

## JOURNAL OF THE HOUSE.

Tuesday, January 4, 2011.

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

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

### *Annual and Special Reports.*

The annual report of MassDevelopment (under Section 29A(k) of Chapter 23G) submitting its annual report of the Massachusetts Brownsfield Redevelopment Fund for the year 2010; Brownsfield Redevelopment Fund.

The monthly report of the Division of Unemployment Assistance (under the provision of Chapter 142 of the Acts of 2003) relative to the condition of the Commonwealth's Unemployment Insurance Trust Fund December 2010; and Unemployment Trust Fund.

### *Reports*

Of the Department of Probation (under Section 140 of Chapter 256 of the Acts of 2010) relative to rehabilitation; Rehabilitation.

Of the Division of Insurance (under Section 58 of Chapter 288 of the Acts of 2010) submitting its final report on the impact of reducing the number of health benefit plans that a health care payer may maintain and offer to individuals and employers; and Health benefit plans.

Of the Division of Insurance (under Section 66A of Chapter 288 of the Acts of 2010) relative to the collection of information from small group health carriers about contracts with participating providers; Health carrier information.

Severally were placed on file.

### *Petition.*

Mr. Garballey of Arlington presented a petition (subject Joint Rule 12) of Sean Garballey for legislation to establish a sick leave bank for Lois Keithly, an employee of the Department of Public Health; and the same was referred, under Rule 24, to the committee on Rules. Lois Keithly,— sick leave bank.

Mr. Binienda of Worcester, 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. Mariano of Quincy, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on the Public Service.

Subsequently, Mr. Spellane of Worcester, for the committee on Public Service, reported on the foregoing petition, a Bill establishing a sick leave bank for Lois Keithly, an employee of the Department of Public Health (House, No. 5132). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kafka of Stoughton for said committee reported that the matter be scheduled for consideration by the House.

Lois Keithly,—  
sick leave  
bank.

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

Subsequently, under suspension of the rules, on motion of the same member, 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.

*Paper from the Senate.*

Home service  
contracts.

The engrossed Bill relative to home service contracts (see House, No. 4957, amended), came from the Senate with an amendment striking out all after the enacting clause and inserting in place thereof the text contain in Senate document numbered 2668.

Under suspension of Rule 35, on motion of Mr. Mariano of Quincy, 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.*

Jeffrey Botelho,—  
sick leave  
bank.

By Mr. Binienda of Worcester, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on a petition of David B. Sullivan for legislation to establish a sick leave bank for Jeffrey Botelho, an employee of the Department of Correction. Under suspension of the rules, on motion of Mr. Walsh of Lynn, 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.

Boston,—  
land.

By Mr. Murphy of Burlington, for the committee on Ways and Means, that the Senate Bill providing for the disposition of Commonwealth land in the city of Boston (Senate, No. 2645, amended) ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

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

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

Subsequently, under suspension of the rules, on motion of Mr. Garballey of Arlington, 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.

Belmont and  
Cambridge,—  
land.

By Mr. Murphy of Burlington, for the committee on Ways and Means, that the Bill providing for park expansion and urban wildlife preservation in Belmont and Cambridge (House, No. 701) ought to pass with amendments in lines 6 and 7 by striking out the words "funds authorized by Chapter 312 of the Acts of 2008 or"; and in lines 8 and 9 by striking out, in each instance, the word "shall" and inserting in place thereof the word "may". Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendments pending.

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

Under suspension of Rule 7A, on motion of Mr. Kafka, the bill was read a second time forthwith. The amendments recommended by the committee on Ways and Means then were adopted; and the bill, as amended, was ordered to a third reading.

Subsequently, under suspension of the rules, on motion of Ms. Story of Amherst, 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, its title having been changed by said committee to read: An Act providing for park expansion and urban wildlife preservation in the town of Belmont and the city of Cambridge. Sent to the Senate for concurrence.

By Mr. O'Flaherty of Chelsea, for the committee on the Judiciary, on a petition, a Bill establishing a sick leave bank for Ralph P. Ruzzo, Sr., an employee of the Trial Court (House, No. 5130). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Ralph P. Ruzzo, Sr.—  
sick leave.

Mr. Kafka of Stoughton for said committee reported that the matter be scheduled for consideration by the House.

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

Subsequently, under suspension of the rules, on motion of Mr. Kaufman of Lexington, 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. Sent to the Senate for concurrence.

*Emergency Measure.*

The engrossed Bill relative to the issuance of uniform police identification cards, (see Senate, No. 2649), 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.

