

## JOURNAL OF THE HOUSE.

Thursday, July 15, 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, at the beginning of today's legislative session we pause for a moment of reflection to focus our thoughts and attention on You and spiritual truths and values. In Your goodness help us to find the unity of thought and purpose which we seek as we together make our legislative decisions. In these uneasy times grant us the courage to follow our right conscience and to implement reasoned and ethical choices. At all times may our hearts and minds be free of anxiety and distress and filled with Your peace, happiness and serenity. Teach us to appreciate and respect the beauty of nature and the mysteries of creation which You have created for our benefit and enjoyment.

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.

### *Statement of Representative Driscoll of Braintree.*

A statement of Mr. Driscoll of Braintree, was spread upon the records as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was not present in the House Chamber for a portion of yesterday's sitting due to official business outside of the State House. Had I been present for the taking of yea and nay numbers 439, on passing to be engrossed the Senate Bill relative to comprehensive siting reform for land based wind projects (Senate, No. 2260, amended) and 441, on accepting a report of the committee of conference relative to municipal relief (House, No. 4877), I would have voted, in each instance, in the affirmative. My missing of roll calls yesterday was due entirely to the reason stated.

### *Communication.*

A communication from the Division of Unemployment Assistance (under the provision of Chapter 142 of the Acts of 2003) relative to the condition of the Commonwealth's Unemployment Insurance Trust Fund for June, 2010, was placed on file.

Prayer.

Pledge of  
allegiance.

Statement of  
Mr. Driscoll  
of Braintree.

Unemployment  
Trust Fund.

Reports of Committees.

Timber,—  
regulating. By Mr. Straus of Mattapoisett, for the committee on Environment, Natural Resources and Agriculture, on House, Nos. 765 and 813, a Bill regulating timber harvesting (House, No. 813). Read; and referred, under Rule 33, to the committee on Ways and Means.

Westborough,—  
liquor  
license. By Mr. Speliotis of Danvers, for the committee on Consumer Protection and Professional Licensure, on a petition, a Bill authorizing the town of Westborough to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4736) [Local Approval Received].

Pepperell,—  
ballot  
question. By the same member, for the same committee, on a petition, a Bill authorizing the placement of a certain question on the ballot to be used at the November 2010 biennial state election in the town of Pepperell relative to the sale of all alcoholic beverages (House, No. 4846) [Local Approval Received].

Rehoboth,—  
liquor  
license. By the same member, for the same committee, on a petition, a Bill authorizing the town of Rehoboth to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 4847) [Local Approval Received].

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

Senior citizen  
safety zones. A report of the committee on Municipalities and Regional Government, that the House Bill authorizing the establishment of senior citizen safety zones (House, No. 543) ought NOT to pass (under Joint Rule 10), was considered forthwith, under suspension of the rules, on motion of Ms. Provost of Somerville.

Pending the question on rejection, the bill was recommitted, on further motion of the same member.

Emergency Measures.

James E.  
Munchbach,—  
sick leave  
bank. The engrossed Bill establishing a sick leave bank for James E. Munchbach, an employee of the Trial Court (see Senate, No. 2413), 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 8 to 0. Sent to the Senate for concurrence.

Bonds,—  
terms. The engrossed Bill providing the terms of certain bonds and notes to be issued by the Commonwealth (see House bill printed in House, No. 4869), 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.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate. Bill enacted.

Engrossed Bills.

Relative to police appointments in the town of Dudley (see Senate, No. 1146); and Bills enacted.

Authorizing a certain question relative to a charter revision in the town of Palmer to be placed on the state election ballot (see Senate, No. 2352);

(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.

Orders of the Day.

The Senate Bill relative to the financing of wind energy facilities in the town of Falmouth (Senate, No. 2291, amended), 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. Third reading bill.

Recess.

At nineteen minutes after eleven o'clock A.M., on motion of Mr. Mariano of Quincy (Mr. Donato of Medford being in the Chair), the House recessed until half past one o'clock; and at that time the House was called to order with Mr. Donato in the Chair. Recess.

Paper from the Senate.

The engrossed Bill relative to economic development reorganization (Senate, No. 2380) came from the Senate with the endorsement that said branch had non-concurred with the House in its amendment (striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4863). Economic development.

The bill bore the further endorsement that the Senate had asked for a committee of conference on the disagreeing votes of the two branches; and that Senators Spilka, Downing and Tarr had been appointed the committee on the part of the Senate. Committee of conference.

On motion of Mr. Dempsey of Haverhill, the House insisted on its amendment; and, on further motion of the same member, concurred with the Senate in the appointment of a committee of conference. Representatives Dempsey, Bradley of Hingham and deMacedo of Plymouth were appointed the committee on the part of the House. Sent to the Senate to be noted. Id.

Engrossed Bills.

Relative to the financing of wind energy facilities in the town of Falmouth (see Senate, No. 2291, amended) (which originated in the House); and Bills enacted.

Relative to the sewer service area for the town of Lunenburg (see House, No. 4561, amended) (which originated in the House).

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.*

On motion of Mr. DeLeo of Winthrop,—

Next  
sitting.

*Ordered,* That when the House adjourns today, it adjourn to meet on Monday next at eleven o'clock A.M.

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At twenty-one minutes before three o'clock P.M., on motion of Mr. deMacedo of Plymouth (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.