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Massachusetts House Journal, 11/17/2009

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Massachusetts House Journal, November 17, 2009

Tuesday, November 17, 2009
Massachusetts House of Representatives
2009 Regular Session

Met according to adjournment, at eleven o'clock Aç, with Mrç 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)ç

Prayer was offered by the Reverend Robert Fç Quinn, C

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 dayç 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 decisionsç 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 usç May we, as elected leaders be concerned with both current public policy issues and policies which will impact future generationsç 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 friendlyç

Grant Your blessings to the Speaker, the members and employees of this House and their familiesç Amenç

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

Appointments of the Minority Leaderç

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 Commonwealthç

Resolutionsç

Resolutions (filed with the Clerk by Mrsç Poirier of North Attleborough) congratulating Max and Marion Vol-

terra on the occasion of their being named the 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:

Mrø Binienda of Worcester, for said committee, reported, that the resolutions ought to be adoptedø Under suspension of the rules, on motion of Mrø 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 adoptedø

Petitions

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

Papers from the Senateø

The House Bill providing for saltwater fishing licenses (House, Noø 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 2200ø

Under suspension of Rule 35, on motion of Mrø 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 concurrenceø

A petition of Thomas Pø Kennedy and Christine Eø 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 Serviceø

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, Noø 2209) was referred, in concurrence, to the committee on Public Serviceø

Reports of Committeesø

By Mrø 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 Aø Costello for legislation to establish a sick leave bank for Anne Smith, an employee of the Department of Revenue;

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

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

Severally to the committee on Public Serviceø

Under suspension of the rules, on motion of Mrø Hill of Ipswich, the reports were considered forthwithø Joint Rule 12 then was suspended, in each instanceø Severally sent to the Senate for concurrenceø

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

“SECTION 1A~~ç~~ 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~~ç~~”~~ç~~)

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

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

By Mr~~ç~~ 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~~ç~~ 4257)~~ç~~

By the same member, for the same committee, on House, No~~ç~~ 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~~ç~~ 4345)~~ç~~

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

By Mr~~ç~~ 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~~ç~~ 2032) [Local Approval Received~~ç~~]; and

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~~ç~~ 4189) [Local Approval Received~~ç~~];

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

To require engine coolant in anti-freeze to contain a **bittering** agent so as to render it unpalatable (House, No~~ç~~ 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~~ç~~ 4296) [[Local Approval Received~~ç~~];

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

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

Relative to establishing a sick leave bank for Christopher Sandiford (House, Noç 4333)ç

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

By Mrç 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)ç Read; and referred, under Rule 7A, to the committee on Steering, Policy and Schedulingç

Mrç Kafka of Stoughton, for said committee, reported that the matter be scheduled for consideration by the Houseç

Engrossed Billsç

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, Noç 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 Senateç

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, Noç 2049);

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, Noç 2063);

Relative to the lease of property at Sandwich High School (see Senate, Noç 2075);

(Which severally originated in the Senate); and

Providing for saltwater fishing licenses (see House, Noç 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 Senateç

Recessç

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

Motion to Discharge Certain Matters in the Orders of the Dayç

The House Bill establishing the Sherwood Forest Lake District (House, Noç 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 Mrç Donato of Medford; and it was read a third time and passed to be engrossedç Sent to the Senate for concurrenceç

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, Noç 4267), was discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47, on motion of Mrç Rosa of Leominster; and it was read a second time and ordered to a third readingç

Orderç

On motion of Mrç DeLeo of Winthrop,--

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

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

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