

**The Commonwealth of Massachusetts**

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**JOURNAL OF THE HOUSE.**



**TUESDAY, NOVEMBER 17, 2009.**

[120]

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# JOURNAL OF THE HOUSE.

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Tuesday, November 17, 2009.

Met according to adjournment, at eleven o'clock A.M., with Mr. Petrolati of Ludlow 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:

Gracious God, we pause for a moment of reflection and prayer for Your guidance before we take up the legislative items on today's calendar and our other tasks of this day. We pray for the gift of knowledge which enables us to comprehend issues clearly and wisdom which helps us to make the right legislative and personal decisions. In dealing with constituents and colleagues grants us patience, fair mindedness and objectivity of judgment as we struggle to address the difficult and complex issues before us. May we, as elected leaders be concerned with both current public policy issues and policies which will impact future generations. Teach us to foster a willingness to cooperate with all people in strengthening our communities and neighborhoods, so that they will be safe, stable and family friendly.

Grant Your blessings to the Speaker, the members and employees of this House and their families. Amen.

At the request of the Chair (Mr. Petrolati), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

## *Appointments of the Minority Leader.*

The Minority Leader announced the following appointments:

That Representative Barrows of Mansfield had been appointed to the special commission established (under Section 104 of Chapter 28 of the Acts of 2009) to study the creation of a new independent office of public accountability which would function as the single state entity for the administration and enforcement of the provisions of law currently administered and enforced by the State Ethics Commission, the Office of Campaign and Political Finance and the Lobbyist Division of the Office of the Secretary of the Commonwealth; and

That Representative Poirier of North Attleborough had been appointed to Veterans' Hall of Fame Council established (under Section 12 of Chapter 132 of the Acts of 2009) to study the feasibility of establishing a Veterans' Hall of Fame in the Commonwealth.

## *Resolutions.*

Resolutions (filed with the Clerk by Mrs. Poirier of North Attleborough) congratulating Max and Marion Volterra on the occasion of their being named the

Prayer.

Pledge of  
allegiance.

Public  
accountability  
office,—  
study  
establishment.

Veterans' Hall  
of Fame,—  
study  
establishment.

Max and  
Marion Volterra.

**UNCORRECTED PROOF.**

recipients of the United Regional Chamber of Commerce's '2009 Persons of the Year Award', were referred, under Rule 85, to the committee on Rules:

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

*Petitions*

Representative Sullivan of Fall River and Senator Menard presented a joint petition (subject Joint Rule 12) of David B. Sullivan and Joan M. Menard that the inpatient library at the Corrigan Mental Health Center in the city of Fall River shall be designated as the Ralph A. Roberts Library; and the same was referred, under Rule 24 to the committee on Rules.

Fall River,—  
Ralph A. Roberts.

*Papers from the Senate.*

The House Bill providing for saltwater fishing licenses (House, No. 4309), 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 2200.

Saltwater fishing  
licenses.

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

A petition of Thomas P. Kennedy and Christine E. Canavan for legislation relative to a sick leave bank for Diane Hubbard an employee of the Massachusetts Department Industrial Accidents, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service.

Diane Hubbard,—  
sick leave  
bank.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2209) was referred, in concurrence, to the committee on Public Service.

*Reports of Committees.*

By Mr. Binienda of the 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 following petitions:

Petition (accompanied by bill) of Michael A. Costello for legislation to establish a sick leave bank for Anne Smith, an employee of the Department of Revenue;

Anne Smith,— sick  
leave bank.

Petition (accompanied by bill) of Robert P. Spellane that the Department of Transitional Assistance be authorized to establish a sick leave bank for Patricia Cahill, an employee of said department; and

Patricia Cahill,—  
sick leave bank.

Petition (accompanied by bill) of Cleon H. Turner and Robert A. O'Leary that the Department of Revenue be authorized to establish a sick leave bank for Laraine Nasif, an employee of said department.

Laraine Nasif,—  
sick leave bank.

Severally to the committee on Public Service.

Under suspension of the rules, on motion of Mr. Hill of Ipswich, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance.

**UNCORRECTED PROOF.**

Severally sent to the Senate for concurrence.

By Ms. Forry of Boston, for the committee on Community Development and Small Business, on Senate Nos. 90 and 104, a Bill to sustain community preservation (printed as Senate, No. 90, changed by inserting after section 1 the following section:

Community preservation.

