

JOURNAL OF THE HOUSE.

Monday, February 6, 2006.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Petrolati of Ludlow 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, Our Creator, our hearts and minds are filled with trust in You and in Your ways and with confidence in Your guidance as we address today's legislative items. Your assistance enables us to use our current and vast technological and information resources, which are available to us, in a thoughtful, resourceful and ethical manner. In this era of violence and terrorism, inspire us to work together in making our communities peaceful, prosperous and safe for all, especially for children and senior adults. May we continue to build trust in each other and in our basic institutions, the foundation of our society.

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. Petrolati), 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:

Brian J.
Bullock

Resolutions (filed by Mr. Evangelidis of Holden) congratulating Brian J. Bullock;

John Haley.

Resolutions (filed by Mr. Evangelidis of Holden and other members of the House) recognizing John "Jack" Healy on his many accomplishments;

Perianesthesia
nurses.

Resolutions (filed by Mr. Fennell of Lynn) recognizing perianesthesia registered nurses; and

Paul
Rusesabagina.

Resolutions (filed by Mr. LeDuc of Marlborough and other members of the House) honoring the accomplishments of Paul Rusesabagina;

Mr. Scaccia of Boston, 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. 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.

Communication.

MBTA,
non-
transportation
revenue.

A communication from the Massachusetts Bay Transportation Authority (under the provisions of subsection 11 of Section 151 of Chapter 127 of the Acts of 1999) relative to the efforts of said

authority to maximize non-transportation revenue, — was read for the information of the House; and it was placed on file.

Annual and Semi-Annual Reports.

An annual report of the Division of Insurance (under the provisions of Section 17 of Chapter 21E of the General Laws) on the availability of insurance for response action contractors involved in action pertaining to the release or threatened release of oil or hazardous material; and

Division of Insurance.

A Semi-annual report of the Insurance Fraud Bureau (under the provisions of Section 99 (k) of Chapter 398 of the Acts of 1991) on the disposition of matters referred to said bureau;

Insurance Fraud Bureau.

Severally were placed on file.

Petition.

Ms. Fox of Boston presented a petition (subject to Joint Rule 12) of Gloria L. Fox and Byron Rushing (with the approval of the mayor and city council) for legislation to increase the penalty for solicitation and establishing a recovery program for prostitutes in the city of Boston; and the same was referred, under Rule 24, to the committee on Rules.

Boston, prostitution.

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. Rush of Boston, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on the Judiciary. Sent to the Senate for concurrence.

Papers from the Senate.

Bills

Authorizing the disposition of easements or other interests in land in the town of Uxbridge under the care and control of the Department of Conservation and Recreation (Senate, No. 53, amended by striking out sections 10 and 11, as printed) (on a petition); and

Uxbridge, Stanley Woolen Mill.

Authorizing the Division of Capital Asset Management and Maintenance to grant certain easements to the town of Princeton over lands held for conservation and recreation purposes (Senate, No. 2355) (on Senate bill, No. 40);

Princeton, easements.

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 33, to the committee on Ways and Means.

Bills

Regulating the election of write-in candidates in the town of Burlington (Senate, No. 2252) (on a petition) [Local Approval Received]; and

Burlington, write-in candidates.

Authorizing the town of Bellingham to grant 1 additional license for the sale of all alcoholic beverages to be drunk on the premises (Senate, No. 2347) (on Senate, No. 2087) [Local Approval Received];

Bellingham, liquor license.

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

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

Susan
Moulaison,
sick
leave bank.

Petition (accompanied by bill, Senate, No. 2358) of Robert A. O'Leary for legislation to establish a sick leave bank for Susan Moulaison, an employee of the Barnstable District Court. To the committee on the Judiciary.

Public
libraries
fund.

Petition (accompanied by bill, Senate, No. 2357) of Edward M. Augustus, Jr., James B. Leary, Richard R. Tisei, Alice Hanlon Peisch and other members of the General Court for legislation to establish the public libraries fund. To the committee on Tourism, Arts and Cultural Development.

