast implantations (House, No. 3907, changed) ought to pass with an amendment.

By the same member, for the same committee, that the Bill concerning health records requested from providers by persons seeking benefits under the Social Security Act and federal or state needs-based benefit programs (House, No. 5473) ought to pass with certain amendments.

Severally placed in the Orders of the Day for the next sitting for a second reading, with the amendments pending.

Mr. Finneran of Boston, for the committee on Ways and Means, that the Bill establishing the Quincy 2000 Corporation (Senate, No. 1501) ought to pass [Local Approval Received].

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

By the same member, for the same committee, that the Bill relative to the issuance of a real estate brokers license to William G. Riley (House, No. 2435) ought to pass.

By the same member, for the same committee, that the Bill relative to borrowing by the Salem and Beverly Water Supply Board (House, No. 5343) ought to pass.

By the same member, for the same committee, that the Bill authorizing the Division of Capital Planning and Operations to convey a certain parcel of land in the town of Hadley to John F. Koloski and Phyllis P. Koloski (House, No. 5596) ought to pass.

By the same member, for the same committee, that the Bill providing for the construction of a Korean War Memorial (House, No. 5607) ought to pass [Estimated Cost: $175,000.00].

Severally placed in the Orders of the Day for the next sitting for a second reading.
By Mr. Walsh of Agawam, for the committee on Government Regulations, on a petition, a Bill relative to retail sales of alcoholic beverages (House, No. 1291).

By the same member, for the same committee, on a petition, a Bill authorizing the city of North Adams to establish, install and construct a hydroelectric power generating facility (House, No. 5441) [Local Approval Received].

By Mr. Kollios of Millbury, for the committee on Human Services and Elderly Affairs, on so much of the message from His Excellency the Governor (House, No. 1999) (as relates to section 12), and on House, Nos. 31 and 33, a Bill relative to persons approved to assist family day care providers (House, No. 33).

By Mr. Lambert of Fall River, for the same committee, on House, No. 2456, a Bill authorizing designated licensed independent clinical social workers to perform certain forensic evaluations (House, No. 5797).

By Mr. DiMasi of Boston, for the committee on the Judiciary, on a petition, a Bill allowing the dissemination of reproductive health information and the sale of reproductive health services and improved access to contraceptives (House, No. 2321).

By Mr. Rushing of Boston, for the committee on Local Affairs, on a petition, a Bill authorizing the town of Wilmington to borrow money to pay a certain judgment (House, No. 5688) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill relative to zoning restrictions within the town of Ludlow (House, No. 5691) [Local Approval Received].

By the same member, for the same committee, on a message from His Excellency the Governor, a Bill authorizing the establishment of “residents only” parking areas in the town of Falmouth (printed in House, No. 5734).

By Mr. Blanchette of Lawrence, for the committee on Public Service, on Senate, No. 1616, a Bill affecting pension funding for the city of New Bedford (House, No. 5798) [Local Approval Received].

By the same member, for the same committee, on House, No. 5751, a Bill to establish a funding schedule for the town of Braintree retirement system (House, No. 5799) [Local Approval Received].

By the same member, for the same committee, on House, No. 5778, a Bill to establish a funding schedule for the city of Fall River retirement system (House, No. 5801) [Local Approval Received].

By Mr. Hodgkins of Lee, for the committee on State Administration, on a petition, a Bill amending the Uniform Procurement Act (House, No. 1022).

By Mr. Finneran of Boston, for the committee on Ways and Means, on a petition, a Bill authorizing the register of deeds of Hampden County to establish a certain pilot program (House, No. 1074, changed by striking out, in line 8, the word “which” and
inserting in place thereof the words “said user fee”; and by striking out the sentence contained in lines 20 to 24, inclusive, and inserting in place thereof the following two sentences: “In the event that said funds are not used in accordance with said approved spending plan they shall revert to the General Fund. Said program shall expire on June thirtieth, nineteen hundred and ninety-five.”).

By the same member, for the same committee, on a petition, a Bill increasing the maximum speed limit in the Commonwealth (House, No. 1197).

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

**Emergency Measure.**

The engrossed Bill establishing sick leave banks for certain employees of the Commonwealth (see House, No. 5484, 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 20 to 0. Sent to the Senate for concurrence.

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

**Engrossed Bills.**

The engrossed Bill establishing a sick leave bank for a certain probation officer of the Trial Court (see House, No. 5469) (which originated in the House) (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, without amendment; and it was signed by the Speaker and sent to the Senate.

Engrossed bills

Exempting the position of chief of police in the city of Melrose from the provisions of the civil service law (see Senate, No. 1478); and

Relative to the merger of savings banks and cooperative banks with credit unions (see Senate, No. 1564); (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 Speaker and sent to the Senate.
Recess.

At sixteen minutes after eleven o'clock A.M., the Speaker declared a recess subject to the call of the Chair, there being no objection; and at nineteen minutes before twelve o'clock noon the House was called to order with Mr. Scaccia of Boston in the Chair.

Emergency Measures.

The engrossed Bill relative to liability for certain violations of the State Building Code (see House, No. 5341, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

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

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

The engrossed Bill relative to the terms of certain notes to be issued by the Commonwealth (see House bill printed in House, No. 5351), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

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

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

Order.

On motion of Mr. Draisen of Boston, —

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

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

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

God, Our Creator, we believe that You have created us in Your likeness by endowing us with an intellect which seeks truth and a will which makes it possible for us to live the truth. You have also promised us an eternal destiny of perfect happiness. Strengthen our efforts to pursue personal, religious and political goals which will help us to serve You and our constituents. As members of the one human family, guide us in endorsing legislation which helps all people to lead productive lives.

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

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

Resolutions.

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

- Resolutions (filed by Mr. Casey of Winchester) congratulating Charles A. O'Dowd, Chief Fire Alarm Operator of the Boston Fire Department, on the occasion of his retirement;
- Resolutions (filed by Mr. Karol of Attleboro) commending Rodolphe P. Bruneau on the occasion of his retirement as a teacher and guidance counselor in the Attleboro Public Schools;
- Resolutions (filed by Mr. Karol of Attleboro) congratulating Alfred Checchi on receiving the Greater Boston Convention and Visitors Bureau’s annual Richard A. Berenson “Spirit of Boston” Outstanding Corporate Citizen Award;
- Resolutions (filed by Mr. Karol of Attleboro) commending Paul E. Grady on the occasion of his retirement as a teacher in the Attleboro Public Schools;
- Resolutions (filed by Mrs. Kehoe of Dedham) congratulating Francis W. O'Brien on the occasion of his retirement;
- Resolutions (filed by Mr. Roosevelt of Boston) honoring Ned Wight on his many accomplishments; and
- Resolutions (filed by Mr. Sullivan of Abington) congratulating Susan S. Meier on the occasion of her retirement from the Abington Board of Selectmen;

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

An Order (filed this day by Mr. Voke of Chelsea) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently.

Ordered, That, notwithstanding the provisions of Joint Rule 10, joint standing committees and the committees on Rules of the two branches, acting concurrently, be granted until Wednesday, June 24, within which to make reports on all matters referred to them.

Mr. Voke, for the committees on Rules, then reported that the order ought to be adopted. Under suspension of Rule 42, on motion of the same member, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Special Reports.

Reports

Of the State Lottery Commission (under Section 24 of Chapter 10 of the General Laws) relative to the total revenues, prize disbursements and other expenses of the Arts Lottery and the Lottery for the month of April, 1992; and

Of the Bureau of Special Investigations (submitted under authority of Section 30T(6) of Chapter 7 of the General Laws) for the month of May, 1992;

Severally sent to the Senate for its information.

Petitions.

Mr. Cahir of Bourne presented a petition (accompanied by bill, House, No. 5817) of Thomas S. Cahir (by vote of the town) for conservation legislation to authorize the town of Sandwich to grant an easement in certain conservation land located in said town; and the same was referred to the committee on Local Affairs. Sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Ms. Hyland of Foxborough, petition (subject to Joint Rule 12) of Barbara C. Hyland and William R. Keating for legislation to authorize the Division of Capital Planning and Operations to convey certain land in the town of Mansfield.

By Mr. Jordan of Springfield, petition (subject to Joint Rule 12) of Raymond A. Jordan, Jr., James T. Brett, Nelson Merced, Byron Rushing and Marc D. Draisen for legislation to clarify tenancies after foreclosure of housing units.

By Ms. Kerans of Danvers, petition (subject to Joint Rule 12) of Sally P. Kerans (by vote of the town) for legislation to authorize the town of Danvers to establish a retirement system funding schedule.

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

Papers from the Senate.

A Bill further regulating the State Lottery (printed as House, No. 5449) (reported on a petition), passed to be engrossed by the
Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

A petition (accompanied by bill, Senate, No. 1630) of David H. Locke (by vote of the town) for legislation relative to the licensing and keeping of dogs in the town of Millis, was referred, in concurrence, to the committee on Counties.

A petition of Louis P. Bertonazzi for legislation to direct the Division of Capital Planning and Operations to acquire buildings in Worcester County for use as a State Soldiers’ Home, came from the Senate referred, under suspension of Joint Rule 12, to the committee on State Administration.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 1634) was referred, in concurrence, to the committee on State Administration.

Reports of Committees.

By Mrs. Menard of Somerset, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rules 12 and 9 be suspended on the petition of Patricia A. Walrath, other members of the General Court and others for legislation to establish the Fort Devens development corporation. Under suspension of Rule 42, on motion of Mr. Pacheco of Taunton, the report was considered forthwith. Joint Rules 12 and 9 were suspended; and the petition (accompanied by bill) was referred, to the committee on State Administration. Sent to the Senate for concurrence.

By Mrs. Menard of Somerset, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of Emile J. Goguen relative to furnishing of street lists by registrars of voters. To the committee on Election Laws.

Petition (accompanied by bill) of John R. Driscoll and Louis P. Bertonazzi relative to the conduct of harness horse racing meetings. To the committee on Government Regulations.

Petition (accompanied by bill) of Walter Zagoe for legislation to exempt violations for expired motor vehicle inspection stickers from insurance surcharges. To the committee on Insurance.

Petition (accompanied by bill) of Patricia A. Walrath, Nancy Achin Sullivan and Lida E. Harkins relative to motor vehicle sound amplification systems. To the committee on Public Safety.

Petition (accompanied by bill) of Marc R. Pacheco and Joan M. Menard (with the approval of the mayor and city council) for legislation to authorize the city of Taunton to establish a retirement system funding schedule. To the committee on Public Service.

Petition (accompanied by bill) of Emanuel G. Serra for legislation to authorize the Superintendent of State Office Buildings to install...
and maintain a plaque in honor of the Commonwealth of Massachusetts American ex-prisoners of war;

Severally to the committee on State Administration.

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

By Mr. Brett of Boston, for the committee on Banks and Banking, on Senate, No. 4 and House, Nos. 1999 (as relates to section 6), 2403 and 5003, an Order relative to authorizing the committee on Banks and Banking to make an investigation and study of certain Senate and House documents regulating banking management and practices (House, No. 5802).

By the same member, for the same committee, on House, Nos. 870, 1249, 1252, 1253, 1254, 1255, 1257, 2220 and 2222, an Order relative to authorizing the committee on Banks and Banking to make an investigation and study of certain House documents regulating state-chartered credit unions, mortgage lending, deposits, credit cards and the expansion of said credit unions (House, No. 5803).

By Mr. Roosevelt of Boston, for the committee on Education, Arts and Humanities, on Senate, Nos. 210 and 269 and House, Nos. 331, 333, 710, 1106, 1170, 2253, 2423, 3348, 3704, 3877, 4643, 4644, 4645, 4646, 4651, 5019, 5020 and 5024, an Order relative to authorizing the committee on Education, Arts and Humanities to make an investigation and study of certain Senate and House documents concerning financial assistance for the transportation of students and the school choice program in the Commonwealth (House, No. 5804).

By Mr. Moore of Uxbridge, for the committee on Election Laws, on House, Nos. 2256, 3354, 4434 and 4450, an Order relative to authorizing the committee on Election Laws to make an investigation and study of certain House documents concerning voter registration and the conducting of elections (House, No. 5805).

By Mr. Herren of Fall River, for the committee on Energy, on House, Nos. 4852 and 4853, an Order relative to authorizing the committee on Energy to make an investigation and study of certain House documents concerning coal generating plants (House, No. 5806).

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

By Mr. Walsh of Agawam, for the committee on Government Regulations, on House, No. 1999 (as relates to subsection 1 of section 9), a Bill relative to regulatory reform (House, No. 5807).

By Ms. Buell of Greenfield, for the committee on Health Care, on a petition, a Bill to provide that certain health care plans and policies shall cover payment for costs arising from speech and language disorders (House, No. 2680).

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

The engrossed Bill directing the State-Boston Retirement Board to retire Francis X. Foley, a police officer of the city of Boston (see Senate, No. 1479) (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. Mr. Scaccia of Boston moved that this vote be reconsidered; and, there being no objection, the motion to reconsider was considered forthwith and it was negatived. The bill then was signed by the Speaker and sent to the Senate.

The engrossed Bill relative to certain school bonds to be issued by the city of Haverhill (see House, No. 5519) (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.

Orders of the Day.

The Senate Bill relative to civil service placement for Stephen J. Ridge (printed as House, No. 5460), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time; and it was passed to be engrossed, in concurrence.