Police  
identification  
cards.

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.

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

Bill  
enacted.

The engrossed Bill establishing a sick leave bank for Frank J. Servello, an employee of the Executive Office of Public Safety and Security (see Senate, No. 2650, 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.

Frank J. Servello,—  
sick leave  
bank.

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.

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

*Engrossed Bills.*

Bills enacted. Engrossed bills  
Relating to improving quality in early education and care by family child care providers (see House, No. 4917, amended);  
Designating a proposed walking path in the Belle Isle Marsh Area in the town of Winthrop as the John Kilmartin Walkway (see House, No. 5035);  
Establishing a sick leave bank for Patrick J. Hager, an employee of the Department of Revenue (see House, No. 5110, amended); and  
Establishing a sick leave bank for Robert Manning, an employee of the Trial Court (see House, No. 5117);  
(Which severally originated in the House);  
In respect to each of which the Senate had concurred in adoption of the emergency preamble, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

Bill enacted. The engrossed Bill relative to home service contracts (see House, No. 4957, amended) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

*Motion to Discharge a Certain Matter in the Orders of the Day.*

Group health insurance. The Senate Bill relative to group health insurance (Senate, No. 489), was discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47, on motion of Mr. Pedone of Worcester.

The bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) then was read a third time; and it was passed to be engrossed, in concurrence.

*Recess.*

Recess. At twenty-nine minutes after eleven o'clock A.M., on motion of Mr. Peterson of Grafton (Mr. Kafka of Stoughton being in the Chair), the House recessed, subject to the call of the Chair; and at twenty three minutes before two o'clock the House was called to order with Mr. Donato in the Chair.

*Papers from the Senate.*

Winchendon,—town charter. The engrossed Bill amending the charter of the town of Winchendon (Senate, No. 2333), came from the Senate with an amendment inserting after section 1 the following section:

“SECTION 1A. Subsection (c) of section 3-7 of section 1 shall take effect as of March 1, 1933.”

Under suspension of Rule 35, on motion of Mr. Rice of Gardner, 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 special license plates for certain military personnel (House, No. 4923), came from the Senate passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2667. License plates,—military.

Under suspension of Rule 35, on motion of Mr. Pedone of Worcester, 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 engrossed Bill relative to home service contracts (see House, No. 4957, amended), came from the Senate with amendments in section 2, in paragraph 10 and also in paragraph 25, by striking out the words “maintenance of real, tangible personal property” and inserting in place thereof, in each instance, the words “maintenance of tangible personal property”. Home service contracts.

Under suspension of Rule 35, on motion of Mr. Pedone of Worcester, the amendments (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted, in concurrence.

A Bill making corrective changes in certain general and special laws (printed in Senate, No. 2669) (on a communication from the Counsel to House of Representatives and the Counsel to the Senate), came from the Senate passed to be engrossed by said branch. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Corrective changes.

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

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

Subsequently, under suspension of the rules, on motion of Mr. Pedone of Worcester, 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.

*Report of Committee.*

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the House Bill exempting Christopher J. Lane from the maximum age requirement for police officers in the city of Methuen (House, No. 4900), be scheduled for consideration by the House. Methuen,—Christopher J. Lane.

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

Methuen,—  
Christopher J.  
Lane.

Subsequently, under suspension of the rules, on motion of Mr. Pedone of Worcester, 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 (its title having been changed by said committee to read: An Act authorizing the appointment of Christopher J. Lane as a police officers in the city of Methuen, notwithstanding the maximum age requirements. Sent to the Senate for concurrence.

Revere,—  
motor  
vehicle  
licenses.

By Mr. Binienda of Worcester, for the committee on Rules, on House, No. 5124, a Bill regulating the issuance of second hand motor vehicle licenses in the city of Revere (House, No. 5074) [Local Approval Received]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kafka of Stoughton for said committee reported that the matter be scheduled for consideration by the House.

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

Subsequently, under suspension of the rules, on motion of Mr. Garballey of Arlington, 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.

*Engrossed Bills.*

Bill  
re-enacted.

The engrossed Bill relative to the standard fire insurance policy (see House, No. 960, amended) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be re-enacted, in its amended form; and it was signed by the acting Speaker and sent to the Senate.

*Engrossed bills*

Bills  
enacted.

