

Monday, May 21, 2007.

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:

God of Goodness and Truth, we look to You for direction as we take up and examine the legislative issues of this day. Your assistance helps us to understand and comprehend more accurately the items on the day's agenda. In addressing current scientific, technological and life science matters, we depend upon Your gift of wisdom to help us to make sound, reasoned, objective and ethical choices. In dealing with our busy daily schedules, inspire us to reflect, to think clearly and to keep all issues in perspective in formulating our decisions. Prayer.

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. Pledge of allegiance.

*Message from the Governor.*

A message from His Excellency the Governor recommending legislation relative to amending the law providing incentives to the motion picture industry (House, No. 4043) was filed in the office of the Clerk on Friday, May 18. Motion picture industry.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Revenue. Sent to the Senate for concurrence.

*Resolutions.*

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Resolutions (filed by Messrs. Jones of North Reading and Natale of Woburn) commemorating the two hundred and fiftieth birthday of Revolutionary War hero Sergeant Joshua Eaton, Jr., of Reading; Joshua Eaton, Jr.

Resolutions (filed by Mr. Jones of North Reading and other members of the House) congratulating Maestro Royston Nash; Maestro Royston Nash.

Resolutions (filed by Mr. Peterson of Grafton) commending Daniel A. Deyette for his dedicated leadership to the Grafton Memorial Day Parade; Daniel A. Deyette.

Resolutions (filed by Mr. Atsalis of Barnstable) congratulating Jack McLeod on the occasion of his retirement; Jack McLeod.

Resolutions (filed by Messrs. Bradley of Hingham and Nyman of Hanover) congratulating Mr. and Mrs. Nazzareno DiVito, Jr., on the occasion of their fiftieth wedding anniversary; Barbara and Nazzareno DiVito.

Erica  
Costa.

Resolutions (filed by Mrs. Haddad of Somerset) congratulating Erica Costa on receiving the Gold Award of the Girl Scouts of America;

Provincetown,—  
Lions Club.

Resolutions (filed by Representatives Peake of Provincetown and Turner of Dennis) congratulations to the Lions Club of Provincetown on the occasion of the seventy-fifth anniversary of its charter;

Dr. Thomas R.  
Plough.

Resolutions (filed by Mr. Spellane of Worcester) commending Dr. Thomas R. Plough for his lifelong commitment to education;

Sharon  
Potter.

Resolutions (filed by Ms. Stanley of West Newbury) recognizing Massachusetts Lions Club District Governor Sharon Potter;

Helen  
Boghosian.

Resolutions (filed by Mr. Vallee of Franklin) congratulating Helen Boghosian on the occasion of her one hundred and third birthday and recognizing her status as the eldest resident of the town of Franklin; and

Michael  
Bernklow.

Resolutions (filed by Mrs. Walrath of Stow) congratulating Michael Bernklow on receiving the Eagle Award of the Boy Scouts of America;

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

#### *Communication.*

M.B.T.A.

A communication from the Massachusetts Bay Transportation Authority (pursuant to subsection 11 of section 151 of chapter 127 of the acts of 1999) maximizing non-transportation revenue, was read for the information of the House; and it was placed on file.

#### *Annual and Special Reports.*

##### *Annual reports*

M.B.T.A.

Of the Massachusetts Bay Transportation Authority (under the provisions of Subsection 5(h) of Section 151 of Chapter 127 of the Acts of 1999) submitting a report of its operations for the calendar year 2006; and

Charitable  
Gaming  
Division.

Of the State Lottery Charitable Gaming Division (under the provisions of Section 38 of Chapter 10 of the General Laws) for the fiscal year 2006;

Unemployment  
Assistance.

Monthly report of the Division of Unemployment Assistance (under the provisions of Chapter 142 of the Acts of 2003) relative to the condition of the Commonwealth's Unemployment Insurance Trust Fund for April 2007; and

Transportation  
Finance  
Commission.

A report of the Special Transportation Finance Commission (under the provisions of Section 13 of Chapter 195 of the Acts of 2004) relative to the transportation finance needs of the Commonwealth;

Severally were placed on file.

#### *Papers from the Senate.*

Energy  
efficient  
construction.

A report of the committee on Education, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 327) of Patricia D. Jehlen and Carl M. Sciortino, Jr., for legislation

relative to energy efficient construction, and recommending that the same be referred to the committee on Telecommunications, Utilities and Energy,— accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 2240) of Stephen M. Brewer (by vote of the town) for legislation to authorize the town of Ashburnham to grant an additional license for the sale of alcoholic beverages to be drunk off the premises. To the committee on Consumer Protection and Professional Licensure. Ashburnham,— liquor license.

Petition (accompanied by bill, Senate, No. 2241) of Richard R. Tisei, Thomas M. McGee and Michael E. Festa (with the approval of the mayor and city council) for legislation relative to the disability retirement of Neil Sullivan, a firefighter for the city of Melrose. To the committee on Public Service. Melrose,— Neil Sullivan.

The following notice was received from the Clerk of the Senate, to wit:—

May 14, 2007.

Honorable Salvatore F. DiMasi  
*Speaker of the House of Representatives*  
Room 356, State House  
Boston, MA 02133

Dear Mr. Speaker:

I have the honor to inform you that Senate President Therese Murray has announced certain appointments to various special commissions, advisory boards and task forces, as follows:

Senator Joan M. Menard has been appointed to the Special Task Force established (pursuant to Section 2 of Chapter 81 of the Acts of 2006) to study medical spas; Medical spas.

