

JOURNAL OF THE HOUSE.

Tuesday, December 23, 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).

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.

Recess.

Recess.

At seven minutes after eleven o'clock A.M., on motion of Mr. Cabral of New Bedford (Mr. Donato of Medford being in the Chair), the House recessed until two o'clock P.M.; and at twenty-three minutes before three o'clock the House was called to order with Mr. Donato in the Chair.

Message from the Governor — Veto.

Cambridge, Fuller Place.

A message from His Excellency the Governor returning with his objections thereto in writing the engrossed Bill authorizing the late filing of tax abatement applications for the owners of 3 Fuller Place in the city of Cambridge [see House, No. 4226] (for message, see House, No. 5184) which was filed in the Office of the Clerk on Friday, December 19.

The message was read; and, under House Rule 12, it was placed in the Orders of the Day for the next sitting.

Resolutions.

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

Braden Bolton.

Resolutions (filed by Mr. Fernandes of Milford) congratulating Braden Bolton on earning the Eagle Scout Award;

John Lepper.

Resolutions (filed by Mrs. Poirier of North Attleborough) congratulating and recognizing John Lepper's years of dedicated and committed service to the city of Attleboro, Massachusetts and its residents;

Boy Scout Troop 100.

Resolutions (filed by Ms. Polito of Shrewsbury) honoring Boy Scout Troop 100 on the awarding of their one hundredth Eagle Scout Award; and

Junetta Mae Hill.

Resolutions (filed by Messrs. Turner of Dennis and Atsalis of Barnstable) congratulating Junetta "June" Mae Hill on the occasion of her one hundredth birthday;

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 Ms. Provost of Somerville, 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. Garballey of Arlington presented a petition (accompanied by bill, House, No. 5185) of Sean Garballey (by vote of the town) relative to the appointment of firemen and policemen in the town of Arlington, notwithstanding the maximum age requirement; and the same was referred to the committee on Public Service. Sent to the Senate for concurrence.

Arlington, age waiver.

Mr. Tobin of Quincy presented a petition (subject to Joint Rule 12) of A. Stephen Tobin for legislation to establish a sick leave bank for Genevieve O'Brien, an employee of the Trial Court; and the same was referred, under Rule 24, to the committee on Rules.

Genevieve O'Brien, 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 Mr. Garballey of Arlington, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Judiciary. Sent to the Senate for concurrence.

Papers from the Senate.

The Senate Bill relative to homeowner heating safety (Senate, No. 2404) came from the Senate with the endorsement that said branch had concurred with the House in its amendment (striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 5040) with a further amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2623.

Heating oil spills, homeowners.

Under suspension of Rule 35, on motion of Mrs. Walrath of Stow, the further amendment (reported by the committee on Bills in the Third Reading to be correctly drawn) was considered forthwith; and it was adopted, in concurrence.

The House Bill authorizing affordable housing covenants in the town of Arlington (House, No. 4938) came from the Senate passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2887,

Arlington, affordable housing.

Under suspension of Rule 35, on motion of Mr. Garballey of Arlington, the amendment (reported by the committee on Bills in the Third Reading to be correctly drawn) was considered forthwith; and it was adopted, in concurrence.

A report of the Department of Public Health (under the provisions of sections 5 and 20 of Chapter 111 of the General Laws) relative to the inspection of Bristol County Jail and House of Correction, in the town of North Dartmouth, was spread upon the records of the House; and returned to the Senate.

Bristol County Jail.

*Reports of Committees.*Littleton,
pension
bonds.

By Mr. Pedone of Worcester, for the committee on Municipalities and Regional Government, on the joint petition, a Bill authorizing the town of Littleton to issue pension obligation bonds or notes (House, No. 5156) [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. Garballey of Arlington, the bill was read a second time forthwith; and it was ordered to a third reading.

Milford,
Anthony F.
Dinis.

By Mr. Kaufman of Lexington, for the committee on Public Service, on a petition, a Bill exempting Anthony F. Dinis from the maximum age requirements for appointment as a police officer in the town of Milford (House, No. 5157) [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. Garballey of Arlington, the bill was read a second time forthwith; and it was ordered to a third reading.

*Engrossed Bills.*Bills
enacted.

Engrossed bills
Prohibiting discrimination against physical therapists and physical therapist assistants in securing medical malpractice insurance (see Senate, No. 2215);

Relative to the sale of alcoholic beverages in the city of Somerville (see Senate, No. 2881);

(Which severally originated in the Senate);

Relative to the other post employment benefits trust fund in the town of Arlington (see House, No. 4140);

Relative to professional engineers and land surveyors (see House, No. 4339);

Relative to the historical commission of the town of Lincoln (see House, No. 4760); and

Establishing the Needham center off-street parking fund (see House, No. 5000);

(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.

*Orders of the Day.*Third
reading
bill.

The Senate Bill relative to credit union mortgages (Senate, No. 2854), 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.

House bills

Relative to the city of Everett (House, No. 4762); and
Relative to the charter in the town of Auburn (House, No. 5155);
and

Third
reading
bills and
resolve.

The House Resolve providing for an investigation and study by a special commission relative to designating 1,000 great places in the Commonwealth (House, No. 5181) (its title having been changed by the committee on Bills in the Third Reading);

Severally reported by said committee to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally 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 tomorrow at eleven o'clock A.M.

Next
sitting.

At twenty-three minutes before three o'clock P.M., on motion of Ms. Rogeness of Longmeadow (Mr. Donato of Medford being in the Chair), the House adjourned, to meet at eleven o'clock A.M., in an Informal Session.