

JOURNAL OF THE HOUSE.

Tuesday, November 20, 2007.

Met according to adjournment, at eleven o'clock A.M., 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).

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

Eternal God, our hearts and minds are filled with prayer, happiness, joy and gratitude at Thanksgiving time. As a nation, we pause for one day from our busy daily activities to thank You, Our Creator, for our many material and spiritual blessings which we often take for granted. We are also thankful, as a nation, for our rich material resources, the great beauty of our land, our abundant harvest and the generosity and goodwill of so many people in our country. The spirit of Thanksgiving also reminds us of the various needs of people in our communities: many seniors, children, the homeless and the hospitalized. We pray that we will continue to be united, as a people, in meeting the needs of all people and in pursuing the common good.

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

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.

Message from the Governor.

A message from His Excellency the Governor submitting requests for making appropriations for the fiscal year 2008 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4382) was filed in the office of the Clerk on Monday, November 19.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Ways and Means.

Resignation of Representative Douglas W. Petersen of Marblehead.

The Speaker being in the Chair,—

The following communication, received by the Clerk, was read for the information of the House; and placed on file.

November 14, 2007.

Mr. Steven T. James
Clerk of the House of Representatives
State House, Room 145
Boston, MA 02133

Dear Mr. Clerk:

Resignation of
Representative
Douglas W.
Petersen of
Marblehead.

With this letter I would like to inform you that I will be leaving the House of Representatives, effective Saturday, November 24, 2007, to take on a new position as Commissioner of the Department of Agricultural Resources.

I leave with very mixed emotions given that I have tremendously enjoyed my sixteen years as a State Representative, and in particular, I have enjoyed working under the current leadership. However, I am also very excited to take on a role which I hope will be instrumental in ensuring Massachusetts a leadership position in agricultural and environmental sustainability.

I look forward to a continued positive working relationship with my colleagues here at the State House and wish the Speaker good luck as leader of the House of Representatives.

Sincerely,

DOUGLAS W. PETERSEN,
*State Representative,
Eighth Essex District.*

Remarks of
Representative
Petersen of
Marblehead.

The Speaker then declared a brief recess and, there being no objection, recognized Mr. Petersen of Marblehead for the purpose of addressing the House upon his impending resignation to become Commissioner of the Department of Agricultural Resources.

Statement Concerning Representative Flynn of Bridgewater.

A statement of Mr. Rogers of Norwood concerning Mr. Flynn of Bridgewater, was spread upon the records of the House, as follows:

Statement
concerning
Representative
Flynn of
Bridgewater.

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Flynn of Bridgewater, will not be present in the House Chamber for today's sitting due to an unavoidable previously scheduled personal commitment. Any roll calls that he may miss today is due entirely to the reason stated.

Statement of Representative Khan of Newton.

A statement of Ms. Khan of Newton was spread upon the records of the House, as follows:

Statement of
Representative
Khan of
Newton.

MR. SPEAKER: I would like to call to the attention of the House the fact that I will not be present in the House Chamber for the remainder of today's sitting due to a family commitment. Any roll calls that I may miss is due entirely to the reason stated.

Statement Concerning Representative Story of Amherst.

A statement of Mr. Rogers of Norwood concerning Ms. Story of Amherst was spread upon the records of the House, as follows:

Statement
concerning
Representative
Story of
Amherst.

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Story of Amherst, was not present in the House Chamber for today's sitting due to illness. Any roll calls that she missed today was due entirely to the

reason stated. If she had been present for the vote on passing to be engrossed, in concurrence, Senate bill No. 2414, relative to the administration of elections to be held in the year 2008, she would have voted in the affirmative.

Resolutions.

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

Resolutions (filed by Mr. Speliotis of Danvers) congratulating Frederick Louis Murtagh on the occasion of his retirement from the Essex Agricultural and Technical High School; and

Frederick
Louis
Murtagh.

Resolutions (filed by Mr. Spellane of Worcester) commending Michael Creed Maxey upon his inauguration as the eleventh President of Roanoke College in Salem, Virginia.

Michael
Creed
Maxey.

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 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.

Petition.

Mr. Jones of North Reading presented a petition (accompanied by bill, House, No. 4384) of Bradley H. Jones, Jr., and others (by vote of the town) relative to the release of a certain parcel of land in the town of Reading from the operation of a restriction on land; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Reading,
land
restriction.

Subsequently, the Senate having concurred, Mr. Pedone of Worcester, for said committee, reported on the foregoing petition, a Bill releasing certain land in the town of Reading from the operation of a restriction on land (House, No. 4384) [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. Jones of North Reading, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently, under suspension of the rules, on further motion of the same member, the bill (having been 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. Sent to the Senate for concurrence.

Papers from the Senate.

The House Bill removing an agricultural preservation restriction in the town of Raynham known as the Borden Colony (House, No. 26, amended) came from the Senate passed to be engrossed, in concurrence, with an amendment adding at the end thereof the following section:

Raynham,
Borden
Colony.

