

JOURNAL OF THE HOUSE.

Thursday, December 23, 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.

Annual and Special Reports.

The annual report of the Water Pollution Abatement Trust (under the provisions of Section 17 of Chapter 29C of the General Laws) of the operations, properties and expenditures of said trust for the fiscal year 2010; and Water Pollution Abatement Trust.

A report of the Massachusetts Cultural Council (under the provisions of Section 70 of Chapter 188 of the Acts of 2010) relative to state incentives and resources to enhance cultural districts; Cultural Council.

Severally were placed on file.

Resolutions.

Resolutions (filed with the Clerk by Ms. Peake of Provincetown) congratulating David Alexander McWilliams on receiving the Eagle Award of the Boy Scouts of America, were referred, under Rule 85, to the committee on Rules. David Alexander McWilliams.

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

Petition.

Representative Canessa of New Bedford and Senator Montigny presented a joint petition (subject to Joint Rule 12) of Stephen R. Canessa and Mark C. Montigny for legislation to establish a sick leave bank for Barbara Silva, an employee of the Department of Correction; and the same was referred, under Rule 24, to the committee on Rules. Barbara Silva,—sick leave bank.

Papers from the Senate.

The House Bill authorizing the town of Chelmsford to regulate the removal of aboveground utility poles and overhead wires and other associated structures and to regulate the installation of underground wires and associated structures (House, No. 4408), came from the Senate passed to be engrossed, in concurrence, with amendments striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2662; and striking out the title and inserting in place thereof the following title: "An Act authorizing the town of Chelmsford to regulate the removal of aboveground Chelmsford,—utility hardware.

Chelmsford,— utility poles, overhead wires and other associated structures and to regulate the installation of underground wires and associated structures.”.

Under suspension of Rule 35, on motion of Mr. Golden of Lowell, 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.

Municipal property taxes.

A petition of Kenneth J. Donnelly and Susan C. Fargo for legislation to allow for the re-approval of municipal property tax rates in certain circumstances, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2665) was referred, in concurrence, to the committee on Revenue.

Reports of Committees.

Stephan Costa,— sick leave bank.

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 a petition of Paul J. Donato relative to establishing a sick leave bank for Stephen Costa, an employee of the Massachusetts Rehabilitation Commission. Under suspension of the rules, on motion of Mr. Scoirino of Medford, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service. Sent to the Senate for concurrence.

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

Brookfield,— tax collector.

Senate Bill providing for an elected tax collector in the town of Brookfield (Senate, No. 2651); and

Harwich,— alcoholic beverages.

House bill authorizing the town of Harwich to issue one (1) additional liquor license (House, No. 5107);

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

Reading,— alcoholic beverages.

By Mr. Speliotis of Danvers, for the committee on Consumer Protection and Professional Licensure, on House, No. 5068, a Bill authorizing the town of Reading to grant one additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 5122). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kafka of Stoughton, for said committee, reported, that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Hill of Ipswich, the bill was read a second time forthwith; and it was ordered to a third reading.

Patrick J. Hagar,—

By Mr. Spellane of Worcester, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Patrick J. Hagar,

an employee of the Department of Revenue (House, No. 5110). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

sick leave bank.

Mr. Kafka of Stoughton, for said committee, reported, that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Smizik of Brookline, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Spellane of Worcester, for the committee on Public Service, on a joint petition, a Bill establishing a sick leave bank for Lori J. Madrazo-Bulak, an employee of the Office of Health and Human Services (House, No. 5119). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Lori J. Madrazo-Bulak,— sick leave bank.

Mr. Kafka of Stoughton, for said committee, reported, that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Murphy of Burlington, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Speliotis of Danvers, for the committee on Consumer Protection and Professional Licensure, on House, No. 5113, a Bill authorizing the town of Bellingham to grant an additional restaurant all alcohol license (House, No. 5123) [Representative O'Day of West Boylston, dissenting]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Bellingham,— alcoholic beverages.

Engrossed Bills.

The engrossed establishing a sick leave bank for Brian Linehan, an employee of the Department of Revenue (see House, No. 5067, amended) (which originated in the House), in respect to which the Senate had concurred in adoption of the emergency preamble, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill enacted.

Engrossed bills

Relative to a lien for architects, engineers, land surveyors and site professionals (see Senate, No. 2512, amended) (which originated in the Senate); and

Bills enacted.

Authorizing the town of Hingham to designate a check off box on its tax bills (see House, No. 4714) (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 enacted; and it were signed by the acting Speaker and sent to the Senate.

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

The House Bill relative to home service contracts (House, No. 4957), was discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47, on motion of Mr. Murphy of Burlington.

Home service contracts.

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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.

South
Hadley,—
town
meeting.

The House Bill relative to South Hadley town meeting members (House, No. 5096), was discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47, on motion of Mr. Kaufman of Lexington.

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.

Robert
Manning,—
sick leave
bank.

The House Bill establishing a sick leave bank for Robert Manning, an employee of the Dorchester Division of the Boston Municipal Court (House, No. 5117), was discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47, on motion of Mr. Brownsberger of Belmont.

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.

Students,—
readiness.

The House Bill relative to college and career readiness for Massachusetts public school students (House, No. 5120) (its title having been changed by the committee on Bills in the Third Reading), was discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47, on motion of Ms. Peisch of Wellesley.

The bill (having been reported by said committee 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,—

Next
sitting.

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

At a quarter before twelve o'clock noon, on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.