

## JOURNAL OF THE HOUSE.

Tuesday, April 20, 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, we take a moment to focus our attention on You and on spiritual values as we begin today's legislative session. We pray for the wisdom to make the right decisions and choices on the items which come before us. May our common goals enable us to promote legislation and administrative actions which unite us as a society in defining and pursuing the common good. As we face many forms of violence around the world and in our own country, teach us to respect the dignity and importance of each individual in our community. Inspire us to encourage all people to use their human talents and intellectual gifts in a productive and reasonable manner. In Your goodness, help us to achieve the purpose in this life for which we have been created by You.

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 Representatives Atkins of Concord, Har-  
graves of Groton, Arciero of Westford and Benson of Lunenburg) congratulating Indian Hill Music for twenty-five years of teaching and playing music for the citizens of the Nashoba and Merrimack Valleys;

Resolutions (filed by Mr. Atsalis of Barnstable and other mem-  
bers of the House) congratulating Sidney L. Chase on the occasion of his retirement;

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

Resolutions (filed by Mr. Fresolo of Worcester) on the occasion of the day of remembrance of the Armenian Genocide;

Resolutions (filed by Messrs. Kafka of Stoughton and Galvin of Canton) congratulating Shaul Kushinsky of Boy Scout Troop 54 on earning the Eagle Scout Award;

Resolutions (filed by Mr. Kafka of Stoughton) congratulating Christopher Mark Romines, II of Sharon Boy Scout Troop 95 on earning the Eagle Scout Award;

Timothy L. Moskol.

Resolutions (filed by Mr. Kane of Holyoke) congratulating Timothy L. Moskol on receiving the Eagle Award of the Boy Scouts of America; and

Sean Michael Mahoney.

Resolutions (filed by Mr. Turner of Dennis) congratulating Sean Michael Mahoney on the occasion of his elevation to the rank of Eagle Scout;

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. O'Flaherty of Chelsea, 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.*

**Bills**

Scar-based injuries.

Authorizing the payment of worker's compensation for scar-based injuries (Senate, No. 681) (on a petition);

Ellen E. Englehardt.

Providing for the continued medical care and treatment of Ellen E. Englehardt, a state trooper injured in the line of duty (Senate, No. 1142) (on a petition);

Milton,—Antonio Pickens.

Authorizing the town of Milton to provide certain accidental disability retirement and medical benefits to Antonio Pickens (Senate, No. 2044) (on a petition) [Local Approval Received];

Workers' compensation.

Further regulating workers' compensation insurance (Senate, No. 2375, amended in section 1 by striking out the paragraph contained in lines 12 and 13) (on Senate bill No. 682);

Fort Point Channel.

Authorizing certain development in the Fort Point Channel in the city of Boston (Senate, No. 2376) (on Senate bill No. 2229);

Pension governance reform.

Relative to pension governance reform (Senate, No. 2377, amended in section 4, in line 18, by striking out the year "2010" and inserting in place thereof the year "2011"; by striking out section 5; in section 6, in line 54, by striking out the date "February 1" and inserting in place thereof the date "March 31"; in section 15, in line 562, by striking out the year "2010" and inserting in place thereof the year "2011"; in section 20 (as printed), in lines 616 to 619, inclusive, by striking out the sentence contained in those lines and inserting in place thereof the following sentence "If the first member is not elected within 30 days of the expiration of the previous term, or in the event of any earlier vacancy in this office, the public employee retirement administration commission shall appoint the first member.", in lines 660 to 673, inclusive, by striking out the paragraph contained in those lines and inserting in place thereof the following paragraph:

"(h) There shall be an Essex regional retirement board advisory council which shall consist of all the full-time treasurers, elected or appointed, of each city, town, unit or district in the Essex regional retirement system. If a city, town, unit or district does not employ a full-time treasurer, the highest ranking, full-time executive employee shall be a member of the Essex regional retirement board advisory council. The members of the advisory council shall elect a chair from among the members. The council shall meet twice annually and at the call of the chair. The council shall supervise and certify

the procedures involved in the election of members to the retirement board, as provided in subsections (b) and (i). Upon approval by votes of the retirement board and the council, the actuary shall be furnished with an estimate of the expenses and costs of administration of the system for the ensuing year. The actuary shall annually, not later than December 15, specify by written notice to the council and the board the amounts required to be paid from the Pension Fund, the Annuity Reserve Fund, the Special Fund for Military Service Credit and the Expense Fund, as provided in subdivision (7) of section 22 of chapter 32. The regional retirement board advisory council, at a meeting specifically called for the purpose, shall elect 1 of its members, who shall be a member in service in the retirement system, as a member of the regional retirement board at the expiration of the current member's term, as provided in paragraph (2) of subsection (b)."; and in section 25, in line 803, by striking out the year "2010" and inserting in place thereof the year "2011" (on Senate bill No. 2088);

Relative to parental leave (Senate, No. 2381) (on Senate bill No. 44); and

Relative to assault and battery on health care providers (Senate, No. 2383) (on Senate bill No. 1753).

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

*Report of a Committee.*

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, asking to be discharged from further consideration of the Bill relative to resident property tax exemptions (House, No. 4566), and recommending that the same be referred to the committee on Ways and Means.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, asking to be discharged from further consideration:

Of the Bill to improve municipal borrowing procedures (House, No. 1989);

Of the Bill relative to municipal stabilization funds (House, No. 1990);

Of the Bill promoting regionalism and efficient government (House, No. 1991); and

Of the Bill to help towns finance school buildings (House, No. 4292).

And recommending the same severally be recommitted to the committee on Municipalities and Regional Government.

Under Rule 42, the reports severally were considered forthwith and they were accepted.

*Emergency Measure.*

The engrossed Bill establishing a sick leave bank for John Phelan, an employee of the Massachusetts Department of Transportation (Senate, No. 2350), 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 7 to 0. Sent to the Senate for concurrence.

*Engrossed Bills.*

Engrossed Bills

Bills  
enacted.

Designating a certain road in the town of Salisbury as the army sergeant Jordan Michael Shay memorial drive (see House, No. 4412, amended); and

Establishing a sick leave bank for Judith R. Abraham, an employee of the department of developmental services (see House, No. 4574, amended); (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 designating a certain intersection in the town of Stoughton as the Police Chief William F. Gross and Ann M. Gross intersection (see House, No. 4370) (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  
bill.

The Senate Bill providing a tax exemption for certain qualifying real estate in the town of Hamilton (Senate, No. 2085), 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.

*Order.*

Next  
sitting.

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.

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At ten 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 Thursday at eleven o'clock A.M., in an Informal Session.