“SECTION 2. As a condition of the execution of the release authorized in section 1, the department of agricultural resources shall have received, or shall be satisfied that it shall receive, mitigation for the loss of the parcel of farmland subject to the agricultural preservation restriction prior to the execution of a certificate of release for the parcel. The town of Raynham may provide such mitigation by: (1) transferring a parcel of land under the care, custody, management and control of the board of selectmen and dedicated for general municipal purposes to the conservation commission and dedicating such parcel for agricultural purposes; (2) acquiring, if no suitable parcel can be transferred to the conservation commission, a parcel of land or an agricultural preservation restriction on private or public land as defined in section 31 of chapter 184 of the General Laws; or (3) paying the department \$17,800 to use to purchase a future agricultural restriction in the vicinity of the town of Raynham. Land transferred or acquired under this section shall be dedicated or restricted to agricultural purposes and shall be under the jurisdiction of the conservation commission. The parcel dedicated under this section shall be of equal or greater size and suitability for agricultural purposes when compared to the parcel described in section 1 as determined by the department.”

Under suspension of Rule 35, on motion of Mr. Falzone of Saugus, 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.

The House Bill authorizing the town of Duxbury to convey certain land (House, No. 4098) came from the Senate passed to be engrossed, in concurrence, with amendments in section 1, in line 3, inserting after the word “town” the words “for the purposes of water supply and distribution”; in section 2, adding the following sentence: “The parcel conveyed pursuant to this section shall be of equal or greater size and value as the parcel described in section 1 and shall be conveyed for conservation or public park purposes.”; and striking out section 3 and inserting in place thereof the following two sections:

“SECTION 3. If the parcel conveyed pursuant to section 1 ceases to be used for the purposes described in section 1, the parcel shall revert back to the town of Duxbury for conservation or public park purposes.

SECTION 4. The conveyances authorized in sections 1 and 2 shall be subject to the approval of the conservation commission and the board of selectmen, acting as water commissioners.”

Under suspension of Rule 35, on motion of Mr. Calter of Kingston, 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.

The House Bill authorizing the Commissioner of the Division of Capital Asset Management and Maintenance to convey certain land to Sullivan McLaughlin, Inc. (House, No. 4186) came from the Senate passed to be engrossed, in concurrence, with amendments

Duxbury,
land
conveyance.

Sullivan
McLaughlin
Companies,
Inc.

striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2398; and by inserting before the enacting clause the following emergency preamble:

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to forthwith to direct the division of capital asset management and maintenance to convey property located within the city of Boston to Sullivan & McLaughlin Companies, Inc., therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

Under suspension of Rule 35, on motion of Mr. Walsh of Boston, the amendment (reported by the committee on Bills in the Third Reading to be correctly drawn) was considered forthwith.

The House then non-concurred with the Senate in its amendments. Sent to the Senate for its action.

The House Bill authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land in the city of Worcester (House, No. 4189) came from the Senate passed to be engrossed, in concurrence, with amendments in section 2, in line 6, and also in section 3, in line 8, inserting after the words “support services”, in each instance, the words, “which may include, but not be limited to, day care and fitness facilities,”; and in section 4, in line 11, striking out the figures “12” and inserting in place thereof the figures “40”.

Worcester,
land
conveyance.

Under suspension of Rule 35, on motion of Mr. Falzone of Saugus, 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.

The House Bill authorizing the transfer of the former Fisher Hill Reservoir in the town of Brookline (House, No. 4343) came from the Senate passed to be engrossed, in concurrence, with amendments in section 2, in the first sentence, inserting after the words “subject to a” the word “conservation” and in said sentence, inserting after the words “a restriction” the following: “with the benefit of section 32 of chapter 184 of the General Laws”, in said section 2, in the fourth sentence, inserting after the words “subject to” the following: “Article XCVII of the Massachusetts Constitution and”; and inserting after section 2 the following section:

Fisher Hill
Reservoir.

“SECTION 2A. As a condition of the conveyance authorized in section 1, the town of Brookline shall transfer a 12,000 square foot parcel of land under the care, custody, management and control of the board of selectmen and dedicated for general municipal purposes to the conservation commission and shall dedicate such parcel for conservation or park purposes. If no suitable parcel can be transferred to the conservation commission, the town shall acquire a parcel of land or a conservation restriction upon private or public land as defined in section 31 of chapter 184 of the General Laws. Such land shall be dedicated or restricted to conservation purposes and shall be under the jurisdiction of the conservation commission. The parcel dedicated pursuant to this section shall be of equal or greater size

and value for conservation or park purposes when compared to the 12,000 square foot portion of the parcel described in section 1.”.

Under suspension of Rule 35, on motion of Mr. Smizik of Brookline, 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.

Drag racing,
punishment.