Senator Richard T. Moore as Senate representative (pursuant to Section 112 of Chapter 58 of the Acts of 2006) to negotiations with the federal government concerning the MassHealth demonstration waiver granted by the United States Department of Health and Human Services under section 1115(a) of the Social Security Act, as authorized by Chapter 203 of the Acts of 1996; MassHealth demonstration waiver.

Senator Richard T. Moore (pursuant to Section 16M of Chapter 6A of the General Laws) to the MassHealth Payment Policy Advisory Council; MassHealth payments.

Senators Robert A. Antonioni (co-chair), Edward M. Augustus, Jr., and Joan M. Menard to the Special Commission established (pursuant to Section 363 of Chapter 149 of the Acts of 2004, as extended by Section 156 of Chapter 122 of the Acts of 2006) to make an investigation and study of middle education in the Commonwealth; Middle education.

Senator Edward M. Augustus, Jr. (pursuant to Section 4A of Chapter 15A of the General Laws) to the Robert H. Goddard Council on Science, Technology, Engineering and Mathematics Education. Senator John A. Hart, Jr., has been designated as co-chair of the Council, replacing Senator Steven C. Panagiotakos; Goddard Council.

Health  
disparities.

Senator Dianne Wilkerson (co-chair), Stephen J. Buoniconti and Mark C. Montigny (pursuant to Section 16O of Chapter 6A of the General Laws) to the Health Disparities Council;

Workforce  
investment.

Senators Thomas M. McGee and Edward M. Augustus, Jr. (pursuant to Section 7 of Chapter 23H of the General Laws) to the State Workforce Investment Board;

Asset  
sustainability.

Senators Marian Walsh and Harriette L. Chandler to the Special Commission established (pursuant to Section 117 of Chapter 123 of the Acts of 2006) concerning the long-term sustainability of individual financial assets; and

Workforce  
performance.

Senator Pamela P. Resor (pursuant to Section 23 of Chapter 123 of the Acts of 2006) to the Performance Standards and Workforce Accountability Task Force.

NCSL  
committees.

The following Senators were appointed to serve on various standing committees established by the National Conference of State Legislatures:

Agriculture, Environment and Energy — Senator Pamela P. Resor  
Budgets and Revenue — Senator Stephen C. Panagiotakos  
Communications, Financial Services and Interstate Commerce —

Senator Stephen J. Buoniconti

Education — Senator Robert A. Antonioni

Health — Senator Susan C. Fargo

Human Services and Welfare — Senator Karen E. Spilka

Labor and Economic Development — Senator John A. Hart, Jr.

Law and Criminal Justice — Senator Robert S. Creedon, Jr.

Legislative Effectiveness — Senator Stanley C. Rosenberg

Redistricting and Elections — Senator Edward M. Augustus, Jr.

Transportation — Senator Steven A. Baddour.

Respectfully submitted,

WILLIAM F. WELCH,  
*Clerk of the Senate.*

*Reports of Committees.*

Norfolk  
County's,—  
Wollaston  
Recreational  
Facility.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, asking to be discharged from further consideration of the Bill authorizing the county commissioners of the county of Norfolk to borrow money for the preparation of plans and specifications for renovation of and additions to the Presidents Golf Course Clubhouse at Norfolk County's Wollaston Recreational Facility (House, No. 1968),— and recommending that the same be recommitted to the committee on Municipalities and Regional Government. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence in the reference.

Students,—  
sports  
injuries.

By Mrs. Haddad of Somerset, for the committee on Education, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 538) of Robert S. Edwards for legislation to

establish a student athlete sports injury commission,— and recommending that the same be referred to the committee on Public Health;

By Mr. Mariano of Quincy, for the committee on Financial Services, asking to be discharged from further consideration

Of the joint petition (accompanied by bill, House, No. 31) of Bradley H. Jones, Jr., and others relative to municipal relief,— and recommending that the same be referred to the committee on Municipalities and Regional Government; Municipal relief.

Of the petition (accompanied by bill, House, No. 38) of Stephen Kulik and others amending the micropurchasing threshold under chapter 149,— and recommending that the same be referred to the committee on State Administration and Regulatory Oversight; and Micro-purchasing.

By Mr. Honan of Boston, for the committee on Housing, asking to be discharged from further consideration

Of part of the petition (section 5) (accompanied by bill, Senate, No. 747) of Jarrett T. Barrios, David M. Torrisi, Mark C. Montigny, Brian A. Joyce and other members of the General Court for legislation to preserve home ownership; Home ownership,— preserve.

Of part of the petition (sections 7 and 8) (accompanied by bill, House, No. 1237) of Kevin G. Honan and others for legislation to protect homeowners from mortgage foreclosures; and Foreclosure,— protection.

Of part of the petition (section 5) (accompanied by bill, House, No. 1290) of David M. Torrisi and others for legislation to establish a home preservation fund to preserve and promote homeownership; Homeownership.

And recommending that the same severally be referred to the committee on Financial Services.

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

By Mrs. Haddad of Somerset, for the committee on Education, on a petition, a Bill streamlining the regional school budget process (House, No. 586, changed by adding the following section: Regional school budgets.

“SECTION 2. This act shall be applicable for questions approved for fiscal years beginning on or after July 1, 2007.”). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

*Engrossed Bill.*

The engrossed Bill designating a bridge in the city of Methuen as the Corporal David M. Vincente Bridge (see House, No. 3446) (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.

*Order.*

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. Next sitting.



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