

JOURNAL OF THE HOUSE.

Wednesday, March 24, 2004.

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

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

Eternal God, we depend upon Your gift of wisdom, which is available to us through prayer and reflection, in addressing the expectations and the current needs of people, our communities, our districts and the Commonwealth. Often, in our diverse society, to have a meeting of minds on public policy and legislative proposals and priorities is a formidable task. But the good will and the good motives of all people to serve the common good enables us to implement timely, thoughtful and innovative legislation. Help us to develop good listening skills in our dialogues and to be open to the legislative successes and failures of our predecessors. As elected leaders, teach us to promote personal responsibility for personal decisions and the wise use of our human and material resources. May we work together in building a just, civil and caring society.

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

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

Message from the Governor.

A message from His Excellency the Governor submitting recommendations for making appropriations for the fiscal year 2004 to provide for supplementing certain existing appropriations (House, No. 4608) was filed this day in the office of the Clerk.

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.

Silent Prayer.

At the request of Mr. Eldridge of Acton (Mr. Tobin of Quincy being in the Chair), the members, guests and employees stood in a moment of silent prayer to the memory of Stanley N. McNiff of Shirley. Mr. McNiff, husband of Virginia of 35 years, loving father to Audrey, John, Todd and Andrea, uncle and business partner of Daniel, was one of the prominent businessmen, entrepreneurs, and philanthropists of the Nashoba Valley region. He served on the town of Shirley's zoning board, and was one of the town's initial master planners, and a personal advisor to the board of selectmen. He was on the Board of Directors for Father Ralph DiOrio of Worcester.

Statement Concerning Representative Candaras of Wilbraham.

A statement of Mr. Petrolati of Ludlow concerning Ms. Candaras of Wilbraham was spread upon the records of the House, as follows:

Statement concerning Representative Candaras of Wilbraham.

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Candaras of Wilbraham, will not be present in the House Chamber for today's sitting due to the death of a close personal friend. Any roll calls that she may miss today will be due entirely to the reason stated.

Statement Concerning Representative Kennedy of Brockton.

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

Statement concerning Representative Kennedy of Brockton.

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Kennedy of Brockton, will not be present in the House Chamber for today's sitting due to his attendance, along with city of Brockton officials, by invitation of the Premiere of New Brunswick, Canada, to participate in the opening ceremonies of a goodwill hockey competition dubbed "The 2004 USA/Canada Friendship Series Pee Wee Hockey Tournament." Any roll calls that he may miss today will be due entirely to the reason stated.

Statement Concerning Representative Rogeness of Longmeadow.

A statement of Mr. Jones of North Reading concerning Ms. Rogeness of Longmeadow was spread upon the records of the House, as follows:

Statement concerning Representative Rogeness of Longmeadow.

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Rogeness of Longmeadow, will not be present in the House Chamber for today's sitting due to illness. Any roll calls that she may miss today will be due entirely to the reason stated.

Resolutions.

Resolutions (filed with the Clerk by Mr. Rushing of Boston) honoring Charles and Nicholas Georgenese, were referred, under Rule 85, to the committee on Rules.

Charles and Nicholas Georgenese.

Mr. Miceli of Wilmington, for the committee on Rules, then reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Hynes of Marshfield, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petitions.

Ms. Spiliotis of Peabody presented a petition (accompanied by bill, House, No. 4611) of Joyce A. Spiliotis, Frederick E. Berry and Theodore C. Spiliotis (with the approval of the mayor and city council) relative to providing for the abatement of taxes for property destroyed by the fire of December 18, 2003 in the city of Peabody; and the same was referred to the committee on Taxation. Sent to the Senate for concurrence.

Peabody, tax abatements.

Mr. Koczera of New Bedford presented a petition (subject to Joint Rule 12) of the Massachusetts AFL-CIO, Robert M. Koczera and Steven A. Tolman relative to appointments to the Labor Relations Commission and appointments and reappointments to the Civil Service Commission; and the same was referred, under Rule 24, to the committee on Rules.

