

JOURNAL OF THE HOUSE.

Thursday, February 25, 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:

Eternal God, the Ultimate Source of Our Hope and Peace, we pause for a moment of meditation and silent prayer. We turn our attention and thoughts to You and to spiritual values and realities. We believe that Your guidance enables us to organize and to set our personal priorities and agenda for the day in a clear and thoughtful manner. Your assistance also enables us to remain faithful to our basic traditional principles for daily living and to our religious beliefs and practices. In these changing and perhaps stressful times, may we continue to recognize the human and spiritual needs of all people and their families. As a society, may we be united in a common effort to improve the quality of life, both human and spiritual, for all in our diverse communities.

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 Mr. Atsalis of Barnstable) congratulating Norma Holder-Hall on the tenth anniversary of the Multicultural Festival of Cape Cod; and

Resolutions (filed by Mr. Rushing of Boston) recognizing February 27, 2010 as the Dominican Republic Independence Day;

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. Honan of Boston, 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 relative to flea market vendors (Senate, No. 2282, amended in section 4, in lines, 46 to 52, inclusive, by striking out the sentence contained therein and inserting in place thereof the following:

"Section 3B. For the purpose of determining a single show for this chapter the conduct of an activity or event described in the definition of 'show' in section 1 of chapter 62C held on any single day in the commonwealth shall constitute a single show. The fee schedule for a

Prayer.

Pledge of allegiance.

Norma Holder-Hall.

Dominican Independence Day.

Flea market vendors.

Flea market vendors. license as a promoter shall be as follows: \$200.00 for 1 to 9 single shows to be held per year; \$300.00 for 10 to 19 single shows to be held per year; \$400.00 for 20 to 29 single shows to be held per year; \$500.00 for 30 to 39 single shows to be held per year; \$600.00 for 40 to 49 single shows to be held per year; \$1000.00 for over 50 single shows to be held per year.”) (on Senate, No. 2118), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Funeral processions. A Bill further regulating funeral processions (Senate, No. 1884, amended in lines 85, 86 and 87, by striking out the sentence contained therein) (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.

Palmer,— ballot question. A petition (accompanied by bill, Senate, No. 2284) of Stephen M. Brewer and Todd M. Smola (by vote of the town) for legislation to authorize a certain question relative to a charter provision in the town of Palmer to be placed on the election ballot, was referred, in concurrence, to the committee on Election Laws.

Elderly,— property tax benefits. A petition of Stephen M. Brewer for legislation relative to property tax benefits for senior citizen volunteers, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Revenue.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2292) was referred, in concurrence, to the committee on Revenue.

Reports of Committees.

Victims' families,— jury service. 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 James M. Cantwell for legislation to exempt certain family members of murder victims from jury service in the courts of the Commonwealth. Under suspension of the rules, on motion of Mr. Kafka of Stoughton, 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.

Schools,— grants. By Ms. Walz of Boston, for the committee on Education, on House, No. 411, a Bill establishing a grant program for expanding learning time and improving student success (House, No. 4519).

Child suicide,— study. By the same member, for the same committee, on House, No. 413, a Resolve providing for an investigation and study by a special commission relative to child suicide (House, No. 4522).

Severally read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Business locations. By Mr. Finegold of Andover, for the committee on Telecommunications, Utilities and Energy, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 3107)

of Elizabeth Poirier and others for legislation to prohibit businesses from misrepresenting the geographic location of such business in local telephone directories,— and recommending that the same be referred to the committee on Consumer Protection and Professional Licensure.

By the same member, for the same committee, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 3119) of John W. Scibak and Jennifer M. Callahan for legislation to further regulate the solicitation of contributions in the Commonwealth,— and recommending that the same be referred to the committee on Consumer Protection and Professional Licensure.

Under Rule 42, the reports severally were considered forthwith; and they were accepted. Severally sent to the Senate for concurrence.

By Ms. Walz of Boston, for the committee on Education, on Senate, No. 297 and House, No. 523, a Bill relative to the Massachusetts Youthbuild program (House, No. 523).

By the same member, for the same committee, on a petition, a Bill enhancing student opportunity for achievement and results (House, No. 3436).

By the same member, for the same committee, on House, No. 463, a Bill concerning genocide education (House, No. 4520).

By the same member, for the same committee, on House, Nos. 470 and 471, a Bill to assure college and career readiness through six-year career plans for all Massachusetts public school students (House, No. 4523).

By the same member, for the same committee, on House, No. 482, a Bill requiring school districts to adopt a certain health program (House, No. 4524).

By Mr. Donato of Medford, for the committee on Municipalities and Regional Government, on House, Nos. 30, 31, 104, 1963, 1971, 1992 and 2005, a Bill relative to municipal relief (House, No. 4526).

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

By Ms. Walz of Boston, for the committee on Education, on a petition, a Bill authorizing the Revere school department to be open on Suffolk County holidays (House, No. 1129) [Local Approval Received].

By Mr. Donato of Medford, for the committee on Municipalities and Regional Government, on a petition, a Bill relative to compensated absences in cities and towns (House, No. 1978).

By the same member, for the same committee, on a petition, a Bill relative to the expenditure of certain municipal and district monies (House, No. 1979).

By the same member, for the same committee, on a petition, a Bill to increase the amount that can be appropriated from the balance of a capital project fund (House, No. 1980).

By the same member, for the same committee, on a petition, a Bill relative to handicap automobile licenses or placards (House, No. 1998).

By the same member, for the same committee, on a petition, a Bill relative to private road maintenance (House, No. 2013).

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

Donation solicitations.

Youthbuild.

Student achievement.

Genocide education.

Schools,— career plans.

Schools,— health programs.

Municipal relief.

Revere,— holidays.

Compensated absences.

Municipal monies.

Capital project funds.

Handicap placards.

Private roads.

Emergency Measure.

Elizabeth J. Lynch,—
sick leave
bank.

The engrossed Bill establishing a sick leave bank for Elizabeth J. Lynch, an employee of the Department of Children and Families (see House, No. 4464), 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.

Engrossed Bill.

Bill
enacted.

The engrossed Bill authorizing the town of Hingham to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 4268, 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.

Orders of the Day.

House Bills

Third
reading
bills.

Designating a certain intersection in the town of Stoughton as the Police Chief William F. Gross and Ann M. Gross Intersection (House, No. 4370);

Authorizing the town of Norwood to acquire a certain Veterans of Foreign Wars parcel and building for leasing (House, No. 4383) (its title having been changed by the committee on Bills in the Third Reading); and

Designating a certain road in the town of Salisbury as the Army Sergeant Jordan Michael Shay Memorial Drive (House, No. 4412) (its title having been changed by the committee on Bill in the Third Reading);

Severally having been reported by said committee 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. DeLeo of Winthrop,—
Ordered, That when the House adjourns today, it adjourn to meet on Monday next at eleven o'clock A.M.

At twelve minutes after eleven o'clock A.M., on motion of Mr. Peterson of Grafton (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.