

JOURNAL OF THE HOUSE.

Monday, December 8, 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.

God, Our Creator, at the beginning of a new workweek in this busy season of the year, we take this moment for personal reflection and prayer. We renew, in a prayerful spirit, our intention this morning to serve You, constituents and our families to the best of our ability. With Your assistance we believe that we can be successful in our daily efforts to achieve our goals. We also pray that our hearts and minds be filled with joy, enthusiasm and hope as we enter into the spirit of the season. Let the spirit of goodwill towards all be a reality at least in our own lives and hopefully throughout the land. May we recognize and utilize our many material and spiritual blessings as we go about our daily routine. Help us, as a society, to recognize and respect the dignity and importance of each person in our community and to protect the innocent and defenseless.

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.

Resolutions.

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

John L. Reed.

Resolutions (filed by Mr. Atsalis of Barnstable and other members of the House) congratulating John L. Reed on the occasion of his retirement;

Chanukah.

Resolutions (filed by Ms. Balsler of Newton and other members of the House) commemorating the celebration of Chanukah 2008;

Mary J. Russo.

Resolutions (filed by Mr. Casey of Winchester) congratulating Mary J. Russo on the occasion of her one hundredth birthday;

Mark Roy.

Resolutions (filed by Mr. Galvin of Canton) honoring Mark Roy for his dedication and service to the Canton Housing Authority;

Mason Boudreau.

Resolutions (filed by Mrs. Poirier of North Attleborough) congratulating Mason Boudreau on receiving the Eagle Award of the Boy Scouts of America; and

Zachary Gagnon.

Resolutions (filed by Mrs. Poirier of North Attleborough) congratulating Zachary Gagnon on receiving the Eagle Award of the Boy Scouts of America;

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. Galvin of

Canton, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communication.

A communication from the Norfolk County District Registry of Deeds (pursuant to Section 2KKK of Chapter 29 of the General Laws) submitting a spending plan for technology improvements at said registry (copies of said communication forwarded to the committees on Ways and Means and Post Audit and Oversight, in accordance with said law), was placed on file.

Norfolk Registry of Deeds, technology plan.

Reports.

A special report (under item 4400-1001 of the Acts of 2008) of Project Bread relative to the progress of certain programs to alleviate and prevent hunger in the Commonwealth and to expand participation in federal nutrition programs;

Project Bread, hunger prevention.

The initial report of the Health Care Quality and Cost Council (under Section 16K(e) of Chapter 6A of the General Laws) submitting a plan specifying the quality and cost measures to be included on the consumer health information website of said council; and

Consumer health website.

Reports

Of the Executive Office of Transportation (under Section 19 of Chapter 233 of the Acts of 2008) submitting the bridge preservation and repair plan for calendar years 2009 through 2011; and

Bridges, preservation and repair.

Of the Commissioner of Banks (under Section 17 of Chapter 206 of the Acts of 2007) relative to fees proposed in connection with the licensing of mortgage loan originators;

Mortgage originators, regulate.

Severally were placed on file.

Reports of Committees.

Mr. Scaccia of Boston, for the committee on Rules, on the Order relative to authorizing the committee on Financial Services to make an investigation and study of certain House documents concerning financial funding and insurance rates and laws (House, No. 4593), reported, in part, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 1040) of James M. Murphy relative to making technical corrections in the law relative to discharge of certain mortgages,— and recommending that the same be recommitted to the committee on Financial Services. Under Rule 42, the report was considered forthwith; and it was accepted.

Mortgage discharges.

By Mr. Kaufman of Lexington, for the committee on Public Service, on a joint petition, a Bill establishing a sick leave bank for Sharon Peeler-La Fountain, an employee of the Department of Correction (House, No. 5158, changed in lines 10 and 11 by striking out the sentence contained therein and by adding at the end thereof the following paragraph:

Sharon Peeler-La Fountain, sick leave.

“Sick leave bank days may 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.”). Read; and

Sharon
Peeler-
La Fountain,
sick leave.

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. Golden of Lowell, the bill was read a second time forthwith; and it was ordered to a third reading.

Burlington,
Louis
Maglicozzi.