Commissions, appointments.

Mr. Scaccia of Boston, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending that Joint Rule 12 be suspended. Under suspension of the rules, on motion of Mr. Galvin of Canton, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service. Sent to the Senate for concurrence.

Reports of Committees.

By Mr. Scaccia of Boston, 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 Thomas M. Petrolati, Reed V. Hillman, Stephen Kulik and Stanley C. Rosenberg relative to the Belchertown Economic Development Industrial Corporation. Under suspension of the rules, on motion of Mr. Eldridge of Acton, the report was considered forthwith. Joint Rules 12 and 9 were suspended; and the petition (accompanied by bill) was referred to the committee on Commerce and Labor. Sent to the Senate for concurrence.

Belchertown Economic Development.

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

Petition (accompanied by bill) of William M. Straus, Marc R. Pacheco and others (by vote of the town) that the town of Marion be authorized to develop and maintain a subsidized housing plan for low and moderate income housing. To the committee on Housing and Urban Development.

Marion, housing.

Petition (accompanied by bill) of William C. Galvin that persons insured under accident and sickness policies be authorized to assign benefits to health care providers. To the committee on Insurance.

Health insurance.

Petition (accompanied by bill) of Walter F. Timilty relative to the granting of eligibility to Michael Balestra for appointment to certain police departments in the Commonwealth. To the committee on Public Service.

Police, eligible lists.

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

By Mr. Koczera of New Bedford, for the committee on Public Service, on House, Nos. 64, 65, 66, 67, 70, 219, 225, 229, 231, 232, 233, 234, 235, 236, 237, 238, 242, 244, 245, 249, 251, 253, 255, 422, 423, 429, 435, 436, 437, 438, 439, 440, 441, 444, 446, 604, 818, 819, 821, 823, 824, 825, 826, 827, 828, 829, 831, 834, 991,

Public employees.

Public
employees.

1001, 1003, 1005, 1007, 1009, 1014, 1182, 1183, 1186, 1187, 1192, 1196, 1344, 1345, 1347, 1349, 1354, 1355, 1356, 1357, 1359, 1360, 1362, 1363, 1366, 1367, 1368, 1370, 1371, 1374, 1565, 1569, 1570, 1573, 1574, 1585, 1747, 1748, 1757, 1760, 1923, 1924, 1925, 1930 (residue), 1932, 1934, 1935, 2135, 2136, 2137, 2139, 2140, 2141, 2143, 2144, 2147, 2148, 2151, 2296, 2299, 2300, 2301, 2303, 2306, 2311, 2312, 2315, 2317, 2320, 2322, 2323, 2324, 2326, 2328, 2330, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2341, 2343, 2344, 2348, 2352, 2358, 2359, 2360, 2515, 2516, 2520, 2524, 2525, 2526, 2663, 2665, 2669, 2670, 2676, 2677, 2684, 2867, 2868, 2869, 2870, 2872, 2875, 2876, 2877, 3029, 3030, 3031, 3032, 3033, 3034, 3035, 3036, 3037, 3038, 3039, 3041, 3043, 3045, 3046, 3047, 3048, 3049, 3050, 3051, 3053, 3054, 3055, 3057, 3058, 3059, 3060, 3061, 3062, 3063, 3064, 3065, 3069, 3070, 3072, 3074, 3218, 3221, 3229, 3232, 3234, 3235, 3406, 3407, 3408, 3409, 3410, 3412, 3414, 3416, 3419, 3421, 3426, 3427, 3428, 3432, 3434, 3582, 3583, 3584, 3585, 3586, 3588, 3687, 3689, 3691, 3692, 3693, 3697, 3724, 3725, 3837, 3881, 3888, 3907, 3924, 4094, 4099, 4157, 4175, 4176, 4226, 4237, 4238, 4266, 4340, 4383, 4391, 4441, 4452 and 4543, an Order relative to authorizing the committee on Public Service to make an investigation and study of active and retired public employees (House, No. 4605). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Subsequently Mr. Scaccia of Boston, for said committees, reported, asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules. Under Rule 42, the report was considered forthwith; and it was accepted.