“SECTION 1A. Section 2 of chapter 44B is hereby amended by adding after the last paragraph the following:— ‘Support of Community housing’, shall include, but not be limited to programs that provide grants, loans, rental assistance, security deposits, interest-rate write downs or other forms of assistance directly to qualified individuals and families or to housing for the purpose of making housing affordable to low or moderate income individuals and families.”.)

By Ms. Wolf of Cambridge, for the committee on Elder Affairs, on Senate No. 322 and House, Nos. 544 and 603, a Bill to create a silver alert program to protect seniors (House, No. 4344).

Silver alert programs.

Severally read; and referred, under Rule 33, to the committee on Ways and Means.

By Mr. Speliotis of Danvers, for the committee on the Consumer Protection and Professional Licensure, on a petition, a Bill authorizing the town of Lincoln to place a certain question relative to the sale of wine and malt beverages on the town’s election ballot (House, No. 4257).

Lincoln, —  
liquor license.

By the same member, for the same committee, on House, No. 1906, a Bill authorizing the town of Winchester to issue one additional license for the sale of wines and malt beverages to be drunk on the premises to Sakura Japanese Restaurant (House, No. 4345).

Winchester, —  
liquor license

Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

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

The Senate Bill relative to the appointment of a certain civil service class as firefighters in the city of Boston (Senate, No. 2032) [Local Approval Received.]; and

Boston,—  
firefighters.

House Bills

Authorizing the town of North Andover to grant a license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 4189) [Local Approval Received.];

North Andover, —  
liquor license.

Providing for the appointment of the members of the Dalton Redevelopment Authority (House, No. 4242, changed) [Local Approval Received.];

Dalton,—  
redevelopment  
Anti-freeze.

To require engine coolant in anti-freeze to contain a bittering agent so as to render it unpalatable (House, No. 4285);

Authorizing the town of Tyngsborough to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4296) [Local Approval Received.];

Tyngsborough,—  
liquor license.

Establishing a sick leave bank for Jeanette Ross, an employee of the Department of the Trial Court (House, No. 4311);

Jeanette Ross,—  
sick leave.

Relative to insurance benefits of organ transplant recipients (House, No. 4328); and

Organ  
transplants.

Relative to establishing a sick leave bank for Christopher Sandiford (House, No. 4333).

Christopher  
Sandiford.

**UNCORRECTED PROOF.**

Severally placed in the Orders of the Day for the next sitting for a second reading.

By Mr. Donato of Medford, for the committee on Municipalities and Regional Government, on a petition, a Bill establishing a regional wastewater district for the towns of Mansfield, Foxborough, and Norton (House, No 4307). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Regional waste water district.

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

*Engrossed Bills.*

The engrossed Bill authorizing a special meeting of the town council of the city known as the town of Randolph for the purpose of selecting a town manager (see House bill printed in House, No. 4299) (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 (more than two-thirds of the members having agreed to pass the same); and it was signed by the acting Speaker and sent to the Senate.

Bill enacted.

Engrossed bills

Authorizing the Devens Enterprise Commission to grant a license for the sale of all alcoholic beverages to be drunk on the premises (see Senate, No. 2049);

Bills enacted.

Authorizing the town of Templeton to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (see Senate, No. 2063);

Relative to the lease of property at Sandwich High School (see Senate, No. 2075);

(Which severally originated in the Senate); and

Providing for saltwater fishing licenses (see House, No. 4309, 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 enacted; and they were signed by the acting Speaker and sent to the Senate.

*Recess.*

At twenty minutes after eleven o'clock A.M., on motion of Mr. Rodrigues of Westport (Mr. Petrolati of Ludlow being in the Chair), the House recessed until one o'clock P.M.; and at that time the House was called to order with Mr. Petrolati in the Chair.

Recess.

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

The House Bill establishing the Sherwood Forest Lake District (House, No. 3702) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47, on motion of Mr. Donato of Medford; and it was read a third time and passed to be engrossed. Sent to the Senate for concurrence.

Sherwood Forest Lake District.

**UNCORRECTED PROOF.**

The House Bill authorizing the city of Leominster to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 4267), was discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47, on motion of Mr. Rosa of Leominster; and it was read a second time and ordered to a third reading.

Leominster,—  
liquor license.

*Order.*

On motion of Mr. DeLeo of Winthrop,—

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

Next  
sitting.

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Accordingly, without proceeding to consideration of the matters in the Orders of the Day, at ten minutes after one o'clock P.M., on motion of Donato of Medford (Mr. Petrolati of Ludlow being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M.