Relative to group health insurance (see Senate, No. 489); and Designating certain bridges under the control of the Massachusetts Department of Transportation (see Senate, No. 2666); (Which severally originated in the Senate);

Providing for the appointment of the treasurer of Palmer Fire District Number One and Palmer Waster District Number One (see House, No. 1881); and

Authorizing the appointment of Christopher M. Dufresne as a fire-fighter in the town of North Andover notwithstanding the maximum age requirement (see House, No. 5011);

(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 it were signed by the acting Speaker and sent to the Senate.

*Motions to Discharge Certain Matters  
in the Orders of the Day.*

Life  
insurers,—  
reserves.

The Senate Bill relative to compliance with reserve requirements of life insurers (Senate, No. 2542), having been reported by the

committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47, on motion Mr. Sannicandro of Ashland, the bill then was read a third time and passed to be engrossed, in concurrence.

The following House bills were discharged from their position in the Orders of the Day and considered forthwith under suspension of Rule 47, in each instance, on motion of Mr. Sannicandro of Ashland:

Dental  
hygienists.

Relative to dental hygienists (printed as Senate, No. 804) (its title having been changed by the committee on Bills in the Third Reading); and

North  
Andover,—  
town  
meeting.

Relative to the distribution of the simplified rules of procedure for special town meetings in the town of North Andover (House, No. 1899);

The bills, severally having been 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. Sent to the Senate for concurrence.

The House Bill authorizing the town of Arlington to establish senior citizen safety zones (House, No. 4805), was discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47, on motion of Mr. Mariano of Quincy.

Arlington,—  
seniors.

The bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) then was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill validating a certain election in the town of Millville (House, No. 5115), was discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47, on motion of Ms. Peake of Provincetown.

Millville,—  
election.

The bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) then was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill authorizing the town of Bellingham to grant an additional license for the sale of alcoholic beverages to be drunk on the premises (House, No. 5123) (its title having been changed by the committee on Bills in the Third Reading), was discharged from its position in the Orders of the Day, under suspension of Rule 47, on motion of Mr. Garballey of Arlington.

Bellingham,—  
alcoholic  
beverages.

The bill (having been reported by said committee to be correctly drawn) then was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

*Recess.*

At twenty-four minutes before three o'clock P.M., on motion of Mr. Mariano of Quincy (Mr. Donato of Medford being in the Chair), the House recessed, until four o'clock; and at twelve minutes after four o'clock the House was called to order with Mr. Donato in the Chair.

Recess.

*Papers from the Senate.*Rayham,—  
bridges.

The engrossed Bill designating certain bridges under the control of the Massachusetts Department of Transportation (see Senate, No. 2666), came from the Senate with an amendment in section 3, in line 6, striking out the words “and maintain” (as inserted by the House committee on Bills in the Third Reading) and inserting in place thereof the following words “and maintain”.

Under suspension of Rule 35, on motion of Mr. Flynn of Bridgewater, the amendments (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted, in concurrence.

Harwich,—  
alcoholic  
beverages.

The House Bill authorizing the town of Harwich to issue an additional license for the sale of all alcoholic beverages to be drunk on the premises (House, No. 5026), 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. (a) Notwithstanding sections 17 and 17A of chapter 138 of the General Laws, the licensing authority of the town of Harwich may convert 1 currently issued seasonal license for the sale of all alcoholic beverages to be drunk on the premises under section 12 of said chapter 138, currently issued to Back Nine Café, LLC, located at 183 Oak street, to an annual license for the sale of all alcoholic beverages to be drunk on the premises under said section 12 of said chapter 138. The license granted under this section shall be subject to all of said chapter 138 except said sections 17 and 17A.

(b) The licensing authority shall not approve the transfer of the license to any other location, but it may grant the license to a new applicant at the same location if the applicant for the license files with the authority a letter from the department of revenue indicating that the license is in good standing with the department and that all applicable taxes have been paid.

(c) If the license granted under this section is cancelled, revoked or no longer in use, it shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the licensing authority which may then grant the license to a new applicant at the same location under the same conditions as specified in this section.

SECTION 2. (a) Notwithstanding section 17 of chapter 138 of the General Laws, the licensing authority of the town of Harwich may grant a license for the sale of all alcoholic beverages to be drunk on the premises under section 12 of said chapter 138, to Patrick Wiseman and Annie Wiseman doing business at 86 Sisson road, state highway route 39, Harwich Port.

(b) The licensing authority shall not approve the transfer of the license to any other location, but it may grant the license to a new applicant at the same location if the applicant for the license files with the authority a letter from the department of revenue indicating that the license is in good standing with the department and that all applicable taxes have been paid.