House bills

Increasing the jurisdictional amount of the small claim courts (House, No. 1341, changed);
Relative to the penalty for assaults upon employees of correctional institutions (House, No. 3142) (its title having been changed by the committee on Bills in the Third Reading);
Further regulating notice requirements relative to mortgage foreclosures (House, No. 3319) (its title having been changed by the committee on Bills in the Third Reading);
Relative to discovery under the Massachusetts Rules of Civil Procedure (House, No. 3950);
Further regulating the sale of surplus state vehicles and equipment (House, No. 4955);
Relative to sanding rights in the town of Falmouth (printed in House, No. 5465);
Establishing a funding schedule for the city of Springfield retirement system (House, No. 5509) (its title having been changed by the committee on Bills in the Third Reading);
Providing for the establishment of a special trust fund by the town of Tisbury (House, No. 5609);
Relative to consumption of alcohol by persons under the age of twenty-one (House, No. 5612);
Further regulating the classification into retirement groups of individuals employed by the Massachusetts Port Authority (House, No. 5768); and
Relative to reduction in rank for certain public employees in the city of Lynn (House, No. 5769);
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 providing for recall elections in the town of
Westwood (House, No. 5318) 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. 5808), which was read.
The amendment was adopted; and the substituted bill was passed
to be engrossed. Sent to the Senate for concurrence.

The House Bill allowing the dissemination of reproductive health
information and the sale of reproductive health services and
improved access to contraceptives (House, No. 2321) was read a
second time; and it was ordered to a third reading.
Under suspension of the rules, on motion of Mr. Cohen of
Newton, the bill (reported by the committee on Bills in the Third
Reading to be correctly drawn) was read a third time forthwith; and
it was passed to be engrossed, its title having been changed by said
committee to read: An Act relative to the dissemination of repro-
ductive health information and services. The same member moved
that this vote be reconsidered; and, there being no objection, the
motion to reconsider was considered forthwith and it was negatived.
The bill then was sent to the Senate for concurrence.

Senate bills
Establishing the Quincy 2000 Corporation (Senate, No. 1501);
Relative to the tax rate of the city of Lawrence (Senate, No. 1592);
and
Exempting the position of administrative assistant to the
executive director of the council on aging in the city known as the
town of Methuen from the provisions of civil service law (printed
as House, No. 5516); and

House bills
Relative to persons approved to assist family day care providers
(House, No. 33);
Relative to retail sales of alcoholic beverages (House, No. 1291);
Providing for the abandonment and conveyance of a right of way
in Medfield (House, No. 1590);
Authorizing the city of North Adams to establish, install and
construct a hydroelectric power generating facility (House,
No. 5441);
Authorizing the Division of Capital Planning and Operations to
convey a certain parcel of land in the town of Hadley to John F.
Koloski and Phyllis P. Koloski (House, No. 5596);
Providing for the construction of a Korean War Memorial
(House, No. 5607);
Authorizing the town of Wilmington to borrow money to pay a
certain judgment (House, No. 5688);
Relative to zoning restrictions within the town of Ludlow (House,
No. 5691);
Authorizing designated licensed independent clinical social workers to perform certain forensic evaluations (House, No. 5797);
Affecting pension funding for the city of New Bedford (House, No. 5798);
To establish a funding schedule for the town of Braintree retirement system (House, No. 5799); and
To establish a funding schedule for the city of Fall River retirement system (House, No. 5801);
Severally were read a second time; and they were ordered to a third reading.

The Senate Bill establishing mammography standards and providing for the licensing of mammography facilities (Senate, No. 1545) was read a second time.

The amendments previously recommended by the committee on Ways and Means, — that the bill be amended in section 1, in lines 7 and 8, in section 2, in line 7, and also in section 7, in line 5, by striking out the words "no less stringent than" and inserting in place thereof, in each instance, the words "consistent with"; and in section 2 by inserting after the word "Radiology.", in line 25, the following sentence: "For purposes of this section, a mammography facility shall be defined as any facility, whether stationary or mobile, that offers diagnostic mammography services to any person in the commonwealth, for a fee or other consideration, including but not limited to, any facility owned or operated by any health care provider as defined in section one of this chapter, a health maintenance organization licensed pursuant to chapter one hundred seventy-six G of the General Laws or any other entity that offers such services as defined by regulations of the department.", and by inserting at the end of clause (d), in line 35, the following sentence: "Registration fees established pursuant to this section shall be sufficient in the aggregate to support the net state cost, subject to appropriation, for meeting the purposes of this section, after consideration of any amounts available from the federal government for said purposes.", — were adopted.

The bill (Senate, No. 1545, amended) then was ordered to a third reading.

The House Bill to provide for the reimbursement for certified registered nurse anesthetist services (House, No. 1518) was read a second time.

The amendment previously recommended by the committee on Ways and Means, — that the bill be amended by adding at the end thereof the following section:
"SECTION 5. The department of public health is hereby authorized and directed to study the impacts of this act on the cost-effectiveness of anesthesia services, changes to the practice of anesthesiology and changes in the relationships between certified registered nurse anesthetists and supervising physicians. Said study shall include, but not be limited to, an assessment of whether third party billing by certified registered nurse anesthetists enhances patient access to anesthesia services, duplicates existing access or
otherwise affects patient access to services; an examination of how physician supervisory responsibilities are affected by such third party billing; implications for malpractice liability, claims and premiums; compliance with anesthesia risk management practices; and the effects of such billing practice changes on patient safety. Said study shall be filed with the clerk of the house and clerk of the senate not later than one year from the effective date of this act.”, — was adopted.

The bill (House, No. 1518, amended) then was ordered to a third reading.

The House Bill relative to the Massachusetts Bay Transportation Authority investment stimulation program (House, No. 2579) was read a second time.

The amendment previously recommended by the committee on Ways and Means, — that the bill be amended by striking out, in line 9, the word “constructed” and inserting in place thereof the word “construed”, — was adopted.

The bill (House, No. 2579, amended) then was ordered to a third reading.

The House Bill relative to informing patients of the disadvantages and risks associated with breast implantations (House, No. 3907, changed) was read a second time.

The amendment previously recommended by the committee on Ways and Means, — that the bill be amended in section 1 (as changed) by striking out the first sentence and inserting in place thereof the following sentence: “The physician shall inform the patient of the disadvantages and risks associated with breast implantation.”, — was adopted.

The bill (House, No. 3907, changed and amended) then was ordered to a third reading.

The House Bill concerning health records requested from providers by persons seeking benefits under the Social Security Act and federal or state needs-based benefit programs (House, No. 5473) was read a second time.

The amendments previously recommended by the committee on Ways and Means, — that the bill be amended in section 1 by adding at the end thereof the following sentence: “Any person for whom no fee shall be charged shall present reasonable documentation at the time of such records request that the purpose of said request is to support a claim or appeal under any provision of the Social Security Act or any federal or state needs-based benefit program.”; in section 2 by inserting after the word “request;”, in line 10, the words “provided that any person for whom no fee shall be charged shall present reasonable documentation at the time of such records request that the purpose of said request is to support a claim or appeal under any provisions of the Social Security Act or any federal or state needs-based benefit program;”; and in section 3 by inserting after the word “request.”, in line 12, the following sentence: “Any person for whom no fee shall be charged shall present reasonable
documentation at the time of such records request that the purpose of such request is to support a claim or appeal under any provision of the Social Security Act or any federal or state needs-based benefit program."

The bill (House, No. 5473, amended) then was ordered to a third reading.

The House Bill amending the Uniform Procurement Act (House, No. 1022) was read a second time.

Pending the question on ordering the bill to a third reading, it was recommitted to the committee on State Administration, on motion of Mr. Hodgkins of Lee.

At twenty-seven minutes after eleven o'clock A.M., on motion of Ms. Kerans of Danvers, the House recessed until the hour of one o'clock P.M.; and at that time the House was called to order with Mr. Karol of Attleboro in the Chair.

The House Bill relative to notice on foreclosure sales (House, No. 2494) (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, further consideration thereof was postponed, on motion of Mr. DiMasi of Boston, until after disposition of the remaining matters in the Orders of the Day.

Subsequently, the remaining matters in the Orders of the Day having been disposed of, the bill was considered further; and it was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill relative to modifications of retail installment sales agreements (House, No. 5656), 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.

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

Pending the question on the motion to discharge the committee, further consideration thereof was postponed, on motion of the same member, until 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.

House bills
To exempt real and personal property from local taxation of certain charitable mental health corporations (House, No. 1814, changed); and
Further regulating the classification into retirement groups of individuals employed by the Massachusetts Port Authority (House, No. 5767);
Severally were ordered to a third reading.

The Senate Bill clarifying health insurance coverage for public school teachers (Senate, No. 641) was read a second time.
Pending the question on ordering the bill to a third reading, further consideration thereof was postponed, on motion of Mr. Mara of Brockton, until after disposition of the remaining matters in the Orders of the Day.

The Senate Bill further defining a farmer (Senate, No. 1052) was read a second time; and it was ordered to a third reading.

The Senate Bill providing for the creation and operation of business improvement districts (Senate, No. 1573) was read a second time.
Pending the question on ordering the bill to a third reading, further consideration thereof was postponed, on motion of Ms. Bump of Braintree, until after disposition of the remaining matters in the Orders of the Day.

House bills
Authorizing the register of deeds of Hampden County to establish a certain pilot program (House, No. 1074, changed);
Increasing the maximum speed limit in the Commonwealth (House, No. 1197);
Relative to the issuance of a real estate brokers license to William G. Riley (House, No. 2435);
Relative to borrowing by the Salem and Beverly Water Supply Board (House, No. 5343); and
Authorizing the establishment of “residents only” parking areas in the town of Falmouth (printed in House, No. 5734);
Severally were read a second time; and they were ordered to a third reading.

Recess.

At eight minutes after one o'clock P.M., on motion of Mrs. Menard of Somerset (Mr. Karol of Attleboro being in the Chair), the House recessed until half past one o’clock P.M.; and at that time the House was called to order with Mr. Karol in the Chair.
On motion of Mr. Flaherty of Cambridge, —

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

Ms. Schur of Newton then moved that as a mark of respect to the memory of Joseph G. Bradley, a member of the House from Newton from 1963 to 1968, inclusive, the House adjourn; and the motion prevailed.

Accordingly, without further consideration of the remaining matters in the Orders of the Day, at twenty-eight minutes before two o'clock P.M., on motion of Mr. Cohen of Newton (Mr. Karol of Attleboro being in the Chair), the House adjourned, to meet on Thursday next at eleven o'clock A.M., in an Informal Session.
Thursday, June 18, 1992.

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

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

Gracious God, we pray for the knowledge to comprehend the material and spiritual needs of the people, our communities and the Commonwealth, and the courage to address these needs. Grant us the patience to work through the difficult issues of these times and the good sense to respect the opinions of others, even though we disagree with them. May we unite people in causes which enhance human dignity, encourage human creativity, and build mutual respect and trust.

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

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

Resolutions.

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

Resolutions (filed by Speaker Flaherty of Cambridge and Ms. Story of Amherst) honoring Professor James Tate on his winning the Pulitzer Prize, and on his twenty years of service in education to the Commonwealth of Massachusetts;

Resolutions (filed by Speaker Flaherty of Cambridge) on the occasion of the dedication of the David F. Hayes Memorial Softball Diamond in the city of Cambridge;

Resolutions (filed by Mr. Bosley of North Adams) congratulating Donald J. Pecor on receiving the Marion B. Kelley Teacher of the Year Award;

Resolutions (filed by Ms. Brenton of Burlington) congratulating Robert J. Brutti on receiving the Eagle Award of the Boy Scouts of America;

Resolutions (filed by Ms. Brenton of Burlington) congratulating Michael Leon James Cross on receiving the Eagle Award of the Boy Scouts of America;

Resolutions (filed by Ms. Brenton of Burlington) congratulating Frank Monaco on being chosen nineteen hundred and ninety-two Outstanding Citizen in the town of Burlington;

Resolutions (filed by Mrs. McKenna of Holden) congratulating Russell C. Palmer on the occasion of his retirement as Principal of the Mountview Middle School in the town of Holden;
Resolutions (filed by Representatives Menard of Somerset and Pacheco of Taunton) honoring Edgar "Ted" Gay;
Resolutions (filed by Mrs. Murray of Cohasset) congratulating Reverend Monsignor Mimie B. Pitaro on the occasion of his golden jubilee;
Resolutions (filed by Ms. Resor of Acton) congratulating Alan H. Edmond on the occasion of his retirement as Town Manager of the town of Concord; and
Resolutions (filed by Mr. Sullivan of Abington) congratulating Arnold Sodergren on the occasion of his retirement from the Holbrook Conservation Commission;
Mr. Serra of Boston, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of Rule 41, in each instance, on motion of Mrs. Menard, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petitions.
Petitions severally were presented and referred as follows:
By Mr. Bradford of Rochester, petition (subject to Joint Rule 12) of John C. Bradford and William Q. McLean, Jr., relative to the Mattapoisett River Valley Water Supply Advisory Committee.
By Mr. Businger of Brookline, petition (subject to Joint Rule 12) 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 establish a retirement system funding schedule.
By Ms. Evans of Wayland, petition (subject to Joint Rule 12) of Nancy H. Evans relative to the Committee for Public Counsel Services.
By Ms. Gardner of Holliston, petition (subject to Joint Rule 12) of Barbara Gardner for legislation to authorize the Mendon-Upton Regional School District to convey a certain parcel of land to the town of Upton.
By Mr. Landers of Palmer, petition (subject to Joint Rule 12) of Patrick F. Landers III for legislation to authorize Hampden County to refund certain notes.
By Mr. Turkington of Falmouth (by request), petition (subject to Joint Rule 12) of Elizabeth H. Renaghan relative to the licensing of dogs.
Severally, under Rule 24, to the committee on Rules.

