

JOURNAL OF THE HOUSE.

Monday, December 13, 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).

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.

Communication.

Sheriff's offices,—consolidation.

A communication from the Massachusetts Sheriffs' Association notifying the House of Representatives of the appointment of Sheriff Andrea J. Cabral of Suffolk County to serve as a member of the special commission established (under Section 22 of Chapter 61 of the Acts of 2009) for the purpose of making an investigation and study relative to the reorganization or consolidation of sheriffs' offices, was spread upon the records of the House and placed on file.

Reports.

Reports

Prescription safeguards.

Of the Department of Public Health (under Chapter 283 of the Acts of 2010) relative to adding safeguards to the Prescription Monitoring Program and the 90 day status of said safeguards; and

Western Region,—women's jail.

Of the Department of Public Health relative to minimum health and sanitation standards and inspection procedures for the Western Massachusetts Regional Women's Correctional Center;

Severally were spread upon the records of the House and placed on file.

Petitions.

Bellingham,—alcoholic beverages.

Representative Callahan and Senator Richard T. Moore presented a joint petition (accompanied by bill, House, No. 5113) of Jennifer M. Callahan and Richard T. Moore (by vote of the town) that the town of Bellingham be authorized to issue an additional license for the sale of alcoholic beverages to Paul Winshman, doing business as a restaurant operator in said town; and the same was referred to the committee on Consumer Protection and Professional Licensure. Sent to the Senate for concurrence.

Motor vehicles,—registration.

Ms. Callahan of Sutton (by request) presented a petition (subject Joint Rule 12) of Philip A. Tanner for legislation to further regulate the anniversary dates for the registration of motor vehicles in the Commonwealth; and the same was referred, under Rule 24 to the committee on Rules.

Reports of Committees.

Millville,—election.

By Mr. Binienda of Worcester, for the committee on Rules, that Joint Rule 7B be suspended on the petition of Jennifer M. Callahan and

Richard T. Moore (by vote of the town) for legislation to validate the annual election in the town of Millville.

Under suspension of the rules, on motion of Mr. McMurtry of Dedham, the report was considered forthwith. Joint Rule 7B was suspended; and the petition (accompanied by bill) was referred to the committee on Election Laws. Sent to the Senate for concurrence.

By Mr. Kaufman of Lexington, for the committee on Revenue, on House, Nos. 23, 101, 618, 619, 620, 621, 622, 644, 1136, 1156, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 2679, 2680, 2681, 2682, 2683, 2684, 2685, 2686, 2687, 2688, 2689, 2690, 2691, 2692, 2693, 2694, 2695, 2696, 2697, 2698, 2699, 2700, 2701, 2702, 2703, 2704, 2705, 2706, 2707, 2708, 2709, 2710, 2711, 2712, 2713, 2714, 2715, 2716, 2717, 2718, 2719, 2720, 2721, 2722, 2723, 2724, 2725, 2726, 2727, 2728, 2730, 2731, 2734, 2735, 2736, 2738, 2739, 2740, 2741, 2742, 2743, 2744, 2745, 2746, 2747, 2748, 2749, 2750, 2751, 2752, 2753, 2754, 2755, 2756, 2757, 2758, 2759, 2760, 2761, 2762, 2763, 2764, 2765, 2766, 2767, 2768, 2769, 2770, 2771, 2772, 2773, 2774, 2775, 2776, 2777, 2778, 2779, 2781, 2782, 2783, 2784, 2785, 2786, 2787, 2788, 2789, 2790, 2791, 2792, 2793, 2794, 2796, 2797, 2798, 2799, 2800, 2801, 2802, 2803, 2804, 2805, 2806, 2807, 2808, 2809, 2811, 2812, 2813, 2814, 2815, 2816, 2817, 2818, 2819, 2820, 2821, 2822, 2823, 2824, 2826, 2827, 2828, 2829, 2830, 2831, 2832, 2833, 2834, 2835, 2836, 2837, 2838, 2839, 2840, 2841, 2842, 2843, 2844, 2845, 2847, 2848, 2849, 2850, 2851, 2853, 2855, 2856, 2857, 2858, 2859, 2860, 2861, 2862, 2863, 2864, 2865, 2866, 2867, 2868, 2869, 2870, 2871, 2872, 2873, 2874, 2875, 2876, 2877, 2878, 2879, 2880, 2881, 2882, 2883, 2884, 2885, 2886, 2887, 2888, 2889, 2890, 2891, 2892, 2893, 2894, 2895, 2896, 2897, 2898, 2899, 2900, 2901, 2902, 2903, 2904, 2905, 2906, 2907, 2908, 2909, 2910, 2911, 2912, 2913, 2914, 2915, 2916, 2917, 2918, 2919, 2920, 2921, 2922, 2923, 2924, 2925, 2926, 2927, 2928, 2929, 2930, 2931, 2932, 2933, 2934, 2935, 2936, 2937, 2938, 2939, 2940, 2941, 2942, 2943, 2944, 2945, 2946, 2947, 3485, 3486, 3487, 3488, 3489, 3490, 3491, 3604, 3606, 3607, 3608, 3609, 3610, 3611, 3613, 3743, 3744, 3745, 3746, 3747, 3748, 3749, 3750, 3751, 3752, 3753, 3754, 3755, 3756, 3834, 3943, 3944, 3945, 3946, 3947, 3948, 3949, 3950, 3951, 3952, 3953, 3954, 3955, 3956, 3957, 3958, 3959, 3960, 3961, 3962, 3963, 3964, 3965, 3966, 3967, 3968, 4118, 4218, 4220, 4225, 4387, 4420 and 4531, an Order relative to authorizing the committee on Revenue to make an investigation and study of a certain House document concerning raising of revenue for the Commonwealth by means of taxation, tax exemptions, certain matters relating to the local property tax and other related matters (House, No. 5075).