A Bill increasing the punishment for drag racing (Senate, No. 2083) (on a petition), passed to be engrossed by the Senate, was read; and it was 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. Nangle of Lowell, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently, under suspension of the rules, on further motion of the same member, the bill (having been 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.

Regulatory
process,
fairness.

A Bill improving the fairness of the regulatory process (Senate, No. 2427) (on Senate, No. 1708), passed to be engrossed by the Senate, was read.

Under suspension of the rules, on motion of Mr. Mariano of Quincy, the bill was read a second time forthwith.

Pending the question on ordering the bill to a third reading, it was referred, on further motion of the same member, to the committee on Rules.

Bills

Taunton,
skills
center.

Authorizing the development of a regional education, training and skills center in the city of Taunton (Senate, No. 53, changed in section 10 by inserting after the word “means” the words “, the joint committee on bonding, capital expenditures and state assets”; and amended by striking out section 9 (as printed) and inserting in place thereof the following section:

“SECTION 9. There shall be established an education and training collaborative to develop, in conjunction with the Taunton Development Corporation, the regional education, training and skills alliance center. The collaborative shall be managed by a board of directors which shall consist of 13 members as follows: the presidents of Bridgewater State College, the Massachusetts Maritime Academy, Massasoit Community College, Cape Cod Community College, Bristol Community College, Wheaton College, the Massachusetts Federation of Teachers, the Massachusetts Teachers Association, the Massachusetts AFL-CIO, the Taunton Area Chamber of Commerce, or their respective designees; the chancellor of the University of Massachusetts at Dartmouth; the commissioner of mental retardation, or his designee; and the director of the Southeastern Regional Planning and Economic Development District, or his designee. The board may, by majority vote, increase its membership

to include the presidents of other institutions of higher education housing their main campuses in Southeastern Massachusetts, or their designees. Members of the board of directors may vote according to the terms of the education collaborative agreement but the land and property management of the center shall be the responsibility of the Taunton Development Corporation.”) (on a petition);

Relative to harbormaster training certification (Senate, No. 509, changed in section 2, in paragraph (b), in the second sentence, by striking out the figures “10” and inserting in place thereof the figures “11”, in said sentence, by striking out the figure “6” and inserting in place thereof the figure “7”, in said sentence, by striking out the word “and”, and, in said sentence, by inserting after the word “Islands” the following: “, and 1 of whom shall be from the city of Boston”; and amended and 1 from the City of Boston”; and amended in section 2, in paragraph (d) (as printed), by inserting after the word “but” the word “not”; and amended by striking out section 3 (as printed) and inserting in place thereof the following:

Harbormaster
training.

“Section 19C. (a) There shall be established and set up on the books of the commonwealth a separate fund to be known as the Harbormaster Training Trust Fund, into which shall be deposited monies received by the commonwealth from all sources pertaining to harbormaster training from training fees paid by municipalities, training fees paid by individuals, sums received by the commonwealth from the federal government as grants and appropriations, state grants and appropriations and private contributions and gifts. The fund shall only be used as follows:

(1) for payment of general administrative expenses of the harbormaster training council, but that such expenses shall not exceed 25 per cent of the total expenditures in a fiscal year which are spent on administrative expenditures; provided, however, that expenditures may be made for the compensation of a staff person as those services are deemed necessary by the council; and

(2) for the procurement and funding of harbormaster training by the council or its designees.

(b) The state treasurer shall receive and deposit all revenues transmitted to him under subsection (a) in a manner that will ensure the highest rate of interest available consistent with the safety of the Harbormaster Training Trust Fund and all interest accrued shall be deposited into the Harbormaster Training Trust Fund and any unexpended balance in the fund at the end of a fiscal year shall not revert and shall be available for expenditures in the subsequent fiscal year.”) (on a petition);

Further regulating notification of oil or hazardous waste material release (Senate, No. 539) (on a petition);

Oil and hazardous
release.

Relative to the retirement allowance for certain teachers (Senate, No. 1557) (on a petition);

Teachers,
retirement
allowance,
gift
certificates.

Further regulating the sale of gift certificates (Senate, No. 2345, amended in section 3 (as printed), in line 39, by striking out the words “five dollars” and inserting in place thereof the following: “\$10,00”) (on Senate, No. 211);

To establish standards for long term care insurance (Senate, No. 2367, amended by striking out section 2; in section 4, in line 30,

Long-term
care
insurance.

by inserting after the word “practices” the words “, to encourage applicants’ choice of long-term services in the least restrictive setting appropriate to their needs”, in line 36, by inserting after the word “shall” the word “not”, in line 84, by inserting after the word “services” the words “, including home care services”, in lines 107 to 135, inclusive, by striking out the definition of “Qualified long-term care insurance contract” and inserting in place thereof the following definition:

“ ‘Qualified long-term care insurance contract’ or ‘federally tax-qualified long-term care insurance contract’, an individual or group insurance contract that meets the following requirements of section 7702B(b) of the Internal Revenue Code of 1986:

(1) The only insurance protection provided under the contract is coverage of qualified long-term care services. A contract shall not fail to satisfy the requirements of this definition by reason of payments being made on a per diem or other periodic basis without regard to the expenses incurred during the period to which the payments relate;

(2) The contract does not pay or reimburse expenses incurred for services or items to the extent that the expenses are reimbursable under Title XVIII of the Social Security Act, as amended, or would be so reimbursable but for the application of a deductible or coinsurance amount. The requirements of this definition do not apply to expenses that are reimbursable under Title XVIII of the Social Security Act only as a secondary payer. No provision of law shall be construed or applied so as to prohibit the offering of a qualified long-term care insurance contract on the basis that the contract coordinates its benefits with those provided under such title. A contract shall not fail to satisfy the requirements of this definition by reason of payments being made on a per diem or other periodic basis without regard to the expenses incurred during the period to which the payments relate;

(3) The contract is guaranteed renewable, within the meaning of section 7702B(b)(1)(C) of the Internal Revenue Code of 1986;

(4) The contract does not provide for a cash surrender value or other money that can be paid, assigned, pledged as collateral for a loan, or borrowed except as provided in clause (5);

(5) All refunds of premiums, and all policyholder dividends or similar amounts, under the contract are to be applied as a reduction in future premiums or to increase future benefits, except that a refund on the event of death of the insured or a complete surrender or cancellation of the contract cannot exceed the aggregate premiums paid under the contract; and

(6) The contract meets the consumer protection provisions set forth in section 7702B(g) of the Internal Revenue Code of 1986.

‘Qualified long-term care insurance contract’ or ‘federally tax-qualified long-term care insurance contract’ shall also include that portion of a life insurance contract that provides long-term care insurance coverage by rider or as part of the contract and that satisfies the requirements of sections 7702B(b) and (e) of the Internal Revenue Code of 1986.”, and in said section 4, in lines 283, 284, 322 and 323, by striking out the word “agent” and inserting in place

thereof, in each instance, the word “producer”; and by adding at the end thereof the following section:

“SECTION 6. The group insurance commission shall develop the plan for long-term care insurance as required by section 1 of this act not later than July 1, 2010.” (on Senate, No. 575).

Relative to the Randolph Public Library (Senate, No. 2396) (on a petition);

Further regulating the granting of temporary licenses for the sale of wines at auctions (Senate, No. 2405) (on Senate, No. 200);

Relative to vehicle license cost recovery fees (Senate, No. 2416) (on Senate, No. 2025);

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 33, to the committee on Ways and Means.

Bills

Authorizing the town of Rockland to establish a school building capital trust fund (Senate, No. 2264, amended in section 1, in line 11, by inserting after the word “meeting” the words “any principal”) (on a petition) [Local Approval Received]; and

Authorizing the city of Quincy to establish a neighborhood stabilization fund (Senate, No. 2424) (on Senate bill No. 2160);

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Reports of Committees.

By Mr. DeLeo of Winthrop, for the committee on Ways and Means, that the Bill authorizing the Commissioner of Capital Asset Management and Maintenance to transfer control of a certain parcel of land (House, No. 4202) ought to pass. 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 Rule 7A, on motion of Mr. Stanley of Waltham, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently, under suspension of the rules, 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) was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

By Mr. DeLeo of Winthrop, for the committee on Ways and Means, that the Bill authorizing the Division of Capital Asset Management and Maintenance to exchange certain land in the town of Needham (House, No. 4367) ought to pass. 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 Rule 7A, on motion of Mr. Walsh of Boston, the bill was read a second time forthwith; and it was ordered to a third reading.

Randolph
Public
Library.
Auctions,
wine sales.

Vehicle
license
fees.

Rockland,
trust fund.

Quincy,
stabilization
fund.

Lexington,
land.

Needham,
land
exchange.

Subsequently, under suspension of the rules, on motion of Mr. Scaccia of Boston, the bill (having been 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. Sent to the Senate for concurrence.

Lowell,
court
judgment.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the Bill authorizing the city of Lowell to pay a certain court judgment (Senate, No. 2329) be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Golden of Lowell, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently, under suspension of the rules, on further motion of the same member, the bill (having been 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.

Mortgage
industry.

By Mr. DeLeo of Winthrop, for the committee on Ways and Means, that the Bill relative to the supervision of the mortgage industry (House, No. 4047) ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4385). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling with the amendment pending.

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

Under suspension of Rule 7A, on motion of Mr. Honan of Boston, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill (House, No. 4385) was ordered to a third reading.

Quinebaug
and
Shetucket
Rivers.

By Mr. DeLeo of Winthrop, for the committee on Ways and Means, that the Bill relative to revising the composition and duties of the Quinebaug and Shetucket Rivers Valley Heritage District and Commission (Senate, No. 2310, amended) ought to pass with an amendment by striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4386. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling with the amendment pending.

