

JOURNAL OF THE HOUSE.

Thursday, January 3, 2013.

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).

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. Pledge of
allegiance.

Resolutions.

Resolutions (filed with the Clerk) were considered, under suspension of the rules, in each instance, on motion of Mr. Kafka of Stoughton, and they were adopted, as follows:

Resolutions (filed by Ms. Hogan of Stow) congratulating Christopher Allen Cole on achieving the rank of Eagle Scout with the Boy Scouts of America; and Christopher
Allen Cole.

Resolutions (filed by Messrs. Kafka of Stoughton and Galvin of Canton) congratulating Nolan David Fraine of Boy Scout Troop 516 on earning the Eagle Scout Award. Nolan
David
Fraine.

Order.

An order (filed this day with the Clerk by Mr. DeLeo of Winthrop) was considered forthwith, under suspension of the rules, on motion of Mr. Timilty of Milton; and it was adopted, as follows:

Ordered, That, there shall be a temporary committee on Rules on the part of the House to consist of 11 members, 8 of whom shall be appointed by the Speaker and 3 of whom shall be appointed by the Minority Leader, provided that appointments made to such committee shall not be subject to the provisions of House Rules 18 and 18A; and provided further that when constituted in such a manner said committee shall be authorized to perform the duties of the committee on Rules of the House. Temporary
Rules
committee.

The temporary committee on Rules on the part of the House shall be authorized to meet jointly with the temporary committee on Rules on the part of the Senate; and, when constituted in such manner, shall be authorized to perform the duties of the committees on Rules of the two branches, acting concurrently.

The temporary committee on Rules shall be authorized to utilize joint and House committee resources of the various committees having expertise in the subjects referred to them.

The temporary committee on Rules shall cease to exist upon the appointment of the permanent committee on Rules.

Special Communication.

The following communication, together with the returns of the votes and schedules therein referred to, was received from the Secretary of the Commonwealth, to wit:—

January 3, 2013.

To the Honorable House of Representatives:

Secretary of the Commonwealth,—returns of votes.

I have the honor to lay before you the returns of votes cast at the election held in this Commonwealth on the sixth day of November, 2012, for Councillors in the several districts, together with schedules showing the number of ballots which appear to have been cast for each person voted for.

These returns have been duly canvassed by the Governor and Council, and are now transmitted for examination by the House of Representatives as required by the Constitution and General Laws.

Very truly yours,

WILLIAM FRANCIS GALVIN,
Secretary of the Commonwealth.

The communication was placed on file.

Paper from the Senate.

An order, having been adopted by the Senate, was considered forthwith, under suspension of the rules, on motion of Mr. Binienda of Worcester, as follows:

Temporary Joint Rules.

Ordered, That the joint rules of last session be observed as the temporary Joint Rules of the two branches for the present General Court.

Pending the question on adoption of the order, in concurrence, the same member moved to amend it by adding after the word “Court” the words “, until the adoption of permanent Joint Rules”; and the amendment was adopted.

The order, as amended, then was adopted, in concurrence. Sent to the Senate for concurrence in the amendment.

Recess.

At sixteen minutes after eleven o’clock A.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed until twenty minutes before twelve o’clock noon; and at that time the House was called to order with Mr. Donato in the Chair.

A committee of the Senate, consisting of Senators Richard T. Moore of Worcester and Norfolk, Petruccelli of Suffolk and Middlesex, Rodrigues of First Bristol and Plymouth, Brownsberger of Second Suffolk and Middlesex and Ross of Norfolk, Bristol and Middlesex, was admitted, whereupon Senator Moore, for said committee, transmitted an order which had been adopted by the Senate, as follows:

Committee to canvas votes for Councillors.

Ordered, That a joint committee to consist of members of the Senate and the House of Representatives be appointed for the purpose of canvassing the votes for Councillors in the several districts.

The order then was adopted, in concurrence.

Representatives Kafka of Stoughton, Binienda of Worcester and Wong of Saugus then were joined with the committee of the Senate.