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

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.

North Adams,—
land. By Mr. Walsh of Lynn, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill authorizing the commissioner of capital asset management and maintenance to convey certain land in the city of North Adams (House, No. 5087). Read; and referred, under Rule 33, to the committee on Ways and Means.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the following bills be scheduled for consideration by the House:

House bills

Kilmartin,—
walkway. Designating a walkway in the Belle Isle Marsh in Winthrop as the John Kilmartin Walkway (House, No. 5035);

Orange,—
spending. Relative to the financial condition of the town of Orange (House, No. 5069) [Local Approval Received];

Milford,—
seniors. Relative to the Geriatric Authority of Milford (House, No. 5072) [Local Approval Received];

Malden,—
early retirement. Providing for a workforce reduction of city of Malden through an early retirement incentive for certain employees (House, No. 5073) [Local Approval Received]; and

Milford,—
employees. Establishing certain employment contracts for the town of Milford (House, No. 5088) [Local Approval Received];

Under suspension of Rule 7A, in each instance, on motion of Mr. Kafka of Stoughton, the bills severally were read a second time forthwith; and they were ordered to a third reading.

Stores,—
pricing. Report of the committee on Community Development and Small Business, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill House, No. 3544) of Vincent A. Pedone relative to the pricing of grocery and retail items;

Id. Report of the same committee, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill House, No. 3545) of Vincent A. Pedone relative to the pricing of grocery and retail items;

Municipal permitting. Report of the same committee, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill House, No. 3646) of Michael J. Rodrigues relative to municipal permitting;

Stores,—
pricing. Report of the same committee, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill House, No. 3648) of Michael J. Rodrigues relative to the pricing of grocery items;

Id. Report of the same committee, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill House, No. 3649) of David M. Torrissi relative to pricing in food stores;

Affordable housing. Report of the same committee, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill House, No. 3799) of Steven M. Walsh, Kay Khan and others relative to providing assistance to make housing affordable to low or moderate income individuals and families;

Business subsidies. Report of the same committee, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill House, No. 3858) of Mark V. Falzone for legislation to further regulate business subsidies in the Commonwealth;

Homebuyer assistance. Report of the same committee, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill House, No. 3859) of

Thomas A. Golden, Jr., relative to first-time home buyer assistance to cities; and

Report of the same committee, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill House, No. 3860) of James M. Murphy and John D. Keenan that the Outdoor Advertising Board be authorized to study billboard advertising in the town of Weymouth.

Weymouth,—
billboard advertising.

Under suspension of the rules, in each instance, on a motion of Mr. Torrissi of North Andover, the reports severally were considered forthwith. Pending the question, in each instance, on acceptance of the report, the petitions were recommitted, on motion of Ms. Forry of Boston.

Report of the committee on Public Service, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, House, No. 4900) of Linda Dean Campbell (with the approval of the mayor and city council) relative to the appointment of Christopher J. Lane as a police officer in the city of Methuen, notwithstanding the maximum age requirements.

Methuen,—
Christopher J. Lane.

Under suspension of the rules, on a motion of Mrs. Campbell of Methuen, the report was considered forthwith. Pending the question on acceptance of the report, the petition was recommitted, on motion of Mr. Spellane of Worcester.

Emergency Measures.

The engrossed Bill establishing a sick leave bank for Meagan Savage, an employee of the Department of Children and Families (see House, No. 4798, amended), 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.

Meagan Savage,—
sick leave bank.

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 8 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 House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill establishing a sick leave bank for Maurice Jandreau, an employee of the Trial Court (see House, No. 5083), 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.

Maurice Jandreau,—
sick leave bank.

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.

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

Bill enacted.

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

Pathfinder
School
District.

The Senate Bill validating certain proceedings of the Pathfinder Regional Vocational Technical High School District (Senate, No. 2536, amended), was discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47, on motion of Ms. Wolf of Cambridge.

The bill, 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, its title having been changed by said committee to read: "An Act validating certain proceedings of the Pathfinder Regional Vocational-Technical High school District."

City Year.

The House Bill to create an annual City Year day (House, No. 4230), was discharged from its position in the Orders of the Day, and considered forthwith, under suspension of Rule 47, on motion of Mr. Linsky of Natick.

The bill, 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, its title having been changed by said committee to read: "An Act creating an annual City Year day."

Dedham,—
alcoholic
beverages.

The House Bill authorizing the town of Dedham to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (House, No. 5025), was discharged from its position in the Orders of the Day, under suspension of Rule 47, on motion of Mr. Linsky of Natick.

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.

Doreen
Edwards,—
sick leave
bank.

The House Bill establishing a sick leave bank for Doreen Edwards, an employee of the Dorchester division of the Boston Municipal Court department (House, No. 5101), was discharged from its position in the Orders of the Day, and considered forthwith, under suspension of Rule 47, on motion of Ms. Provost of Somerville.

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.

Bonding,—
terms.

The House Bill providing the terms of certain bonds issued by the Commonwealth (House, No. 5106), was discharged from its position in the Orders of the Day, and considered forthwith, under suspension of Rule 47, on motion of Mr. Hecht of Watertown.

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 Thursday next at ten o'clock A.M. Next sitting.

Next
sitting.

At twenty minutes after eleven o'clock A.M., on motion of Mrs. Poirier of North Attleborough (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Thursday at ten o'clock A.M., in an Informal Session.