

### JOURNAL OF THE HOUSE.

Monday, January 11, 2010.

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:

Gracious God, amid the stress of daily living and the demands which are made upon us and our time as elected officials, we pause for a moment of personal reflection and prayer. We seek Your blessings and guidance as we organize our schedule and agenda for the day so that our opportunities are recognized and our obligations fulfilled. We pray for reasonableness in dealing with constituents and colleagues, patience in understanding the viewpoints of others and the spirit of goodwill in dealing with the common concerns of our society. In resolving current issues may we have the wisdom to select the legislative options which are right, fair and ethical. Let our disagreements, when they occur, be our principles, goals and human and spiritual values. May our hearts and minds be filled with confidence, enthusiasm and a positive spirit.

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

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:

- Resolutions (filed by Speaker DeLeo of Winthrop) honoring the Ladies Auxiliary to the Veterans of Foreign Wars; and
- Resolutions (filed by Mr. Fernandes of Milford) congratulating Robert Kacir on earning the Eagle Scout Award; and
- Resolutions (filed by Mr. Fernandes of Milford) congratulating John Sobierajski on earning the Eagle Scout Award;

Mr. Binienda of Worcester, 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. Hecht of Watertown, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith, and they were adopted.

#### Additional Petition.

The following petition deposited with the Clerk previous to five o'clock in the afternoon on Friday, January 16, 2009 was presented and it was referred, under Rule 24 and Joint Rule 13, as follows:

VFW Ladies Auxiliary.  
Robert Kacir.  
John Sobierajski.

Vaillancourt Folk Art.

By Ms. Callahan of Sutton, petition (accompanied by bill, House, No. 4426) of Jennifer M. Callahan, Richard T. Moore and Paul K. Frost for legislation to designate Vaillancourt Folk Art as the official Christmas collectible maker of the Commonwealth. To the committee on State Administration and Regulatory Oversight.  
Sent to the Senate for concurrence.

#### Petitions.

By Representative Rogers of Norwood and Senator Walsh, a joint petition (accompanied by bill, House, No. 4383) of John H. Rogers, Marian Walsh and others (by vote of the town) relative to the leasing of Post VFW 2452. To the committee on Municipalities and Regional Government.  
Sent to the Senate for concurrence.

Norwood,—  
VFW  
Post 2452.

Petitions severally were presented and referred as follows:

By Mr. Bradley of Hingham, a petition (subject to Joint Rule 12) of Garrett J. Bradley that the Department of Revenue be directed to reimburse cities and towns the proceeds collected from the excise tax imposed on satellite subscriptions.

Satellite subscriptions,—  
excise tax.

By Representative Cantwell of Marshfield and Senator Hedlund, a joint petition (subject to Joint Rule 12) of James M. Cantwell and Robert L. Hedlund for legislation to increase the penalty imposed on operators of motor vehicles involved in police chases.

Police chases.

By Messrs. Donato of Medford and Fallon of Malden, a petition (subject to Joint Rule 12) of Paul J. Donato and Christopher G. Fallon that the Trial Court of the Commonwealth be authorized to establish a sick leave bank for Stephanie Savini, an employee of the Superior Court located in the city of Woburn.

Stephanie Savini,—  
sick leave.

By Representative Evangelidis of Holden and Senator Flanagan, a joint petition (subject to Joint Rule 12) of Lewis G. Evangelidis and Jennifer L. Flanagan for legislation to designate a certain bridge on Route 2 over Bacon Street in the town of Westminster as the Ryan Patrick Jones Bridge.

Westminster,—  
Ryan Patrick Jones.

By Mr. Fresolo of Worcester, a petition (subject to Joint Rule 12) of John P. Fresolo for legislation to include certain co-generation steam firemen and engineers in Group 4 of the public employees retirement law.

Co-generation steam firemen.

By Mr. Fresolo of Worcester, a petition (subject to Joint Rule 12) of John P. Fresolo that licensees of livery vehicles be required to conform to certain requirements regulating common carriers of passengers in the Commonwealth.

Common carriers.

By Mr. Galvin of Canton (by request), a petition (subject to Joint Rule 12) of James Puccio relative to the time allotted for safety inspections of motorcycles by owners of such vehicles.

Motorcycle inspections.

By Mr. Guyer of Dalton, a petition (subject to Joint Rule 12) of Denis E. Guyer, John P. Fresolo and others for legislation to regulate the development of land acquired for natural resource and conservation purposes.

Land development.

By Ms. Khan of Newton, a petition (subject to Joint Rule 12) of Kay Khan that the Department of Correction be directed to establish

Inmate re-entry program.

a re-entry program for inmates with mental illness released from facilities of said department.

Uninsured,—  
medical care,  
etc.

By Mr. Madden of Nantucket (by request), a petition (subject to Joint Rule 12) of John B. Connors for legislation to regulate the costs for medical care and prescriptions for uninsured residents of the Commonwealth.

Jean Ann  
Simonelli,—  
sick leave.

By Mr. Michlewitz of Boston, a petition (subject to Joint Rule 12) of Aaron Michlewitz for legislation to establish a sick leave bank for Jean Ann Simonelli, an employee of the Department of Revenue.

Runners, etc.—  
reflectors.

By Mr. Peterson of Grafton, a petition (subject to Joint Rule 12) of George N. Peterson, Jr., for legislation to require the wearing of reflective material or use of flashlights by persons using roadways for physical training activities.

R.M.V.—  
third party  
agreements.

By Representative Sannicandro of Ashland and Senator Berry, a joint petition (subject to Joint Rule 12) of Tom Sannicandro, Frederick E. Berry and others that the Registrar be authorized to enter into agreements with third parties to perform certain functions of the Registry of Motor Vehicles.

Petroleum  
products,—  
sale.

By Mr. Speliotis of Danvers, a petition (subject to Joint Rule 12) of Theodore C. Speliotis for legislation to further regulate the sale at terminals of dyed distillate petroleum products to oil dealers and commercial users of such products.

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

*Papers from the Senate.*

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

Valerie  
Desplaines,—  
sick leave  
bank.

A petition (accompanied by bill, Senate, No. 2242) of Stephen M. Brewer for legislation to establish a sick leave bank for Valerie Desplaines, an employee of the Department of Developmental Services.

Lila Kate  
Smith,—  
sick leave  
bank.

A petition (accompanied by bill, Senate, No. 2243) of Stephen M. Brewer for legislation to establish a sick leave bank for Lila Kate Smith, an employee of the Department of Developmental Services.

Severally to the committee on Public Service.

*Reports of Committees.*

Gasoline  
dealers.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, asking to be discharged from further consideration of the House Bill relative to gasoline dealers (House, No. 4187),— 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.

Electronics,—  
recycling.

By Mr. Binienda of Worcester, for the committees of the two branches, acting concurrently, asking to be discharged from further consideration of the Bill to require producer responsibility for collection reuse and recycling of electronic products (House, No. 4374),— 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. Sent to the Senate for concurrence, inasmuch as relates to the discharge of the committees.

*Engrossed Bill.*

The engrossed Bill authorizing the town of Southbridge to establish a certain fund (see House, No. 1131) (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. Bill enacted.

*Orders of the Day.*

The Senate Bill relative to vocational education (Senate, No. 253, 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 amendment previously adopted by the House. Third reading bill.

*Order.*

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

At twelve minutes after eleven o'clock A.M., on motion of Mrs. Poirier of North Attleborough (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M.