

# JOURNAL OF THE HOUSE.

Monday, November 24, 2008.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mrs. Haddad of Somerset 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.

God, Our Creator upon Whom we depend for guidance in our decision-making actions, today we begin a new workweek and a special time of the year for celebrating national holidays, religious observances and family gatherings. We shall celebrate Thanksgiving Day on Thursday, a national holiday and a family day. Thanksgiving Day is a time to reflect on our own blessings and the blessings which we enjoy as citizens of the country and the Commonwealth. The joyous spirit of this season enables us to work together as citizens in building a peaceful, a just, a moral and a prosperous society. In this era of violence against innocent individuals in societies around the world, teach us to continue to recognize and respect the dignity of each individual and the needs of all in our diverse society.

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 (Mrs. Haddad), the members, guests and employees joined with her in reciting the pledge of allegiance to the flag.

### *Appointments to Special Commissions and an Advisory Committee.*

The Speaker announced that he had made the following appointments:

Energy facility siting.

That Mr. Charles Harak, Staff Attorney at the National Consumer Law Center, had been appointed to the special commission established (under Section 89 of Chapter 169 of the Acts of 2008) to study the siting of energy facilities in the Commonwealth;

Health insurance advisors.

That Representative Koutoujian of Waltham had been appointed to the Statewide Insurance Advisory Committee established (under Section 26 of Chapter 305 of the Acts of 2008) to ensure uniformity and consistency in the submission and processing of claims for health care services; and

Health care payment reform.

That Ms. Christie Hager had been appointed to the special commission established (under Section 44 of Chapter 305 of the Acts of 2008) to investigate reforming and restructuring the health care payment system to provide incentives for efficient and effective patient-centered care and to reduce variations in the quality and cost of care.

### *Recess.*

Recess.

At five minutes after eleven o'clock A.M., on motion of Mr. Hynes of Marshfield (Mrs. Haddad of Somerset being in the Chair), the House recessed until one o'clock P.M.; and at eleven

minutes after one o'clock the House was called to order with Mrs. Haddad in the Chair.

### *Messages from the Governor.*

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 the actions taken at annual town elections held in the town of Dalton (House, No. 5152) was filed in the office of the Clerk on Friday, November 21.

Dalton, annual elections.

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.

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 the actions taken at the annual town meeting and special town meeting of the town of Rockland (House, No. 5153) was filed in the office of the Clerk on Friday, November 21.

Rockland, town meetings.

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

### *Resolutions.*

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

Resolutions (filed by Mr. Calter of Kingston) congratulating Steven Anthony Notarangelo on receiving the Eagle Award of the Boy Scouts of America;

Steven Anthony Notarangelo.

Resolutions (filed by Messrs. Galvin of Canton and Kafka of Stoughton) congratulating Joshua Philip Kotlik of Stoughton Boy Scout Troop 516 on earning the Eagle Scout Award;

Joshua Philip Kotlik.

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Raeff Istfan on receiving the Eagle Award of the Boy Scouts of America;

Raeff Istfan.

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Christopher Sullivan-Trainor on receiving the Eagle Award of the Boy Scouts of America; and

Christopher Sullivan-Trainor.

Resolutions (filed by Mrs. Walrath of Stow) congratulating Brian P. Collins on receiving the Eagle Award of the Boy Scouts of America;

Brian P. Collins.

Mr. Scaccia of Boston, 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 Mr. Fagan of Taunton, 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.*

The House Bill providing for the registration of architects emeritus (House, No. 4803) came from the Senate passed to be engrossed, in concurrence, with amendments in section 1, as printed,

Architect emeritus status.