Lexington,
land.

By Mr. DeLeo of Winthrop, for the committee on Ways and Means, that the Bill authorizing the Commissioner of Capital Asset Management and Maintenance to transfer control of a certain parcel of land (House, No. 4202) ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Emergency Measure.

Peter
Herbert,
sick leave
bank.

The engrossed Bill establishing a sick leave bank for Peter Hebert, an employee of the Department of Mental Retardation (see Senate, No. 2376), 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.

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

Bill
enacted.

Engrossed Bill.

The engrossed Bill authorizing the town of Falmouth to install, finance and operate wind energy facilities (see House, No. 3769) (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.

Recess.

At nine minutes before twelve o'clock noon, on motion of Mr. Sullivan of Fall River (Mr. Donato of Medford being in the Chair), the House recessed until the hour of one o'clock P.M.; and at twenty-two minutes after two o'clock the House was called to order with Mr. Petrolati of Ludlow in the Chair.

Recess.

Engrossed Bills — Land Takings.

The engrossed Bill authorizing the conveyance of certain parcels of land in the city of Boston (see House, No. 4185) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

Boston,
land
conveyance.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 154 members voted in the affirmative and 0 in the negative.

Bill enacted
(land taking),
yea and nay
No. 219.

[See Yea and Nay No. 219 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill authorizing the city of Fitchburg to convey a certain parcel of land in the city of Fitchburg for watershed purposes (see House, No. 4216) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

Fitchburg,
Dawn M.
Tilly.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the

Bill enacted
(land taking),
yea and nay
No. 220.

Constitution); and on the roll call 155 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 220 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Recess.

Recess.

At twelve minutes after two o'clock P.M., on motion of Mr. Speranzo of Pittsfield (Mr. Petrolati of Ludlow being in the Chair), the House recessed until a quarter before three o'clock; and at nine minutes after three o'clock the House was called to order with Mr. Petrolati in the Chair.

Engrossed Bill — Land Taking.

Needham,
sewer
construction.

The engrossed Bill authorizing the town of Needham to construct and maintain a common sewer through land acquired for conservation purposes (see House, No. 4121) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

Bill enacted
(land taking),
yea and nay
No. 221.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 156 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 221 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

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

Elections.

Mr. Bradley of Hingham moved that the Senate Bill relative to the administration of elections to be held in the year 2008 (Senate, No. 2414, amended), be discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47; and the motion prevailed.

The bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) then was read a third time.

After remarks on the question on passing the bill, as previously amended by the House, to be engrossed, in concurrence, Mr. Jones of North Reading and other members of the House moved to amend it by adding at the end thereof the following section:

"SECTION 15. The sums set forth in this section, for the purposes set forth in this act and subject to the conditions specified under this act, are hereby authorized for expenditure unless specifically designated otherwise, subject to the provisions of law regulating the disbursement of public funds and approval thereof.

1599-XXXX For a reserve for payments to cities and towns to supplement any unexpected costs incurred during fiscal year 2008 as a result of the presidential primary date change pursuant to this act;

provided however, the secretary of state shall certify all costs incurred by such cities and towns prior to repayment from this reserve \$1,000,000".

Mr. Bradley of Hingham thereupon raised a point of order that the amendment offered by the gentleman from North Reading, et als, was improperly before the House for the reason that it went beyond the scope of the pending bill. Point of order.

The Chair (Mr. Petrolati of Ludlow) stated that, although it is appropriate to add provisos to bills, and notwithstanding rulings of previous Speakers regarding the expenditures of state money, the amendment offered by the gentleman from North Reading would, in effect, pay for the municipal elections of 3 communities, and is therefore beyond the scope of the subject-matter before the House; and will be laid aside.

Mr. Hynes of Marshfield then moved to amend the bill in sections 2, 7 and 14, by striking out the following: "February 5" and inserting in place thereof, in each instance, the following: "January 8".

After remarks the amendments were rejected.

Mr. Jones of North Reading and other members of the House moved to amend the bill by adding at the end thereof the following section:

"SECTION 15. Notwithstanding any general or special law to the contrary, any city or town that incurs additional costs due to the provisions of this act shall be eligible for reimbursement by filing with the state secretary; provided however, the state secretary shall certify all costs incurred by such cities and towns prior to repayment and report said costs to the house and senate committees on ways and means."

After debate on the question on adoption of the amendment, the sense of the House was taken by yeas and nays, at the request of Mr. Jones; and on the roll call 19 members voted in the affirmative and 136 in the negative. Amendment rejected,
yea and nay
No. 222.

[See Yea and Nay No. 222 in Supplement.]

Therefore the amendment was rejected.

After debate on the question on passing the bill to be engrossed, in concurrence, the sense of the House was taken by yeas and nays, at the request of Mr. Bradley of Hingham; and on the roll call 137 members voted in the affirmative and 18 in the negative. Bill passed to
be engrossed,
yea and nay
No. 223.