Mortgage
lending.

By Mr. Quinn of Dartmouth, for the committee on Banks and Banking, on Senate, No. 24 and House, Nos. 8, 9, 1617, 2732 and 2915, a Bill prohibiting abuse practices in home mortgage lending (House, No. 4606).

Railroad
crew.

By Mr. Wagner of Chicopee, for the committee on Transportation, on Senate, No. 1907 and House, No. 1794, a Bill to provide counseling services and medical leave for crew members of the railroad company involved in accident resulting in loss of life or serious bodily injury (House, No. 1794).

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

Trains,
operation.

By Mr. Wagner of Chicopee, for the committee on Transportation, on Senate, No. 1903 and House, No. 1795, a Bill relative to the operation of trains within the boundaries of the Commonwealth (House, No. 1795). Read; and referred, under Rule 33D, to the committee on Homeland Security and Federal Affairs.

Engrossed Bills.

Bills
enacted.

Engrossed bills
Establishing a traffic commission in the city of Westfield (see Senate, No. 1932);

Relative to the designation of a scenic byway in the towns of Hadley and South Hadley (see Senate, No. 2012);

(Which severally originated in the Senate); and

Designating a certain bridge in the city known as the town of Methuen as the Joseph S. Franciosa Bridge (see House, No. 3898) (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 acting Speaker and sent to the Senate.

Orders of the Day.

The engrossed Bill authorizing the town of Braintree to transfer a certain parcel of town park land (see House, No. 4129), which had been returned to the House by His Excellency the Governor with recommendation of amendment (for message, see House, No. 4300), was considered in the following form (as approved by the committee on Bills in the Third Reading):

Braintree,
park land.

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

“The board of parks and playgrounds of the town of Braintree may transfer the care, custody and control of certain park land located in said town to the board of selectmen to be used for highway purposes; provided, however, that the town acting through its board of selectmen or the board’s designee shall complete and file an environmental notification form for review under and shall otherwise comply with sections 61 to 62H of chapter 30 of the General Laws and the regulations promulgated thereunder. Said land is shown on a plan entitled ‘Land Taking for Proposed Relocation of Liberty Street Through Perkins Park’, dated September 11, 2002.”

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

House bills

Relative to provisional employees in the city of Worcester (House, No. 3839);

Third
reading
bills.

Relative to the charter of the city of Gloucester (House, No. 4092); and

Authorizing the town of Norfolk to establish a department of public works (House, No. 4313);

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

Senate bills

Relative to the Cherry Valley sewer district 2000-2001 project (Senate, No. 2102); and

Second
reading
bills.

Repealing certain antiquated laws pertaining to public health (Senate, No. 2157); and

House bills

Reducing filing requirements of motor vehicle towing companies (House, No. 29);

Making certain corrective changes in the Massachusetts Pesticide Control Act (House, No. 47);

Second
reading
bills.

Relative to pre-marital testing (House, No. 75);
Relative to the Northern Berkshire Solid Waste District (House, No. 799);
To deter unlicensed practice of engineering and land surveying (House, No. 893);
Relative to child abuse reporting by social workers (House, No. 3172);
To grant the municipal executive limited authority to transfer funds between accounts (House, No. 4027);
Relative to the establishment of reserve funds for compensated absences in cities and towns (House, No. 4036);
Relative to the leasing of municipal property (House, No. 4062);
Providing civil service status for certain employees of the Taunton municipal lighting plant of the city of Taunton (House, No. 4185);
Authorizing the certification and eligibility as firefighters in the city of Taunton (House, No. 4186);
Relative to parking fines in the city of Haverhill (House, No. 4210);
To replace the existing harborline and to establish a new harborline in Gloucester Harbor (House, No. 4265); and
Relative to the school committee of the city of Chelsea (House, No. 4410);
Severally were read a second time; and they were ordered to a third reading.

