

UNCORRECTED PROOF

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, AUGUST 6, 2009.

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JOURNAL OF THE HOUSE.

Thursday August 6, 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, we believe that we live every moment of the day in Your presence. We also believe that You, Our Creator, have a personal interest and concern for our total material and spiritual well-being. Teach us how to respond to You in a positive manner as we live each day and as we carry out our daily responsibilities. May we also ask for Your help as we address the many opportunities which come our way to serve constituents and the common good. As elected representatives of the people, inspire us to be fair, just, thoughtful and ethical in dealing with issues and people who look to us for leadership in these uncertain times. Inspire us to remain faithful to our basic traditional, philosophical principles as well as to our personal spiritual and moral values. Prayer.

Grant Your 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. Pledge of allegiance.

Silent Prayer.

At the request of Mr. Nyman of Hanover, the members, guests and employees stood in a moment of silent prayer in respect to the memory of Mrs. Catherine M. Young of Rockland. Catherine passed away peacefully on July 31, 2009 at the age of 92. Catherine was an active member of her community, serving on many boards and committees. She was a lifelong Democrat, one of the first female real estate brokers on the South Shore, and the town of Rockland's first female selectman. Catherine M. Young.

Resolutions.

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

Resolutions (filed by Representatives Fox of Boston, Rushing of Boston, Allen of Boston and Forry of Boston) honoring and celebrating the accomplishments and life of Paul Park, Sr.; and Paul Park, Sr.

Resolutions (filed by Mr. Hill of Ipswich) commemorating the three hundred and seventy-fifth anniversary of the founding of the town of Ipswich; Ipswich.

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. Hill, the

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

Petitions.

Petitions severally were presented as follows:

North
Andover,—
liquor
license.

By Mr. Torrasi of North Andover, petition (accompanied by bill, House, No. 4189) of David M. Torrasi, Steven M. Baddour and others (by vote of the town) that the town of North Andover be authorized to issue an additional all alcoholic beverage license not to be drunk on the premises. To the committee on Consumer Protection and Professional Licensure.

Brockton,—
dumping.

By Representative Brady of Brockton and Canavan of Brockton, petition (accompanied by bill, House, No. 4190) of Michael Brady, Christine E. Canavan and another (with the approval of the mayor and city council) relative to prohibiting certain dumping in the city of Brockton. To the committee on Environment, Natural Resources and Agriculture.

Stockbridge,—
conservation
commission.

By Mr. Pignatelli of Lenox, petition (accompanied by bill, House, No. 4191) of William Smitty Pignatelli and Benjamin Downing (by vote of the town) relative to the membership of the conservation commission of the town of Stockbridge;

Lexington,—
lighting
plant.

By Mr. Kaufman of Lexington, petition (accompanied by bill, House, No. 4192) of Jay R. Kaufman, Kenneth J. Donnelly and others (by vote of the town) that the town of Lexington be authorized to establish a municipal lighting plant in said town;

Westford,—
lease
land.

By Representative Arciero of Westford and Senator Panagiotakos, a joint petition (accompanied by bill, House, No. 4193) of James Arciero and Steven C. Panagiotakos (by vote of the town) that the town of Westford be authorized to lease the Day Agricultural and Conservation Land located in said town; and

North
Andover,—
conservation
restrictions.

By Mr. Torrasi of North Andover, petition (accompanied by bill, House, No. 4194) of David M. Torrasi, Barbara A. L'Italien and others (by vote of the town) relative to certain conservation restrictions in the town of North Andover;

Severally to the committee on Municipalities and Regional Government.

Newbury,—
insurance
benefits.

By Ms. Stanley of West Newbury, petition (accompanied by bill, House, No. 4195) of Harriett L. Stanley (by vote of the town) relative to insurance benefits for elected officials of the town of Newbury;

Phillipston,—
health
insurance.

By Ms. Gobi of Spencer, petition (accompanied by bill, House, No. 4196) of Anne M. Gobi and Stephen M. Brewer (by vote of the town) relative to health insurance and other benefits in the town of Phillipston;

Brookline,—
police
officers.

By Mr. Smizik of Brookline, petition (accompanied by bill, House, No. 4197) of Frank I. Smizik, Cynthia Stone Creem and others (by vote of the town) relative to the residency requirements for police officers in the

Brookline,—
civil service
exemptions.