[See Yea and Nay No. 223 in Supplement.]

Therefore the bill was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendments previously adopted by the House.

Mrs. Creedon of Brockton moved that the Senate Bill authorizing the board of selectmen of Easton to lease a certain parcel of land (Senate, No. 2272) be discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47; and the motion prevailed. Easton,
land.

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, in concurrence.

Unemployment
insurance.

Mrs. Walrath of Stow moved that the engrossed Bill relative to sharing of information by the Division of Unemployment Insurance (see House, No. 4157), being a printed copy of Section 17 contained in the engrossed Bill relative to making appropriations for the fiscal year 2008 (see House, No. 4141), which had been returned by His Excellency the Governor with recommendation of amendment (for message, see attachment C of House, No. 4156), be discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47; and the motion prevailed.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the following form:

By striking out all after the enacting clause and inserting in place thereof the following:

“Subsection (c) of section 46 of chapter 151A of the General Laws, as appearing in the 2006 Official Edition, is hereby amended by adding the following clause:—

(7) to the division of health care finance and policy, information under an interagency agreement for the administration and enforcement of sections 6B, 6C and 18B of chapter 118G and for the administration of the fair share employer contribution requirements under section 188 of chapter 149; and to the commonwealth health insurance connector authority, information under an interagency agreement for the administration and enforcement of chapter 111M, chapter 118H, chapter 151F and chapter 176Q.”

The report was accepted.

The amendment recommended by the Governor then was rejected.

Mrs. Walrath of Stow then moved to amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

“Subsection (c) of section 46 of chapter 151A of the General Laws, as appearing in the 2006 Official Edition, is hereby amended by adding the following clause:—

“(7) to the division of health care finance and policy, information under an interagency agreement for the administration and enforcement of sections 6B, 6C and 18B of chapter 118G and for the administration of the fair share employer contribution requirement under section 188 of chapter 149.”

The amendment was adopted. Sent to the Senate for concurrence.

Health Care
Security
Trust Fund.

Mrs. Walrath of Stow moved that the engrossed Bill providing for the transfer of funds from the General Fund to the Health Care Security Trust Fund (see House, No. 5149), being a printed copy of Section 53 contained in the engrossed Bill relative to making appropriations for the fiscal year 2008 (see House, No. 4141), which had been returned by His Excellency the Governor with recommendation of amendment (for message, see attachment E of House, No. 4156), be discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47; and the motion prevailed.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the following form:

By striking out all after the enacting clause and inserting in place thereof the following:

Notwithstanding any general or special law to the contrary, the comptroller shall not less than 10 days after the effective day of this act, transfer \$111,456,757 to the General Fund from the Health Care Security Trust Fund, established in section 1 of chapter 29D of the General Laws.”

The report was accepted.

The amendment recommended by the Governor then was rejected. Sent to the Senate for its action.

Engrossed Bills — Land Takings.

The engrossed Bill authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land in the city of Worcester (see House, No. 4189, amended) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 155 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 224 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill authorizing the town of Duxbury to convey certain land (see House, No. 4098, amended) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 155 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 225 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill relative to certain conservation land in the town of Amherst (see House bill printed as Senate, No. 2247) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

Worcester,
land
conveyance.

Bill enacted
(land taking),
yea and nay
No. 224.

Duxbury,
land
conveyance.

Bill enacted
(land taking),
yea and nay
No. 225.

Amherst,
conservation
land.

Bill enacted
(land taking),
yea and nay
No. 226.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 155 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 226 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Paper from the Senate.

Health care
access.

A report of the committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendments of the House Bill relative to health care access (House, No. 4310), recommending a bill with the same title (Senate, No. 2426), came from the Senate with the endorsement that it had been accepted by said branch.

Under suspension of the rules, on motion of Mrs. Walrath of Stow, the report was considered forthwith.

After remarks on the question on acceptance of the report, in concurrence, the sense of the House was taken by yeas and nays, at the request of the same member; and on the roll call 152 members voted in the affirmative and 2 in the negative.

[See Yea and Nay No. 227 in Supplement.]

Therefore report of the committee of conference was accepted, in concurrence.

Recesses.

Recesses.

At fourteen minutes before six o'clock P.M., on motion of Mr. Donato of Medford (Ms. Kaprielian of Watertown being in the Chair), the House recessed until half past six o'clock; and at that time the House was called to order with Mrs. Harkins of Needham in the Chair.

The Chair (Mrs. Harkins) thereupon declared a further recess subject to the call of the Chair; and at three minutes before seven o'clock the House was called to order with Ms. Kaprielian in the Chair.

Engrossed Bill — Land Taking.

Needham,
Ridge Hill
Reservation.

The engrossed Bill authorizing a change of use of certain conservation land in the town of Needham (see House, No. 4122) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 154 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 228 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill enacted
(land taking),
yea and nay
No. 228.

Engrossed Bill.

