

JOURNAL OF THE HOUSE.

Thursday, February 11, 2010.

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. Eternal God, upon Whom we depend for our daily material and spiritual needs, we take a couple of moments at the beginning of today's session to turn our attention to You, Our Creator. We pray for Your gifts of knowledge and wisdom which enable us to understand legislative issues more clearly and to make prudent decisions. This weekend, we celebrate a national holiday, Presidents' Day, on which we honor our former presidents. On Monday, we recognize in a special manner Presidents Washington and Lincoln. These two noble men, who in their time of crisis and chaos, offered their lives to win and to keep our independence and freedom as a nation. May we as a society continue to recognize and to imitate their courage, moral integrity, the steadfastness of spirit, lofty ideals and the dedication to the dignity and rights of all.

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

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.

Message from the Governor.

Small businesses,— job creation. A message from His Excellency the Governor recommending legislation relative to providing for job creation by small businesses (House, No. 4490) was filed in the office of the Clerk on the previous day.

The message was read; and it was referred, under Rule 30, as follows:

So much as relates to sections 53 to 62, inclusive, to the committee on Community Development and Small Business;

So much as relates to sections 4 to 23, inclusive, to the committee on Economic Development and Emerging Technologies;

So much as relates to sections 24 to 31, inclusive, to the committee on Health Care Financing;

So much as relates to sections 32 to 52, inclusive, to the committee on Labor and Workforce Development;

So much as relates to section 3 to the committee on Revenue; and

So much as relates to sections 1 and 2A to the committee on State Administration and Regulatory Oversight.

Sent to the Senate for concurrence.

Resolutions.

Resolutions (filed with the Clerk by Ms. Polito of Shrewsbury) congratulating the members of the Saint Casimir's Lithuanian Church on their celebration of the ninety-second anniversary of Lithuanian Independence Day, were referred, under Rule 85, to the committee on Rules. Saint Casimir's Lithuanian Church.

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

Paper from the Senate.

A Bill establishing a sick leave bank for Lila Kate Smith, an employee of the Department of Developmental Services (Senate, No. 2243) (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. Lila Kate Smith,— sick leave.

Reports of Committees.

By Mr. Honan of Boston, for the committee on Housing, on a petition, a Bill relative to the Department of Housing and Community Development (House, No. 1217). Housing production report.

By the same member, for the same committee, on a petition, a Bill establishing an advisory commission on condominiums (House, No. 1239). Condominium commission.

By the same member, for the same committee, on a petition, a Bill excluding payments for foster care in computing rent and determining eligibility for subsidized housing (House, No. 3576). Subsidized housing eligibility.

By Mr. Donato of Medford, for the committee on Municipalities and Regional Government, on a petition, a Bill relative to the enhanced disposition of surplus motor vehicles owned by the Commonwealth or authorities established by the state (House, No. 1966). Surplus vehicles,— disposition.

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

By Mr. Honan of Boston, for the committee on Housing, on a petition, a Bill providing for nonsmoking units in elderly housing (House, No. 1181). Elderly housing,— smoking.

By the same member, for the same committee, on a petition, a Bill relative to the determination of condominium common area interest (House, No. 1235). Condominium,— common areas.

By the same member, for the same committee, on a petition, a Bill creating smoke free elderly housing units in the commonwealth (House, No. 1243). Elderly housing,— smoking.

By Mr. Donato of Medford, for the committee on Municipalities and Regional Government, on a petition, a Bill authorizing the town of Cohasset to use a certain parcel of water supply land for general municipal purposes (House, No. 1132) [Local Approval Received]. Cohasset,— land.

Municipalities,—
ADA
compliance. By the same member, for the same committee, on a petition, a Bill relative to providing funds for ADA compliance in cities and town (House, No. 1965).

Security
posting. By the same member, for the same committee, on a petition, a Bill requiring the posting of security for the seizure and impoundment of animals (House, No. 1969, changed in line 1 by striking out the word “adding” and inserting in place thereof the following: “striking out section 104 and inserting in place thereof”, and in line 41 by striking out the word “may” and inserting in place thereof the word “shall”).

At-risk
dogs. By the same member, for the same committee, on a petition, a Bill relative to at risk dogs (House, No. 1977).

Dennis,—
borrowing. By the same member, for the same committee, on a petition, a Bill authorizing the treasurer of the town of Dennis to borrow in anticipation of reimbursement from betterments assessed (House, No. 4244) [Local Approval Received].

Brewster,—
water
commission. By the same member, for the same committee, on a petition, a Bill relative to the Brewster Board of Water Commissioners (House, No. 4279) [Local Approval Received].

Groton,—
revenues. By the same member, for the same committee, on a petition, a Bill authorizing the use of revenues from the Groton Sewer Enterprise Fund (House, No. 4354) [Local Approval Received].

Groton,—
charter. By the same member, for the same committee, on a petition, a Bill to amend the charter for the town of Groton (House, No. 4355) [Local Approval Received].

Westport,—
lease. By the same member, for the same committee, on a petition, a Bill authorizing the town of Westport to lease a portion of the Westport Town Farm to the Trustees of Reservations (House, No. 4368) [Local Approval Received].

West
Boylston,—
building
fund. By the same member, for the same committee, on a petition, a Bill authorizing the town of West Boylston to establish a municipal building fund and a municipal building committee (House, No. 4390) [Local Approval Received].

Freetown,—
treasurer. By the same member, for the same committee, on a petition, a Bill relative to the position of appointed treasurer-collector in the town of Freetown (House, No. 4415) [Local Approval Received].

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

Engrossed bill.

Olivia
Mulhall,—
sick leave. The engrossed Bill establishing a sick leave bank for Olivia Mulhall, an employee of the Trial Court (see House, No. 4361), 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 6 to 0. Sent to the Senate for concurrence.

Orders of the Day.

The Senate Bill designating a certain bridge in the towns of Orange and Wendell as the Franklin County Purple Heart Memorial Bridge (Senate, No. 1890), 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. Third reading bill.

The House Bill relative to assault and battery on health care providers (House, No. 1696) was read a second time; and it was ordered to a third reading. Second reading bill.

The House Bill relative to insurance benefits of organ transplant recipients (House, No. 4328) was read a third time. Organ transplants.

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

Pending the question on passing the bill to be engrossed, Ms. Clark of Melrose moved to amend it by substitution of a Bill relative to organ and tissue donation and transplantation (House, No. 4491), 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. DeLeo of Winthrop,—
Ordered. That when the House adjourns today, it adjourn to meet on Tuesday next at eleven o'clock A.M. Next sitting.

At thirteen minutes before twelve o'clock noon, on motion of Mr. Peterson of Grafton (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Tuesday at eleven o'clock A.M., in an Informal Session.