(c) If the license granted under this section is cancelled, revoked or no longer in use, it shall be returned physically, with all of the legal

rights, privileges and restrictions pertaining thereto, to the licensing authority which may then grant the license to a new applicant at the same location under the same conditions as specified in this section.

SECTION 3. This act shall take effect upon its passage.”

Under suspension of Rule 35, on motion of Ms. Peake of Provincetown, 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 apprentice training (House, No. 4580), 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:

Apprentice  
training.

“SECTION 1. Said section 11H of said chapter 23, as appearing in the 2008 Official Edition, is hereby further amended by adding the following definition:—

‘Proctor’, an instructor approved by the division or a person competent in an apprentice’s trade or occupation including, but not limited to, a journey worker.

SECTION 2. Section 11I of said chapter 23, as so appearing, is hereby amended by inserting after the word ‘apprenticed’, in line 9, the following words:— and any examinations administered during such instruction shall be monitored by a proctor.

SECTION 3. Section 11K of said chapter 23, as so appearing, is hereby amended by inserting after the word ‘learned’, in line 19, the following words:— and any examinations administered during such instruction shall be monitored by a proctor.”

Under suspension of Rule 35, on motion of Mr. Walsh of Boston, 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 designating a certain intersection on Turtle Pond Parkway in the Hyde Park district of the city of Boston as Paul P. Loring Square (House, No. 4120), came from the Senate passed to be engrossed, in concurrence, with amendments striking out all after the enacting clause and inserting in place thereof the following:

Boston,—  
Paul Loring  
Square.

“The department of conservation and recreation shall designate a certain area on the Turtle Pond Parkway in the Hyde Park district of city of Boston to be known as Paul P. Loring Square in memory of the late Paul P. Loring, a Turtle Pond parkway resident who served honorably in the United States Army in the Iraq War and served the people of Boston as a firefighter. The department of conservation and recreation shall erect a suitable sign bearing such designations at the designated location.”; and striking out the title and inserting in place thereof the following title: “An Act requiring the Department of Conservation and Recreation to designate a certain area as Paul P. Loring Square.”

Under suspension of Rule 35, on motion of Mr. Scaccia of Boston, the amendments (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted, in concurrence.

Ralph P. Ruzzo, Sr.,— sick leave bank.

The House Bill establishing a sick leave bank for Ralph P. Ruzzo, Sr., an employee of the Trial Court (House, No. 5130), came from the Senate passed to be engrossed, in concurrence, with an amendment in line 2 striking out the word "trial" and inserting in place thereof the words "Boston municipal".

Under suspension of Rule 35, on motion of Mr. Michlewitz of Boston, 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.

Firearm identification cards.

The House Bill further regulating the issuance of firearm identification cards and licenses to carry firearms (House, No. 2229), came from the Senate passed to be engrossed, in concurrence, with amendments striking out all after the enacting clause and inserting in place thereof the following:

"SECTION 1. Section 129B of chapter 140 of the General Laws, as appearing in the 2008 Official Edition, is hereby amended by inserting after the word 'denied', in line 172, the following words:— ; provided, however, that if the cardholder is on active duty with the armed forces of the United States on the expiration date of his card, the card shall remain valid until the cardholder is released from active duty and for a period of not less than 90 days following such release.

SECTION 2. Section 129C of said chapter 140, as so appearing, is hereby amended by striking out clause (j) and inserting in place thereof the following clause:—

(j) Any resident of the commonwealth returning after having been absent from the commonwealth for not less than 180 consecutive days or any new resident moving into the commonwealth, with respect to any firearm, rifle or shotgun and any ammunition therefor then in his possession, for 60 days after such return or entry into the commonwealth.

SECTION 3. Section 131 of said chapter 140, as so appearing, is hereby amended by inserting after the word 'denied', in line 237, the following words:— if the licensee is on active duty with the armed forces of the United States on the expiration date of his license, the license shall remain valid until the licensee is released from active duty and for a period of not less than 90 days following such release."; and striking out the title and inserting in place thereof the following title: "An Act relative to the expiration of firearm identification cards and licenses to carry firearms issued to active duty military."

Under suspension of Rule 35, on motion of Mr. Peterson of Grafton, the amendments (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted, in concurrence.

Stephen Costa,— sick leave bank.

