

JOURNAL OF THE HOUSE.

Wednesday, November 10, 2010.

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

At the request of the Chair (Ms. Reinstein), the members, guests and employees joined with her in reciting the pledge of allegiance to the flag. Pledge of allegiance.

Communication.

A communication from the Human Resources Division of the Executive Office for Administration and Finance (under the provisions of Section 25 of Chapter 31 of the General Laws) submitting a list of certain public safety fire promotional lists which have been revoked by the Personnel Administrator as of November 1, 2010, was placed on file. Civil service lists.

Resolutions.

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

Resolutions (filed by Mr. Vallee of Franklin) recognizing John R. Padula on the occasion of his final night as "The Voice of the Franklin Panthers" after forty-five years; John R. Padula.

Resolutions (filed by Ms. Balsler of Newton and other members of the House) commemorating the celebration of Chanukah 2010; Chanukah.

Resolutions (filed by Mr. Brownsberger of Belmont) on the occasion of celebrating the fifty-year service of Rev. Alfa J. Radford; Alfa J. Radford.

Resolutions (filed by Mr. Fagan of Taunton) congratulating Steve Hanna on the occasion of his retirement; Steve Hanna.

Resolutions (filed by Mr. Fernandes of Milford) congratulating Robert John Nealon on earning the Eagle Scout Award; Robert John Nealon.

Resolutions (filed by Mr. Kafka of Stoughton) congratulating Eric S. Zandrow of Sharon Boy Scout Troop 95 on receiving the Eagle Award of the Boy Scouts of America; and Eric S. Zandrow.

Resolutions (filed by Representatives Smola of Palmer and Gobi of Spencer) commending Gilbert "Gibby" Michael St. George-Sorel on his dedication to the town of Ware on the occasion of his retirement from his position as the Superintendent of Public Works; Gilbert Michael St. George-Sorel.

Mr. Binienda of Worcester, 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.

Papers from the Senate.

The House Bill authorizing the town of Danvers to grant an additional license for the sale of wines and malt beverages (House, No. 4816) came from the Senate passed to be engrossed, in concurrence, with an Danvers,—alcoholic beverages.

Danvers,—
alcoholic
beverages.

amendment in section 1, in line 4, striking out the following “Edward Penta d/b/a” and in line 4 by inserting after the word “Shop” the following “— North, Inc.”.

Under suspension of Rule 35, on motion of Mr. Speliotis of Danvers, 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.

Id.

The House Bill authorizing the town of Danvers to grant an additional license for the sale of wines and malt beverages (House, No. 4817) came from the Senate passed to be engrossed, in concurrence, with an amendment in section 1, in line 4, striking out the following “Dean Souza d/b/a”.

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

The committee on Bills in the Third Reading reported recommending that the House concur with the Senate in its amendments with a further amendment in line 4 by inserting after the word “Shop”, the following: “, Inc.”. The further amendment was adopted.

The House then concurred with the Senate in its amendments, as amended. Sent to the Senate for concurrence in the further amendment.

Francis
Bedard,—
sick leave
bank.

A Bill establishing a sick leave bank for Francis Bedard, an employee of the Department of Correction (Senate, No. 2648) (on Senate, No. 2640), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Reports of Committees.

Tanya
Robideau,—
sick leave
bank.

By Mr. Binienda of 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 petition of Kate Hogan for legislation to establish a sick leave bank for Tanya Robideau, and employee of the Department of Correction. Under suspension of the rules, on motion of Mr. Pedone of Worcester, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service. Sent to the Senate for concurrence.

Public Safety
and
Homeland
Security,—
study.

By Mr. Costello of Newburyport, for the committee on Public Safety and Homeland Security, on House, Nos. 33, 35, 44, 47, 48, 49, 50, 2189, 2190, 2191, 2192, 2194, 2195, 2196, 2197, 2198, 2200, 2202, 2203, 2207, 2210, 2212, 2216, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2230, 2231, 2233, 2242, 2243, 2246, 2247, 2248, 2249, 2250, 2253, 2254, 2255, 2256, 2257, 2258, 2260, 2262, 2263, 2264, 2265, 2267, 2268, 2269, 2270, 2271, 2276, 2277, 2280, 2282, 2284, 2287, 2289, 2290, 2291, 2294, 2297, 2298, 2299, 2300, 2302, 2303, 2305, 3224, 3297, 3330, 3368, 3481, 3601, 3602, 3724, 3925, 3926 and 4332, an Order relative to authorizing the committee on Public Safety and Homeland Security to make an

investigation and study of a certain House documents concerning firefighters, license to carry weapons, hunting and other public safety issues (House, No. 5066).