Papers from the Senate.
The Senate Bill to further encourage racing in the Commonwealth of Massachusetts (Senate, No. 1598) came from the Senate with the endorsement that said branch had non-concurred with the House in its amendments (striking out all after the enacting clause and inserting in place thereof the text of House document numbered 5748; and striking out the title and inserting in place thereof the
following title: "An Act further regulating the conduct of horse and
dog racing."

The bill bore the further endorsement that the Senate had asked
for a committee of conference on the disagreeing votes of the two
branches; and that Senators Norton, Berry and Sullivan had been
appointed the committee on the part of the Senate.

On motion of Mr. Walsh of Agawam, the House insisted on its
amendments, concurred in the appointment of a committee of
conference on the disagreeing votes of the two branches; and
Representatives Walsh of Agawam, Honan of Boston and Howarth
of Springfield were appointed the committee on the part of the
House. Sent to the Senate to be noted.

The engrossed Bill relative to the Martha’s Vineyard Commission
(Senate, No. 890) came from the Senate with the following
amendment:

Striking out all after the enacting clause and inserting in place
thereof the text of Senate document numbered 1597.

Under suspension of Rule 35, on motion of Mr. Turkington of
Falmouth, 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 relative to the board of selectmen in the town of
Dartmouth (House, No. 5512) 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 following:

"SECTION 1. The board of selectmen of the town of Dartmouth
shall consist of five at-large members.

SECTION 2. A member of said board serving on the effective
date of this act shall continue to serve for the balance of the term
for which he was elected.

SECTION 3. At the first annual town election next following the
effective date of this act the voters of said town shall elect three
persons to said board. The person receiving the highest number of
votes shall be elected for a term of three years; the person receiving
the second highest number of votes shall be elected for a term of
two years; and the person receiving the third highest number of votes
shall be elected for a term of one year. A person elected to said board
thereafter shall be elected for term of three years.

SECTION 4. Upon a vacancy in said board of selectmen a special
election shall be held within thirty days of such vacancy; provided,
however, that if such vacancy occurs less than one hundred and
twenty days prior to the annual town election, such special election
shall not be held.

SECTION 5. This act shall take effect upon its passage."

Under suspension of Rule 35, on motion of Mr. Gonsalves of
Dartmouth, 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 authorizing the appointment of a treasurer/tax collector in the town of Buckland (House, No. 5582) 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 following:

"SECTION 1. The town of Buckland is hereby authorized to appoint a town treasurer for a term of up to three years.

SECTION 2. The town of Buckland is hereby authorized to appoint a tax collector for a term of up to three years, effective on town election day May third, nineteen hundred and ninety-three, unless the position of tax collector is vacated at an earlier date.

SECTION 3. The town of Buckland is hereby authorized to combine the positions of town treasurer and tax collector into one position to be appointed by the board of selectmen for a term of up to three years effective on town election day May third, nineteen hundred and ninety-three, unless both positions are vacated at an earlier date.

SECTION 4. This act shall take effect upon its passage."

Under suspension of Rule 35, on motion of Mr. Healy of Charlemont, 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 authorizing the city of Newton to accept and act upon late application for classification as recreational land (printed as House, No. 5327) (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. Cohen of Newton, the bill was read a second and a third time forthwith; and it was passed to be engrossed, in concurrence.

A Bill to prevent youth and gang violence (Senate, No. 596, amended in section 1 by striking out the sentence contained in lines 74 to 77, inclusive, and inserting in place thereof the following sentence: "The commission shall work cooperatively with the secretary of economic affairs and the department of employment and training in meeting the requirements of this section."); in section 2 by striking out the sentence contained in lines 6 to 12, inclusive, and inserting in place thereof the following sentence: "Said fund shall consist of all revenues received by the commonwealth from public and private sources, including gifts, grants and donations, reimbursements, grants-in-aid or other receipts from the federal government, as well as any state appropriations."); and by striking out section 3) (reported on a petition), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Bills

Requiring the posting of identification numbers on homes, condominium complexes and business establishments (Senate, No. 986, amended by striking out all after the enacting clause and inserting in place thereof the following:

Buckland,—
treasurer/tax collector.

Newton,—
recreational land.

Youth and gang violence.

Homes, etc.,—identification numbers.
“Chapter 148 of the General Laws is hereby amended by adding the following section:

Section 59. Every building in the commonwealth, including, but not limited to, dwellings, apartment buildings, condominiums, and business establishments shall have affixed thereto a number representing the address of such building.

The telecommunications board shall cause such number and the address of such building to be entered into the electronic data base for use in enhanced 911 service as defined in section eighteen A of chapter six A.” (reported on a petition);

Relative to the qualifications and certification of inspectors of buildings, buildings commissioners and local inspectors (Senate, No. 1431) (reported on a petition);

Designating a certain baseball field in the city of Somerville as the Frank Oliveto, Jr. Baseball Field (Senate, No. 1438) (reported on a petition);

Establishing a funding schedule for the city of Medford retirement system (Senate, No. 1632) (reported on Senate, No. 1617) [Local Approval Received];

Exempting the position of director of veterans’ services of the city of Pittsfield from the civil service law (printed as House, No. 5527) (reported on a petition) [Local Approval Received]; and

Establishing a sick leave bank for a certain employee of the Department of Social Services (printed as House, No. 5779) (reported on a petition);

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

The following petition (having been returned to the Clerk of the Senate by the State Secretary, under Chapter 3 of the General Laws, with memorandum relative thereto) was referred, in concurrence, as follows:

A petition of Robert A. Durand, Patricia A. Walrath, Geoffrey D. Hall, Robert A. Antonioni, Nancy Achin Sullivan, William Constantino, Jr., Augusta Hornblower and others for legislation to create the Fort Devens development corporation, came from the Senate referred, under suspension of Joint Rules 12 and 9, to the committee on State Administration.

The House then concurred with the Senate in the suspension of said rules; and the petition (accompanied by bill, Senate, No. 1641) was referred, in concurrence, to the committee on State Administration.

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

Petition (accompanied by bill, Senate, No. 1637) of Patrick Mullen, Ruth Galary, John T. Haaland and William Q. MacLean, Jr. (by vote of the town) for legislation to further regulate the sale of alcoholic beverages in the town of Fairhaven. To the committee on Government Regulations.
Petition (accompanied by bill, Senate, No. 1638) of William Q. MacLean, Jr., for legislation to further regulate certain health facilities. To the committee on Health Care.

Petition (accompanied by bill, Senate, No. 1639) of Paul D. Harold and A. Stephen Tobin for legislation relative to the release of certain conservation restrictions on land in the city of Quincy. To the committee on State Administration.

Petition (accompanied by bill, Senate, No. 1640) of Frederick E. Berry and Jerahmiel Prost for legislation relative to certain contributions for the benefit of the Silver-Haired Legislature. To the committee on Taxation.

Reports of Committees.

By Mr. Serra of Boston, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of Raymond A. Jordan, Jr., James T. Brett, Nelson Merced, Byron Rushing and Marc D. Draisen for legislation to clarify tenancies after foreclosure of housing units. To the committee on Housing and Urban Development.

Petition (accompanied by bill) of Keith J. Harding relative to the enforcement of consumer protection laws by the Attorney General. To the committee on the Judiciary.

Petition (accompanied by bill) of Robert A. DeLeo (by vote of the town) for legislation to authorize the town of Winthrop to establish a retirement system funding schedule; and

Petition (accompanied by bill) of Edward M. Lambert, Jr., Albert Herren, Robert Correia and Thomas C. Norton for legislation to establish a sick leave bank for Jeff Rogers, an employee of the Department of Social Services; and

Petition (accompanied by bill) of Sally P. Kerans (by vote of the town) for legislation to authorize the town of Danvers to establish a retirement system funding schedule; Severally to the committee on Public Service.

Petition (accompanied by bill) of Peter Forman, Robert Kraus and Edward P. Kirby for legislation to authorize the Division of Capital Planning and Operations to acquire certain parcels of land in the towns of Kingston and Plymouth. To the committee on State Administration.

Petition (accompanied by bill) of Mary Jeanette Murray for legislation to designate a certain corner in the town of Hingham as Muzzi's Corner. To the committee on Transportation.

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

By Mr. McIntyre of New Bedford, for the committee on Criminal Justice, on Senate, No. 1504 and House, Nos. 1268, 1761 and 2142, an Order relative to authorizing the committee on Criminal Justice to make an investigation and study of certain Senate and House
documents concerning victims of violent crimes, the firearms laws
and the destruction of tombstones (House, No. 5825).

By the same member, for the same committee, on Senate, Nos. 119
and 167 and House, Nos. 515, 524, 1266, 1267, 1269, 1849, 2041,
2246, 3699, 4231, 4418 and 5158, an Order relative to authorizing
the committee on Criminal Justice to make an investigation and
study of certain Senate and House documents concerning drug
education programs, unauthorized use of motor vehicles, youthful
firearms offenders and other related matters (House, No. 5826).

By the same member, for the same committee, on House,
No. 3872, an Order relative to authorizing the committee on
Criminal Justice to make an investigation and study of a certain
House document concerning the penalty imposed on commissioners
of weights and measures for violations (House, No. 5827).

By Mr. Rushing of Boston, for the committee on Local Affairs,
on Senate, No. 883 and House, Nos. 34, 40, 1950, 1952 and 3758,
an Order relative to authorizing the committee on Local Affairs to
make an investigation and study of certain Senate and House
documents concerning financial procedures, bonded indebtedness of
cities, towns and districts (House, No. 5828).

By the same member, for the same committee, on Senate,
No. 1472 and House, No. 5458, an Order relative to authorizing the
committee on Local Affairs to make an investigation and study of
certain Senate and House documents concerning the submission of
city budgets by mayors to the city councils (House, No. 5829).

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

By Miss O'Brien of Easthampton, for the committee on Counties
on the part of the House, on Senate, Nos. 96, 98 and 1484, a Resolve
providing for an investigation and study by a special commission
relative to the direction and structure of county government in the
Commonwealth (House, No. 5830). Read; and referred, under Joint
Rule 29, to the committees on Rules of the two branches, acting
concurrently.

By Ms. Bump of Braintree, for the committee on Commerce and
Labor, on a petition, a Bill relative to tourist promotion agencies
(House, No. 5710).

By Mr. Mara of Brockton, for the committee on Insurance, on
Senate, Nos. 626, 642, 643, 649, 654, 656, 658, 668, 670, 671, 672,
673, 676, 679, 680, 682 and 690 and House, Nos. 376, 577, 754, 1316,
1317, 1323, 1324, 1509, 1921, 1922, 1923, 1924, 1925, 2470, 2471,
2477, 2478, 2482, 2483, 2489, 3030, 3036, 3039, 3044, 3048, 3376,
3377, 3743, 3746, 3927, 4509, 4688, 4689, 4690, 4691, 4692, 4892,
5059, 5060, 5063, 5184, 5279 and 5302, a Bill relative to restructuring
the automobile insurance system (House, No. 5818).

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

Rochester,—
recall
elections.

Millis,—
recall
officials.

Suffolk
County DA,—
election.

Louis Serino,—
sick leave
bank.

Dedham,—
charter.

By Mr. Finneran of Boston, for the committee on Ways and Means, that the Bill to require an identification system for the purchase of kegs of beer, ale or malt beverages (House, No. 2994) ought to pass with certain amendments. Placed in the Orders of the Day for the next sitting for a second reading, with the amendments pending.

By Mr. Moore of Uxbridge, for the committee on Election Laws, on a petition, a Bill providing for recall elections in the town of Rochester (printed as Senate, No. 1619) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill authorizing the town of Millis to recall elected officials (printed as Senate, No. 1620) [Local Approval Received].

By the same member, for the same committee, on House, No. 5467, a Bill relative to holding an election for the office of district attorney of Suffolk County (House, No. 5831).

By Mr. DiMasi of Boston, for the committee on the Judiciary, on a petition, a Bill relative to a certain probation officer of the Trial Court (House, No. 5776).

By Mrs. Kehoe of Dedham, for the committee on Local Affairs, on a petition, a Bill relative to the charter of the town of Dedham (House, No. 5756) [Local Approval Received].

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

Engrossed Bills.

Authorizing the city of Newton to accept and act upon late applications for classification as recreational land (see Senate bill printed as House, No. 5327); Relative to civil service placement for Stephen J. Ridge (see Senate bill printed as House, No. 5460); (Which severally originated in the Senate); Establishing a funding schedule for the Worcester County retirement system (see House, No. 5268); and Providing for the appointment of the treasurer of the town of Dalton (see House, No. 5683); (Which severally originated in the House); Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

The Senate Bill relative to the tax rate of the city of Lawrence (Senate, No. 1592), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time; and it was passed to be engrossed, in concurrence.

House bills
Authorizing the town of Cummington to pay certain unpaid bills (House, No. 5520);
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Authorizing the town of Yarmouth to appropriate a certain overlay deficit over a period of years (House, No. 5781);
Establishing a funding schedule for the town of Braintree retirement system (House, No. 5799) (its title having been changed by the committee on Bills in the Third Reading); and
Establishing a funding schedule for the city of Fall River retirement system (House, No. 5801) (its title having been changed by the committee on Bills in the Third Reading);
Severally reported by said committee to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Order.

On motion of Mr. Herren of Fall River, —

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

At twenty-nine minutes after eleven o'clock A.M., on motion of Mr. Blanchette of Lawrence (Mr. Voke of Chelsea being in the Chair), the House adjourned, to meet on Monday next at eleven o'clock A.M.
Met according to adjournment, at eleven o'clock A.M., with Mrs. Menard of Somerset in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

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

Gracious God, You have manifested Your confidence in us by making us stewards of the world and its resources, which You have created for our use. We, in turn, place our trust in You and in the values which You have made known to us. Grant us the wisdom to respond generously and intelligently to You and Your expectations. As elected representatives of the people, help us to build trust in each other and in our institutions. May we encourage others to use their talents wisely and to achieve their goals and destiny. By our commitment to high ideals and basic principles, may we build a stable and peaceful society.

