

JOURNAL OF THE HOUSE.

Monday, October 2, 2006.

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).

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.

Boxborough,
validate
election.

A message from His Excellency the Governor (under the provisions of Section 8 of Article LXXXIX of the Amendments to the Constitution) recommending legislation relative to validating certain results of the annual town election in the town of Boxborough (House, No. 5308) was filed in the office of the Clerk on Friday, September 29.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Election Laws. Sent to the Senate for concurrence.

Appointment to a Special Commission.

Medical
centers and
medical
technology.

The Speaker announced that he had appointed Dr. Haiden Huskamp, Ph.D. to the special commission established (under section 105 of chapter 139 of the Acts of 2006) to make an investigation and study of the impact of single- and multi-specialty ambulatory surgical centers and medical diagnostic or therapeutic services rendered in conjunction with innovative services and new technology as defined by the Department of Public Health, on the health care delivery system, cost of health insurance, Medicaid costs and uncompensated care.

Resolutions.

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

Domestic
Violence
Awareness
Month.

Resolutions (filed by Ms. Balsler of Newton and other members of the House) recognizing October as Domestic Violence Awareness Month;

Eugene
Kostecki.

Resolutions (filed by Mrs. Canavan of Brockton) congratulating Eugene Kostecki on the occasion of his retirement;

Jenifer
Dalton
Hoffman.

Resolutions (filed by Mr. Costello of Newburyport) commending Jenifer Dalton Hoffman of Emotional Armor on her outstanding efforts to stop domestic violence;

Carole F.
Young.

Resolutions (filed by Messrs. Donelan of Orange and Kulik of Worthington) on the retirement of Carole F. Young; and

Pepperell
Woman's
Club.

Resolutions (filed by Mr. Hargraves of Groton) congratulating the Pepperell Woman's Club on the occasion of the one hundredth anniversary of its founding;

Mrs. Parente of Milford, 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 Mrs. Walrath of Stow, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petition.

Mr. Vallee of Franklin presented a petition (accompanied by bill, House, No. 5309) of James E. Vallee (by vote of the town) that the town of Franklin be authorized to issue an additional license for the sale of wine and malt beverages not be drunk on the premises to Lincoln Street Market; and the same was referred to the committee on Consumer Protection and Professional Licensure. Sent to the Senate for concurrence.

Franklin,
liquor
license.

Papers from the Senate.

The House Bill providing for the annual observance of Massachusetts History Day (House, No. 3465) came from the Senate passed to be engrossed, in concurrence, with amendments striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2577; and striking out the title and inserting in place thereof the following title: "An Act designating the annual observance of Massachusetts history day and establishing a special commission on civic engagement and learning."

Massachusetts
History Day.

Under suspension of Rule 35, on motion of Mr. Rush of Boston, the amendments (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith.

Mr. Jones of North Reading and other members of the House then moved that the House concur with the Senate in its amendments with a further amendment in section 2, in lines 2 to 7, inclusive, by striking out the following: "3 members of the senate, including the senate chair of the joint committee on education, to be appointed by the president of the senate; 3 members of the house of representatives, including the house chair of the joint committee on education, to be appointed by the speaker of the house of representatives" and inserting in place thereof the following: "3 members of the senate, 2 of whom shall be appointed by the president of the senate, including the senate chair of the joint committee on education, and 1 of whom shall be appointed by the senate minority leader; 3 members of the house of representatives, 2 of whom shall be appointed by the speaker of the house of representatives, including the house chair of the joint committee on education, and 1 of whom shall be appointed by the house minority leader".

The further amendment was adopted.

The House then concurred with the Senate in its amendments, as amended. Sent to the Senate for concurrence in the further amendment.

Bills

Authorizing the teachers' retirement board to grant creditable service to Marcia Lukon (Senate, No. 1402, amended in line 12, striking out the words "regular interest" and inserting in place thereof the words "buyback interest") (on a petition); and

Marcia
Lukon,
creditable
service.

Sandra
Brennan,
sick leave.

Establishing a sick leave bank for Sandra Brennan, an employee of the Department of Mental Retardation (Senate, No. 2710) (on a petition);

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

Michael
Ryan,
retirement.

A petition of Mark C. Montigny and John F. Quinn for legislation to direct the state retirement to grant creditable service to Michael Ryan, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2723) was referred, in concurrence, to the committee on Public Service.

Reports of Committees.

Vehicles,
unattended
children.

By Mr. Scaccia of Boston, 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 Philip Travis and others relative to penalties for leaving certain unattended children in a motor vehicle. Under suspension of the rules, on motion of Mr. Koutoujian of Waltham, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on the Judiciary. Sent to the Senate for concurrence.

Engrossed Bills.

Bills
enacted.

Engrossed bills
Authorizing private road betterment borrowing by the town of Brewster (see Senate, No. 1198) (which originated in the Senate);
Relative to the board of the health in the town of North Andover (see House, No. 4863); and
Authorizing the certification and eligibility of certain firefighters in the city of Taunton (see House, No. 4977);
(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
bills.

House bills
Relative to the charter of the city of Somerville (House, No. 4642) (its title having been changed by the committee on Bills in the Third Reading);
Relative to the town of Warwick Free Public Library (House, No. 4947); and
Authorizing the city of Salem to grant an additional license for the sale of wine and malt beverages to be drunk on the premises (House, No. 5272) (its 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.

Order.

On motion of Mr. DiMasi of Boston,—
Ordered, That when the House adjourns today, it adjourn to meet on Thursday next at eleven o'clock A.M. Next sitting.

Mr. Rice of Gardner then moved that as a mark of respect to the memory of Chester A. Suhoski, a member of the House from Gardner from 1983 to 1990, inclusive, the House adjourn; and the motion prevailed.

Accordingly, at eighteen minutes after eleven o'clock A.M., on motion of Mr. Golden of Lowell (Mr. Donato of Medford being in the Chair), the House adjourned to meet on Thursday next at eleven o'clock A.M., in an Informal Session.