

JOURNAL OF THE HOUSE.

Thursday, February 18, 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, in Whom we place our trust and hope, we begin today's legislative session with a moment a personal reflection and with a prayer for guidance. In Your goodness inspire us, as elected officials, to make reasoned, not merely emotional, decisions and choices as we deal with complex and sensitive legislative and cultural issues. In our daily living help us to remain faithful to our traditional philosophical and moral principles as we reason and dialogue together in addressing current issues. In this age of worldwide violence against the innocent and helpless, may we continue in our country to respect the dignity of each person in our community. May we also continue to work together in building a peaceful, civil and ethical society in which each person has an eternal destiny.

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

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 Messrs. deMacedo of Plymouth and Calter of Kingston) congratulating Kane Patrick McManus on receiving the Eagle Award of the Boy Scouts of America;

Resolutions (filed by Mr. Fernandes of Milford) congratulating Timothy Brundrett on earning the Eagle Scout Award;

Resolutions (filed by Mr. Fernandes of Milford) congratulating Anthony Fasulo on earning the Eagle Scout Award; and

Resolutions (filed by Mr. Murphy of Weymouth) congratulating Douglas L. Carnahan on the occasion of his retirement;

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. Linsky of Natick, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petitions.

Petitions severally were presented and referred as follows:

Kane Patrick McManus.
Timothy Brundrett.
Anthony Fasulo.
Douglas L. Carnahan.

Pledge of allegiance.

By Mr. Binienda of Worcester, a petition (subject to Joint Rule 12) of John J. Binienda, John P. Fresolo and others relative to video conference hearings in court proceedings on child or family relations.

Courts,— video conferencing.

By Ms. Gobi of Spencer, a petition (subject to Joint Rule 12) of Anne M. Gobi, Todd M. Smola and others that schools be granted access to criminal record information of umpires, referees and other officials from the Criminal History Systems Board.

Schools,— umpires, etc.

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

Paper from the Senate.

A report of the committee on Tourism, Arts and Cultural Development, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 1872) of Thomas P. Kennedy, Christine E. Canavan, Michael D. Brady, Steven C. Panagiotakos and Peter J. Koutoujian for legislation relative to vital records,— and recommending the same be referred to the Senate committee on Ways and Means,— accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence, inasmuch as relates to the discharge of the committee.

Native American,— vital records.

Reports of Committees.

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 John J. Binienda, John P. Fresolo and others for legislation to authorize the State Lottery Commission to establish a fund from the sale of a certain Lottery ticket to assist cities and towns for snow and ice removal. Under suspension of the rules, on motion of Mr. Fagan of Taunton, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Consumer Protection and Professional Licensure. Sent to the Senate for concurrence.

Lottery ticket,— snow and ice removal.

By Ms. Wolf of Cambridge, for the committee on Elder Affairs, on a petition, a Bill to establish an Alzheimer's state plan commission (House, No. 533). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Alzheimer's commission.

By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on a petition, a Bill establishing paid family leave (House, No. 124, changed in lines 93 and 94 by striking out the figures "2008" in each instance and inserting in place thereof the figures "2010").

Paid family leave.

By the same member, for the same committee, on a petition, a Bill relative to nursing facility reporting (House, No. 138).

Nursing facility reporting.

By the same member, for the same committee, on a petition, a Bill to assess the impact of the public welfare system on the health and well being of children (House, No. 140, changed in lines 4 to 10, inclusive, by striking the sentence contained therein and inserting in place thereof the following sentence: "Said annual child health

Welfare system,— health impact.

assessment statement shall be submitted to the House and Senate Ways and Means Committees, the Joint Committee on Children, Families and Persons with Disabilities, the Joint Health Care Finance Committee, and the Joint Committee on Education on April 1 of each year.”).

Emergency aid. By the same member, for the same committee, on a petition, a Bill to protect and improve Emergency Aid to Elderly Disabled and Children (EAEDC) program (House, No. 171, changed in line 19 by striking out the word “immigrant” and inserting in place thereof the word “imminent”).

Psychiatric relief program. By Ms. Malia of Boston, for the committee on Mental Health and Substance Abuse, on House, Nos. 1923, 1928, 1932 and 1940, a Bill establishing a community hospital in-patient psychiatric relief program (House, No. 1940).

Court ordered hospitalizations. By the same member, for the same committee, House, Nos. 1941 and 1942, a Bill relative to court ordered hospitalizations (House, No. 4499).

Group Insurance,—benefits. By Mr. Spellane of Worcester, for the committee on Public Service, on a petition, a Bill further regulating Group Insurance Commission benefits for state employees and retired state employees (House, No. 2350).

Retired public employees. By the same member, for the same committee, on a petition, a Bill relative to continuation of health insurance coverage for retired public employees (House, No. 2400).

