

JOURNAL OF THE HOUSE.

Wednesday, September 29, 2010.

Met according to adjournment after 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, in Whom we place our trust and hope, we look to You each day for guidance and direction. We believe that Your always available assistance enables us to make the right, the honorable, just and reasoned decisions as we carry out our daily routine and obligations. Inspire us to pause for a moment of reflection during the course of the day to remind us of Your presence in our busy lives. In these uneasy political and economic times, we pray for the knowledge to understand issues clearly, wisdom to make the right ethical choices and independence of judgment to make objective decisions. May our hearts and minds be filled with Your peace, happiness and faith so that our lives have a meaning and a purpose.

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.

Orders of the Day.

Supplemental and deficiency appropriations.

The House Bill making appropriations for the Fiscal Years 2010 and 2011 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 5028) was considered, the question being "Shall the decision of the Chair stand as the judgment of the House?" in answer to a point of order raised by Mr. Peterson of Grafton, at the preceding session, that the bill was improperly before the House for the reason that the committee on Ways and Means had not complied with the requirements of House Rule 21 when reporting it. The decision of the Chair was sustained.

Under suspension of Rule 7A, on motion of Mr. Murphy of Burlington, the bill then was read a second time forthwith; and it was ordered to a third reading.

Resolutions.

Margaret M. Carroll.

Resolutions (filed with the Clerk by Representatives Callahan of Sutton, Fernandes of Milford, Frost of Auburn, Kujawski of Webster and Peterson of Grafton) honoring Margaret M. Carroll of the town of Millville for her commitment to historic preservation in the Blackstone River Valley, were referred, under Rule 85, to the committee on Rules.

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

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 petition of Geraldo Alicea and James J. O'Day for legislation to establish a sick leave bank for Brian J. Dupuis, an employee of the Department of Children and Families. Under suspension of the rules, on motion of Mr. Peterson of Grafton, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service. Sent to the Senate for concurrence.

Brian J. Dupuis,—
sick leave.

By Ms. Stanley of West Newbury, for the committee on Health Care Financing, on House, Nos. 536, 2737, 4633 and 4812, an Order relative to authorizing the committee on Health Care Financing to make an investigation and study of certain House documents concerning health care financing (House, No. 5031). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Health Care Financing,—
Study.

Subsequently, Mr. Binienda of Worcester, for said committees, reported asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules. Under Rule 42, the report was considered forthwith; and it was accepted.

Report of the committee on Public Service, ought NOT to pass (under Joint Rule 10), on a petition (accompanied by bill, House, No. 4888) of Harold P. Naughton, Jr., for legislation to establish a sick leave bank for David A. Peets, an employee of the Department of Correction. Under suspension of the rules, on a motion of Mr. Naughton of Clinton, the report was considered forthwith. Pending the question on acceptance of the report, the petition was recommitted, on further motion of the same member.

David A. Peets,—
sick leave bank.

Emergency Measures.

The engrossed Bill establishing a sick leave bank for Imani Smith, an employee of the Department of Youth Services (see House, No. 4993), 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.

Imani Smith.

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 13 to 0. Sent to the Senate for concurrence.

The engrossed Bill establishing a sick leave bank for Matthew Normandeau, an employee of the Bristol County Sheriff's Office (see House, No. 4926), 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.

Matthew Normandeau.

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 11 to 0. Sent to the Senate for concurrence.

*Engrossed Bill.*Bill
enacted.

The engrossed Bill to further clarify the Nantucket Islands Land Bank Act regarding the real property interests subject to the land bank act's transfer fee (see House, No. 4998) (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; and it was signed by the acting Speaker and sent to the Senate.

Recesses.

Recesses.

At a quarter after eleven o'clock A.M., on motion of Mr. Murphy of Burlington (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at eighteen minutes before three o'clock P.M. the House was called to order with Mr. Donato in the Chair.

The House thereupon took a further recess, on further motion of Mr. Murphy of Burlington, subject to the call of the Chair; and at the hour of five o'clock P.M. the House was called to order with Mr. Donato in the Chair.

Quorum.

Quorum.

Mr. Peterson thereupon asked for a count of the House to ascertain if a quorum was present. The Chair (Mr. Donato), having determined that a quorum was not in attendance, at three minutes after five o'clock, under House Rule 82, declared an adjournment of the House, until the next day at ten o'clock A.M., in an Informal Session.