

JOURNAL OF THE HOUSE.

Monday, August 23, 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. God, Our Creator, in prayer we open our hearts and minds to You as we seek Your guidance in our daily living. We believe that with Your assistance and Your spiritual gifts we see and understand legislative and personal issues more clearly in our search for truth, integrity and reasonableness. In this changing world, inspire us to follow solid human and spiritual values and principles in addressing the often complex public policy issues which come before us. In our diverse communities, teach us to work together in our common desire to build a safe and peaceful society in this troubled, often violent, world. May the well-being of the people and the Commonwealth remain our top priority.

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.

Message from the Governor — Bill Returned with Recommendation of Amendments.

Natural resources,— protection. A message from His Excellency the Governor returning with recommendation of amendments the engrossed Bill protecting our natural resources (see House, No. 4943) (for message, see House, No. 4994) was filed in the office of the Clerk on Thursday, August 19.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was thereupon "before the General Court and subject to amendment and re-enactment".

Pending the question on adoption of the amendments recommended by His Excellency, the bill was referred, on motion of Mr. Pedone of Worcester, to the committee on Bills in the Third Reading.

Communication.

Child abuse prevention,— plan progress. A communication from the Office of the Child Advocate relative to the progress of the formulation of a comprehensive plan (under Section 11 of Chapter 18C of the General Laws) for a coordinated, system-wide response to child abuse and neglect, was placed on file.

Special Report.

Diesel fuel substitutes. A report from the Department of Energy Resources (under Section 3 of Chapter 206 of the Acts of 2008) on the delayed implementation of end-use eligible Diesel substitute fuel, due to a lack of supply (copies forwarded to the House committee on Ways and

Means, the committee on Telecommunications, Utilities and Energy, the committee on Environment, Natural Resources and Agriculture and the committee on Transportation, in accordance with said law).

Reports of Committee.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the following bills be scheduled for consideration by the House:

Authorizing the city of Worcester to establish a pilot program for enforcement against illegal dumping (Senate, No. 2609) [Local Approval Received]; and

Worcester,— illegal dumping.

Relative to an intermunicipal agreement between the towns of Provincetown and Truro (House, No. 4873) [Local Approval Received];

Provincetown and Truro.

Under suspension of Rule 7A, in each instance, on motion of the same member, the bills severally were read a second time forthwith; and they were ordered to a third reading.

By Mr. Spellane of Worcester, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Imani Smith an employee of the Department of Youth Services (House, No. 4993). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Imani Smith,— sick leave.

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 the same member, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Speliotis of Danvers, for the committee on Consumer Protection and Professional Licensure, on House, No. 602, an Order relative to authorizing the committee on Consumer Protection and Professional Licensure to make an investigation and study of a certain House document concerning raffles and bazaars (House, No. 4995).

Raffles,— study.

By Mr. Koutoujian of Waltham, for the committee on Financial Services, on House, No. 936, an Order relative to authorizing the committee on Financial Services to make an investigation and study of a certain House document concerning health insurance coverage (House, No. 4996).

Health insurance,— study.

By Mr. Torrisi of North Andover, for the committee on Higher Education, on House, Nos. 1108, 1110, 1111, 1162, 1164, 1165, 1166, 1167, 1168, 1169, 1171, 1172, 1173, 1174, 1175, 1176, 1177, 1178, 3565, 3566, 3567, 3681, 3899, 3900, 3901, 3902, and 4471, an Order relative to authorizing the committee on Higher Education to make an investigation and study of certain House documents relating to higher education (House, No. 4997).

Higher education,— study.

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 said 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.

*Emergency Measures.*Colleen Robichaud,—
sick leave.

The engrossed Bill establishing a sick leave bank for Colleen Robichaud, an employee of the Registry of Motor Vehicles (see House, No. 4777), 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 5 to 0. Sent to the Senate for concurrence.

Christopher Lemoing,—
sick leave.

The engrossed Bill establishing a sick leave bank for Christopher Lemoing, an employee of the Plymouth County sheriff's department (see House, No. 4925), 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 5 to 0. Sent to the Senate for concurrence.

Engrossed Bills.

Bills enacted.

Engrossed bills
Relative to the composition of the licensing board for the city of Pittsfield (see House, No. 4682, amended);

Authorizing the town of Sudbury to enter into and to extend wire-less facility contracts of leases for periods in excess of 20 years (see House, No. 4715); and

Relative to the security of vital records and verification of identity (see House, No. 4910);

(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.

Third reading bill.

The Senate Bill relative to property taxes in the town of Carver (Senate, No. 2144), 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.

House bills

Third reading bills.

Relative to the Foxborough sewer act (House, No. 4680) (it's title having been changed by the committee on Bills in the Third Reading); and

Establishing a sick leave bank for Matthew Normandeau, an employee of the Bristol County sheriff's office (House, No. 4926) (it's 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.

The House Bill to further clarify the Nantucket Island Land Bank Act regarding real property interests subject to the land banks acts transfer fee (House, No. 4106), was read a third time. Third reading bill amended.

The committee on Bills in the Third Reading reported recommending that the bill be amended by substitution of a bill with the same title (House, No. 4998), which was read.

The amendment was adopted; and the substituted bill 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 Thursday next at eleven o'clock A.M. Next sitting.

At sixteen minutes after eleven o'clock A.M., on motion of Mr. Peterson of Grafton (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.