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

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

Messages from His Honor the Lieutenant-Governor, Acting Governor.

A message from His Honor the Lieutenant-Governor, Acting Governor, recommending legislation 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. 5843) was filed in the office of the Clerk on Thursday, June 18.

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

A message from His Honor the Lieutenant-Governor, Acting Governor (under the provisions of Section 8 of Article LXXXIX of the Amendments to the Constitution) recommending legislation relative to conveying certain town owned land in the town of Medfield to the Medfield community development corporation (House, No. 5844) was filed in the office of the Clerk on Thursday, June 18.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Local Affairs. Sent to the Senate for concurrence.
A message from His Honor the Lieutenant-Governor, Acting Governor (under the provisions of Section 8 of Article LXXXIX of the Amendments to the Constitution) relative to an early retirement program for the city of Chelsea (House, No. 5845) was filed in the office of the Clerk on Thursday, June 18.

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

Statement Concerning Representative Caron of Springfield.

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 Caron of Springfield, will not be present in the House Chamber for today's sitting due to personal business in his district. Any roll calls that he may miss today will be due entirely to the reason stated.

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

Statement Concerning Representative Hodgkins of Lee.

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 Hodgkins of Lee, will not be present in the House Chamber for a portion of today's sitting due to his attendance at a funeral in his district. 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.

Guest of the House.

During consideration of the Orders of the Day, the Speaker declared a recess subject to the call of the Chair, there being no objection; and introduced Professor James Tate, a Professor of English at the University of Massachusetts at Amherst. The Speaker then presented Professor Tate with previously adopted Resolutions of the House of Representatives and congratulated him on winning the Pulitzer Prize for poetry for his 1991 book Selected Poems. He was the guest of the Speaker and Representative Story of Amherst.

Resolutions.

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

Resolutions (filed by Mr. Voke of Chelsea) commending John A. Bolzan, M.D., on the occasion of his retirement from the Quigley Memorial Hospital at the Chelsea Soldiers' Home;
Resolutions (filed by Mr. Voke of Chelsea) commending Ilga K. Dinbergs, M.D., on the occasion of her retirement from the Quigley Memorial Hospital at the Chelsea Soldiers' Home;

Resolutions (filed by Mr. Voke of Chelsea) commending Rene Perard, M.D., on the occasion of his retirement from the Quigley Memorial Hospital at the Chelsea Soldiers' Home;

Resolutions (filed by Mr. Voke of Chelsea) commending George B. Smithy, M.D., on the occasion of his retirement from the Quigley Memorial Hospital at the Chelsea Soldiers' Home;

Resolutions (filed by Mr. Brett of Boston) congratulating Patricia A. Welsh on the occasion of her retirement;

Resolutions (filed by Mr. Sullivan of Abington) congratulating Robert Donlan on the occasion of his retirement from the Abington Housing Authority;

Resolutions (filed by Mr. Sullivan of Abington) congratulating J. Kevin Smyth on the occasion of his retirement as Principal of the South School in the town of Holbrook;

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

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

Resolutions (filed by Speaker Flaherty of Cambridge) congratulating St. Paul Ame Church and the Hildebrand Family Self-help Center in Cambridge;

Resolutions (filed by Messrs. DeLeo of Winthrop and Reinstein of Revere) congratulating Bridget Ranno on the occasion of her seventy-fifth birthday;

Resolutions (filed by Messrs. Karol of Attleboro and Travis of Rehoboth) congratulating Robert L. Del Rosso on the occasion of his retirement; and

Resolutions (filed by Messrs. Manning of Milton and Galvin of Canton) honoring acting Fire Lieutenant Garrett P. Keane on the occasion of his retirement from the Randolph Fire Department;

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

Petitions.

Petitions severally were presented and referred as follows:

By Ms. Evans of Wayland, petition (accompanied by bill, House, No. 5839) of Nancy H. Evans (by vote of the town) for legislation to authorize the town of Wayland to release a certain conservation restriction; and
By Mr. Tarr of Gloucester, petition (accompanied by bill, House, No. 5840) of Bruce E. Tarr, Robert C. Buell and another (with the approval of the mayor and city council) for legislation to authorize the city of Gloucester to pay certain unpaid compensation to Fred J. Kyrouz;

Severally to the committee on Local Affairs.

By Mr. Businger of Brookline, petition (accompanied by bill, House, No. 5841) of Michael W. Merrill, John A. Businger, Lois G. Pines and others (by vote of the town) for legislation to exempt the position of chief of police of the town of Brookline from the provisions of civil service law. To the committee on Public Service.

Severally sent to the Senate for concurrence.

Mr. Tarr of Gloucester presented a petition (subject to Joint Rule 12) of Bruce E. Tarr, other members of the General Court and others relative to environmental responsibility and economic relief; and the same was referred, under Rule 24, to the committee on Rules.

Mrs. Menard of Somerset, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending that Joint Rule 12 be suspended. Under suspension of Rule 42, on motion of Ms. Gardner of Holliston, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Natural Resources and Agriculture. Sent to the Senate for concurrence.

Reports of Committees.

By Mrs. Menard of Somerset, for the committee on Rules, that Joint Rule 7B be suspended on the following petitions:

Petition (accompanied by bill) of Brion M. Cangiamila for legislation to authorize the town of Billerica to grant a permanent easement of certain town land located in the forest of said town. To the committee on Local Affairs.

Petition (accompanied by bill) of Brion M. Cangiamila for legislation to exempt certain clerical positions in the town of Billerica from provisions of the civil service law. To the committee on Public Service.

Under suspension of Rule 42, on motion of Mr. Cangiamila of Billerica, the reports were considered forthwith. Joint Rule 7B then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mrs. Menard of Somerset, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of Marie J. Parente and another relative to further regulating adoption agencies; and

Petition (accompanied by bill) of Marie J. Parente and another relative to requiring an annual audit of adoption agencies;

Severally to the committee on Human Services and Elderly Affairs.
Petition (accompanied by bill) of Salvatore F. DiMasi for legislation to exempt individual retirement and pension plans from the laws relating to insolvency. To the committee on the Judiciary.

Petition (accompanied by bill) of Barbara Gardner for legislation to authorize the Mendon-Upton Regional School District to convey a certain parcel of land to the town of Upton. To the committee on Local Affairs.

Petition (accompanied by bill) of John C. Bradford and William Q. MacLean, Jr., relative to the Mattapoisett River Valley Water Supply Advisory Committee. To the committee on Natural Resources and Agriculture.

Petition (accompanied by bill) of Michael P. Walsh relative to the taxation of certain retirement income. To the committee on Taxation.

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

By Ms. Buell of Greenfield, for the committee on Health Care, on House Nos. 351 and 1689, an Order relative to authorizing the committee on Health Care to make an investigation and study of certain House documents concerning reciprocity with Canada for the licensing of nurses (House, No. 5832).

By the same member, for the same committee, on House, No. 920, an Order relative to authorizing the committee on Health Care to make an investigation and study of a certain House document concerning the referral of patients by providers of health care (House, No. 5833).

By the same member, for the same committee, on House, Nos. 1496, 2066 and 2663, an Order relative to authorizing the committee on Health Care to make an investigation and study of certain House documents regulating the sale of tobacco products and the prohibition of smoking in pharmacies (House, No. 5834).

By the same member, for the same committee, on House, No. 5039, an Order relative to authorizing the committee on Health Care to make an investigation and study of a certain House document prohibiting experimentation upon human fetuses (House, No. 5835).

By the same member, for the same committee, on House, No. 5489, an Order relative to authorizing the committee on Health Care to make an investigation and study of a certain House document regulating forms for prescriptions (House, No. 5836).

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

By Mr. Finneran of Boston, for the committee on Ways and Means, that the Bill relative to tourist promotion agencies (House, No. 5710) ought to pass. Placed in the Orders of the Day for the next sitting for a second reading.

By Mr. Kollios of Millbury, for the committee on Human Services and Elderly Affairs, on Senate, No. 544 and House, Nos. 280 and 283, a Bill relative to former prisoners of war (House, No. 283).

By Mr. Karol of Attleboro, for the committee on Transportation, on a petition, a Bill designating a certain bridge in the town of Wareham as the Joseph R. Grassia Bridge (House, No. 5816).

By Mr. Finneran of Boston, for the committee on Ways and Means, on a petition, a Bill increasing the compensation to the town of Ludlow for the siting of the Hampden County Jail (House, No. 2785, changed by striking out, in lines 2 and 3, the words "human services" and inserting in place thereof the words "public safety") [Representative Lewis of Bridgewater dissenting].

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

Engrossed Bills.

Engrossed bills
Relative to the tax rate of the city of Lawrence (see Senate, No. 1592);
Authorizing the appointment of a treasurer/tax collector in the town of Buckland (see House, No. 5582, amended);
(Which severally originated in the Senate);
Relative to children born or diagnosed with mental retardation (see House, No. 744);
Increasing the term of loans of the Ashfield Water District (see House, No. 4911);
Relative to reduction in rank for certain public employees in the city of Maiden (see House, No. 5659); and
Establishing a funding schedule for the city of Lowell retirement system (see House, No. 5697);
(Which severally originated in the House);
Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

House bills
Relative to persons approved to assist family day care providers (House, No. 33);
Relative to the issuance of a real estate brokers license to William G. Riley (House, No. 2435);
Relative to the employment priorities for certain authorities (House, No. 3433);
Allowing employees of the Massachusetts Port Authority to be eligible for sound insulation programs (House, No. 3442);
Relative to home improvement loans (House, No. 5151);
Designating a certain portion of state highway Route 114 from the interstate 495 interchange in the city of Lawrence, through the towns of North Andover and Middleton to the Danvers town line as the Vietnam Veterans Memorial Highway (House, No. 5391,
Third Reading Bills.

Third reading bill amended.

Id.

Id.

Id.

Id.

changed) (its title having been changed by the committee on Bills in the Third Reading);

Authorizing the town of Edgartown to transfer property to the Edgartown Ferry, Inc. (House, No. 5463);

Relative to the power of the Pocumtuck Valley Memorial Association (House, No. 5481);

Providing for the construction of a Korean War Memorial (House, No. 5607);

Further regulating the classification into retirement groups of individuals employed by the Massachusetts Port Authority (House, No. 5767); and

Relative to the confidentiality of collective bargaining records in the public sector (House, No. 5770) (its title having been changed by the committee on Bills in the Third Reading);

Severally reported by said committee to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

The House Bill concerning management of “The James P. Cahen Medical Fund” (printed as Senate, No. 1467) was read a third time.

The committee on Bills in the Third Reading reported recommending that the bill be amended by substitution of a Bill relative to the appointment of certain trustees of a trust fund in the county of Dukes County (House, No. 5837), which was read.

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

The House Bill relative to the Massachusetts Bay Transportation Authority investment stimulation program (House, No. 2579, amended) was read a third time.

The committee on Bills in the Third Reading reported recommending that the bill be amended by substitution of a Bill relative to a program to assist certain small businesses in areas affected by transportation enhancement activities of the Massachusetts Bay Transportation Authority (House, No. 5838), which was read.

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

The House Bill relative to borrowing by the Salem and Beverly Water Supply Board (House, No. 5343) 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. 5343, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill authorizing the town of Wilmington to borrow money to pay a certain judgment (House, No. 5688) 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. 5842), which was read.

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

The House Bill to amend certain provisions of the General Laws relating to mechanics liens for labor and materials (House, No. 3383) was ordered to a third reading.

Senate bills
Requiring the posting of identification numbers on homes, condominium complexes and business establishments (Senate, No. 986, amended);
Relative to the qualifications and certification of inspectors of buildings, building commissioners and local inspectors (Senate, No. 1431);
Designating a certain baseball field in the city of Somerville as the Frank Oliveto, Jr. Baseball Field (Senate, No. 1438);
To establish a funding schedule for the city of Medford retirement system (Senate, No. 1632);
Exempting the position of director of veterans’ services of the city of Pittsfield from the civil service law (printed as House, No. 5527);
and
Establishing a sick leave bank for a certain employee of the Department of Social Services (printed as House, No. 5779); and
House bills
Providing for recall elections in the town of Rochester (printed as Senate, No. 1619);
Authorizing the town of Millis to recall elected officials (printed as Senate, No. 1620);
Relative to the charter of the town of Dedham (House, No. 5756); and
Relative to a certain probation officer of the Trial Court (House, No. 5776);
Severally were read a second time; and they were ordered to a third reading.

The House Bill to require an identification system for the purchase of kegs of beer, ale or malt beverages (House, No. 2994) was read a second time.

The amendments previously recommended by the committee on Ways and Means, — that the bill be amended by striking out section 2 and inserting in place thereof the following section:

"SECTION 2. Chapter 138 of the General Laws is hereby amended by inserting after section fifteen B, the following section:

Section 15C. The commission shall promulgate rules and regulations providing for an identification system for the retail sale of kegs of beer, ale and malt beverages. Such identification system shall include the following requirements: (1) a numbered band, issued by the Commission, which shall be affixed to the keg,
Second reading bill amended. containing the name and address of the licensee; (2) said licensee shall maintain a book which shall contain the keg band number, the name, address, date of birth, motor vehicle operator license number and state in which it was issued, of the purchaser of a keg of beer, ale or malt beverage. Said book shall at all times be kept on the licensed premises and be considered confidential except for inspection by the local police department or licensing board of the Commission; (3) a mandatory deposit on the sale of each keg in the amount of fifty dollars. Such deposit shall be redeemed by the purchaser only when such keg is returned to the licensee with the correctly numbered band properly attached thereon. The licensee shall not be required to return said deposit to the purchaser after thirty days from the date of the purchase; provided, however, that said licensee shall retain ten dollars from said deposit and shall forward the remaining forty dollars to the General Fund.”; and by striking out section 3, — were adopted.