Architect

emeritus  
status.

in line 7, inserting after the word “architecture” the following words:— “in the commonwealth”; and in section 3, as printed, in lines 5 to 14, inclusive, by striking out the text contained therein and inserting in place thereof the following:—

“(a) Upon receipt of a written application, the board may grant a certificate of registration as an architect emeritus to an architect who has retired from the active practice of architecture in the commonwealth. To be eligible for a certificate of registration as an architect emeritus, the applicant shall: (i) submit an application together with a fee prescribed by the board; (ii) have been an architect in good standing in the commonwealth at the time of his retirement; (iii) be at least 65 years of age; (iv) have been a registered architect in the commonwealth for at least 10 years; (v) have relinquished his license to practice architecture; and (vi) satisfy any other requirements as may be prescribed by the board.”

Under suspension of Rule 35, on motion of Mr. McMurtry of Dedham, the amendments (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted, in concurrence.

Mary L.  
Girouard  
Flagpole.

A petition of Susan C. Tucker, Barry R. Finegold and David M. Torrisi for legislation to designate a certain flagpole at Lawrence Heritage State Park as the Mary L. Girouard Flagpole, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Bonding, Capital Expenditures and State Assets.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2889) was referred, in concurrence, to the committee on Bonding, Capital Expenditures and State Assets.

#### *Reports of Committees.*

Taunton,  
Dwayne P.  
Burgo.

By Mr. Kaufman of Lexington, for the committee on Public Service, on the joint petition, a Bill exempting Dwayne P. Burgo from maximum age requirement for applying for civil service appointment as a police officer in the city of Taunton (House, No. 5086) [Local Approval Received]. 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. Fagan of Taunton, the bill was read a second time forthwith; and it was ordered to a third reading.

Manchester-  
by-the-Sea,  
police  
officers.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the Senate Bill relative to the maximum age requirement for police officers in the town of Manchester-by-the-Sea (Senate, No. 2809) be scheduled for consideration by the House.

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

Malden,

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the Senate Bill establishing the geriatric authority of Malden (Senate, No. 2844, amended) be scheduled for consideration by the House.

geriatric  
authority.

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.

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

The Senate Bill establishing a sick leave bank for Brenda De Los Santos, an employee of the Department of Transitional Assistance (Senate, No. 2882) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was discharged from its position in the Orders of the Day, under suspension of Rule 47, on motion of Ms. Atkins of Concord; and it was read a third time and passed to be engrossed, in concurrence.

Third  
reading  
bill.

#### *House bills*

Authorizing the transportation board of the town of Brookline to regulate valet parking in the town of Brookline (House, No. 4492);

Authorizing the town of Brookline to lease town owned property for an additional thirty years (House, No. 4493);

Relative to reporting on health effects of particulate matter (House, No. 5042);

Establishing a sick leave bank for Margie Murphy, an employee of the Department of Children and Families (House, No. 5123, changed) (its title having been changed by the committee on Bills in the Third Reading);

Establishing a sick leave bank for Kenneth J. Murphy, an employee of the Department of Correction (House, No. 5139) (its title having been changed by the committee on Bills in the Third Reading);

Establishing a sick leave bank for Alan Antonucci, an employee of the Middlesex Sheriff's Office (House, No. 5144); and

Establishing a sick leave bank for Judy M. Romano, an employee of the Department of Public Health (House, No. 5145);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were discharged from their position in the Orders of the Day, under suspension of Rule 47, on motion of Ms. Atkins of Concord, in each instance; and they were read a third time and passed to be engrossed. Severally sent to the Senate for concurrence.

Third  
reading  
bills.

#### *Order.*

On motion of Mr. DiMasi of Boston,—

*Ordered.* That when the House adjourns today, it adjourn to meet on Friday next at twelve o'clock noon.

Next  
sitting.

Miss Garry of Dracut then moved that as a mark of respect to the memory of Nicholas Lambros, a member of the House from Dracut from 1970 to 1982, inclusive, the House adjourn; and the motion prevailed.

Accordingly, at thirty-one minutes after one o'clock P.M., on motion of Mr. Lepper of Attleboro (Mrs. Haddad of Somerset being in the Chair), the House adjourned to meet on Friday next at twelve o'clock noon, in an Informal Session.