

Monday, September 17, 2007.

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, we look to You for guidance and direction as we take up and evaluate the legislative issues of this day and week. In addressing the current and often emotional items on our common agenda, grant us the patience and the openness of mind to listen intently to the insights and views of colleagues and constituents. Help us to select those legislative options and to make legislative decisions which best serve the current and future needs of people and our communities. Inspire us to be guided by sound principles, traditional values and ethical values as we serve the common good of society.

Prayer.

Grant Your blessings 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.

*Message from the Governor —
Reorganization Plan Number 2 of 2007.*

A message from His Excellency the Governor submitting (under Article LXXXVII of the Amendments to the Constitution) Reorganization Plan Number 2 of 2007, relative to increasing the efficiency, effectiveness, and fairness of the Commonwealth's labor relations agencies (House, No. 4244) was filed in the office of the Clerk on Thursday, September 13.

Reorganization Plan #2,— labor relations.

The message was read; and it was referred, under Article LXXXVII and Joint Rule 23A, with the accompanying draft of a bill, to the committee on State Administration and Regulatory Oversight. Sent to the Senate for concurrence.

*Message from the Governor — Bill Returned with
Recommendation of Amendment.*

A message from His Excellency the Governor returning with recommendation of amendment the engrossed Bill designating a certain pier in the town of Winthrop as the Charles J. Famolare Pier [see House, No. 1931] (for message, see House, No. 4245) was filed in the office of the Clerk on Friday, September 14.

Winthrop,— Famolare Pier.

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 amendment recommended by His Excellency, the bill was referred, on motion of Mr. Golden of Lowell, to the committee on Bills in the Third Reading.

Resolutions.

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

State employees. Resolutions (filed by Mr. DiMasi of Boston) commending all state employees on the occasion of "Performance Recognition Day";

Belchertown. Resolutions (filed by Messrs. Petrolati of Ludlow and Kulik of Worthington) congratulating the town of Belchertown on the occasion of its one hundred and fiftieth annual fair and parade;

William D. Delaney. Resolutions (filed by Ms. Gifford of Wareham) congratulating Sergeant William D. Delaney on the occasion of his retirement;

Alopecia Areata Awareness. Resolutions (filed by Mr. Hill of Ipswich and other members of the House) recognizing Alopecia Areata Awareness Week;

Swampscott Police Department. Resolutions (filed by Mr. Petersen of Marblehead) congratulating the Swampscott Police Department on the occasion of the one hundred and twenty-second anniversary of its establishment; and

Dennis Harwich Lions Club. Resolutions (filed by Mr. Turner of Dennis) congratulating and thanking the Dennis Harwich Lions Club;

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

Petition.

Stoneham,—stabilization fund. Mr. Natale of Woburn presented a petition (accompanied by bill, House, No. 4246) of Patrick M. Natale and others (by vote of the town) relative to the transfer of surplus funds of the town of Stoneham to the stabilization account of said town; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Papers from the Senate.

Bills

Tennessee Gas Pipeline,—easements. Authorizing the conveyances of certain easements in the towns of Lynnfield, Saugus and Wakefield to the Tennessee Gas Pipeline Company Company (Senate, No. 2211) (on Senate, No. 59);

Child care providers. Relative to improving quality in early education and care by family child care providers (Senate, No. 2286, amended in lines 51, 56, 61, 65, 69, 79 and 84, by inserting after the following: "AAA" (as printed), in each instance, the words "or the impartial certifying body") (on Senate, No. 2218);

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 33, to the committee on Ways and Means.

A Bill exempting Brian J. Donoghue from the maximum age requirements for appointment as a firefighter in the town of Norwood (Senate, No. 2257) (on a petition) [Local Approval Received], passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Norwood,—
Brian J.
Donoghue.

The following notice was received from the Clerk of the Senate, to wit:—

September 14, 2007.

Honorable Salvatore F. DiMasi
Speaker of the House of Representatives
Room 356 State House
Boston, MA 02133

Dear Mr. Speaker:

I have the honor to inform you that the Honorable Richard R. Tisei, Senate Minority Leader, has announced the appointment of Dr. James Wang of Southwick as his appointee to the special commission established (pursuant to Section 85 of Chapter 61 of the Acts of 2007) to study the accessibility and quality of doctors who specialize in obstetric, gynecological and neurological care of women in Berkshire, Franklin, Hampden and Hampshire counties.

Women,—
health care
study.

Respectfully submitted,

WILLIAM F. WELCH,
Clerk of the Senate.

Reports of Committees.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the following matters be scheduled for consideration by the House:

House bills

Removing an agricultural preservation restriction from a portion of real estate in the town of Raynham known as Borden Colony (House, No. 26);

Raynham,—
Borden
Colony.

Relative to abandoned vessels (House, No. 726);

Vessels.

Relative to abandoned vessels (House, No. 3781); and

Id.

Authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land in the city of Worcester (House, No. 4063);

Worcester,—
land.