The bill (House, No. 2994, amended) then was ordered to a third reading.

Dogs and cats,—vaccinations. The House Bill relative to the vaccination of dogs and cats against rabies (House, No. 5610) (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, Mrs. McKenna of Holden moved that it be amended by adding at the end thereof the following two paragraphs:

“The provisions of this section shall not apply to dogs or cats housed in a research institution.

Whoever violates the provisions of this section shall be punished by a fine of not more than fifty dollars.”.

The amendment was adopted; and the bill (House, No. 5610, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Recess. At twenty-one minutes after eleven o’clock A.M., on motion of Mr. Cox of Lowell (Mrs. Menard of Somerset being in the Chair), the House recessed until the hour of one o’clock P.M.; and at that time the House was called to order with the Speaker in the Chair.

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

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 127 members were recorded as being in attendance.

[See Yea and Nay No. 200 in Supplement.] Therefore a quorum was present.
The House Bill authorizing the establishment of residents only parking areas in the town of Falmouth (printed in House, No. 5734) (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. Turkington of Falmouth moved that it be amended by adding at the end thereof the following section:

"SECTION 5. This act shall take effect upon its passage."

The amendment was adopted; and the bill (printed in House, No. 5734, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill relative to dissolution of the Plymouth-Carver Regional School District (House, No. 530) was considered.

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

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

Pending the question on the motion to discharge the committee, further consideration thereof was postponed, on motion of the same member, until 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.

Senate bills
Clarifying health insurance coverage for public school teachers (Senate, No. 641); and
Providing for the creation and operation of business improvement districts (Senate, No. 1573); Severally were ordered to a third reading.

The House Bill relative to holding an election for the office of district attorney of Suffolk County (House, No. 5831) was read a second time; and after debate it was ordered to a third reading.
Order.

On motion of Mr. Voke of Chelsea, —

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

Mr. Magnani of Framingham then moved that the House adjourn; and the motion prevailed. Accordingly, without further consideration of the remaining matters in the Orders of the Day, at nineteen minutes before two o'clock P.M. (the Speaker being in the Chair), the House adjourned, to meet on Wednesday next at eleven o'clock A.M.
Wednesday, June 24, 1992.

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

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

Lord God, we pause for a moment of prayer to express our thanks to You for the material and spiritual blessings and gifts which You bestow upon us daily. We are grateful, too, for the wisdom and courage which You give us as we struggle to make sound decisions and ethical choices. We look to You for the guidance to propose legislative programs and the capacity to articulate to the electorate the legislative options which are available to society. Help us to propose values and principles which strengthen our communities and offer hope to the people whom we represent.

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

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

Message from His Honor the Lieutenant-Governor, Acting Governor.

A message from His Honor the Lieutenant-Governor, Acting Governor, recommending legislation relative to increasing the penalties for operating a motor vehicle while under the influence of alcohol to further protect the public safety (House, No. 5863) was filed in the office of the Clerk on Tuesday, June 16.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, as follows:

So much as relates to sections 1, 26, 27, 28, 29, 33, 34, 35, 36 and 37, — to the committee on Criminal Justice;

So much as relates to sections 24 and 25, — to the committee on Government Regulations;

So much as relates to section 23, — to the committee on Health Care;

So much as relates to section 2, — to the committee on the Judiciary; and

So much as relates to sections 3 to 22, inclusive, and sections 30, 31 and 32, — to the committee on Public Safety.

Sent to the Senate for concurrence.

Statement Concerning Representative Dempsey of Haverhill.

During consideration of the Orders of the Day, Mr. Voke of Chelsea asked unanimous consent to make a statement; and, there being no objection, he addressed the House as follows:
MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Dempsey of Haverhill, will not be present in the House Chamber for today's sitting due to illness. Any roll calls that he may miss today will be due entirely to the reason stated.

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

Guest of the House.

During consideration of the Orders of the Day, the Chair (Mrs. Menard) declared a recess subject to the call of the Chair, there being no objection; and introduced House Page ‘Chip’ Zigulis. Mrs. Menard congratulated ‘Chip’ for his outstanding performance at the Massachusetts Special Olympics which were held June 19, 20 and 21 at Boston College where twenty-four hundred athletes competed in the games. He was awarded a Silver Medal for the Men’s Doubles Tennis Match and a Bronze Medal for the Men’s Singles Tennis Match. Chip was given a standing ovation by the members of the House.

Resolutions.

Resolutions (filed with the Clerk by Mr. Tolman of Watertown) congratulating Stephen E. Neel for his years of outstanding service to the community and for his appointment as an Associate Justice of the Superior Court, were referred, under Rule 85, to the committee on Rules.

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

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

Resolutions (filed by Mr. DeLeo of Winthrop) memorializing the President of the United States to help to alleviate the crushing financial burden on the rate payers of the Massachusetts Water Resources Authority by participating in a substantial way in the funding of the Boston Harbor cleanup; and

Resolutions (filed by Mr. Rushing of Boston) relating to ongoing violence connected with apartheid in South Africa;

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

Order.

An Order (filed this day by Speaker Flaherty of Cambridge) relative to the appointment of a special committee of the House to
make an investigation and study of health and other services and
the conditions of confinement for females incarcerated at the
Massachusetts Correctional Institution in the town of Framingham
(House, No. 5873) 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.

Petitions.

A petition (accompanied by bill, House, No. 5862) of Byron
Rushing, Shirley Owens-Hicks, Gloria L. Fox and Nelson Merced
for legislation to establish a new city of the Commonwealth from
various precincts of the city of Boston (having been returned by the
State Secretary, under the provisions of Chapter 3 of the General
Laws with statement relative thereto) was referred, under Rule 24,
to the committee on Local Affairs. Sent to the Senate for
concurrence.

Petitions severally were presented and referred as follows:

By Mr. Businger of Brookline, petition (accompanied by bill,
House, No. 5870) of Michael W. Merrill, John A. Businger, Lois G.
Pines and others (by vote of the town) for legislation to exempt
certain school department positions in the town of Brookline from
the provisions of civil service. To the committee on Public Service.

By Mr. Kollios of Millbury, petition (accompanied by bill, House,
No. 5871) of Paul Kollios (by vote of the town) for legislation to
exempt the transfer of a certain parcel of land in the town of Oxford
from certain bidding laws. To the committee on State
Administration.

Severally sent to the Senate for concurrence.

Mr. Caron of Springfield presented a petition (subject to Joint
Rule 12) of Paul E. Caron, James P. Jajuga and Emile J. Goguen
for legislation to authorize the Department of Public Safety to
promulgate rules and regulations regulating bungee jumping; and
the same was referred, under Rule 24, to the committee on Rules.

Mr. Serra of Boston, for the committee on Rules and the
committees on Rules of the two branches, acting concurrently, then
reported recommending that Joint Rule 12 be suspended. Under
suspension of Rule 42, on motion of Mr. Caron, the report was
considered forthwith. Joint Rule 12 was suspended; and the petition
(accompanied by bill) was referred to the committee on Public
Safety. Sent to the Senate for concurrence.

Mr. Karol of Attleboro presented a petition (subject to Joint
Rule 12) of Stephen J. Karol and Robert A. Havern for legislation
to require towns to notify the Department of Public Works upon
study of
the treatment.
excavation of a state highway; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Serra of Boston, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending that Joint Rule 12 be suspended. Under suspension of Rule 42, on motion of Mr. Caron of Springfield, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Transportation. Sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Blute of Shrewsbury, petition (subject to Joint Rule 12) of Peter I. Blute for legislation to authorize the Division of Capital Planning and Operations to grant easements over certain public access boating facilities in the town of Shrewsbury.

By Ms. Brenton of Burlington (by request), petition (subject to Joint Rule 12) of L. R. Chaple, Jr., for legislation to authorize the use of military identification cards for the purchase of alcoholic beverages.

By Ms. Bump of Braintree, petition (subject to Joint Rule 12) of Suzanne M. Bump relative to apprentice training.

By Mr. Caron of Springfield, petition (subject to Joint Rule 12) of Paul E. Caron and Mary Jane Gibson relative to the requirements for reports of injured children.

By the same member, petition (subject to Joint Rule 12) of Paul E. Caron and James P. Jajuga relative to motor vehicle theft in the Commonwealth.

By Mr. DeLeo of Winthrop, petition (subject to Joint Rule 12) of Robert A. DeLeo for legislation to authorize the Governor of the Commonwealth to issue annually a proclamation declaring the week including June fourteenth as Americanism Week.

By Ms. Gibson of Belmont, petition (subject to Joint Rule 12) of Mary Jane Gibson, Byron Rushing, Douglas W. Petersen, Paul E. Caron, Kevin Poirier and others relative to the liability of certain charitable corporations.

By the same member, petition (subject to Joint Rule 12) of Mary Jane Gibson, Byron Rushing, Douglas W. Petersen, Paul E. Caron, Kevin Poirier and others relative to the liability of certain charitable organizations.

By Mr. Hawke of Gardner (by request), petition (subject to Joint Rule 12) of Anthony F. Wolski and another for legislation to permit the use of crossbows for hunting by certain handicapped persons.

By Mr. Hodgkins of Lee, petition (subject to Joint Rule 12) of Christopher J. Hodgkins relative to licenses issued to firemen and engineers.

By the same member, petition (subject to Joint Rule 12) of Christopher J. Hodgkins for legislation to restrict the number of annual rent increases by certain housing authorities.
By Mr. Hynes of Marshfield, petition (subject to Joint Rule 12) of Frank M. Hynes relative to medical examinations for health insurance coverage.

By Mr. Lawless of Orleans (by request), petition (subject to Joint Rule 12) of Keith A. Bergman (by vote of the town) for legislation to exempt the Fine Arts Work Center of the town of Provincetown from taxation.

By Mrs. McKenna of Holden, petition (subject to Joint Rule 12) of Mary Jane McKenna relative to the fee for retired licensed professional engineers or land surveyors.

By Mr. Pacheco of Taunton, petition (subject to Joint Rule 12) of Marc R. Pacheco relative to workers' compensation agreements.

By Mr. Sullivan of Abington (by request), petition (subject to Joint Rule 12) of Christopher Sabella for legislation to authorize the Commissioner of the Department of Public Health to establish procedures for the regulation of persons performing tattooing.

By Mr. Tarr of Gloucester, petition (subject to Joint Rule 12) of Bruce E. Tarr, Thomas G. Palumbo, Robert C. Buell and Forrester A. Clark, Jr., relative to certain mosquito control projects.

By Mr. Turkington of Falmouth, petition (subject to Joint Rule 12) of Eric Turkington, Henri S. Rauschenbach and another (by vote of the town) for legislation to authorize the town of Nantucket and Nantucket County to adopt a consolidated charter.

By Mr. Walsh of Agawam, petition (subject to Joint Rule 12) of Michael P. Walsh for legislation to repeal the law requiring stopped motor vehicles to discontinue engine operation.

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

Papers from the Senate.

A Bill authorizing the town of Fairhaven to issue an additional license for the sale of alcoholic beverages to be drunk on the premises (Senate, No. 1637) (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. 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.

A Bill expanding the size of the investment committee of the State Employees and Teachers' Retirement system (Senate, No. 1578) (reported on Senate, No. 1064), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

A report of the committee on Banks and Banking, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 1600) of Edward L. Burke for legislation relative to recording of certain notices of a foreclosure sale, and recommending that the same be referred to the committee on the
Mansfield,— land conveyance.

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 Barbara C. Hyland and William R. Keating for legislation to authorize the Division of Capital Planning and Operations to convey certain land in the town of Mansfield. Under suspension of Rule 42, on motion of Ms. Hyland of Foxborough, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on State Administration. Sent to the Senate for concurrence.

Rental security deposits.

Training schools.

Notaries public.

Lowell,— easements.

By Mr. Serra of Boston, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of Robert S. Mathieson relative to interest paid on rental security deposits. To the committee on Commerce and Labor.

Petition (accompanied by bill) of Jacqueline Lewis relative to training schools. To the committee on Education, Arts and Humanities.

Petition (accompanied by bill) of Stanley W. Colten relative to residency requirements for notaries public. To the committee on the Judiciary.

Petition (accompanied by bill) of John F. Cox, Susan F. Rourke, Edward A. LeLacheur, Nancy Achin Sullivan and another relative to authorizing the Division of Capital Planning and Operations to grant easements over certain parcels of land located in the city of Lowell. To the committee on State Administration.

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

Children,— lead poisoning.

By Ms. Buell of Greenfield, for the committee on Health Care, asking to be discharged from further consideration of part of the petition (section 8) (accompanied by bill, House, No. 5514) of Patricia D. Jehlen relative to the reduction and prevention of childhood lead poisoning, — and recommending that the same be referred to the committee on the Judiciary. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Local road projects.

By Mr. Karol of Attleboro, for the committee on Transportation, on House, No. 2578, an Order relative to authorizing the committee on Transportation to make an investigation and study of a certain House document concerning one hundred percent funding by the
Commonwealth for projects on certain local roads (House, No. 5864). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

By Mr. McIntyre of New Bedford, for the committee on Criminal Justice, on Senate, No. 118, a Bill to promote the effective management of the Massachusetts criminal justice system (House, No. 5865) [Representative Krekorian of Reading dissenting].

