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The Commonwealth of Massachusetts

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**JOURNAL OF THE HOUSE.**



MONDAY, AUGUST 17, 2009.

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# JOURNAL OF THE HOUSE.

Monday August 17, 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:

Prayer.

God, our Creator, each day we face a crowded schedule as we try to meet the many needs of the Commonwealth, constituents and our families. Conscious of our need of Your help, this brief moment of reflection and prayer enables us to keep our responsibilities and obligations in prospective. Your assistance also enables us to keep life's purpose in focus. As elected leaders we seek Your gift of wisdom, integrity of purpose, right judgment and a spirit of cooperation as we together try to strengthen our communities and society. Inspire us to continue our efforts to build trust and confidence in our constituents, in each other and in promoting and defining the common good.

Grant Your blessings to the Speaker, the members and employees of this House and their families. Amen.

Pledge of allegiance.

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.*

Dr. Charlena Moten Seymour.

Resolutions (filed with the Clerk by Mr. Swan of Springfield) congratulating Doctor Charlena Moten Seymour on the occasion of her retirement from the University of Massachusetts-Amherst; were referred, under Rule 85, to the committee on Rules.

Mr. Binienda of Worcester, for the committee on Rules, reported, that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Murphy of Burlington, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

### *Communication.*

Higher Education,—bargaining agreement funds.

A communication from the Department of Higher Education submitting a request for an appropriation to fund incremental cost items contained in a certain collective bargaining agreement, was placed on file.

### *Annual and Special Reports.*

Electronic weapons.

The annual report of the Executive Office of Public Safety and Security (under Chapter 170 of the Acts of 2004) of the summary of electronic weapons used in the Commonwealth; and

UMASS Building Authority,—Sherman Center.

A pre-construction report of the University of Massachusetts Building Authority (pursuant to item 7002-0015 of Section 2B of Chapter 130 of the Acts of 2008) on the Albert Sherman Center Project at the University of Massachusetts Medical School at Worcester;

Severally were placed on file.

*Petition.*

Mr. Webster of Hanson presented a petition (accompanied by bill, House, No. 4173) of Daniel K. Webster (by vote of the town) for legislation to authorize certain part time elected officials of the town of Hanson to become members of the health insurance plan of said town; and the same was referred to the committee on Public Service. Sent to the Senate for concurrence.

Hanson,—  
health  
insurance.

*Paper from the Senate.*

A Bill establishing a sick leave bank for Michael Belloli, an employee of the Department of Corrections (Senate, No. 2100, amended in line 4 by inserting after “Belloli.” the following sentence: “Sick leave bank days shall not be used for absences unrelated to the illness or disability that necessitated the establishment of the sick leave bank as determined by the department.”) (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.

Michael  
Belloli,—  
sick leave.

*Reports of Committees.*

By Mr. O’Flaherty of Chelsea, for the committee on the Judiciary, on a petition, a Bill establishing a sick leave bank for Jocelyn Burns, an employee of the Trial Court (House, No. 1914).

Jocelyn  
Burns,—  
sick leave.

By Mr. Donato of Medford, for the committee on Municipalities and Regional Government, on a petition, a Bill authorizing the lease of conservation land in the town of Easton for agricultural purposes and to establish the Tufts Farm Maintenance Fund (House, No. 1885) [Local Approval Received].

Easton,—  
maintenance  
fund.

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

*Emergency Measures.*

The engrossed Bill establishing a sick leave bank for Michele Merenda, an employee of the Department of Transitional Assistance (see House, No. 1149), 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.

Michele  
Merenda,—  
sick leave  
bank.

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.

The engrossed Bill establishing a sick leave bank for Keith Bianchini, an employee of the Department of Correction (see House, No. 2365), 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.

Keith  
Bianchini,—  
sick leave  
bank.

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.

Relative to the use of certain bond proceeds in the town of Rutland (see Senate, No. 2033);

Relative to the recreation revolving fund in the town of Rutland (see Senate, No. 2077);

(Which severally originated in the Senate);

Establishing an enterprise fund for the Brook School Apartments in the town of Weston (see House, No. 1124); and

Relative to the Dukes County Land Bank (see House, No. 4043);

(Which severally 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.

*Orders of the Day.*

## Senate bills

Third  
reading  
bills.

Relative to oral health in the Commonwealth (Senate, No. 536) (its title having been changed by the committee on Bills in the Third Reading);

Designating disability history month (Senate, No. 1469) (its title having been changed by the committee on Bills in the Third Reading); and

Relative to the Leino Park Water District (Senate, No. 2068);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed, in concurrence.

*Order.*

On motion of Mr. DeLeo of Winthrop,—

Next  
sitting.

*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 twenty-one minutes after eleven o'clock A.M., on motion of Mr. deMacedo of Plymouth (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.