

## JOURNAL OF THE HOUSE.

Thursday, November 20, 2008.

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.

Eternal God, the Ultimate Source of the Virtues of Goodness and Truth, at the beginning of each day we try to focus our attention on You, Our Creator. We pray for Your guidance in our daily decision-making actions as well as our actions as elected public officials. Our intention is to address, in a positive and constructive manner, the expectations and needs of people, our communities and the Commonwealth. In these difficult times, we pray for the wisdom to implement legislative programs and initiatives which continue to build confidence and trust in our institutions and state and federal constitutions. Teach us to depend upon accurate data and solid information, not sound bites, as we formulate our current and future legislative proposals.

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.

### *Silent Prayer.*

At the request of Representatives Kafka of Stoughton, Barrows of Mansfield and Poirier of North Attleborough, the members, guests and employees stood for a moment of silent prayer in memory of U.S. Army Specialist Corey Shea, who was killed while serving in the Mosul region in Iraq on Wednesday, November 12.

U.S. Army Specialist Corey Shea.

### *Resolutions.*

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

Resolutions (filed by Representatives Lepper of Attleboro and Poirier of North Attleborough) congratulating Richard R. Brousseau upon the dedication of the Robert W. Lepper-Richard R. Brousseau Gymnasium in recognition of his many years of service to the city of Attleboro; and

Richard R. Brousseau.

Resolutions (filed by Representatives Lepper of Attleboro and Poirier of North Attleborough) congratulating Robert W. Lepper upon the dedication of the Robert W. Lepper-Richard R. Brousseau Gymnasium in recognition of his many years of service to the city of Attleboro;

Robert W. Lepper.

Mr. Scaccia of Boston, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under sus-

pension of the rules, in each instance, on motion of Mr. Smith of Everett, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

### *Petitions.*

Mr. Golden of Lowell presented a petition (accompanied by bill, House, No. 5149) of Thomas A. Golden, Jr., and others (by vote of the town) that the town of Chelmsford be authorized to establish a minimum number of years to be eligible for a civil service promotion to the position of captain within the fire department of said town; and the same was referred to the committee on Public Service. Sent to the Senate for concurrence.

Chelmsford, fire department.

Mr. Lepper of Attleboro presented a petition (subject to Joint Rule 12) of John A. Lepper and Scott P. Brown that the Department of Mental Retardation be authorized to establish a sick leave bank for Michael German, an employee of said department; and the same was referred, under Rule 24, to the committee on Rules.

Michael German, sick leave.

Mr. Scaccia of Boston, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending that Joint Rule 12 be suspended. Under suspension of the rules, on motion of Ms. Provost of Somerville, 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.

### *Papers from the Senate.*

#### *Bills*

Establishing a selectmen-administrator form of government for the town of Newbury (Senate, No. 2801) (on House, No. 5105) [Local Approval Received];

Newbury, administrator.

Increasing the membership of the board of selectmen in the town of Newbury (Senate, No. 2802) (House, No. 5104) [Local Approval Received];

Newbury, selectmen.

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

### *Reports of Committees.*

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 joint petition of Lewis G. Evangelidis and Harriette L. Chandler that the Department of Correction be authorized to establish a sick leave bank for Keith Bianchini, an employee of said department. Under suspension of the rules, on motion of Ms. Provost of Somerville, 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.

Keith Bianchini, sick leave.

Judy Romano, sick leave.

By Mr. Kaufman of Lexington, for the committee on Public Service, on the joint petition, a Bill establishing a sick leave bank for Judy M. Romano, an employee of the Department of Public Health (House, No. 5145). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Donato of Medford, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Casey of Winchester, the bill was read a second time forthwith; and it was ordered to a third reading.

Brenda De Los Santos, sick leave.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the Senate Bill establishing a sick leave bank for Brenda De Los Santos, an employee of the Department of Transitional Assistance (Senate, No. 2882) be scheduled for consideration by the House.

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

MWRA, retirement.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the House Bill relative to the retirement of certain employees of the Massachusetts Water Resources Authority (House, No. 2682, changed) be scheduled for consideration by the House.

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

Margie Murphy, sick leave.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the House Bill establishing a sick bank leave for Margie Murphy an employee of the Department of Children and Families (House, No. 5123, changed) be scheduled for consideration by the House.

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

Kenneth J. Murphy, sick leave.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the House Bill establishing a sick leave bank for Kenneth J. Murphy an employee of the Department of Correction (House, No. 5139, changed) be scheduled for consideration by the House.

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

Alan Antonucci, sick leave.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the House Bill establishing a sick leave bank for Alan Antonucci, an employee of the Middlesex sheriff's office (House, No. 5144) be scheduled for consideration by the House.

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

*Motions to Discharge Certain Matters  
in the Orders of the Day.*

The House Bill relative to concurrent jurisdiction over the former Devens military base (House, No. 4415), reported by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day, under suspension of Rule 47, on motion of Ms. Wolf of Cambridge; and it was read a third time and passed to be engrossed. Sent to the Senate for concurrence.

Devens military base.

The House Bill to establish retiree health care liability funds for municipalities (House, No. 1140, amended) was discharged from its position in the Orders of the Day, under suspension of Rule 47, on motion of Mr. McMurtry of Dedham; and it was read a third time.

Municipal health care funds.

The committee on Bills in the Third Reading reported asking to be discharged from further consideration of the bill; and the report was accepted.

Pending the question on passing the bill to be engrossed, Representatives Walrath of Stow and Kaufman of Lexington moved to amend it by substitution of a Bill establishing other post employment benefits liability trust funds for municipalities (House, No. 5148), 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. DiMasi of Boston,—  
*Ordered,* That when the House adjourns today, it adjourn to meet on Monday next at eleven o'clock A.M.

Next sitting.

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At twenty-seven 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 on Monday next at eleven o'clock A.M., in an Informal Session.