By Mr. Kollios of Millbury, for the committee on Human Services and Elderly Affairs, on House, No. 4685, a Resolve creating a special commission to study and investigate the benefits of amending commitment standards for persons with mental illness (House, No. 5866).

By Ms. Kerans of Danvers, for the same committee, on a petition, a Bill relative to providing oversight and monitoring of the care of certain citizens of the Commonwealth (House, No. 4682).

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

By Mr. Caron of Springfield, for the committee on Public Safety, on a petition, a Bill relative to the care of pregnant women in correctional facilities (House, No. 5214).

By the same member, for the same committee, on a petition, a Bill relative to the money received by sheriffs to operate county jails and houses of correction (House, No. 5297).

Severally read; and referred, under Rule 33, to the committee on Counties on the part of the House.

By Ms. Buell of Greenfield, for the committee on Health Care, on Senate, Nos. 464 and 482 and House, Nos. 1125, 1129, 1884, 2067, 2068, 2069, 2070, 2071, 2270, 2820, 3009, 3010, 3724, 3727, 3906, 4254, 4489, 4490, 4664, 4665, 4666, 4667, 4668, 4874, 4875, 5036, 5037, 5038, 5468, and on the residue of House, No. 5514, a Bill to amend the lead paint statutes (House, No. 5867) [Representative Jehlen of Somerville dissenting].

By Mrs. Parente of Milford, for the committee on Human Services and Elderly Affairs, on Senate, No. 612 and House, Nos. 280, 282, 570, 2467 and 4680, a Bill relative to the wartime service of those members of the American Merchant Marine who served during World War II (House, No. 282).

By Mr. Hodgkins of Lee, for the committee on State Administration, on a petition, a Bill establishing a system of newspaper recycling for the State House (House, No. 1408).

By the same member, for the same committee, on a petition, a Bill to require legislative approval of all privatization plans (House, No. 5496) [Representative Brenton of Burlington dissenting].

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

Engrossed bills
Relative to the Martha’s Vineyard Commission (see Senate, No. 890);
Relative to the board of selectmen in the town of Dartmouth (see House, No. 5512, amended);
(Which severally originated in the Senate);
Establishing a funding schedule for the city of Springfield retirement system (see House, No. 5509); and
Establishing a funding schedule for the city of Fall River retirement system (see House, No. 5801);
(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 Orleans to convey a certain parcel of conservation land (see House, No. 5084) (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 137 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 201 in Supplement.]

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

Orders of the Day.

Senate bills
Requiring the posting of identification numbers on homes, condominium complexes and business establishments (Senate, No. 986, amended);
Establishing the Quincy 2000 Corporation (Senate, No. 1501);
Establishing a funding schedule for the retirement system of the city of Medford (Senate, No. 1632) (its title having been changed by the committee on Bills in the Third Reading); and
Establishing a sick leave bank for a certain employee of the Department of Social Services (printed as House, No. 5779);
Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed, in concurrence.

House bills
Relative to the modification of child support (House, No. 1334) (its title having been changed by the committee on Bills in the Third Reading);
Further defining the best interests of the child in determining custody (House, No. 1335) (its title having been changed by the committee on Bills in the Third Reading);
To provide for the reimbursement for certified registered nurse anesthetist services (House, No. 1518, amended);
Authorizing the town of Medway to grant certain easements (House, No. 5314);
Relative to the Community Development Block Grant (House, No. 5665);
Further regulating elections in the city of Newburyport (House, No. 5679);
Establishing a department of public works in the town of Westwood (House, No. 5682); and
Establishing a funding schedule for the retirement system of the city of New Bedford (House, No. 5798) (its title having been changed by the committee on Bills in the Third Reading);
Severally reported by said committee to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

The Senate Bill exempting development of Woodsom Farm design and construction bid procedures (Senate, No. 881, changed) was read a third time.
The committee on Bills in the Third Reading reported recommending that the bill be amended by substitution of a Bill relative to the development of the Woodsom Farm in the town of Amesbury (House, No. 5868), which was read.
The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

The Senate Bill establishing three year terms of office for members of the board of public works for the town of Fairhaven (Senate, No. 887) was read a third time.
The committee on Bills in the Third Reading reported recommending that the bill be amended by substitution of a Bill relative to the board of public works of the town of Fairhaven (House, No. 5869), which was read.
The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill relative to the penalties for driving an uninsured vehicle (House, No. 3332) 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. 3332, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill relative to tourist promotion agencies (House, No. 5710) was read a second time; and it was ordered to a third reading.
Under suspension of the rules, on motion of Mr. Cox of Lowell,
the bill (reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time forthwith; and it was passed to be engrossed. Sent to the Senate for concurrence.

House bills
Relative to former prisoners of war (House, No. 283); and
Designating a certain bridge in the town of Wareham as the Joseph R. Grassia Bridge (House, No. 5816);
Severally were read a second time; and they were ordered to a third reading.

The House Bill relative to the operation of commercial auto schools (House, No. 151) (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. Cahir of Bourne moved that it be amended by adding at the end thereof the following section:

"SECTION 2. The provisions of sections five to eleven, inclusive, of chapter one hundred and thirty-six of the General Laws, except as provided in section fourteen, shall not apply to July fourth, nineteen hundred and ninety-two. Any retail establishment which operates on said July fourth, nineteen hundred and ninety-two shall pay to those employees working on said day, time and one-half, or such larger sum as may be determined by contract; such work shall be voluntary and refusal to work for any retail establishment on such legal holiday shall not be grounds for discrimination, dismissal, discharge, reduction in hours, or any other penalty. The provisions of this paragraph shall be enforced by the department of labor and industries. The provisions of section one hundred and eighty A of Chapter one hundred and forty-nine shall apply to any violation of this section;", by inserting before the enacting clause the following emergency preamble:

"Whereas, The deferred operation of this act would tend to defeat its purpose, which is to immediately allow for the operating of certain establishments on July fourth, nineteen hundred and ninety-two, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.", and by striking out the title (as changed by the committee on Bills in the Third Reading) and inserting in place thereof the following title: "An Act relative to the operation of certain establishments on Sundays and holidays."

The amendments were adopted; and the bill (House, No. 151, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill relative to holding an election for the office of district attorney of Suffolk County (House, No. 5831) 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.

Pending the question on passing the bill to be engrossed, Mr. Moore of Uxbridge moved that it be amended by substitution of a Bill relative to holding elections for vacancies for certain county offices (House, No. 5872), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. The same member moved that this vote be reconsidered; and, there being no objection, the motion to reconsider was considered forthwith and it was negatived. Sent to the Senate for concurrence.

At a quarter before twelve o'clock noon, on motion of Ms. Tracy of Boston (Mr. Serra of Boston being in the Chair), the House recessed until the hour of one o'clock P.M.; and at four minutes after one o'clock the House was called to order with Mrs. Menard of Somerset in the Chair.

The House Bill concerning adoption consents in the Commonwealth (House, No. 1333) 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 the prevention of pollution from illegal connections to storm drains and sewers (House, No. 2701) 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.

Pending the question on passing the bill to be engrossed, Ms. Tracy of Boston moved that it be amended by striking out all after the enacting clause and inserting in place thereof the following:

"Chapter 83 of the General Laws is hereby amended by inserting after section 10 the following section: —

Section 10A. In any city, town or sewer district which accepts the provisions of this section, upon the sale or transfer of any building served thereby, the seller or transferor shall have a test performed by the appropriate department, including a dye test, to determine if there are any improper discharge of contaminants from sanitary and drain connections and to determine conformance with the sewer use regulations of the city, town or sewer district. Said department shall issue certificates of the results of such tests; provided, however, that if there has been a prior test as evidenced by such certificates, a further test shall not be required. The costs of the tests shall be borne by the seller or transferor."

The amendment was adopted; and the bill (House, No. 2701,
The House Bill relative to dissolution of the Plymouth-Carver Regional School District (House, No. 530) was considered. Pending the question on ordering the bill to a third reading, further consideration thereof was postponed, on motion of Mr. Forman of Plymouth, until after disposition of the remaining matters in the Orders of the Day.

The motion of Mr. Businger of Brookline, that the committee on Ways and Means be discharged from further consideration of the House Bill conforming the General Laws to the Constitutional amendment abolishing the state census (House, No. 3355) was considered. Pending the question on the motion to discharge the committee, Mr. Businger of Brookline moved that further consideration thereof be postponed until Monday, June 29; and after remarks the motion to postpone prevailed.

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. Teague of Yarmouth, until after disposition of the remaining matters in the Orders of the Day.

The House Bill increasing the compensation to the town of Ludlow for the siting of the Hampden County Jail (House, No. 2785, changed) was read a second time. Pending the question on ordering the bill to a third reading, Mrs. Lewis of Bridgewater moved that it be amended by striking out all after the enacting clause and inserting in place thereof the following:

"The treasurer of the commonwealth is hereby authorized and directed to expend the sum of twenty million dollars for payments to each city and town in the commonwealth pursuant to section 17 of chapter 58 of the Massachusetts General Laws."

The amendment was adopted; and the bill (House, No. 2785, changed and amended) was ordered to a third reading.

Order.

An Order (filed this day by Mr. Voke of Chelsea) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently.

Ordered, That, notwithstanding the provisions of Joint Rule 10, joint standing committees and the committees on Rules of the two branches, acting concurrently, be granted until Wednesday, September 30, within which to make reports on all matters referred to them.

Mr. Voke, for the committees on Rules, then reported that the
order ought to be adopted. Under suspension of Rule 42, on motion of the same member, the order was considered forthwith.

After debate on the question on adoption of the order, at one minute before two o'clock P.M., the Chair (Mrs. Menard of Somerset) declared a recess subject to the call of the Chair, there being no objection; and at sixteen minutes after two o'clock (the Joint Session having recessed), the House was called to order with Mrs. Menard in the Chair.

After remarks on the question on adoption of the order, the sense of the House was taken by yeas and nays, at the request of Mr. Teague of Yarmouth; and on the roll call 119 members voted in the affirmative and 31 in the negative.

[See Yea and Nay No. 202 in Supplement.]

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

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

At two o'clock P.M., pursuant to assignment, the two Houses met in joint session.

and were called to order by the Honorable William M. Bulger, President of the Senate.

Mr. Lionett of Worcester asked unanimous consent that Item No. 1, a Proposal for an Initiative Amendment to the 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 (see House, No. 4000), be discharged from its position at the end of the calendar, to be considered forthwith; but objection was made thereto.

Mr. Boverini moved that the joint session stand in recess until Wednesday, July 8, at the hour of two o'clock P.M.; and this motion prevailed.

Mr. Locke doubted this vote and asked for a call of the yeas and nays on the question of postponement; and, an insufficient number having joined with him in this request, the yeas and nays were not ordered.

The President declared the joint session in recess. Mr. Locke further doubted the vote. The President stated that under the rules, the vote had previously been determined.

At fourteen minutes past two o'clock P.M., without action on the matters duly and constitutionally assigned for consideration, the joint session was recessed until two o'clock P.M. on Wednesday, July 8, and the Senate withdrew from the House Chamber under escort of the Sergeant-at-Arms.
Recess.

At twenty-eight minutes before three o'clock P.M., the Chair (Mrs. Menard of Somerset) declared a recess subject to the call of the Chair, there being no objection; and at one minute before three o'clock the House was called to order with Mr. Serra of Boston in the Chair.

Order.

On motion of Mrs. Menard of Somerset, —

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

Mr. Ruane of Salem then moved that the House adjourn; and the motion prevailed. Accordingly, without further consideration of the remaining matters in the Orders of the Day, at five minutes after three o'clock P.M. (Mr. Serra of Boston being in the Chair), the House adjourned, to meet tomorrow at eleven o'clock A.M., in an Informal Session.
Thursday, June 25, 1992.

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

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

Eternal God, the Ultimate Source of Goodness and Compassion, we humbly ask for the spiritual strength to remain faithful to You and Your ways. Guide us as we select legislative programs and options which enhance human dignity and the human and civil rights of others. In our pluralistic society, with a diversity of cultures, values and philosophies, help us to remain committed to our own values and beliefs. May the principles which guide our daily choices remain deeply rooted in our minds and hearts.

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

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

Resolutions.

Resolutions (filed with the Clerk by Mr. Thompson of Cambridge) congratulating Stride Rite Corporation on being chosen the nineteen hundred and ninety-two Boston Business Journal’s Company of the Year, were referred, under Rule 85, to the committee on Rules.

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

Papers from the Senate.

A message from the His Excellency the Governor (under the provisions of Article LXXXIX of the Amendments to the Constitution) recommending legislation to temporarily extend the fiscal year 1992 budget for the town of Weymouth (Senate, No. 1644) was referred, in concurrence, to the committee on Local Affairs.

Further regulating the licensing of pipefitters and refrigeration technicians (Senate, No. 371, amended by adding at the end thereof the following section:

Pipefitters and refrigeration technicians,
"SECTION 2. A person who was not required to be licensed pursuant to section eighty-five of chapter one hundred and forty-six of the General Laws and who shall submit satisfactory proof to the bureau of pipefitters, refrigeration technicians and sprinkler fitters that such person has been actively engaged in the pipefitting industry for a period of four years prior to the effective date of this act and who has applied for a license within one year of the effective date of this act, shall not be required to pass a written, oral or practical examination and shall be issued a master pipefitter's license upon payment of the applicable fee. A person who was not required to be licensed pursuant to said section eighty-five of said chapter one hundred and forty-six and who shall submit satisfactory proof to the bureau of pipefitters, refrigeration technicians and sprinkler fitters that such person has been actively engaged in the pipefitting industry for a period of three years prior to the effective date of this act, shall not be required to pass a written, oral or practical examination and shall be issued a journeyman's pipefitter license upon payment of the applicable fee; provided, however, that for the purposes of this section, completion of an apprentice training program by such persons shall not be required. Any proof required to be submitted hereunder shall be accompanied by a statement that such information has been submitted under the pains and penalties of perjury.") (reported on a petition);

Relative to evidentiary proceedings of certain persons conducting accountant's quality reviews (Senate, No. 810) (reported on a petition); and

Prohibiting bullfighting (Senate, No. 962) (reported on a petition);

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

Reports of Committees.

