

UNCORRECTED PROOF

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, JULY 30, 2009.

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JOURNAL OF THE HOUSE.

Thursday, July 30, 2009.

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, in whom we place our trust and confidence, at the beginning of today's legislative session, we pause for a moment of personal reflection and prayer. We pray for Your gift of counsel as we address the personal and legislative items on our agenda. In our evaluation of current issues, help us to keep all items in proper perspective as we strive to make our reasoned choices and decisions. May we always be aware of the many needs of the people in our various districts and communities. In Your goodness, inspire us to continue to acknowledge and to respect the natural and human rights of each individual. Teach us, as a society, to protect and to use wisely our vast natural resources and to encourage all people to use their personal talents in a productive manner.

Grant to Blessing 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 Mr. Spellane of Worcester) commending Joan M. Fitton for her dedicated service to the Worcester Public Schools; and

Resolutions (filed by Mr. Ross of Wrentham) congratulating Scott William Isner of Wrentham upon 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 Mrs. Haddad of Somerset, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petition.

Mr. Kocot of Northampton presented a petition (subject to Joint Rule 12) of Peter V. Kocot and Stanley C. Rosenberg for legislation to establish a sick leave bank for Deborah Armstrong an employee of Franklin/Hampshire division of the Juvenile Court Department of the Trial Court; and the same was referred, under Rule 24, to the committee on Rules.

Papers from the Senate.

Sheriffs,—
supplemental
appropriations.

A Bill relative to sheriffs (Senate, No. 2121) (on a part of House bill No. 4181), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Theodore S.
Bielecki,—
sick leave.

A Bill establishing a sick leave bank for Theodore S. Bielecki, an employee of the Department of Corrections (Senate, No. 2110) (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.

Reports of Committees.

Veterans,—
healthcare
access.

By Mr. Naughton of Clinton, for the committee on Veterans and Federal Affairs, on a petition, a Resolve providing for an investigation and study of providing veterans with increased healthcare access (House, No. 3378). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Westport,—
lifesaving
station.

By Mr. Walsh of Lynn, for the committee on State Administration and Regulatory Oversight, on House, No. 623, a Bill relative to the leasing of the lifesaving station in the town of Westport to the Westport Fisherman's Association (House, No. 4184).

Construction
Reform Law.

By the same member, for the same committee, on House, No. 2971, a Bill making technical corrections to the Public Construction Reform Law (House, No. 4185).

Agawam,—
veterans
housing.

By the same member, for the same committee, on House, No. 3507, a Bill authorizing the Commissioner of the Division of Capital Asset Management and Maintenance to convey land in Agawam to United Veterans of America, Inc. for the purpose of veterans Housing (House, No. 4186).

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

Gasoline
dealers.

By Ms. Forry of Boston, for the committee on Community Development and Small Business, on Senate, No. 91, a Bill relative to gasoline dealers (House, No. 4187).

Burlington,—
public safety
facility.

By Mr. Donato of Medford, for the committee on Municipalities and Regional Government, on a petition, a Bill relative to a new public safety facility lease in the town of Burlington (House, No. 4056, changed by striking out section 5 and inserting in place thereof the following section:

“SECTION 5. The Board of Selectmen shall issue a request for proposals for the construction of the public safety facility that permits offerors, at their election, to submit alternate proposals, under one of which the selected offerors shall award all contracts for the construction of the public safety facility only to persons or entities whose bids or proposals are subject to such persons or entities being signatory to a project labor agreement with the appropriate labor organizations which shall include an obligation for such labor organizations and its constituent members not to strike with respect to

the work on such construction project and which shall also establish uniform work rules and schedules for the project. In the alternative, offerors may submit proposals under which no such project labor agreement is required. Such project agreement, if required, shall be entered into in order to facilitate the timely and efficient completion of the construction of the public safety facility and to make available a ready and adequate supply of highly trained, skilled craft workers who shall provide a negotiated commitment to assure labor stability and labor peace over the life of this project. The applicable entity responsible for any construction of the public safety facility shall designate a general contractor, project administrator or similar construction firm which is familiar in the negotiation and administration of project labor agreements to manage and oversee the construction of the project, including the development and implementation of labor relations policies for the project, and to instruct such general contractor, project administrator or other construction firm to negotiate a mutually agreeable project labor agreement covering the above described work, unless the town determines that the selected offeror responsible for constructing the public safety facility has sufficient experience and qualifications, in which case the selected offeror may discharge the duties respecting the project labor agreement. The Board of Selectmen may choose whether or not to award the project to an offeror who proposes that the project will be subject to a project labor agreement, and shall award the project to the proposal deemed to be in the best interests of the Town, considering prices as well as other criteria." [Local Approval Received].

By Mr. Spellane of Worcester, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Bruce Bagdasarian an employee of the Westborough State Hospital (House, No. 1915).

Bruce Bagdasarian,—
sick leave.

By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for Betty Green, an employee of the Department of Revenue (House, No. 4177).

Betty Green,—
sick leave.

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

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the bill establishing disability history month (Senate, No. 1469) be scheduled for consideration by the House.

Disability history month.

Under suspension of Rule 7A, on motion of Mrs. Haddad of Somerset, the bill was read a second time forthwith; and it was ordered to a third reading.

Engrossed bill.

The engrossed Bill authorizing the city of Attleborough to continue the employment of Ronald M. Churchill (see House, No. 1884) (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.

Orders of the Day.

House bills

Third
reading
bills.

Designating the Mary L. Girouard Flagpole in the city of Lawrence (printed in Senate, No. 1470) (its title having been changed by the committee on Bills in the Third Reading); and

Establishing an enterprise fund for the Brook School Apartments in the town of Weston (House, No. 1124) (its title having been changed by the committee on Bills in the Third Reading);

Severally 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.

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.

At twenty-five minutes after eleven o'clock A.M., on motion of Mrs. Poirier of North Attleborough (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.