Nos. 3153, 3156, 3162, 3163, 3169, 3170, 3178, 3186, 3207, 3211, 3227, 3229, 3231, 3234, 3241, 3252, 3255, 3256, 3264, 3270, 3271, 3273, 3281, 3284, 3292, 3296, 3298, 3299, 3304, 3315, 3317, 3322, 3328, 3333, 3340, 3342, 3343, 3344, 3348, 3351, 3353, 3358 and 3370, an Order relative to authorizing the committee on Transportation to make an investigation and study of certain House documents concerning motor vehicle registration plates, the Massachusetts Bay Transportation Authority and other transportation issues (House, No. 5063).

Transportation,—
study.

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Subsequently, Mr. Binienda of Worcester, for said committees, reported, in each instance, asking to be discharged from further consideration of the orders; and recommending that the same severally be referred to the House committee on Rules.

Under Rule 42, the reports severally were considered forthwith; and they were accepted.

By Mr. Walsh of Lynn, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill designating a certain courtroom in the Marlborough District Courthouse as the Jonathan Brant Courthouse (House, No. 5061). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Marlborough,—
courthouse.

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

A Bill exempting the position of deputy chief of police in the city of Somerville from the provisions of civil service law (Senate, No. 2263), was discharged from its position in the Orders of the Day, under suspension of Rule 47, on motion of Mr. Pedone of Worcester. 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.

Somerville,—
deputy police
chief.

The following bills (having been reported by the committee on Bills in the Third Reading to be correctly drawn) were discharged from their position in the Orders of the Day and read a third time forthwith, under suspension of the rules, in each instance, on motion of Mr. Pedone of Worcester:

Further regulating the issuance of firearm identification cards and licenses to carry firearms (House, No. 2229); and

Firearm identification cards.

Relative to certain members of the Cambridge retirement system (House, No. 4280).

Mary Ellen
Galante and
Valerie
Ososky.

Severally were passed to be engrossed. Severally sent to the Senate for concurrence.

The Senate Bill relative to the estate of homestead (Senate, No. 2406), reported by the committee on Bills in the Third Reading to be correctly

Homestead
protection.

Homestead
protection.

drawn, was discharged from its position in the Orders of the Day and read a third time forthwith, under suspension of the Rule 47, on motion of Mr. Pedone of Worcester.

Pending the question on passing the bill to be engrossed, in concurrence, Mr. Scaccia of Boston moved to amend it by adding the following section:

"SECTION 4. All lending institutions shall notify all existing mortgages holders with a written notice of the right to declare a homestead exemption. The notice shall include, but not be limited to, a summarization of the difference between an automatic homestead exemption and the declared homestead exemption available under chapter 188 of the General Laws. Each existing mortgagor shall acknowledge receipt of this written notice in writing."

The amendment was adopted; and the bill was passed to be engrossed, in concurrence. The bill (Senate, No. 2406, amended) then was sent to the Senate for concurrence in the amendment.

Emergency Measure.

Patrick
Cuervels.

The engrossed Bill establishing a sick leave bank for Patrick Cuervels, an employee of the Trial Court (see House, No. 5046), 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 8 to 0. Sent to the Senate for concurrence.

Bill
enacted.

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 Senate to the Senate.

Engrossed Bills.

Bill
re-enacted.

The engrossed Bill authorizing property tax exemption for certain small sheds and outbuildings in the town of Carver (see Senate, No. 2255, amended) (which originated in the Senate) (which had been returned by His Excellency the Governor with recommendation of amendment), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be re-enacted, in its amended form; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

The engrossed Bill relative to water company meters (see Senate, No. 1486) (which originated in the Senate), 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.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

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

At eleven minutes before twelve o'clock noon, on motion of Ms. Benson of Lunenburg (Ms. Reinstein of Revere being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.