Second reading
bill amended.

The House Bill relative to mortgages (House, No. 2731) was read a second time.
The amendment previously recommended by the committee on Banks and Banking,— that the bill be amended in line 7 by inserting after the word “five” the word “business”,— was adopted.
The bill (House, No. 2731, amended) then was ordered to a third reading.

House
reports.

House reports
Of the committee on Insurance, ought NOT to pass, on so much of the recommendations of the Division of Medical Assistance (House, No. 57) as relates to the MassHealth insurance claim payment intercept program (accompanied by bill, House, No. 60); and
Of the committee on Transportation, ought NOT to pass, on a message from His Excellency the Governor recommending legislation relative to the financial sustainability of the Massachusetts Turnpike Authority (accompanied by bill, House, No. 3804);
Severally were accepted. Severally sent to the Senate for concurrence.

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House reports
Of the committee on Election Laws, ought NOT to pass, on the petition (accompanied by bill, House, No. 1651) of Joseph C. Sullivan relative to advertising by candidates and political committees of candidates;
Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2413) of James H. Fagan and

Shirley Gomes relative to establishing an electronic system for the submission, retrieval, storage and public disclosure of campaign finance reports;

Of the same committee, ought NOT to pass, on petitions relative to the collection of signatures for initiative or referendum petitions in the Commonwealth [based on petitions of James H. Fagan and another, accompanied by bill, House, No. 2414; Alice K. Wolf, accompanied by bill, House, No. 2589; David M. Torrisi and others, accompanied by bill, House, No. 2951; and Peter J. Larkin and others, accompanied by bill, House, No. 3641];

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3141) of Antonio F. D. Cabral and another for legislation to reform the election recount law with a particular emphasis on the standards for judicial review; and

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3143) of Brian S. Dempsey for legislation to further regulate the solicitation of campaign contributions in certain buildings;

Of the committee on Insurance, ought NOT to pass, on the petition (accompanied by bill, House, No. 2080) of Christopher G. Fallon and others for legislation to provide for the reduction of motor vehicle insurance rates for certain disabled persons;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2257) of Reed V. Hillman for legislation to make certain changes in the law for calculating wages for motor vehicle personal injury protection claims; and

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 2828) of John F. Quinn, Bruce E. Tarr and Robert M. Koczera for legislation to protect consumers in the issuance of automobile insurance policies and bonds;

Of the committee on Taxation, ought NOT to pass, on the petition (accompanied by bill, House, No. 3909) of Kirsten D. Roopenian and others (by vote of the town) relative to property tax exemptions for certain elderly persons in the town of Sudbury; and

Of the committee on Transportation, ought NOT to pass, on the petition (accompanied by bill, House, No. 1233) of J. James Marzilli, Jr., relative to the traffic utilization of Route 60 in the town of Arlington and the city of Medford;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3104) of Stephen P. LeDuc, Karen Spilka, Cory Atkins, David Paul Linsky and Susan W. Pope for legislation to regulate the establishment of regional transit authorities by cities and towns; and

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3713) of Thomas N. George, Christine E. Canavan and Robert A. O’Leary relative to designating the tourist rest area on state highway Route 6 in the town of Yarmouth as the Korean War veterans memorial;

Severally were accepted.

Vehicle insurance, choices.

The House report of the committee on Insurance, ought NOT to pass, on the petition (accompanied by bill, House, No. 1523) of Anne M. Paulsen and other members of the General Court and another for legislation to increase consumer choice for motor vehicle insurance, was considered.

Pending the question on acceptance of the report, the petition was recommitted, on motion of Mr. Mariano of Quincy.

Recess.