By Mr. Rushing of Boston, for the committee on Local Affairs, on a message from His Excellency the Governor, a Bill relative to validating the acts and proceedings of the annual and special town meetings held on May fifth, nineteen hundred and ninety-two and continued on May sixth, nineteen hundred and ninety-two in the town of Topsfield (printed in House, No. 5749), which was read. Under suspension of the rules, on motion of Mr. Clark of Hamilton, 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 Senate, Nos. 1088, 1116 and 1117 and House, Nos. 981, 991, 993, 1005, 1006, 1210, 1212, 1213, 1214, 1215, 1375, 1588, 1974, 2176, 2178, 2183, 2540, 2714, 2878, 2879, 3081, 3284, 3287, 3289, 3784, 3786, 3788, 3789, 3986, 4303, 4308, 4310, 4312, 4318, 4333,
4338, 4347, 4349, 4351, 4587, 4750 and 5503, an Order relative to authorizing the committee on Public Service to make an investigation and study of certain Senate and House documents concerning retirement rights of all public employees, elected officials and other related matters (House, No. 5874).

By the same member, for the same committee, on Senate, No. 1110 and House, Nos. 183, 185, 426, 978, 997, 1580, 1589, 1766, 1767, 1782, 2148, 2154, 2159, 2160, 2164, 2190, 2193, 2366, 2533, 2546, 2718, 3640, 3782, 3985, 4176, 4178, 4317, 4323, 4324, 4352, 4585, 4936, 5108, 5109, 5113, 5114 and 5118, an Order relative to authorizing the committee on Public Service to make an investigation and study of certain Senate and House documents concerning indemnification, conduct and salaries of certain public employees and other related matters (House, No. 5875). Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Mr. Serra of Boston, for the committees on Rules of the two branches, acting concurrently, on the Order relative to authorizing the committee on Government Regulations to make an investigation and study of certain House documents concerning the licensing of occupations and professions in the Commonwealth (House, No. 5792), reports, in part, a Bill to promote the economic development of interior designers (House, No. 2811).

By Mr. Hodgkins of Lee, for the committee on State Administration, on a petition, a 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). Severally read; and referred, under Rule 33, to the committee on Ways and Means.

By Mr. Rushing of Boston, for the committee on Local Affairs, on a petition, a Bill authorizing the town of Lynnfield to expend a certain fund (House, No. 5754) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill authorizing the town of Westford to borrow money to update its comprehensive master plan (House, No. 5755) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill providing for the appointment of cemetery commissioners in the town of Sutton (House, No. 5757) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill relative to the special fund for the propagation, cultivation and study of shellfish of the town of Nantucket (House, No. 5758) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill authorizing the town of Nantucket to construct a channel from each of its great ponds to the ocean (House, No. 5763) [Local Approval Received].
By the same member, for the same committee, on a petition, a Bill authorizing the town of Chilmark to convey an interest in certain conservation land (House, No. 5764, changed in section 1 by inserting after the word "selectmen," in line 2, the words "subject to the approval of the secretary of environmental affairs,") [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill authorizing the town of Harwich to pay a certain unpaid bill (House, No. 5787) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill authorizing the town of Orleans to adopt a certain by-law relative to the upgrading of septic systems (House, No. 5788) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill relative to the charter of the city of Newton (House, No. 5789) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill relative to the charter of the city of Newton (House, No. 5790) [Local Approval Received].

By Mr. Cahir of Bourne, for the same committee, on a petition, a Bill authorizing the town of Barnstable to dispose of a certain parcel of land (House, No. 5794, changed by striking out, after the figures "151", in lines 22 to 26, inclusive, the following: "; and said town is hereby authorized to borrow the sum of $375,000 under the provisions of clause (3) of section seven of chapter forty-four of the General Laws, which sum may be paid as consideration in addition to the five acre parcel of land authorized to be conveyed above") [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill authorizing the board of assessors of the town of Barnstable to assess betterments for less than twenty years (House, No. 5795) [Local Approval Received].

By Mr. Blanchette of Lawrence, for the committee on Public Service, on a petition, a Bill relative to the retirement contributions of John Sheehan, a member of the Cambridge retirement system (House, No. 5649) [Local Approval Received].

By the same member, for the same committee, on petition, on House No 5821, a Bill to establish a funding schedule for the city of Taunton retirement system (House, No. 5876) [Local Approval Received].

By Mr. Petersen of Marblehead, for the same committee, on a petition, a Bill exempting the position of field coordinator in the department of public works in the town of Swampscott from the provisions of civil service law (printed as Senate, No. 1614) [Local Approval Received].
By the same member, for the same committee, on a petition, a Bill exempting the position of head custodian in the administrative building in the town of Swampscott from the provisions of the civil service law (printed as Senate, No. 1615) [Local Approval Received].

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

**Emergency Measure.**

The engrossed Bill relative to the operation of certain establishments on Sundays and holidays (see House, No. 151, 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 14 to 1. Sent to the Senate for concurrence.

**Engrossed Bill.**

The engrossed Bill authorizing the town of Fairhaven to issue an additional license for the sale of alcoholic beverages to be drunk on the premises (see Senate, No. 1637) (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 acting Speaker and sent to the Senate.

At nineteen minutes after eleven o'clock A.M., on motion of Ms. Tracy of Boston (Mr. Finneran of Boston being in the Chair), the House adjourned, to meet on Monday next at eleven o'clock A.M.

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

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

Gracious God, we believe in You. Furthermore, we place our full confidence in You and in Your values. As elected representatives of the people, guide us in uniting constituents in pursuing community causes and goals which insure respect for the rights of all, racial harmony, safety in neighborhoods and equal job opportunities for all. Teach us to treat others as we like to be treated. Help us to encourage all people to use their talents and gifts for self-improvement as well as for the common good. May we be mindful of the spiritual as well as the physical dimension of human life.

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 submitting recommendations for making appropriations for the fiscal year ending June thirtieth, nineteen hundred and ninety-three prior to final action on the General Appropriations Bill for said fiscal year (House, No. 5890) was filed in the office of the Clerk on Thursday last.

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

Mr. Finneran of Boston, for said committee, then reported on the foregoing message, a Bill making appropriations for the fiscal year ending June thirtieth, nineteen hundred and ninety-three prior to final action on the General Appropriations Bill for said fiscal year (printed in House, No. 5890, changed by striking out, in lines 2 and 3, the words “five hundred thirty-eight million four hundred fifty-eight thousand dollars” and inserting in place thereof the words “three hundred seventy-seven million forty-eight thousand dollars”), which was read.

Under suspension of the rules, on motion of Mr. Finneran, the bill was read a second and a third time forthwith; and it was passed to be engrossed. Sent to the Senate for concurrence.

A message from His Excellency the Governor recommending legislation relative to increasing the penalty for first and subsequent convictions of sex offenses (House, No. 5902) was filed in the office of the Clerk during today's sitting.

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

A message from His Excellency the Governor recommending legislation relative to transferring 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 (House, No. 5903) was filed in the office of the Clerk during today's sitting.

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

Statement concerning Representative Howarth of Springfield.

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

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Howarth of Springfield, is unable to be present in the House Chamber due to his attendance at a funeral. Any roll calls that he may miss today will be due entirely to the reason stated.

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

Resolutions.

Resolutions (filed with the Clerk by Mr. Finneran of Boston) congratulating Deputy Superintendent Willis D. Saunders, Jr., of the Boston Police Department on the occasion of his retirement, 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 Mr. Finneran, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

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

Resolutions (filed by Mr. Kelly of Dalton) congratulating Jeff Reardon on his many accomplishments; and

Resolutions (filed by Mr. Lawless of Orleans) on the occasion of the dedication of the new addition to the Eldredge Public Library in the town of Chatham;

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

An Order (filed this day by Speaker Flaherty of Cambridge) relative to increasing the membership of the special committee of the House established to make an investigation and study of health and other services and the conditions of confinement for females incarcerated at the Massachusetts Correctional Institution in the town of Framingham (House, No. 5901) 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. Flaherty, the order was considered forthwith; and it was adopted.

The Speaker then announced the appointment of the following members to the foregoing committee: Representatives Gray of Framingham, Buell of Greenfield, Kollios of Millbury, McIntyre of New Bedford, Caron of Springfield, Gardner of Holliston, Fox of Boston, Cleven of Chelmsford and Evans of Wayland.

Petitions. Petitions severally were presented and referred as follows:

By Ms. Tracy of Boston, petition (accompanied by bill, House, No. 5892) of Susan M. Tracy (with the approval of the mayor and city council) for legislation to authorize the use of duplicate blank nomination petition sheets in the city of Boston elections; and

By the same member, petition (accompanied by bill, House, No. 5893) of Susan M. Tracy (with the approval of the mayor and city council) relative to the listing of persons in the city of Boston; severally to the committee on Election Laws.

By Mr. Kafka of Sharon, petition (accompanied by bill, House, No. 5894) of Louis L. Kafka and William R. Keating (by vote of the town) for legislation to authorize the town of Sharon to convey a certain parcel of conservation land to Jolin Construction, Inc.;

By Mrs. Lewis, petition (accompanied by bill, House, No. 5895) of Jacqueline Lewis (by vote of the town) for legislation to authorize the town of Easton to transfer certain bond funds for other uses; and

By the same member, petition (accompanied by bill, House, No. 5896) of Jacqueline Lewis (by vote of the town) for legislation to authorize the town of Easton to transfer control of certain conservation land for the purpose of construction of a pump house and four well sites; severally sent to the Senate for concurrence.

Mr. Brett of Boston presented a petition (subject to Joint Rule 12) of James T. Brett and Walter J. Boverini relative to the establishment of a new division of Congressional districts in the
Papers from the Senate.

The House Bill making appropriations for the fiscal year nineteen hundred and ninety-three for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 5700) 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 1994.

Under suspension of the rules, on motion of Mr. Finneran of Boston, the amendment was considered forthwith.

The House then non-concurred with the Senate in its amendment, and on further motion of the same member, asked for a committee of conference on the disagreeing votes of the two branches; and Representatives Finneran, Kennedy of Brockton and Poirier of North Attleborough were appointed as the committee on the part of the House. Sent to the Senate to be joined.

Subsequently the bill came from the Senate with the endorsement that said branch had insisted on its amendment, concurred in the appointment of a committee of conference on the disagreeing votes of the two branches; and that Senators McGovern, Wetmore and Rauschenbach had been joined as the committee on the part of the Senate.

The House Bill authorizing the town of Florida to pay certain unpaid bills (House, No. 5305) came from Senate passed to be engrossed, in concurrence, with the following amendment:
Inserting after the word “Blacktopping”, in line 2, the following: “, Clarksburg Construction Company, Inc.”.

Under suspension of Rule 35, 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 establishing a sick leave bank for a certain employee of the Boston Municipal Court (House, No. 5735) 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 following:

“Notwithstanding the provisions of any general or special law, rule and regulation to the contrary, the Boston municipal court department of the trial court of the commonwealth is hereby authorized and directed to establish a sick leave bank for probation officer Daniel Griffin of the Boston municipal court department. Each employee of the trial court of the commonwealth may voluntarily contribute one or more of his sick, personal or vacation days to said sick leave bank for use by said Daniel Griffin.”.

Under suspension of Rule 35, on motion of Mrs. Kehoe of Dedham, 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 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 Peter I. Blute for legislation to authorize the Division of Capital Planning and Operations to grant easements over certain public access boating facilities in the town of Shrewsbury. Under suspension of Rule 42, on motion of Mr. Blute of Shrewsbury, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on State Administration. Sent to the Senate for concurrence.

By Mr. Blanchette of Lawrence, for the committee on Public Service, on House, No. 5845, a Bill affecting the city of Chelsea (House, No. 5880), which was read.

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

By Mr. Walsh of Agawam, for the committee on Government Regulations, on House, Nos. 42, 45, 46, 47, 137, 150, 342, 348, 350, 728, 915, 1111, 1293, 1295, 1296, 1297, 1487, 1489, 1490, 1679, 1684,
1875, 1876, 2434, 2437, 2439, 2441, 2651, 2652, 2654, 2814, 2987, 3155, 3157, 3891, 3892, 3893, 4088, 4090, 4097, 4249, 4250, 4485, 4659, 4864 and 5034, an Order relative to authorizing the committee on Government Regulations to make an investigation and study of certain House documents regulating the manufacture, distribution and sale of alcoholic beverages (House, No. 5877).

By Mr. Blanchette of Lawrence, for the committee on Public Service, on Senate, Nos. 1056, 1058, 1067, 1084, 1086, 1091, 1092, 1098 and 1105 and House, Nos. 420, 423, 634, 803, 807, 975, 977, 1370, 1381, 1399, 1578, 1972, 1976, 1978, 1981, 2165, 2175, 2538, 2874, 3268, 3275, 3437, 3783, 4314, 4316, 4755, 4933 and 4938, an Order relative to authorizing the committee on Public Service to make an investigation and study of certain Senate and House documents concerning the public employee retirement laws of the Commonwealth (House, No. 5878).

