

JOURNAL OF THE HOUSE.

Monday, November 22, 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).

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.

Appointment to an Executive Interagency Council.

The Speaker announced that (pursuant to Executive Order No. 496) he had appointed Mr. Walsh of Boston to the Interagency Council on Substance Abuse and Prevention Substance Abuse Council.

Communication from the Attorney General of the Commonwealth.

A communication from the Attorney General of the Commonwealth announcing her selection of Glenn Cunha, Deputy Chief of the Criminal Bureau as her designee to serve on the permanent commission established (under Section 6 of Chapter 54 of the Acts of 2005) to study and analyze the imposition of civil penalties on certain offenses within the Commonwealth, was spread upon the records of the House; and placed on file. Civil penalty imposition commission.

Resolutions.

Resolutions (filed with the Clerk by Mr. Rosa of Leominster) congratulating Louis Charpentier on the occasion of his one hundredth birthday were referred, under Rule 85, to the committee on Rules. Louis Charpentier.

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

Papers from the Senate.

Bills

Providing for the establishment of a fire department in the town of Newbury (Senate, No. 2516) (on a petition) [Local Approval Received]; and Newbury,—
fire department.

Authorizing the town of Cummington to continue the employment of police chief Dennis W. Forgea (Senate, No. 2632, amended by striking out section 1 and inserting in place thereof the following section: Cummington,—
police chief.

“SECTION 1. Notwithstanding any general or special law to the contrary, the town of Cummington may continue the employment of Dennis W. Forgea as the chief of the town's police department until June 30, 2015, the date of his retirement or his non-reappointment by the board of selectmen; provided, however, that no further deductions

Cumington,— shall be made from the regular compensation of Dennis W. Forgea police chief. under chapter 32 of the General Laws for service subsequent to November 4, 2010.”) (on a petition) [Local Approval Received];
 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.

Petitions were referred, in concurrence, under suspension of Joint Rule 12, as follows:

Heidi Howard,— sick leave bank. Petition (accompanied by bill, Senate, No. 2655) of Stephen M. Brewer, Brian M. Ashe and Todd M. Smola for legislation to establish a sick leave bank for Heidi Howard, an employee of the Department of Developmental Services. To the committee on Public Service.

Wakefield,— easement abandonment. Petition (accompanied by bill, Senate, No. 2654) of Richard R. Tisei, Katherine Clark and Mark V. Falzone for legislation to provide for the abandonment of a certain Wakefield easement. To the committee on State Administration and Regulatory Oversight.

Reports of Committees.

North Adams,— land. 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 Daniel E. Bosley relative to the conveyance of a certain parcel of land by the Division of Capital Asset Management and Maintenance to the city of North Adams. Under suspension of the rules, on motion of Mr. Fagan of Taunton, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on the State Administration and Regulatory Oversight. Sent to the Senate for concurrence.

Emergency Measures.

Francis Bedard,— sick leave. The engrossed Bill establishing a sick leave bank for Francis Bedard, an employee of the Department of Correction (see Senate, No. 2648), 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.

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 7 to 0. Sent to the Senate for concurrence.

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

Jonathan Brant Courtroom. The engrossed Bill designating a courtroom in the Marlborough District Courthouse as the Jonathan Brant Courtroom (see House, No. 5061), 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.

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 9 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 Senate) was passed to be enacted; and it was signed by the acting Speaker and Senate to the Senate. Bill enacted.

Engrossed Bills.

Engrossed bills
 Relative to the Other Post Employment Benefits Trust Fund of the town of Belmont (see House, No. 4223, amended); and Bills enacted.

Authorizing recall elections in the town of Belmont (see House, No. 4414, amended);

(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.

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

The Senate Bill establishing a sick leave bank for Frank J. Servello, an employee of the Executive Office of Public Safety and Security (Senate, No. 2650) was discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47, on motion of Mr. Pedone of Worcester. Frank J. Servello,— sick leave.

The bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) then was read a third time; and it was passed to be engrossed, in concurrence.

The House Bill establishing a special account for the town of Billerica water conservation fund (House, No. 1918) was discharged from its position in the Orders of the Day, and considered forthwith, under suspension of Rule 47, on motion of Mr. Pedone of Worcester. Billerica,— water conservation fund.

The bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) then was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

Order.

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

At twenty-nine 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 the following Wednesday at eleven o'clock A.M., in an Informal Session.