MWRA,—insurance coverage. By the same member, for the same committee, on a petition, a Bill relative to GIC dental and vision insurance coverage for some MWRA employees (House, No. 2517).

Severally referred, under Joint Rule 1E, to the committee Health Care Financing.

Homelessness. By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on a petition, a Bill to prevent homelessness among recipients of transitional assistance (House, No. 169).

Animal shelters. By Mr. Donato of Medford, for the committee on Municipalities and Regional Government, on a petition, a Bill relative to the regulation of animal shelters (House, No. 3704).

Beneficiaries. By Mr. Spellane of Worcester, for the committee on Public Service, on a petition, a Bill relative to the determination of beneficiaries (House, No. 75).

Non-profits,—retirement. By the same member, for the same committee, on a petition, a Bill provide retirement options for nonprofit organizations (House, No. 78).

Mary R. Hayes,—retirement. By the same member, for the same committee, on a petition, a Bill relative to creditable service for Mary R. Hayes (House, No. 2525).

DCF,—retirement. By the same member, for the same committee, on a petition, a Bill relative to the retirement benefits of certain employees of DCF (House, No. 2550).

Correction officers. By the same member, for the same committee, on a petition, a Bill further regulating the retirement benefits of correctional officers (House, No. 2564).

Heart law. By the same member, for the same committee, on a petition, a Bill relative to clarifying the application of the heart bill (House, No. 2602).

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

By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on a petition, a Bill relative to out of state child support (House, No. 184). **Child support.**

By Mr. Donato of Medford, for the committee on Municipalities and Regional Government, on a petition, a Bill relative to the regulation of animal shelters (House, No. 3703). **Animal shelters.**

By Mr. Spellane of Worcester, for the committee on Public Service, on a petition, a Bill relative to retiree life insurance (House, No. 2361). **Life insurance.**

By the same member, for the same committee, on a petition, a Bill relative to the promotion of a member of the fire department of the town of Framingham (House, No. 4405) [Local Approval Received]. **Framingham,—fire department.**

By Mr. Wagner of Chicopee, for the committee on Transportation, on a petition, a Bill designating a portion of Interstate 290 as the Michael Simonelli and Michael Gabriele Overpass (House, No. 3171). **Interstate 290.**

By the same member, for the same committee, on House, Nos. 3202 and 3206, a Bill relative to precautions at railroad crossings (House, No. 3206). **Railroad crossings.**

By the same member, for the same committee, on a petition, a Bill punishing interference with the safe operation of trains and certain other common carriers (House, No. 3226). **Trains,—safe operation.**

By the same member, for the same committee, on a petition, a Bill designating a bridge in the town of Clinton as the Arthur J. Mayou Memorial bridge (House, No. 3280). **Clinton,—Mayou bridge.**

By the same member, for the same committee, on a petition, a Bill naming a certain bridge in the town of Dalton (House, No. 4325). **Dalton,—bridge.**

By the same member, for the same committee, on a petition, a Bill relative to naming the portion of state highway Route 140 located in the town of Upton as the George L. Wood Veterans of Foreign Wars Post #5594 and the Marshall-Leland American Legion Post #173 Roadway (House, No. 4334). **Upton,—roadway.**

By the same member, for the same committee, on a petition, a Bill designating a certain road in the town of Salisbury as Army Sergeant Jordan Michael Shay Memorial Drive (House, No. 4412). **Salisbury,—Shay drive.**

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

Orders of the Day.

The Senate Bill establishing a sick leave bank for Lila Kate Smith, an employee of the Department of Developmental Services (Senate, No. 2243), reported by the committee on Bill in the Third Reading to be correctly drawn, was read a third time; and it was passed to be engrossed, in concurrence. **Third reading bill.**

The House Bill designating the inpatient library at the Corrigan Mental Health Center in the city of Fall River as the Ralph A. Roberts Library (House, No. 4364) (its title having been changed by the committee on Bill in the Third Reading), reported by said committee to be correctly drawn, was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence. **Id.**

Second reading
bill engrossed. The Senate Bill relative to certain affordable housing in the city of Boston (Senate, No. 2237) was read a second time; and it was ordered to a third reading.

Subsequently, under suspension of the rules, on motion of Mr. Linsky of Natick, 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.

Emergency Measure.

Lila Kate
Smith,—
sick leave
bank. The establishing a sick leave bank for Lila Kate Smith, an employee of the Department of Developmental Services (see Senate, No. 2243), 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 3 to 0. Sent to the Senate for concurrence.

Engrossed Bills.

Bills
enacted. Engrossed bills
Relative to the certification of Wareham library (see Senate, No. 2163);
and
Relative to certain affordable housing in the city of Boston (see Senate, No. 2237);
(Which severally originated in the Senate);
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.

Order.

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

At a twenty-eight minutes after eleven o'clock A.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.