By the same member, for the same committee, on Senate, Nos. 1066, 1069, 1083, 1103, 1112, 1113, and 1525 and House, Nos. 183, 188, 802, 1208, 1216, 1219, 1384, 1386, 2153, 2168, 2368, 2548, 2886, 3273, 3280, 3285, 3291, 3432, 3787, 4172, 4304, 4354, 4356, 5115, 5116 and 5117, an Order relative to authorizing the committee on Public Service to make an investigation and study of certain Senate and House documents concerning early retirement incentives for public employees and other related matters (House, No. 5879).

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

By Mr. Kolloos of Millbury, for the committee on Human Services and Elderly Affairs, on House, Nos. 90 and 97, a Bill relative to the issuance of certain licenses (House, No. 97, changed by inserting after the following: “19A”, in line 4, the following: “and sections 1 and 10 of Chapter 19C”).

By Mr. Mara of Brockton, for the committee on Insurance, on House, No. 2833, a Bill to prohibit motor vehicle insurance companies from directing insureds to specific auto glass companies for repair of their vehicles (House, No. 5898).

By Mr. Howarth of Springfield, for the same committee, on House, No. 1914, a Bill relative to the Liquor Liability Joint Underwriting Association, the Medical Malpractice Joint Underwriting Association and the Urban Area Insurance Placement Facility (House, No. 5899).

By Mr. Rushing of Boston, for the committee on Local Affairs, on House, No. 5813, a Bill authorizing certain cities and towns to borrow for costs connected to a landfill site in the town of Tyngsborough (House, No. 5900).

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

Emergency Measure.

The engrossed Bill establishing a sick leave bank for a certain employee of the Department of Social Services (see Senate bill

Vivian Davidovich,—
sick leave

bank.

Bill enacted.

Bill enacted.

Bills enacted.

Third reading bill.

Id.

Third reading bills.

printed as House, No. 5779), 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 12 to 0. Sent to the Senate for concurrence.

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

Engrossed Bills.

The engrossed Bill relative to the operation of certain establishments on Sundays and holidays (see House, No. 151, amended) (which originated in the House), in respect to which the Senate had concurred in adoption of the emergency preamble, was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

Engrossed bills

Requiring the posting of identification numbers on homes, condominium complexes and business establishments (see Senate, No. 986, amended);

Establishing the Quincy 2000 Corporation (see Senate, No. 1501);

Establishing a funding schedule for the retirement system of the city of Medford (see Senate, No. 1632);

(Which severally originated in the Senate); and

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

Orders of the Day.

The Senate Bill relative to the possession of alcohol by minors (Senate, No. 184) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time; and it was passed to be engrossed, in concurrence.

The Senate Bill establishing mammography standards and providing for the licensing of mammography facilities (Senate, No. 1545, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time; and it was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendments previously adopted by the House.

House bills

Further regulating juror service for elderly persons (House, No. 1331);
Relative to the report on the forfeiture of property (House, No. 1625, changed);

Prohibiting discrimination against students in public schools on the basis of sexual orientation (House, No. 2644) (its title having been changed by the committee on Bills in the Third Reading);

Relative to vacancies in the office of city councillor in the city of Boston (House, No. 5518) (its title having been changed by the committee on Bills in the Third Reading);

Authorizing the town of Orleans to grant an easement to the Commonwealth (printed in House, No. 5534);

Relative to the charter of the city of Holyoke (House, No. 5684) (its title having been changed by the committee on Bills in the Third Reading);

Providing for the control of evictions and discontinuances in mobile home park accommodations in the city of Taunton (House, No. 5690);

Relative to the procedure for filling town meeting member vacancies in the town of Brookline (House, No. 5782); and

Designating a certain bridge in the town of Wareham as the Joseph R. Grassia Bridge (House, No. 5816);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

The Senate Bill relative to the qualifications and certification of inspectors of buildings, building commissioners and local inspectors (Senate, No. 1431) was read a third time.

The committee on Bills in the Third Reading reported recommending that the bill be amended by adding at the end thereof the following section:

"SECTION 3. The provisions of section one of this act shall apply to inspectors of buildings, building commissioners or local inspectors appointed on or after the effective date of this act. Notwithstanding the provisions of any general or special law, rule or regulation, ordinance or by-law to the contrary, all full or part-time inspectors of buildings, building commissioners and local inspectors duly appointed and in office on the effective date of this act, and meeting the minimum requirements of section three of chapter one hundred and forty-three of the General Laws for his position shall be deemed qualified and certified in the position held on said date upon satisfactory evidence of such appointment furnished to the board of building regulations and standards by a city or town clerk. Said board shall issue a certificate to all inspectors of buildings, building commissioners and local inspectors in office. Nothing in this act shall exempt inspectors of buildings, building commissioners and local inspectors from continuing education requirements for maintenance of certification which may be adopted by said board."

The amendment was adopted; and the bill (Senate, No. 1431, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment adopted by the House.
The House Bill relative to the maturities of bonds or notes issued by the South Essex Sewerage District (House, No. 2340) 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 House then refused to pass the bill to be engrossed.

The House Bill authorizing the town of Barnstable to dispose of a certain parcel of land (House, No. 5794, changed) was read a second time and it was ordered to a third reading.

Subsequently, under suspension of the rules, on motion of Mr. Klimm of Barnstable, the bill 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 authorizing the town of Barnstable to convey a certain parcel of land (House, No. 5888), which was read.

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

House bills

Exempting the position of field coordinator in the department of public works in the town of Swampscott from the provisions of civil service law (printed as Senate, No. 1614);

Exempting the position of head custodian in the administrative building in the town of Swampscott from the provisions of the civil service law (printed as Senate, No. 1615);

Relative to the retirement contributions of John Sheehan, a member of the Cambridge retirement system (House, No. 5649);

Authorizing the town of Lynnfield to expend a certain fund (House, No. 5754);

Authorizing the town of Westford to borrow money to update its comprehensive master plan (House, No. 5755);

Providing for the appointment of cemetery commissioners in the town of Sutton (House, No. 5757);

Relative to the special fund for the propagation, cultivation and study of shellfish of the town of Nantucket (House, No. 5758);

Authorizing the town of Nantucket to construct a channel from each of its great ponds to the ocean (House, No. 5763);

Authorizing the town of Chilmark to convey an interest in certain conservation land (House, No. 5764, changed);

Authorizing the town of Harwich to pay a certain unpaid bill (House, No. 5787);

Authorizing the town of Orleans to adopt a certain by-law relative to the upgrading of septic systems (House, No. 5788);

Relative to the charter of the city of Newton (House, No. 5789);

Relative to the charter of the city of Newton (House, No. 5790);

Authorizing the board of assessors of the town of Barnstable to assess betterments for less than twenty years (House, No. 5795);

Authorizing the town of Sandwich to grant an easement in certain conservation land (House, No. 5817); and
To establish a funding schedule for the city of Taunton retirement system (House, No. 5876);

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

The House Bill relative to revolving funds for public school transportation (House, No. 5388, amended) 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. 5891), which was read.

Pending the question on adoption of the amendment, Mrs. Murray of Cohasset moved that the proposed substitute bill be amended by inserting after the word "salaries", in line 9, the words "and provided, further, that any such wages or salaries so paid shall be reported in the budget submitted for the next fiscal year". The further amendment was adopted.

The amendment recommended by the committee on Bills in the Third Reading, as amended, then also was adopted; and the substituted bill (House, No. 5891, printed as amended) was passed to be engrossed. Sent to the Senate for concurrence.

At twenty-nine minutes after eleven o'clock A.M., on motion of Mr. Walsh of Agawam, the House recessed until the hour of one o'clock P.M.; and at four minutes after one o'clock the House was called to order with Mr. Walsh of Agawam in the Chair.

The House Bill relative to developing a local plan to identify the day care needs of student parents (House, No. 4071) 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 House then refused to pass the bill to be engrossed.

The House Bill relative to the disposition and acquisition of conservation land (House, No. 5661), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Pending the question on passing the bill to be engrossed, Mr. Teague of Yarmouth moved that it be amended by inserting after the word "commissions", in line 8, the words "; provided, however, that leases for the rental of said conservation land for agricultural purposes shall be approved by the city council or board of selectmen for the town in which said land is being leased; provided, further, that leases for the rental of conservation land for agricultural purposes may be extended, subject to the approval of the city council or board of selectmen, for a period not to exceed ten years if the lessor demonstrates to the satisfaction of the council or board of
selectmen that a significant capital investment has been made by the lessor for the purposes of increasing the productivity and value of said land."

The amendment was adopted; and the bill (House, No. 5661, amended) was passed to be engrossed. Sent to the Senate for concurrence.

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

Pending the question on the motion to discharge the committee, further consideration thereof was postponed, on motion of the same member, until the next sitting.

The House Bill relative to dissolution of the Plymouth-Carver Regional School District (House, No. 530) was considered.

Pending the question on ordering the bill to a third reading, Mr. Decas of Wareham moved that it be amended in section 1 by striking out the sentence contained in lines 1 to 7, inclusive, and inserting in place thereof the following sentence: "The Plymouth-Carver Regional School District hereinafter referred to as the district, which was established by the towns of Carver and Plymouth shall be dissolved as of June thirtieth, nineteen hundred and ninety-three, and the schools in each of the towns shall thereupon be under the jurisdiction and control of the respective local school committee on each town."; and in section 2 by striking out the sentence contained in lines 11 and 12 and inserting in place thereof the following two sentences: "Each town shall receive state aid pursuant to chapter seventy-one of the General Laws as if the district were still in effect and such aid shall be paid directly to each town for a period of ten years. Each town shall make the payments required to make debt service payment on the district's outstanding obligations under this section to the treasurer of the interim committee.".

The amendments were adopted; and the bill (House, No. 530, amended) was ordered to a third reading.

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 Senate Bill further regulating the licensing of pipefitters and refrigeration technicians (Senate, No. 371, amended) was read a second time; and it was ordered to a third reading.
The Senate Bill relative to evidentiary proceedings of certain persons conducting accountant’s quality reviews (Senate, No. 810) was read a second time.

Pending the question on ordering the bill to a third reading, Mr. DiMasi of Boston moved that it be amended by substitution of a bill with the same title (House, No. 5897), which was read.

The amendment was adopted; and the substituted bill was ordered to a third reading.

The Senate Bill prohibiting bullfighting (Senate, No. 962) was read a second time.

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

Recess.

At twenty-one minutes before two o’clock P.M., the Chair (Mr. Walsh of Agawam) declared a recess subject to the call of the Chair, there being no objection; and at ten minutes after three o’clock the House was called to order with the Speaker in the Chair.

Emergency Measure.

The engrossed Bill establishing a sick leave bank for a certain employee of the Boston Municipal Court (see House, No. 5735, 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 14 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 Speaker and sent to the Senate.

Paper from the Senate.

A report of the committee of conference on the disagreeing votes of the two branches, with reference to the House amendments (striking out all after the enacting clause and inserting in place thereof the text of House document numbered 5748; and striking out the title and inserting in place thereof the following title: “An Act further regulating the conduct of horse and dog racing.”) of the Senate Bill to further encourage racing in the Commonwealth of Massachusetts (Senate, No. 1598), — recommending that the Senate recede from its non-concurrence in the House amendments and concur therein with a further amendment (striking out all after the enacting clause and inserting in place thereof the text of Senate
document numbered 1647), and that the House concur in the further amendment; and that the Senate recede from its non-concurrence with the House in its amendment striking out the title and inserting in place thereof a new title; and concur therein.

Under suspension of Rule 42, on motion of Mr. Walsh of Agawam, the report was considered forthwith.

After remarks on the question on acceptance of the report of the committee of conference, in concurrence (Mrs. Menard of Somerset being in the Chair), the sense of the House was taken by yeas and nays, at the request of Mr. Walsh of Agawam; and on the roll call 142 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 203 in Supplement.]

Therefore the report of the committee of the conference was accepted, in concurrence.

Recess.

The Speaker being in the Chair. — at twenty minutes before four o’clock P.M., the Speaker declared a recess subject to the call of the Chair, there being no objection; and at twenty-six minutes before five o’clock P.M. the House was called to order with the Speaker in the Chair.

Emergency Measure.

The engrossed Bill further regulating the conduct of horse and dog racing (see Senate, No. 1598, 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 13 to 0. Sent to the Senate for concurrence.

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

Engrossed Bill.

The engrossed Bill relative to the retirement system of the city of Chelsea (see House, No. 5880) (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 (more than two-thirds of the members having agreed to pass the same); and it was signed by the Speaker and sent to the Senate.

Recess.

At twenty-four minutes before five o’clock P.M., the Speaker declared a recess subject to the call of the Chair, there being no objection; and at thirteen minutes after five o’clock P.M. the House was called to order with the Speaker in the Chair.
Emergency Measure.

The engrossed Bill relative to the issuance of a real estate brokers license to William G. Riley (see House, No. 2435), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

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

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

Engrossed Bill.

The engrossed Bill making certain appropriations for the fiscal year ending June thirtieth, nineteen hundred and ninety-three prior to final action on the General Appropriation Bill for said fiscal year (see House bill printed as House, No. 5890, changed) (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.

Order.

On motion of Mr. Cabral of New Bedford, —

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

Mr. Cabral then moved that the House adjourn; and the motion prevailed. Accordingly, without further consideration of the remaining matters in the Orders of the Day, at twenty-eight minutes before six o'clock P.M. (the Speaker being in the Chair), the House adjourned, to meet on Wednesday next at eleven o'clock A.M.