

JOURNAL OF THE HOUSE.

Thursday, January 23, 2014.

Met at seven minutes after 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).

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.

Messages from the Governor.

General
Appropriation
Bill.

A message from His Excellency the Governor submitting the annual budget of the Commonwealth for the fiscal year beginning July 1, 2014 (House, No. 2), was filed in the office of the Clerk on Wednesday, January 22, 2014.

The message was read; and it was referred, under Rule 30, with the accompanying schedules, to the committee on Ways and Means.

Supplemental
appropriations.

A message from His Excellency the Governor submitting recommendations for making appropriations for the fiscal year 2014 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 3867), was filed in the office of the Clerk on Wednesday, January 22, 2014.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Ways and Means.

National
Guard,—
defense
policies.

A message from His Excellency the Governor recommending legislation relative to granting, updating, and revising defense policies of the Commonwealth (House, No. 3868), was filed in the office of the Clerk on Wednesday, January 22, 2014.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Public Safety and Homeland Security. Sent to the Senate for concurrence.

Harwich,—
private
ways.

A message from His Excellency the Governor (under Section 8 of Article LXXXIX of the Amendments to the Constitution) recommending legislation relative to the assessment of betterments for improvements to private ways in the town of Harwich (House, No. 3869), was filed in the office of the Clerk on Wednesday, January 22, 2014.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on the Revenue. Sent to the Senate for concurrence.

Appointment by the Speaker.

Ethics
committee,—
appointment.

The Speaker announced that he had appointed Representative Garret Bradley to serve on the House Committee on Ethics to fill an existing vacancy.

Resolutions.

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

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

Resolutions (filed by Representatives O'Connell of Taunton, Haddad of Somerset and Orrall of Lakeville) on the occasion of the observance of National Catholic Schools Week by Coyle and Cassidy High School in Taunton; Catholic Schools Week.

Resolutions (filed by Representatives O'Connell of Taunton, Haddad of Somerset and Orrall of Lakeville) on the occasion of the observance of National Catholic Schools Week by Our Lady of Lourdes School in Taunton; Id.

Resolutions (filed by Representatives O'Connell of Taunton, Haddad of Somerset and Orrall of Lakeville) on the occasion of the observance of National Catholic Schools Week by St. Mary's Primary School in Taunton; and Id.

Resolutions (filed by Representatives O'Connell of Taunton, Haddad of Somerset and Orrall of Lakeville) on the occasion of the observance of National Catholic Schools Week by Taunton Catholic Middle School in Taunton; Id.

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. Kafka of Stoughton, the resolutions were considered forthwith; and they were adopted.

Order.

On motion of Mr. DeLeo of Winthrop,—

Ordered, That a convention of the two branches be held at a quarter before six o'clock P.M., on Tuesday, January 28, 2014, for the purpose of receiving such communication as the Governor, Deval L. Patrick may be pleased to make to them relating to the concerns of the Commonwealth. State of the State address.

Sent to the Senate for concurrence.

Communication.

A communication from the Office of Community Corrections with the Administrative Office of the Trial Court (see Section 5 of Chapter 211F of the General Laws) submitting its annual statistical report for fiscal year 2013, was placed on file. Community Corrections.

Petitions.

Mr. Binienda of Worcester and Senator Michael O. Moore presented a joint petition (subject to Joint Rule 12) of John J. Binienda and Michael O. Moore for legislation to establish a sick leave bank for Rebecca Paylor, an employee of the Department of Children and Families; and the same was referred, under Rule 24, to the committee on Rules. Rebecca Paylor,—sick leave.

Rebecca Paylor,—
sick leave.

Mr. Binienda, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending that Joint Rule 12 be suspended. Under suspension of the rules, on motion of Ms. Peisch of Wellesley, 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.

Foreclosure task force,—
revive and continue.

Mr. Honan of Boston presented a petition (subject to Joint Rule 12) of Kevin G. Honan relative to reviving and continuing the special task force (including members of the General Court) established (under Section 4 of Chapter 194 of the Acts of 2012) to study ways in which the Commonwealth can encourage the prevention of unnecessary vacancies following foreclosures; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Binienda of Worcester, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending that Joint Rule 12 be suspended. Under suspension of the rules, on motion of Mr. Kafka of Stoughton, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by resolve) was referred to the committee on Financial Services. Sent to the Senate for concurrence.