The engrossed Bill relative to establishing the Commonwealth Corps (see Senate, No. 2301, amended) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

Commonwealth
Corps.

After remarks on the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays, at the request of Mr. Cabral of New Bedford; and on the roll call (Mr. Petrolati of Ludlow being in the Chair) 127 members voted in the affirmative and 26 in the negative.

Bill enacted,
yea and nay
No. 229.

[See Yea and Nay No. 229 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Reports of Committees.

By Mr. DeLeo of Winthrop, for the committee on Ways and Means, that the Bill relative to the economic development of the Commonwealth (House, No. 4297) ought to pass with an amendment substituting therefor a Bill with the same title (House, No. 4383). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling with the amendment pending.

Economic
development.

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

Under suspension of Rule 7A, on motion of Mr. Walsh of Boston, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

Subsequently, under suspension of the rules, on motion of Mr. Sánchez of Boston, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time.

After debate on the question on passing the bill to be engrossed, the sense of the House was taken by yeas and nays, at the request of the same member; and on the roll call 153 members voted in the affirmative and 0 in the negative.

Bill passed to
be engrossed,
yea and nay
No. 230.

[See Yea and Nay No. 230 in Supplement.]

Therefore the bill (House, No. 4383) was passed to be engrossed. Sent to the Senate for concurrence.

Emergency Measure.

The engrossed Bill relative to the administration of elections to be held in the year 2008 (see Senate, No. 2414, amended), having been certified by the the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Elections.

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 52 to 2. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the Senate) was put upon its final passage.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays, at the request of Mr. Atsalis of Barnstable; and on the roll call 136 members voted in the affirmative and 17 in the negative.

[See Yea and Nay No. 231 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Engrossed Bills — Land Takings.

The engrossed Bill authorizing the town of Lunenburg to exchange certain land (see Senate, No. 1145) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 153 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 232 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill authorizing the Commissioner of the Division of Capital Asset Management and Maintenance to convey certain land to Sullivan McLaughlin, Inc. (see House, No. 4186, amended) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 153 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 233 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Reports of Committees.

By Mr. DeLeo of Winthrop, for the committee on Ways and Means, that the Bill to promote veterans benefits (Senate, No. 2397) ought to pass. 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 Rule 7A, on motion of Mr. Verga of Gloucester, the bill was read a second time forthwith; and it was ordered to a third reading.

Bill passed to be enacted, yea and nay No. 231.

Lunenburg, land conveyance.

Bill enacted (land taking), yea and nay No. 232.

Sullivan McLaughlin Companies, Inc.

Bill enacted (land taking), yea and nay No. 233.

Veterans benefits.

Subsequently, under suspension of the rules, on further motion of the same member, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time.

On the question on passing the bill to be engrossed, in concurrence, the sense the sense of the House was taken by yeas and nays, at the request of the same member; and on the roll call 153 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 234 in Supplement.]

Therefore the bill was passed to be engrossed, in concurrence.

Emergency Measure.

The engrossed Bill allowing for the continued use of state-owned property for fishing, boating and tourism purposes on the Congamond Lakes in the town of Southwick (see Senate, No. 2248, 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.

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 36 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 Senate) was put upon its final passage.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 153 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 235 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Engrossed Bill — Land Taking.

The engrossed Bill authorizing the Division of Capital Asset Management and Maintenance to exchange land held for conservation and recreation purposes with the Nye Family of America Association, Inc (see Senate, No. 2210) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 153 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 236 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill passed to be engrossed, yea and nay No. 234.

Congamond Lakes, Southwick.

Bill enacted (land taking), yea and nay No. 235.

Sandwich, Nye Family land.

Bill enacted (land taking), yea and nay No. 236.

Report of a Committee.

Home
ownership.

By Mr. Mariano of Quincy, for the committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendment of the House Bill protecting and preserving home ownership (House, No. 4306, amended), reported recommending a bill with the same title (House, No. 4387).

Under suspension of the rules, on motion of the same member, the report (having been approved by the committee on Bills in the Third Reading) was considered forthwith.

After debate on the question on acceptance of the report of the committee of conference, the sense of the House was taken by yeas and nays, at the request of Mr. Mariano; and on the roll call 150 members voted in the affirmative and 3 in the negative.

[See Ye and Nay No. 237 in Supplement.]

Therefore the report of the committee of conference was accepted. The report then was sent to the Senate for concurrence.

Motion to Suspend Rule 1A.

Report of
committee of
conference
accepted,
yea and nay
No. 237.

Suspension
of Rule 1A.

The Chair (Mr. Donato of Medford) then placed before the House the question on suspension of Rule 1A in order that the House might continue to meet beyond the hour of nine o'clock P.M.

On the question on suspension of Rule 1A, the sense of the House was taken by yeas and nays, as required under the provision of said rule; and on the roll call 126 members voted in the affirmative and 26 in the negative.

[See Ye and Nay No. 238 in Supplement.]