By the same member, petition (accompanied by bill, House, No. 4198) of Frank I. Smizik, Cynthia Stone Creem and others (by

vote of the town) relative to civil service exemptions for certain employees in the town of Brookline; and

By Representative Provost of Somerville and Senator Jehlen, a joint petition (accompanied by bill, House, No. 4199) of Denise Provost and Patricia D. Jehlen (with the approval of the mayor and city council) relative to health insurance for retired employees in the city of Somerville.

Somerville,—
health
insurance.

Severally to the committee on Public Service.

By Ms. Stanley of West Newbury, petition (accompanied by bill, House, No. 4200) of Harriett L. Stanley (by vote of the town) that the town of Newbury be authorized to grant a real estate tax abatement to Geraldine V. Buzzotta for fiscal year 2009. To the committee on Revenue.

Newbury,—
Geraldine V.
Buzzotta.

Petitions severally were presented and referred as follows:

By Mr. Cabral of New Bedford, petition (subject to Joint Rule 12) of Anthony F. D. Cabral for legislation to establish a sick leave bank for Joanna Cross, an employee of the Department of Transitional Assistance.

Joanna
Cross,—
sick leave
bank.

By Representative Koczera of New Bedford and Senator Montigny, joint petition (subject to Joint Rule 12) Robert M. Koczera and Mark C. Montigny relative to designating a portion of Route 140 in the city of New Bedford as the Korean Veterans' Memorial Roadway.

Korean
Veterans'
Memorial
Roadway,—
Route 140.

By Ms. Malia of Boston, petition (subject to Joint Rule 12) of Elizabeth A. Malia (with the approval of the mayor and city council) relative to evictions on certain foreclosed residential property in the city of Boston.

Boston,—
foreclosure
evictions.

Severally, under Rule 24, to the committee on Rules.

Paper from the Senate.

A petition (accompanied by bill, Senate, No. 2073) of Therese Murray and Jeffrey Davis Perry (by vote of the town) for legislation to establish the Sandwich Economic Initiative Corporation, was referred, in concurrence, to the committee on Community Development and Small Businesses.

Sandwich
Economic
Initiative
Corporation.

Reports of Committees.

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 the following petitions:

Petition (accompanied by bill) of A. Stephen Tobin and Kathi-Anne Reinstein relative to tips and tip sharing in restaurants. To the committee on Labor and Workforce Development.

Tips and tip
sharing.

Petition (accompanied by bill) of Richard J. Ross and Scott P. Brown relative to establishing a sick leave bank for Susan Harper, an employee of the Department of Developmental Services. To the committee on Public Service.

Susan
Harper,—
sick leave
bank.

Under suspension of the rules, on motion of Ms. Reinstein of Revere, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

New Bedford,—
Nucleo
Sportingista
Club.

By Mr. Speliotis of Danvers, for the committee on Consumer Protection and Professional Licensure, on a petition, a Bill relative to the Nucleo Sportingista Club of New Bedford (House, No. 4183). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kafka of Stoughton, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Bowles of Attleboro, the bill was read a second time forthwith; and it was ordered to a third reading.

Saugus,—
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 Saugus to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (House, No. 1120).

Salem,—
liquor
license.

By the same member for the same committee, on a petition, a Bill authorizing the city of Salem to grant a liquor license to Derby Deli Inc. (House, No. 1128).

Winchester,—
liquor
license.

By the same member for the same committee, on a petition, a Bill authorizing the town of Winchester to issue five licenses for the sale of all alcoholic beverages to be drunk on the premises for restaurants containing seventy or more seats (House, No. 1905).

Tisbury,—
liquor
license.

By the same member for the same committee, on a petition, a Bill authorizing the board of selectmen in the town of Tisbury to grant licenses for the sale of beer and wine in restaurants, inns and hotels (House, No. 1907).

Fairhaven,—
liquor
license.

By the same member for the same committee, on a petition, a Bill relative to the town of Fairhaven issuing a common victualer beer and wine license to Katherine Psychopaidas, manager, Mermaids Seafood Restaurant & Grille, 15 Sarah's Way in the town of Fairhaven (House, No. 1908).

Mattapoisett,—
abatement.

By Mr. Kaufman of Lexington, for the committee on Revenue, on a petition, a Bill relative to the interest rate to be charged upon apportioned betterment assessments for water and sewer projects in the town of Mattapoisett (House, No. 1910).

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

Orders of the Day.

Third
reading
bills.

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

The House Bill establishing a sick leave bank for Betty Green, an employee of the Department of Revenue (House, No. 4177) 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. Sent to the Senate for concurrence.

Order.

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. Next sitting.

At seventeen 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 Monday at eleven o'clock A.M., in an Informal Session.