Subsequently a report of said committee, having been noted in the Journal of the senate, was read for the information of the House; and it

was accepted. The order then was returned to the Senate to be placed on file.

An order, having been adopted by the Senate, was considered forthwith; and it was adopted, in concurrence, as follows:

Ordered, That the Secretary of the Commonwealth give notice to His Excellency the Governor that Oliver P. Cipollini of Fall River, Robert L. Jubinville of Milton, Marilyn M. Petitto Devaney of Watertown, Christopher A. Iannella, Jr., of Boston, Eileen R. Duff of Gloucester, Terrence W. Kennedy of Lynnfield, Jennie L. Caissie of Oxford and Michael J. Albano of Longmeadow have been duly elected and qualified as Councillors to advise him in the Executive part of the government.

Secretary to notify Councillors.

Pursuant to assignment, at three minutes before twelve o'clock noon, the two branches met in

Joint Session.

CONVENTION.

in the Chamber of the House of Representatives, for the purpose of administering the oath of office to the several Councillors-elect, and were called to order by the Honorable Therese Murray, President of the Senate.

Order Adopted.

On motion of Mr. Rodrigues,—

Ordered, That a committee be appointed to consist of members of the Senate and the House of Representatives to wait upon the Governor, the Lieutenant-Governor and the several Councillors-elect and inform them that the two branches of the General Court are now in convention for the purpose of administering oaths to the several Councillors-elect required to qualify them for the discharge of the duties of their offices.

Notify Governor.

Senators Rosenberg of Hampshire, Franklin and Worcester, Richard T. Moore of Worcester and Norfolk, Petruccelli of Suffolk and Middlesex, O'Connor Ives of Essex and Tarr of Essex and Middlesex were appointed the committee on the part of the Senate; Representatives Kafka of Stoughton, O'Flaherty of Chelsea and Wong of Saugus were appointed the committee on the part of the House.

Subsequently, Mr. Rosenberg, for the said committee, reported that the Governor, Lieutenant-Governor and the Councillors-elect were duly notified.

At sixteen minutes past twelve o'clock noon, the Governor, the Lieutenant-Governor, the Councillors-elect, Steven Grossman, Treasurer and Receiver-General, and Suzanne M. Bump, Auditor of the Commonwealth, entered the Chamber, under the escort of the Sergeant-at-Arms.

Governor, Councillors-elect, et al arrive.

Before the President of the Senate, and in the presence of the two Houses of Assembly, the oaths and affirmations of office were then administered to, and subscribed by Oliver P. Cipollini, Jr. of Barnstable, Robert L. Jubinville of Milton, Marilyn M. Petitto-Devaney of Watertown, Christopher A. Iannella, Jr., of Boston, Eileen R. Duff of Gloucester, Terrence W. Kennedy of Lynnfield, Jennie L. Caissie of Oxford, and Michael J. Albano of Longmeadow, as Councillors, at eight minutes past twelve o'clock noon.

Executive Councillors,—oath of office.

Withdrawal
from
Chamber.

His Excellency the Governor, His Honor the Lieutenant Governor, the Constitutional Officers and the Honorable Executive Council then withdrew from the Joint Session, under the escort of the Sergeant-at-Arms.

On motion of Mr. Richard T. Moore, at sixteen minutes past twelve o'clock noon, the Convention of the Two Branches was dissolved; and the Senate withdrew from the Joint Session, under the escort of the Sergeant-at-Arms.

Orders.

On motion of Mr. O'Flaherty of Chelsea,—

Governor
notified of
Councillors'
qualification.

Ordered, That the Secretary of the Commonwealth give notice to His Excellency the Governor that Oliver P. Cipollini of Fall River, Robert L. Jubinville of Milton, Marilyn M. Petitto Devaney of Watertown, Christopher A. Iannella, Jr., of Boston, Eileen R. Duff of Gloucester, Terrence W. Kennedy of Lynnfield, Jennie L. Caissie of Oxford and Michael J. Albano of Longmeadow have been duly elected and qualified as Councillors to advise him in the Executive part of the government.

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 twenty minutes after twelve o'clock noon, on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.