Therefore Rule 1A was suspended.

Rule 1A
suspended,
yea and nay
No. 238.

Paper from the Senate.

Veterans
benefits.

A Bill relative to fuel and shelter benefits for veterans (Senate, No. 2129) (on House, No. 3170), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

By Mr. DeLeo of Winthrop, for said committee, then reported that the bill ought to pass with an amendment substituting therefore a Bill making an appropriation for the fiscal year 2008 to provide supplemental funding for veterans energy assistance program (House, No. 4388). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment pending.

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. Verga of Gloucester, the bill was read a second time forthwith.

After remarks the amendment recommended by the committee on Ways and Means was adopted.

After remarks on the question on ordering the substituted bill to a third reading, the sense of the House was taken by yeas and nays, at the request of Mr. Naughton of Clinton; and on the roll call 151 members voted in the affirmative and 0 in the negative.

[See Ye and Nay No. 239 in Supplement.]

Therefore the substituted bill (House, No. 4388) was ordered to a third reading.

Bill ordered
to a third
reading,
yea and nay
No. 239.

Engrossed Bill — Land Taking.

The engrossed Bill authorizing the board of selectmen of Easton to lease a certain parcel of land (see Senate, No. 2272) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 150 members voted in the affirmative and 0 in the negative.

[See Ye and Nay No. 240 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Easton,
land
conveyance.

Bill enacted
(land taking),
yea and nay
No. 240.

Emergency Measures.

The engrossed Bill removing an agricultural preservation restriction in the town of Raynham known as the Borden Colony (see House, No. 26, 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.

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 55 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), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon upon its final passage.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 151 members voted in the affirmative and 0 in the negative.

[See Ye and Nay No. 241 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Raynham,
Borden
Colony.

Bill enacted
(land taking),
yea and nay
No. 241.

The engrossed Bill authorizing the sale of a certain parcel of land in the city of Waltham to said city (see House, No. 4342), 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.

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 43 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 put upon its final passage.

Waltham,
land.

Bill enacted
(land taking),
yea and nay
No. 242.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 151 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 242 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Engrossed Bill — Land Taking.

Reading,
land
restriction.

The engrossed Bill releasing certain land in the town of Reading from the operation of a restriction on land (see House, No. 4384) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

Bill enacted
(land taking),
yea and nay
No. 243.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 151 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 243 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Emergency Measures.

Health Care
Security
Trust Fund.

The engrossed Bill providing for the transfer of funds from the General Fund to the Health Care Security Trust Fund (see House, No. 4159), 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.

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 38 to 0. Sent to the Senate for concurrence.

Bill
re-enacted.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) (which had been returned by His Excellency the Governor with recommendation of amendment) was passed to be re-enacted, without amendment; and it was signed by the acting Speaker and sent to the Senate.

Lynda
Meho,
sick leave.

The engrossed Bill establishing a sick leave bank for Lynda Graham-Meho, an employee of the Department of Public Health (see House, No. 4304), 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.

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 4 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.

The engrossed Bill to promote veterans benefits (see Senate, No. 2397), 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.

Veterans
benefits.

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 13 to 0. Sent to the Senate for concurrence.

The engrossed Bill authorizing the transfer of the former Fisher Hill Reservoir in the town of Brookline (see House, No. 4343, 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.

Fisher Hill
Reservoir.

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 27 to 0. Sent to the Senate for concurrence.

The engrossed Bill authorizing the Division of Capital Asset Management and Maintenance to exchange certain land in the town of Needham (see House, No. 4367), 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.

Needham,
land
exchange.

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 14 to 0. Sent to the Senate for concurrence.

Engrossed Bills.

Engrossed bills

Further regulating health care access (see Senate, No. 2426) (which originated in the Senate); and

Bills
enacted.

Designating a certain bridge in the town of Hinsdale as the Hinsdale Veterans Memorial Bridge (see House, No. 3504, changed and 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.

Orders of the Day.

Mr. Donato of Medford being in the Chair,—

House bills

Relative to the Ipswich affordable housing trust fund (House, No. 4072) (its title having been changed by the committee on Bills in the Third Reading); and

Ipswich,
housing.

Abandoned
vessels.

Relative to abandoned vessels (House, No. 4188);
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.

Blackstone-
Millville
Regional
School
District.

The House Bill relative to the use of certain bonds by the Blackstone-Millville Regional School District (printed as Senate, No. 2246) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time.

Pending the question on passing the bill to be engrossed, Ms. Callahan of Sutton moved to amend it by substitution of a bill with the same title (House, No. 4389), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Mr. DiMasi of Boston,—

Next
sitting.

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

Accordingly, without further consideration of the remaining matters in the Orders of the Day at three minutes after ten o'clock P.M., on motion of Mr. Scaccia of Boston (Mr. Donato of Medford being in the Chair), the House adjourned, to meet tomorrow at eleven o'clock A.M., in an Informal Session.