

JOURNAL OF THE HOUSE.

Thursday, August 19, 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:

Prayer.

Gracious God, as we begin each day, our intention is to follow and to implement Your ways and Your spiritual values in our daily living. We believe that they give meaning and direction to our decisions and actions. You and Your ways also offer us peace of mind and soul as we struggle to make the right legislative and personal choices in these uneasy political and economic times. As elected officials, teach us to plan and to work together in a reasoned manner so that our communities will be safe and prosperous now and in the future. Inspire us to propose and endorse public policy which is based on the common good, Your plans for our well-being and tradition philosophical principles. We believe that You are the source of our guidance, strength and happiness.

Bestow Your blessings on 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.

Quarterly Report.

MassDOT,—contractor payments.

The fourth quarterly report of the Department of Transportation (pursuant to Section 12 of Chapter 86 of the Acts of 2008 and Section 18 of Chapter 233 of the Acts of 2008) relative to contractor payments made by the Highway Division for fiscal year 2010, was placed on file.

Resolutions.

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

Resolutions (filed by Mr. Koczera of New Bedford) honoring Gale Berube Malita on the occasion of her retirement; and

Resolutions (filed by Ms. Peisch of Wellesley) honoring Li Zhen Yu and Jian An Chen for their contributions to the understanding and support of Chinese culture and language;

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

Gale Malita.

Li Zhen Yu and Jian An Chen.

Papers from the Senate.

The House Bill relative to the composition of the licensing board for the city of Pittsfield (House, No. 4682) came from the Senate passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the following:

Pittsfield,—licensing board.

“SECTION 1. Notwithstanding the provisions of section 4 of chapter 138 of the General Laws relative to the number of members that may be appointed to a municipal licensing board to the contrary, the licensing board of the city of Pittsfield shall consist of 5 members to be appointed by the mayor, subject to confirmation by the city council. Each member shall be appointed to serve for a term of 3 years and until his successor is chosen and qualified.

SECTION 2. On the effective date of this act, the mayor, subject to confirmation by the city council, shall appoint 2 persons to serve as members of the licensing board, 1 of whom shall serve for a term of 1 year and 1 of whom shall serve for a term of 2 years. Upon the expiration of such initial 1- and 2-year terms appointed pursuant to this section, successor appointees shall serve for a term of 3 years.

SECTION 3. Those persons serving as members of the licensing board on the effective date of this act shall continue to serve as members thereof for a period of 3 years or until the expiration of their term, whichever period is shorter.”.

Under suspension of Rule 35, on motion of Mr. Speranzo of Pittsfield, the amendment (reported by the committee on Bills in the Third Reading to be correctly drawn) was considered forthwith; and it was adopted, in concurrence.

The House Bill establishing a board of certification of community health workers (House, No. 4692, amended) came from the Senate passed to be engrossed, in concurrence, with an amendment in section 2, in lines 109 and 110, striking out the paragraph in those lines (inserted by amendment by the House). Under suspension of Rule 35, on motion of Mr. Sánchez of Boston, the amendment (reported by the committee on Bills in the Third Reading to be correctly drawn) was considered forthwith; and it was adopted, in concurrence.

Community health workers.

Reports of Committees.

By Mr. Spellane of Worcester, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Matthew Normandeau an employee of the Bristol County sheriff's office (House, No. 4926). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Matthew Normandeau,—sick leave.

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

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

Mental Health
and Substance
Abuse,—
study.

By Ms. Malia of Boston, for the committee on Mental Health and Substance Abuse, on House, Nos. 1927, 1929, 1933, 1939, 1944, 1952, 1953, 1954, 3813 and 3906, an Order relative to authorizing the committee on Mental Health and Substance Abuse to make an investigation and study of certain House documents concerning mental health and substance abuse issues (House, No. 4991).

Railroad
crossings,—
study.

By Mr. Wagner of Chicopee, for the committee on Transportation, on House, No. 3359, an Order relative to authorizing the committee on Transportation to make an investigation and study of a certain House document concerning transportation issues (House, No. 4992).

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Subsequently, Mr. Binienda of Worcester, for said committees, reported, in each instance, asking to be discharged from further consideration of the orders; and recommending that the same severally be referred to the House committee on Rules.

Under Rule 42, the reports severally were considered forthwith; and they were accepted.

Engrossed Bills.

Bill
enacted.

The engrossed Bill validating the acts and proceedings taken at an annual town meeting held in the town of Essex (see House bill printed in House, No. 4950) (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 (more than two-thirds of the members having agreed to pass the same); and it was signed by the acting Speaker and sent to the Senate.

Bills
enacted.

Engrossed bills

Providing for recall in the town of Colrain (see Senate bill printed as House, No. 4384) (which originated in the Senate); and

Relative to reprecincting (see House, No. 678) (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.

Bill
enacted.

The engrossed Bill establishing a board of certification of community health workers (see House, No. 4692, amended) (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.

Mr. Pedone of Worcester moved that this vote be reconsidered; and the motion to reconsider was considered forthwith and it was negatived. The bill then was signed by the acting Speaker and sent to the Senate.

Orders of the Day.

Third
reading
bill.

The House Bill authorizing the town of Danvers to grant an additional license for the sale of wines and malt beverages (House, No. 4816) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee 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 twenty-one minutes after twelve o'clock noon, 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.