Severally placed in the Orders of the Day for the next sitting for a second reading, with the amendments previously recommended by the committee on Ways and Means pending.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the following matters be scheduled for consideration by the House:

Senate bills

- Civics. Promoting a framework for civic education (Senate, No. 340);
 Middleborough. Authorizing the town of Middleborough to deposit certain tax payments received into its land acquisition fund (Senate, No. 1187) [Local Approval Received];
- Id. Authorizing the town of Middleborough to convey town-owned conservation land in exchange for other land to be used as conservation and recreation land (Senate, No. 1188) [Local Approval Received];
- Children. Relative to child passenger safety (Senate, No. 2018);
 Westfield. Relative to the city of Westfield regarding the Westfield Municipal Light Board (Senate, No. 2159) [Local Approval Received];
- Somerville. Authorizing increased fees for special details performed by public employees in the city of Somerville (Senate, No. 2170) [Local Approval Received];
- Sandwich. Authorizing the Division of Capital Asset Management and Maintenance to exchange land held for conservation and recreation purposes with the Nye Family of America Association, Inc. (Senate, No. 2210);
- Jonathan M. Robertson. Authorizing the appointment of Jonathan M. Robertson as a firefighter in the town of Milford notwithstanding the maximum age requirements (Senate, No. 2252) [Local Approval Received];
- Antonio F. Dinis. Authorizing the appointment of Antonio F. Dinis as a police officer in the town of Milford notwithstanding the maximum age requirements (Senate, No. 2253) [Local Approval Received]; and
- Alcino Fernandes. Authorizing the appointment of Alcino Fernandes as a police officer in the town of Milford notwithstanding the maximum age requirements (Senate, No. 2254) [Local Approval Received]; and
- House bills
- Hatfield. Relative to the Department of Public Works in the town of Hatfield (printed as Senate, No. 2238) [Local Approval Received];
- Blackstone. Relative to the use of certain bonds by the Blackstone Millville Regional School District (printed as Senate, No. 2246);
- Amherst. Relative to certain conservation land in the town of Amherst (printed as Senate, No. 2247) [Local Approval Received];
- Credit unions. Relative to the sale of insurance by credit unions (House, No. 1016);
- Id. Relative to the operation and governance of credit unions (House, No. 1068);
- Long term care. Relative to nursing facility and long term care claims (House, No. 1134);
- MassHealth. To streamline audits of providers rendering services to persons eligible for MassHealth benefits (House, No. 1156);
- Influenza. Providing for the prevention of influenza in health care workers and high risk patients (House, No. 2158);
- Children. Relative to child passenger safety (House, No. 2361, changed);
 Mark Walsh. Relative to the appointment of Mark Walsh to the position of police officer in the town of Stoneham (House, No. 2435);
- Dalton. Naming a certain bridge in the town of Dalton (House, No. 3503, changed);
- Hinsdale. Naming a certain bridge in the town of Hinsdale (House, No. 3504, changed);

- Designating a certain bridge in the town of Wellesley as State Senator David H. Locke Bridge (House, No. 3593, changed); Locke Bridge.
- Designating the Lieutenant Commander William F. Coakley Highway (House, No. 3599); Lenox.
- Designating a certain bridge in Hyde Park as the Joseph M. Kearney Bridge (House, No. 3627, changed); Kearney Bridge.
- Designating a certain bridge in Hyde Park as the Thomas J. Geraghty Bridge (House, No. 3628, changed); Geraghty Bridge.
- Authorizing the town of Falmouth to install, finance and operate wind energy facilities (House, No. 3769) [Local Approval Received]; Falmouth,—wind energy.
- Exempting the positions of fire chief and deputy fire chief in the town of Hudson from the civil service law (House, No. 3957) [Local Approval Received]; Hudson.
- Providing for the election of city councilors and school committee persons within the city of Springfield (House, No. 4071) [Local Approval Received]; Springfield.
- Relative to mutual aid for local public health (House, No. 4116); Public health.
- Relative to the issuance of an all alcohol beverage license in the city of Easthampton (House, No. 4176) [Local Approval Received]; Easthampton.
- Authorizing the town of Weston to grant a single license for the sale of wine at a food store (House, No. 4177) [Local Approval Received]; Weston.
- Authorizing the town of Westborough to grant an additional license for sale of wine and malt beverages to be drunk on the premises (House, No. 4178) [Local Approval Received]; Westborough.
- Relative to the town of Aquinnah (House, No. 4179) [Local Approval Received]; Aquinnah.
- Establishing the Nantucket sewer act (House, No. 4213) [Local Approval Received]; Nantucket.
- Establishing a sick leave bank for Diane Godin, an employee of the Department of Mental Retardation (House, No. 4223); and Diane Godin.
- Establishing a sick leave bank for Michael Antonucci, an employee of the Department of Correction (House, No. 4224); Michael Antonucci.
- Severally placed in the Orders of the Day for the next sitting for a second reading.

Emergency Measure.

The engrossed Bill establishing a sick leave bank for Mary Hardiman, an employee of the Department of Public Health (see House, No. 4210, amended), 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. Mary Hardiman,—sick leave.

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 4 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate. Bill enacted.

Order.

On motion of Mr. DiMasi of Boston,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

At twenty 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 tomorrow at eleven o'clock A.M.