The House Bill establishing a sick leave bank for Stephen Costa, an employee of the Massachusetts Rehabilitation Commission (House, No. 5127), 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 any general or special law, rule or regulation to the contrary, the Massachusetts rehabilitation commission shall estab-

lish a sick leave bank for Stephen Costa, an employee of the Massachusetts rehabilitation commission. Any employee of the commission may voluntarily contribute 1 or more sick, personal or vacation days to the sick leave bank for use by Stephen Costa. Whenever Stephen Costa terminates employment with the commission or requests to dissolve the sick leave bank, any remaining time in the sick leave bank shall be transferred to the extended illness leave bank. Sick leave bank days shall not be used for absences unrelated to the illness or disability that necessitated the establishment of the sick leave bank as determined by the commission."

Under suspension of Rule 35, on motion of Mr. Pedone of Worcester, 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 establishing a sick leave bank for Lori J. Madrazo-Bulak, an employee of the Executive Office of Health and Human Services (House, No. 5119, amended), came from the Senate passed to be engrossed, in concurrence, with amendments striking out all after the enacting clause and inserting in place thereof the following:

Lori J. Madrazo-Bulak,— sick leave bank.

"SECTION 1. Notwithstanding any general or special law, rule or regulation to the contrary, the department of developmental services shall establish a sick leave bank for Lori J. Madrazo-Bulak, an employee of the department. Any employee of the department may voluntarily contribute 1 or more sick, personal or vacation days to the sick leave bank for use by Lori J. Madrazo-Bulak. Whenever Lori J. Madrazo-Bulak terminates employment with the department or requests to dissolve the sick leave bank, any remaining time in the sick leave bank shall be transferred to the extended illness leave bank. Sick leave bank days shall not be used for absences unrelated to the illness or disability that necessitated the establishment of the sick leave bank as determined by the department."; striking out the emergency preamble and inserting in place thereof the following emergency preamble:

"Whereas, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a sick leave bank for a certain employee of the department of developmental services, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience."; and striking out the title and inserting in place thereof the following title: "An Act establishing a sick leave bank for Lori J. Madrazo-Bulak, an employee of the Department of Developmental Services."

Under suspension of Rule 35, on motion of Mr. Smola of Palmer, the amendments (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted, in concurrence.

A Bill establishing a sick leave bank for Heidi Howard, an employee of the department of developmental services (Senate, No. 2655, amended) (on a petition), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Heidi Howard,— sick leave bank.

Heidi Howard,— sick leave bank.

Mr. Kafka of Stoughton, for said committee reported recommending that the matter be scheduled for consideration by the House.

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

Subsequently under suspension of the rules, on motion of Mr. Smola of Palmer, 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.

Reports of Committees.

Cape and Vineyard Electric Cooperative.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the Senate Bill further regulating the Cape and Vineyard Electric Cooperative, Inc. (Senate, No. 2613), be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Kafka of Stoughton, the bill was read a second time forthwith.

Pending the question on ordering the bill to a third reading, Mr. Maden of Nantucket moved to amend it by striking out all after the enacting clause and inserting in place thereof the following:

SECTION 1. Sections 1 to 3, inclusive, 6, 6A, 7, 9B, 10 to 14, inclusive, 16, 35, 37, 48, 49, 51, 53 to 58, inclusive, 61, 62, 65 to 69, inclusive, 72 to 74, inclusive, 78 to 80, inclusive, 100 to 102, inclusive, 104 to 106, inclusive, 108, 109 and 112 to 116, inclusive, of chapter 156B of the General Laws shall apply to the Cape & Vineyard Electric Cooperative, Inc.

SECTION 2. Sections 63 and 64 of chapter 156B of the General Laws shall apply to the Cape & Vineyard Electric Cooperative, Inc, for statements, reports, articles of organization, articles of amendment and articles of consolidation or merger required to be filed pursuant to said chapter 156B or pursuant to section 136 of chapter 164 of the General Laws.

SECTION 3. The of chapter 156B that are made applicable to the Cape & Vineyard Electric Cooperative, Inc. under section 1 and that pertain to stock and stockholders, shares and classes or series of shares and stock and transfer records shall be applicable as nearly as may be to members, classes of members and records of membership.

SECTION 4. This act shall take effect on passage."

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

Subsequently, under suspension of the rules, on further motion of the same member, 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, as amended, to be engrossed, Mr. Pedone of Worcester moved to amend it by striking out section 4 (inserted by amendment by the House).

The amendment was adopted; and the bill (Senate, No. 2613, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendments.

Emergency Measures.