Reports of Committees.

Charlestown,—
Medford Street.

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 Eugene L. O'Flaherty relative to a certain parcel of land in the Charlestown neighborhood of the city of Boston. Under suspension of the rules, on motion of Ms. Peisch of Wellesley, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on State Administration and Regulatory Oversight. Sent to the Senate for concurrence.

Wellesley,—
liquor licenses.

By Mr. Scibak of South Hadley, for the committee on Consumer Protection and Professional Licensure, on House, No. 3832, a Bill authorizing the town of Wellesley to grant six licenses for the sale of wines and malt beverages not to be drunk on the premises (House, No. 3866) [Local Approval Received]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kafka of Stoughton, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Ms. Peisch of Wellesley, the bill was read a second time forthwith; and it was ordered to a third reading.

Maria A. DeCoste,—
sick leave.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the Senate Bill establishing a sick leave bank for Maria A. DeCoste, an employee of the office of Medicaid (Senate, No. 1983), be scheduled for consideration by the House:

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

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on Senate, No. 1507 and House, No. 2805, a Bill relative to the definition of fraud in public construction bid laws (House, No. 2805). Public construction,—
fraud.

By the same member, for the same committee, on a petition, a Bill authorizing the Department of Fish and Game to exchange a parcel of land in the town of Grafton in return for the conveyance of other property in the same town (House, No. 3775). Grafton,—
land.

By the same member, for the same committee, on a petition, a Bill releasing certain land in Dracut from operation of an agricultural preservation restriction (House, No. 3800) [Local Approval Received]. Dracut,—
land.

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

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill relative to the annual observance of Massachusetts Women’s Defense Corps Remembrance Day (House, No. 2836). Women’s
Defense
Corps.

By the same member, for the same committee, on a petition, a Bill to encourage the study of meteorology [sic] in elementary school (House, No. 2864). Official
groundhog.

By the same member, for the same committee, on a petition, a Bill designating the song “14 Counties of Massachusetts” as the official county song of the Commonwealth (House, No. 3459). “14 Counties of
Massachusetts”.

By the same member, for the same committee, on a petition, a Bill designating the official seasoning of the Commonwealth (House, No. 3753). Bell’s
seasoning.

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

Engrossed Bills.

Engrossed bills

Authorizing the board of assessors of the town of Newbury to grant an abatement of real estate taxes to certain Plum Island homeowners for fiscal year 2013 (see Senate, No. 1909) (which originated in the Senate); Bills
enacted.

Exempting David Eddy from the maximum age requirement for firefighters in the city of Methuen (see House, No. 2226); and

Relative to water service in the town of Somerset (see House, No. 3618, amended);

(Which severally 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 Senate.

Orders of the Day.

Senate bills

Amending the charter of the town of Sandwich (Senate, No. 1884); and Third
reading
bills.

Establishing a sick leave bank for Katrina Aliengena, an employee of the Department of Developmental Services (Senate, No. 1960, amended);

Third
reading
bills.

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed, in concurrence.

Recess.

Recess.

At twenty-two minutes after eleven o'clock A.M., on motion of Mr. Peterson of Grafton (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at eleven minutes before three o'clock P.M. the House was called to order with Mr. Donato in the Chair.

Orders.

Ethics
committee,—
habeas
corpus
powers.

An Order (filed by Mr. Nangle of Lowell) relative to the power of the committee on Ethics to issue a writ of habeas corpus ad testificandum to secure the attendance of certain necessary and material witnesses in connection with the investigation and evaluation of a complaint received by said committee on January 15 (House, No. 3870), was referred, under Rule 85, to the committee on Rules.

Mr. Binienda of Worcester, for said committee, then reported recommending that the order ought to be adopted.

Under suspension of the rules, on motion of Mr. Kafka of Stoughton, the order was considered forthwith; and it was adopted.

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 seven minutes before three o'clock P.M., on motion of Mrs. Poirier of North Attleborough (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.