At twenty-six minutes after eleven o'clock A.M., on motion of Ms. Blumer of Framingham (Mrs. Walrath of Stow being in the Chair), the House recessed until one o'clock P.M.; and at seven minutes after one o'clock the House was called to order with the Speaker in the Chair.

Sexually dangerous persons.

The Senate Bill relative to the commitment of sexually dangerous persons (Senate, No. 1005, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Quorum.

Pending the question on passing the bill to be engrossed, in concurrence, Mr. Peterson of Grafton asked for a count of the House to ascertain if a quorum was present. The Speaker, having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Quorum, yea and nay No. 558.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 145 members were recorded as being in attendance.

[See Yea and Nay No. 558 in Supplement.]

Therefore a quorum was present.

After debate on the question on passing the bill to be engrossed, in concurrence, Messrs. Linsky of Natick and Festa of Melrose moved that it be amended in section 2, in line 21, by striking out the words "sex, lewd"; and inserting in place thereof the words "sex and lewd" and, in lines 22 and 23, by striking out the words "and indecent exposure".

After remarks the amendments were adopted.

Ms. Jehlen of Somerville then moved that the bill be amended by adding at the end thereof the following section:

"SECTION 11. Massachusetts General laws chapter 123A, section 14(d), as it appears in the 2000 Official Edition, is hereby amended by inserting in line 55 after the words 'to the treatment center' the following language:— to the intensive parole sex offenders program or."

Amendment rejected, yea and nay No. 559.

After debate on the question on adoption of the amendment, the sense of the House was taken by yeas and nays, at the request of Mr. Peterson of Grafton; and on the roll call 21 members voted in the affirmative and 133 in the negative.

[See Yea and Nay No. 559 in Supplement.]

Therefore the amendment was rejected.

Bill passed to be engrossed,

On the question on passing the bill, as amended, to be engrossed, in concurrence, the sense of the House was taken by yeas and nays,

at the request of Mr. Brown of Wrentham; and on the roll call 144 members voted in the affirmative and 9 in the negative.

[See Yea and Nay No. 560 in Supplement.]

Therefore the bill, as amended, was passed to be engrossed, in concurrence. Mr. O'Flaherty of Chelsea moved that this vote be reconsidered, and the motion to reconsider was considered forthwith; and it was negated. The bill (Senate, No. 1005, amended) then was sent to the Senate for concurrence in the amendments adopted by the House.

yea and nay No. 560.

Mr. Tobin of Quincy being in the Chair,—

Section 110 contained in the engrossed Bill making appropriations for the fiscal year 2004 to provide for supplementing certain existing appropriations and for certain other activities and projects (see House, No. 4330), which had been returned by His Excellency the Governor with his objections thereto in writing (for message, see House, No. 4365), was considered.

Supplemental appropriations, estate recovery effective date.

On the question on passing said section, notwithstanding the objections of His Excellency the Governor, the sense of the House was determined by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 154 members voted in the affirmative and 0 in the negative.

Estate recovery effective date section 110 stands, yea and nay No. 561.

[See Yea and Nay No. 561 in Supplement.]

Therefore section 110 was passed, notwithstanding the objections of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0710-0000 (contained in section 2) of the engrossed Bill making appropriations for fiscal year 2004 to provide for supplementing certain existing appropriations and for certain other activities and projects (see House, No. 4330), which had been returned by His Excellency the Governor with his objections thereto in writing (for message, see House, No. 4365), was considered.

Supplemental appropriations, Auditor's payroll increase.

On the question on passing said item, notwithstanding the objections of His Excellency the Governor, the sense of the House was determined by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 132 members voted in the affirmative and 22 in the negative.

Auditor's payroll increase item 0710-0000 stands, yea and nay No. 562.

[See Yea and Nay No. 562 in Supplement.]

Therefore item 0710-0000 was passed, notwithstanding the objections of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Section 78 contained in the engrossed Bill making appropriations for the fiscal year 2004 to provide for supplementing certain existing appropriations and for certain other activities and projects (see House, No. 4330), which had been returned by His Excellency the Governor with his objections thereto in writing (for message, see House, No. 4365), was considered.