The engrossed Bill establishing a sick leave bank for Heidi Howard, an employee of the Department of Developmental Services (see Senate, No. 2655, 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.

Heidi Howard,— sick leave bank.

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

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

Bill enacted.

The engrossed Bill making corrective changes in certain general and special laws (see Senate, No. 2669), 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.

Corrective changes.

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 6 to 0. Sent to the Senate for concurrence.

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

Bill enacted.

The engrossed Bill relative to special license plates for certain military personnel (see House, No. 4923, 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.

Military,— license plates.

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 9 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.

Bill enacted.

The engrossed Bill establishing a sick leave bank for Betty Garcia, an employee of the Department of Transitional Assistance (see House, No. 5084), 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.

Betty Garcia,— sick leave bank.

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 6 to 0. Sent to the Senate for concurrence.

Bill enacted. 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.

Karen Reilly,—  
sick leave bank. The engrossed Bill establishing a sick leave bank for Karen Reilly, an employee of the Department of Children and Families (see House, No. 5111, changed and amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

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

Bill enacted. 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.

Kathryn Beaupre,—  
sick leave bank. The engrossed Bill establishing a sick leave bank for Kathryn Beaupre, an employee of the Department of Public Health (see House, No. 5116, 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 6 to 0. Sent to the Senate for concurrence.

Bill enacted. 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.

Lori J. Madrazo-Bulak,—  
sick leave bank. The engrossed Bill establishing a sick leave bank for Lori J. Madrazo-Bulak, an employee of the Department of Developmental Services (see House, No. 5119, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

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

Bill enacted. 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.

Stephen Costa,—  
sick leave bank. The engrossed Bill establishing a sick leave bank for Stephen Costa, an employee of the Massachusetts Rehabilitation Commission (see House, No. 5127, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

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

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

Bill enacted.

The engrossed Bill establishing a sick leave bank for Ralph P. Ruzzo, Sr., an employee of the Trial Court (see House, No. 5130, 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.

Ralph P. Ruzzo, Sr.—  
sick leave bank.

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

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

Bill enacted.

The engrossed Bill establishing a sick leave bank for Lois Keithly, an employee of the Department of Public Health (see House, No. 5132), 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.

Lois Keithly,—  
sick leave bank.

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

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

Bill enacted.

#### *Engrossed Bills.*

Engrossed bills  
Amending the charter of the town of Winchendon (see Senate, No. 2333, amended);

Bills enacted.

Relative to compliance with reserve requirements of life insurers (see Senate, No. 2542);

Further regulating the Cape & Vineyard Electric Cooperative, Inc. (see Senate, No. 2613, amended);

Providing for the disposition of Commonwealth-owned land in the city of Boston (see Senate, No. 2645, amended);

Designating certain bridges under the control of the Massachusetts Department of Transportation (see Senate, No. 2666, amended); (Which severally originated in the Senate);

Further regulating dental hygienists practicing in public health settings (see House bill printed as Senate, No. 804);

Bills  
enacted.

Providing for park expansion and urban wildlife preservation in the town of Belmont and the city of Cambridge (see House, No. 701, amended);

Relative to the Distribution of the simplified rules of procedure for special town meetings in the town of North Andover (see House, No. 1899);

Relative to the expiration of firearm identification cards and licenses to carry firearms issued to active duty military (see House, No. 2229, amended);

Authorizing the department of conservation and recreation to designate a certain area as Paul P. Loring Square (see House, No. 4120, amended);

Relative to apprentice training (see House, No. 4580, amended);

Authorizing the appointment of Christopher J. Lane as a police officer in the city of Methuen, notwithstanding the maximum age requirements (see House, No. 4900);

Relative to home service contracts (see House, No. 4957, amended);

Authorizing the town of Harwich to issue an additional license for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 5026, amended);

Regulating the issuance of second hand motor vehicle licenses in the city of Revere (see House, No. 5074);

Providing for consideration for the conveyance of certain land in the city of North Adams (see House, No. 5087); and

Authorizing the town of Bellingham to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 5123);

(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.

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At nine minutes before nine o'clock P.M., on motion of Mr. DeLeo of Winthrop (Mr. Donato of Medford being in the Chair), the House adjourned.

[Under the provisions of Article X of the Amendments to the Constitution, the 2009 session of the General Court was dissolved on the day next preceding the first Wednesday of January, without any proclamation or other act of His Excellency the Governor.]

Attest:

STEVEN T. JAMES,  
*Clerk.*