

# JOURNAL OF THE HOUSE.

Monday, November 1, 2004.

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

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

Prayer.

God of Wisdom and Truth, we depend upon You and Your assistance as we face our daily personal and legislative responsibilities and opportunities. Your never-failing help enables us to select the best options which are open to us in our decision-making process. We are grateful to You for our day-to-day material, human and spiritual blessings as well as the opportunity to express our personal political choices by secret ballot in a free election. As neighbors and friends, we often disagree on current issues and public policy. But we respect the rights of all in a free society to express their political, philosophical and religious views. Grant us the courage to remain faithful to our own human, spiritual and religious values, principles and goals in our daily living and in dealing with others.

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

Pledge of allegiance.

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

## Resolutions.

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

Boston Red Sox.

Resolutions (filed by Mr. DiMasi of Boston) congratulating the Boston Red Sox on winning the 2004 World Series;

Adolphus Gnecco.

Resolutions (filed by Mr. Kaufman of Lexington) congratulating Adolphus Gnecco on the occasion of his one hundred and fourth birthday;

Rosemary Lynch.

Resolutions (filed by Mr. Loscocco of Holliston) honoring Rosemary Lynch; and

Order of the Eastern Star, Pilgrim Chapter.

Resolutions (filed by Mrs. Teahan of Whitman) congratulating the Pilgrim Chapter Number 89 Order of the Eastern Star on the occasion of its one hundredth anniversary;

Mr. Petrolati of Ludlow, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mr. Rodrigues of Westport, 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 Bill further defining World War II veteran (Senate, No. 2371, amended in line 13, by striking out the word "and" and inserting in place thereof the word "or") (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.

World War II veterans.

The following notice was received from the Clerk of the Senate, to wit:

October 29, 2004.

Honorable Salvatore F. DiMasi  
*Speaker of the House of Representatives*  
Room 356 State House  
Boston, MA 02133

Dear Mr. Speaker:

I have the honor to inform you that Senate President Robert E. Travaglini has announced the appointment of Senators Susan C. Tucker and John A. Hart, Jr., to the Special Commission established (pursuant to Section 292 of Chapter 149 of the Acts of 2004) to make an investigation and study relative to making an analysis of the regulation of assisted living facilities.

Assisted living facilities.

Respectfully submitted,

WILLIAM F. WELCH,  
*Clerk of the Senate.*

## Report of a Committee.

By Mr. Rogers of Norwood, for the committee on Ways and Means, that the Bill authorizing the Commissioner of the Division of Capital Asset Management and Maintenance to convey a certain parcel of land in the town of Saugus to Thomas G. Kennedy (House, No. 5110) ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Saugus, land.

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

Under suspension of Rule 7A, on motion of Mr. Ruane of Salem, the bill was read a second time forthwith; and it was ordered to a third reading.

## Emergency Measure.

The engrossed Bill authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land to the town of Westfield (see House, No. 5035, 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.

Westfield, land conveyance.

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 5 to 0. Sent to the Senate for concurrence.

*Engrossed Bills.*

Bill  
re-enacted.

The engrossed Bill relative to the transportation of certain persons (see House, No. 5083) (which originated in the House), in respect to which the Senate had concurred in adoption of the emergency preamble, was passed to be re-enacted, without amendment; and it was signed by the acting Speaker and sent to the Senate.

## Engrossed bills

Bills  
enacted.

Establishing standards for long term care insurance (see Senate, No. 2415) (which originated in the Senate);

Authorizing the town of Bellingham to establish a sewer construction capital fund (see House, No. 4014); and

Authorizing the city of Revere to reinstate Michael Stuart as a firefighter (see House, No. 5072);

(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.*

Third  
reading  
bill.

The Senate Bill establishing a sick leave bank for Fagota Tupe, an employee of the Department of Correction (Senate, No. 2405), 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

Third  
reading  
bills.

Designating the official colors of the Commonwealth (House, No. 2694); and

Relative to the insurance of certain bonds by the town of East Longmeadow (House, No. 4731);

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.

Third reading  
bill amended.

The Senate Bill authorizing a Quincy city councillor to be employed by Quincy College (Senate, No. 2387, amended) (its title having been changed by the committee on Bills in the Third Reading) was read a third time.

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

“SECTION 1. Notwithstanding section 20 of chapter 268A of the General Laws or any other general or special law to the contrary, city councillor Leo Kelly of the city of Quincy may be employed by Quincy College and may receive compensation as a city councillor and as an employee of Quincy College.

SECTION 2. This act shall take effect upon its passage.”

The amendment was adopted; and the bill (Senate, No. 2387, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment adopted by the House.

*Order.*

On motion of Mr. DiMasi of Boston,—  
*Ordered*, That when the House adjourns today, it adjourn to meet on Thursday next at eleven o'clock A.M. Next  
sitting.

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At eighteen minutes after eleven o'clock A.M., on motion of Mr. Smizik of Brookline (Mr. Donato of Medford being in the Chair), the House adjourned, to meet on Thursday next at eleven o'clock A.M., in an Informal Session.