Supplemental appropriations, Central Artery/Williams Tunnel oversight.

Central
Artery/Williams
Tunnel
oversight
section 78
stands,
yea and nay
No. 563.

On the question on passing said section, notwithstanding the objections of His Excellency the Governor, the sense of the House was determined by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 130 members voted in the affirmative and 22 in the negative.

[See Yea and Nay No. 563 in Supplement.]

Therefore section 78 was passed, notwithstanding the objections of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Community
Development
Finance
Corporation.

Section 65 contained in the engrossed Bill relative to investments in emerging technologies to promote job creation, economic stability and competitiveness in the Massachusetts economy (see House, No. 4328), which had been returned by His Excellency the Governor with a reduction (for message, see House, No. 4366), was considered.

Community
Development
Finance
Corporation
section 65
stands,
yea and nay
No. 564.

On the question on passing said section, notwithstanding the reduction of His Excellency the Governor, the sense of the House was determined by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 139 members voted in the affirmative and 14 in the negative.

[See Yea and Nay No. 564 in Supplement.]

Therefore section 65 was passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Supplemental
appropriations,
Suffolk
Sheriff
lawsuit.

Item 1599-3000 (contained in section 2A) of the engrossed Bill making appropriations for fiscal year 2004 to provide for supplementing certain existing appropriations and for certain other activities and projects (see House, No. 4330), which had been returned by His Excellency the Governor with his objections thereto in writing (for message, see House, No. 4365), was considered.

Suffolk Sheriff
lawsuit
item
1599-3000
veto
sustained,
yea and nay
No. 565.

After debate on the question on passing said item, notwithstanding the objections of His Excellency the Governor, the sense of the House was determined by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 88 members voted in the affirmative and 63 in the negative.

[See Yea and Nay No. 565 in Supplement.]

Therefore the veto of item 1599-3000 (contained in section 2A) was sustained (less than two-thirds of the members present and voting having voted in the affirmative). Mr. Peterson of Grafton moved that this vote be reconsidered.

Motion to
reconsider
prevailed,
yea and nay
No. 566.

After debate on the motion to reconsider, the sense of the House was taken by yeas and nays, at the request of the same member; and on the roll call 119 members voted in the affirmative and 33 in the negative.

[See Yea and Nay No. 566 in Supplement.]

Therefore the motion to reconsider prevailed.

After debate on the recurring question on passing said item, notwithstanding the objections of His Excellency the Governor, the sense of the House was determined by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 111 members voted in the affirmative and 39 in the negative.

Suffolk Sheriff
lawsuit
item
1599-3000
stands,
yea and nay
No. 567.

[See Yea and Nay No. 567 in Supplement.]

Therefore item 1599-3000 was passed, notwithstanding the objections of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

The House Bill relative to the dissemination of criminal offender record information to the operators of camps for children (House, No. 4359) was read a second time.

Camp
counselors,
record
information

The amendments previously recommended by the committee on Ways and Means were rejected.

Pending the question on ordering the bill to a third reading, Mr. Jones of North Reading and other members of the House moved that it be amended by substitution of a bill with the same title (House, No. 4610), which was read.

The amendment was adopted; and the substituted bill was ordered to a third reading.

Order.

On motion of Mr. Finneran of Boston,—
Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

Next
sitting.

Mr. Kulik of Worthington then moved that, when the House adjourns today, it do so in respect to the memory of Charles A. Bisbee, Jr., a member of the House from 1949 to 1962, inclusive, and a member of the Senate from 1963 to 1966, inclusive; and the motion prevailed.

Accordingly, without further consideration of the remaining matters in the Orders of the Day, at twenty minutes after four o'clock P.M., on further motion of Mr. Kulik (Mr. Tobin of Quincy being in the Chair), the House adjourned, to meet tomorrow at eleven o'clock A.M., in an Informal Session.