

JOURNAL OF THE HOUSE.

Thursday, October 14, 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, we look to You for guidance and direction in our effort to respond thoughtfully to our personal and legislative responsibilities. Your assistance enables us to set correctly our own priorities for the day in a reasoned manner and to reflect and think about the meaning and purpose of our daily lives. We believe that with Your help we are able to cope with the many and varied challenges which come our way each day. In dealing with constituents and associates we pray for reasonableness, patience and the spirit of good will so that the Commonwealth and the common good will be well-served. Inspire us to encourage all people, especially our young people, to recognize their God-given talents and to use them for their own benefit and to the good of others. May our hearts and minds be filled with happiness, confidence, trust and hope in the future of our communities.

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.

Monthly Report.

Unemployment Trust Fund. A monthly report of the Division of Unemployment Assistance (under the provisions of Chapter 142 of the Acts of 2003) relative to the condition of the Commonwealth's Unemployment Trust Fund for September, 2010, was placed on file.

Paper from the Senate.

Abington,—enterprise zone. A Bill relative to an enterprise zone in the town of Abington (Senate, No. 2491) (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.

Mr. Kafka of Stoughton, for said committee, reported 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. Subsequently, under suspension of the rules, on motion of Mr. Pedone of Worcester, the bill (having been 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.

Reports of Committees.

By Mr. Walsh of Lynn, for the committee on State Administration and Regulatory Oversight, on House, No. 3011, an Order relative to authorizing the committee on State Administration and Regulatory Oversight to make an investigation and study of certain House documents concerning the Division of Capital Asset Management conveyance of land (House, No. 5048). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently. Land conveyances,—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.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the Bill establishing a sick leave bank for Barbara Sereda, an employee of the Department of Transitional Assistance (Senate, No. 2624) be scheduled for consideration by the House. Barbara Sereda,—sick leave bank.

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

By Mr. Murphy of Burlington, for the committee on Ways and Means, that the Bill authorizing the licensing of firearms for persons 70 years of age or older (House, No. 541) ought to pass with an amendment substituting therefore a bill with the same title (House, No. 5049). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment pending. Firearms,—exemptions.

By Mr. Spellane of Worcester, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Nannette Bradley, an employee of the Department of Children and Families (House, No. 5047). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Nannette Bradley,—sick leave.

Orders of the Day.

House bills
Establishing a sick leave bank for David A. Peets, an employee of the Department of Correction (House, No. 4888) and

Establishing a sick leave bank for Richard Maypoter, an employee of the Department of Correction (House, No. 5017) (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. Third Reading bills.

The House Bill establishing a sick leave bank for Brian J. Dupuis, an employee of the Department of Social Services (House, No. 5036, amended) (its title having been changed by the committee on Bills in the Third Reading) was read a third time. Brian J. Dupuis,—sick leave bank.

Brian J. Dupuis,—
sick leave
bank.

Pending the question on passing the bill to be engrossed, Mr. Pedone of Worcester moved to amend it by adding the following sentence "Sick leave bank days shall not be used for absences unrelated to the illness or disability that necessitated the establishment of the sick leave bank as determined by the department."

The amendment was adopted; and the bill (House, No. 5036, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

At twenty-nine minutes before twelve o'clock noon, on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at fourteen minutes before twelve o'clock noon the House was called to order with Mr. Donato in the Chair.

Wenham,—
liquor
license.

The Senate Bill authorizing the town of Wenham to grant certain licenses for the sale of wines and malt beverages not to be drunk on the premises (Senate, No. 2623) was read a third time.

Pending the question on pass the bill to be engrossed, in concurrence, Mr. Pedone of Worcester moved to amend it by striking out all after the enacting clause and inserting in place thereof the following:

"SECTION 1. Chapter 381 of the acts of 2006 is hereby amended by striking out section 1 and inserting in place thereof the following section:

Section 1. Notwithstanding sections 15 and 17 of chapter 138 of the General Laws, the licensing authority of the town of Wenham may grant 1 license for the sale at retail of wines and malt beverages not to be drunk on the premises under section 15 of said chapter 138. The retail premises on which the beverages are to be sold shall not exceed 200 square feet and the beverages shall only be sold on Mondays through Saturdays from 11:00 A.M. to 6:00 P.M. The license shall be subject to said chapter 138. The licensing authority shall not approve the transfer of the license to any other location but it may grant the license to a new applicant at the same location if the applicant files with the licensing authority a letter from the department of revenue indicating that the license is in good standing with the department and that all applicable taxes have been paid.

SECTION 2. This act shall take effect upon its passage."; and by striking out the title and inserting in place thereof the following title "An Act authorizing the town of Wenham to grant a license for the sale of wines and malt beverages not to be drunk on the premises."

The amendments were adopted; and the bill (Senate, No. 2623, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendments.

Recess.

Recess.

At twelve minutes before twelve o'clock noon, on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at four minutes after twelve o'clock the House was called to order with Mr. Donato in the Chair.

Engrossed Bill.

The engrossed Bill relative to an enterprise fund in the town of Abington (see Senate, No. 2491) (which originated in the Senate), 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. Bill enacted.

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 six minutes after twelve o'clock noon, on motion of Mr. Hill of Ipswich (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.