By Mr. Kaufman of Lexington, for the committee on Public Service, on House, No. 5138, a Bill authorizing Louis Maglicozzi to take the civil service examination for appointment as a police officer in the town of Burlington notwithstanding age (House, No. 5162) [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 Ms. Clark of Melrose, the bill was read a second time forthwith; and it was ordered to a third reading.

Floor
finishing, flam-
mability.

The House report of the committee on Public Safety and Homeland Security, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, House, No. 2407) of Martin J. Walsh and others for legislation to establish a maximum flammability for floor finishing products, was considered forthwith, under suspension of the rules, on motion of Mr. Walsh of Boston.

Pending the question on acceptance of the report, the petition was recommitted, on motion of the same member.

Engrossed Bills.

Engrossed bills

Bills
re-enacted.

Authorizing the town of Orleans to operate a sewer system (see Senate, No. 2452, amended) (which originated in the Senate);

Authorizing the town of Orange to establish a firearms licensing fund (see House, No. 4278, amended) (which originated in the House);

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be re-enacted, in their amended form; and they were signed by the acting Speaker and sent to the Senate.

Engrossed bills

Bills
enacted.

Validating the actions taken at an annual town election held in the town of Dudley (see House bill printed in House, No. 3971); and

Validating the action taken at the special town election held in the town of Oak Bluffs (see House bill printed in House, No. 4932); (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 (more than two-thirds of the members having agreed to pass the same); and they were signed by the acting Speaker and sent to the Senate.

Engrossed bills

Relative to the Barnstable County Probate Court (see Senate, No. 989, amended);

Designating a certain portion of land in the town of in Barre as Trifilo Square (see Senate, No. 2039);

Relative to Gold Star registration plates (see Senate, No. 2352, amended);

Designating certain bridges in the town of Millville as the John Dean Bridges (see Senate, No. 2565);

Exempting certain positions in the city of Northampton from the civil service law (see Senate, No. 2688);

Designating certain land in the town of Monson from agricultural, conservation and public recreation purposes (see Senate, No. 2695, amended);

Designating a portion of state highway route 140 in the town of Upton as the Donald R. "Doug" Keniston roadway (see Senate, No. 2861);

(Which severally originated in the Senate);

Relative to establishment of a capital improvement trust fund in the town of Stoneham (see House, No. 4073);

Relative to the Community Development Authority in the city of Marlborough (see House, No. 4132);

Relative to the powers of the town manager in the town of North Andover (see House, No. 4138, amended);

Authorizing the late filing of tax abatement applications for the owners of 3 Fuller Place in Cambridge (see House, No. 4226);

Relative to the licensing of school bus drivers (see House, No. 4396, amended);

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

Authorizing the Commissioner of Capital Asset Management and Maintenance to convey certain land in the city of North Adams (see House, No. 4585);

Relative to the charter of the town of Ashland (see House, No. 4790);

Designating architect emeritus status (see House, No. 4803);

Authorizing the town of Natick to grant 8 additional licenses for the sale of alcoholic beverages to be drunk on the premises (see House, No. 4831);

Authorizing certain appropriations from the town of Bridgewater's capital projects fund (see House, No. 4848);

Designating a certain bridge in the city of Worcester as the State Trooper Paul F. Barry Bridge Memorial Bridge (see House, No. 4869);

Authorizing the town of Danvers to grant an additional license for the sale of wines and malt beverages to be drunk on the premises (see House, No. 4875);

Relative to the charter of the town of Westborough (see House, No. 4878);

Authorizing the town of Northborough to grant 2 additional licenses for the sale of alcoholic beverages (see House, No. 4937);

Bills
enacted.

Establishing a department of public works in the town of Merrimac (see House, No. 5114); and

Relative to the voting practices of the Franklin Regional Council of Governments (see House, No. 5134);

(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.

Engrossed Resolve.

Resolve
passed.

The engrossed Resolve reviving and continuing the special commission relative to middle education in the Commonwealth (see House, No. 4800) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed; and it was signed by the acting Speaker and sent to the Senate.

Order.

On motion of Mr. DiMasi of Boston,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Thursday next at eleven o'clock A.M.

At nineteen 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 on Thursday next at eleven o'clock A.M., in an Informal Session.