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 Rule 12 be suspended on the following petitions:

Athol-
Royalston
School District.

Petition (accompanied by bill) of Christopher J. Donelan and Stephen M. Brewer relative to the financial conditions in the Athol-Royalston Regional School District. To the committee on Education.

Benjamin
Franklin,
official
inventor.

Petition (accompanied by bill) of Bradford Hill for legislation to designate Benjamin Franklin as the official inventor of the Commonwealth. To the committee on State Administration and Regulatory Oversight.

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

State
Administration
and
Regulatory
Oversight,
study.

By Mr. Cabral of New Bedford, for the committee on State Administration and Regulatory Oversight, on House, Nos. 3, 5, 1649, 3452, 3454, 3464, 3467, 3470, 3475 and 3502, an Order relative to authorizing the committee on State Administration and Regulatory Oversight to make an investigation and study of certain House documents concerning Commonwealth designations, communication and safety training issues (House, No. 4671). 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 said 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.

UMass
employees,
collective
bargaining.

By Mr. Kaufman of Lexington, for the committee on Public Service, on a petition, a Bill to fund collective bargaining agreements for higher education employees working at the University of Massachusetts and the state and community colleges in Massachu-

setts (House, No. 168, changed by striking out all after the enacting clause and inserting in place thereof the following:

“Chapter 6 of the Acts of 2005 line item 1599-4124 is hereby amended by striking the date July 6, 2003 and inserting in place thereof the date July 1, 2003.”).

By Mr. Cabral of New Bedford, for the committee on State Administration and Regulatory Oversight, on House, Nos. 1653 and 1656, a Bill to provide timely final payment for contracts for public works construction in the Commonwealth (House, No. 1653). Public works construction, payment.

By the same member, for the same committee, on a petition, a Bill authorizing agency input into co-location of EOHHS offices (House, No. 3469). Health and Human Services.

By the same member, for the same committee, on House, Nos. 3, 9 and 1655, a Bill concerning proprietary specifications in public construction (House, No. 4672). Public construction.

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

By Mr. O’Flaherty of Chelsea, for the committee on the Judiciary, on a petition, a Bill establishing a sick leave bank for Ellen E. Briggs, an employee of the Trial Court (House, No. 4634). Ellen Briggs, sick leave.

By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for Marie Cantave-Kenney, an employee of the Trial Court of the Commonwealth (House, No. 4653). Marie Cantave-Kenney, sick leave.

Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Emergency Measures.

The engrossed Bill relative to elevator license examinations (see Senate, No. 2216, 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. Elevator license exams.

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 8 to 0. Sent to the Senate for concurrence.

The engrossed Bill authorizing the Division of Capital Asset Management and Maintenance to convey certain land in the town of Erving (see House, No. 1433), 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. Erving, land.

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 8 to 0. Sent to the Senate for concurrence.

The engrossed Bill establishing a sick leave bank for Samuel Russell, an employee of the Trial Court (see House, No. 4569), 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. Samuel Russell, 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 8 to 0. Sent to the Senate for concurrence.

Engrossed Bill.

Bill
enacted.

The engrossed Bill authorizing the town of Arlington to establish a special account for to the Symmes Conservation and Improvement Project (see House, No. 4270) (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.

Orders of the Day.

Third
reading
bills.

House bills

Relative to the granting of licenses for the sale of alcoholic beverages in the town of Arlington (House, No. 31) (its title having been changed by the committee on Bills in the Third Reading);

Relative to the granting of licenses for the sale of alcoholic beverages for restaurants in the town of Arlington (House, No. 32) (its title having been changed by the committee on Bills in the Third Reading); and

Authorizing the town of Westborough to grant an additional license for the sale of wine and malt beverages not to be drunk on the premises (House, No. 4559);

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.

Order.

Next
sitting.

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.

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