

**JOURNAL OF THE HOUSE.**

Thursday, October 25, 2012.

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.

*Silent Prayer.*

Beverly,— Carmello "Charlie" Anthony Amore.

At the request of Mr. Parisella of Beverly, the members, guests and employees stood in a moment of silent tribute to the memory of Carmello "Charlie" Anthony Amore, a lifelong resident of Beverly, who passed away peacefully on Sunday, October 21st, at the home of his daughter Carol, surrounded by his children and grandchildren.

He was the husband of the late Catherine R. (Campbell) Amore with whom he shared fifty-nine years of marriage.

"Charlie" was born in Lawrence on April 14, 1917; he was the son of the late Alfio and Barbara Amore. He was a U.S. Army veteran of World War II who served in the Pacific Theater before being honorably discharged in January of 1946.

"Charlie" was the owner of the Capri restaurant in Beverly for 33 years.

*Resolutions.*

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

Timothy Smith.

Resolutions (filed by Mr. Barrows of Mansfield) congratulating Timothy Smith on receiving the Eagle Award of the Boy Scouts of America;

Arthur Bloom.

Resolutions (filed by Ms. Garlick of Needham) honoring Arthur Bloom for fifty years of service to the Needham Exchange Club and the town of Needham; and

Steven Gag.

Resolutions (filed by Mr. Sánchez of Boston) honoring Steven Gag and his many accomplishments as a leading innovator in technological development in the city of Boston;

Mr. Binienda of Worcester, 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. Smizik of Brookline, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

*Paper from the Senate.*

Burlington,— tax abatement.

The Senate Bill authorizing the town of Burlington to grant retroactive abatements for certain taxes to certain military personnel (Senate, No. 2302) (on a petition) [Local Approval Received], passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

*Reports of Committees.*

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 the petition of Carlo Basile for legislation to establish a sick leave bank for Barbara A. Diciaro, an employee of the Massachusetts Department of Transportation. Under suspension of the rules, on motion of Mr. Parisella of Beverly, 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.

Barbara A. Diciaro,— sick leave bank.

By Ms. Spiliotis of Peabody, for the committee on Municipalities and Regional Government, asking to be discharged from further consideration of the joint petition (accompanied by bill, House, No. 4471) of Thomas P. Conroy and James B. Eldridge (by vote of the town) for legislation to increase the membership of the board of selectmen in the town of Sudbury,— and recommending that the same be referred to the committee on Election Laws. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Sudbury,— board of selectman.

By Mr. Scibak of South Hadley, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Wayne Murry (House, No. 4481). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Wayne Murry,— sick leave bank.

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

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

*Engrossed Bill.*

The engrossed Bill authorizing the continued employment of Thomas J. Osley, the chief of police of the town of Hatfield (see House, No. 4142) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill enacted.

*Orders of the Day.*

House bills  
Authorizing the investment of certain funds for the water supply district of Avon (House, No. 2317);

Third reading bills.

Establish a sick leave bank for Judy D'Antonio, an employee of the Department of Transitional Assistance (House, No. 4478); and

Establishing a sick leave bank for Jennifer O'Connell, an employee of the Department of Correction (House, No. 4479);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

The House Bill for the Falmouth retirement system (House, No. 4317), was read a third time.

Third reading bill.

The committee on Bills in the Third Reading reported asking to be discharged from further consideration of the bill; and the report was accepted.

The bill then was passed to be engrossed. Sent to the Senate for concurrence.

Surgical  
technology.

The Senate Bill regulating surgical technology (Senate, No. 2058, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Pending the question on pass the bill to be engrossed, in concurrence, Mr. Walsh of Lynn moved to amend the text (inserted by amendment by the House) in section 1, in line 40, by striking out the year "2012" and inserting in place thereof the year "2013"; by inserting after line 54 the following paragraph:

"(e) Notwithstanding subsection (b), a surgical facility may employ a surgical technologist who does not meet the requirements of this section if the surgical facility receives a waiver from the department signifying that the surgical facility has: (1) made a diligent and thorough effort to employ qualified surgical technologists who meet the requirements of this section; and (2) is unable to employ enough qualified surgical technologists for its needs. The department, in consultation with an advisory committee of clinicians, shall establish criteria for said waiver."; and by striking out section 3 and inserting in place thereof the following section:

"SECTION 3. Section 1 shall take effect on July 1, 2013."

The amendments were adopted; and the bill (Senate, No. 2058, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment (see House document numbered 4352, amended).

*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.

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At eighteen minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (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.