

## JOURNAL OF THE HOUSE.

Tuesday, October 21, 2008.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

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

Prayer.

Gracious God, we believe that we can depend upon You for guidance as we address the items on our legislative and personal agenda for the day. With Your assistance we try, to the best of our ability, to keep all public policy, legislative issues and personal decisions in clear focus and in proper perspective. With a vast amount of data, information and proposals to meet the governmental needs of the moment, grant us the wisdom and the patience to seek the truth as well as the bottom line in our search for the correct answers. Teach us to be open to the positive and responsible suggestions of constituents and colleagues. In this era of worldwide political and economic uncertainty, inspire us to be leaders who build confidence in the minds of the people who depend upon our mature legislative and administrative decisions.

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

Pledge of allegiance.

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

### Resolutions.

Mary Digirolamo.

Resolutions (filed with the Clerk by Mr. Miceli of Wilmington) congratulating Mary Digirolamo on the occasion of her one hundredth birthday, were referred, under Rule 85, to the committee on Rules.

Mr. Scaccia of Boston, for the committee on Rules, then reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Linsky of Natick, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

### Communications.

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Housing and Shelter Alliance.

From the Massachusetts Housing and Shelter Alliance detailing the implementation of the Home & Healthy for Good pilot program; and

Executive Office of Transportation.

From the Executive Office of Transportation (under the provisions of items 6000-0100 and 6010-0001 of Chapter 61 of the Acts of 2007) submitting copies of several quarterly and special reports, including STIP funding, Chapter 90 PWED fund and certain payroll reports;

Severally were placed on file.

### Annual and Special Reports.

Annual report of the Public Employee Retirement Administration Commission (PERAC) (under paragraph (a) of subsection 5 of section 21 of Chapter 32 of the General Laws) for the year ending December 31, 2007;

PERAC, annual report.

Semi-annual report of the Insurance Fraud Bureau (under the provisions of Section 1(k) of Chapter 338 of the Acts of 1990, as most recently amended by Section 5 of Chapter 279 of the Acts of 2002) relative to insurance fraud referrals and disposition through June 30, 2008;

Insurance Fraud Bureau.

Quarterly report of the Department of Higher Education on the Massachusetts, Science, Technology & Engineering Grant Fund (the STEM Pipeline Fund);

Department of Higher Education.

#### Reports

Of the Health Insurance Connector Authority (under Section 43 of Chapter 205 of the Acts of 2007) submitting an analysis of the cost and feasibility of allowing employees who are offered employer-sponsored insurance ("ESI") and who would otherwise be eligible for Commonwealth Care, to participate in Commonwealth Care;

Health Insurance Connector.

Of the Division of Health Care Finance and Policy (under the provisions of section 127 of Chapter 58 of the Acts of 2006) submitting a comprehensive review of mandated health benefits in effect on January 1, 2006; and

Mandated health benefits.

Of the Division of Health Care Finance and Policy (pursuant to the provisions of section 38C of Chapter 3 of the General Laws) analyzing the impact of House, No. 4423, An Act relevant to mental health parity;

Mental health parity.

Of the Special Commission (established pursuant to section 82 of Chapter 61 of the Acts of 2007 and most recently revived and continued under section 15 of Chapter 228 of the Acts of 2007) to make an investigation and study relative to the Commonwealth's liability for paying retiree health care and other nonpension employee benefits;

Retirees, pension benefits.

Severally were placed on file.

### Report of a Committee.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the House Bill establishing a sick leave bank for Claire Smallcomb, an employee of Suffolk Superior Court (House, No. 5110) be scheduled for consideration by the House.

Claire Smallcomb, sick leave.

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

### Recess.

At six minutes after eleven o'clock A.M., on motion of Mr. Garbally of Arlington (Mr. Donato of Medford being in the Chair), the House recessed until the hour of two o'clock P.M.; and at that time the House was called to order with Mr. Donato in the Chair.

Recess.

*Orders of the Day.*

Westwood,  
alcoholic  
beverages.

The engrossed Bill authorizing the town of Westwood to grant a license for the sale of wines and malt beverages not to be drunk on the premises at a food store (see House, No. 4832), which had previously been put upon its final passage, was considered.

Pending the question being on passing the bill to be enacted, Mr. Galvin of Canton moved that further consideration thereof be postponed until after disposition of the remaining matters in the Orders of the Day.

Quorum.

Pending the question on the motion to postpone, Mr. McMurtry of Dedham asked for a count of the House to ascertain the presence of a quorum.

A quorum not being present, under the provisions of Rule 82, the Chair (Mr. Donato of Medford), at eight minutes after two o'clock P.M., declared an adjournment of the House until tomorrow at eleven o'clock A.M., in an Informal Session.