

Tuesday, February 21, 2012.

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.

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

Resolutions (filed by Mr. Calter of Kingston) congratulating Scott Curtis Nichols on receiving the Eagle Award of the Boy Scouts of America; Scott Curtis Nichols.

Resolutions (filed by Representatives Creedon of Brockton, D'Emilia of Bridgewater and Canavan of Brockton) congratulating Colleen Ann Corona on her retirement as Chairperson of the Easton Board of Selectmen; Colleen Ann Corona.

Resolutions (filed by Representatives Garlick of Needham and Winslow of Norfolk) congratulating Lucy Allen on receiving the Gold Award of the Girl Scouts of America; Lucy Allen.

Resolutions (filed by Representatives Garlick of Needham and Winslow of Norfolk) congratulating Bree Cusanno on receiving the Gold Award of the Girl Scouts of America; Bree Cusanno.

Resolutions (filed by Representatives Garlick of Needham and Winslow of Norfolk) congratulating Abby Grant on receiving the Gold Award of the Girl Scouts of America; Abby Grant.

Resolutions (filed by Representatives Garlick of Needham and Winslow of Norfolk) congratulating Maryellen Krahn on receiving the Gold Award of the Girl Scouts of America; Maryellen Krahn.

Resolutions (filed by Representatives Garlick of Needham and Winslow of Norfolk) congratulating Kara O'Connell on receiving the Gold Award of the Girl Scouts of America; Kara O'Connell.

Resolutions (filed by Representatives Garlick of Needham and Winslow of Norfolk) congratulating Eleanor Pope on receiving the Gold Award of the Girl Scouts of America; and Eleanor Pope.

Resolutions (filed by Mr. Howitt of Seekonk) congratulating the town of Seekonk on the occasion of its bicentennial; Seekonk,—bicentennial.

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 Ms. Peisch of Wellesley, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Wagner of Chicopee, a petition (accompanied by bill, House, No. 3956) of Joseph F. Wagner and James T. Welch (with the Chicopee,—precincts.

approval of the mayor and city council) relative to voting precincts in the city of Chicopee. To the committee on Election Laws.

Barnstable,—
assessments.

By Mr. Atsalis of Barnstable, a petition (accompanied by bill, House, No. 3957) of Demetrius J. Atsalis, Cleon H. Turner and Randy Hunt (by vote of the town) relative to sewer betterment assessments in the town of Barnstable. To the committee on Municipalities and Regional Government.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

Autopsy
reports,—
disclosure.

By Mr. Durant of Spencer, a petition (subject to Joint Rule 12) of Peter J. Durant and others relative to the disclosure of autopsy reports by the Office of the Chief Medical Examiner.

Environmental
appeals,—
board.

By Mr. Kafka of Stoughton, a petition (subject to Joint Rule 12) of Louis L. Kafka and others relative to establishing a department of environmental protection appeals board.

Farmers'
market,—
property
taxes.

By Mr. Ross of Attleboro, a petition (subject to Joint Rule 12) of George T. Ross and others for legislation to exempt farmers. markets from certain property taxes.

Maureen
Shaw,—
death
benefit.

By Mr. Walsh of Boston, a petition (subject to Joint Rule 12) of Martin J. Walsh and others relative to the payment of an accidental death benefit from the State-Boston Retirement Board to Maureen Shaw.

Severally, under Rule 24, to the committee on Rules.

Papers from the Senate.

Natick,—
liquor
licenses.

The House Bill authorizing the town of Natick to grant certain licenses for the sale of wines and malt beverages to be drunk on the premises (House, No. 3725, amended), came from the Senate passed to be engrossed, in concurrence, with an amendment striking out section 1 and inserting in place thereof the following section:

“SECTION 1. Notwithstanding section 11 of chapter 138 of the General Laws or any other general or special law to the contrary, the town of Natick may grant to restaurants with seating capacities of not less than 15 persons licenses for the sale of wines and malt beverages to be drunk on the premises; provided, however, that not more than 17 licenses for the sale of wine and malt beverages shall be in effect at any 1 time, including licenses issued pursuant to chapter 19 of the acts of 2002. The licenses shall be subject to all of said chapter 138, except said section 11.”

Under suspension of Rule 35, on motion of Mr. Linsky of Natick, 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.

Bills

Architectural
Access Board.

Relative to the Architectural Access Board (Senate, No. 1246, amended in section 2, in line 8, by striking out the word “public”; and by striking out section 3 and inserting in place thereof the following section:

“SECTION 3. Said section 13A of said chapter 22, as so appearing, is hereby further amended by striking out, in lines 45 and 46, the words

‘if the number of parking spaces in any such area is fifteen or more’ and inserting in place thereof the following words: — ; provided, however, that the parking requirements are consistent with the Americans with Disabilities Act Standards for Accessible Design.’”) (on a petition);

Relative to real estate tax abatements (Senate, No. 2027) (on a petition); and

Tax abatements.

Relative to the emergency service response of public utility companies (Senate, No. 2143) (on Senate bill No. 2140);

Utilities,— response.

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 33, to the committee on Ways and Means.

Bills

Providing for recall elections in the town of Northfield (Senate, No. 1959, amended in section 1, in line 9, by striking out the words “, and may, but need not,” and inserting in place thereof the word “and shall”) (on a petition) [Local Approval Received]; and

Northfield,— recall elections.

Relative to medical emergency response plans for schools (Senate, No. 2132, amended in section 2 (as published), in lines 44, 45 and 46, by striking out the sentence contained therein and inserting in place thereof the following two sentences: “The department of elementary and secondary education, in consultation with the department of public health, shall develop a cost-neutral model medical emergency response plan in order to promote best practices. This cost-neutral model medical emergency response plan shall be made available to school committees and commonwealth charter school boards.”);

Schools,— emergency response plans.

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Petition (accompanied by bill) of Robert L. Hedlund for legislation to authorize the Massachusetts Water Resources Authority to provide additional sewer services through the city known as the town of Weymouth to the town of Hingham, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Environment, Natural Resources and Agriculture.

Massachusetts Water Resources Authority.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2154) was referred, in concurrence, to the committee on Environment, Natural Resources and Agriculture.

Reports of Committees.

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 following petitions;

Petition (accompanied by bill) of Nick Collins relative to the eligibility of handicapped persons of low income for housing accommodations in complexes reserved for elderly persons.

Low income housing.

Petition (accompanied by bill) of Nick Collins relative to the eligibility for admittance to state subsidized elderly-disabled housing.

Elderly-disabled housing.

Severally to the committee on Housing.

Foxborough,—
intoxication

Petition (accompanied by bill) of F. Jay Barrows (by vote of the town) relative to public intoxication in the town of Foxborough. To the committee on the Judiciary.

Roland J.
Hebert
Bridge

Petition (accompanied by bill) of Antonio F. D. Cabral, Mark Montigny and others for legislation to designate a portion of the "New Bedford-Fairhaven Bridge" as the Roland J. Hebert Bridge. To the committee on Transportation.

Under suspension of the rules, on motion of Mr. O'Day of West Boylston, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

Limited
purpose trust
companies.
School
plans.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the following House bills be scheduled for consideration by the House:

Relative to limited purpose trust companies subject to supervision by the Division of Banks (House, No. 2040); and

Relative to school improvement plans (House, No. 3923);

Under suspension of Rule 7A, in each instance, on motion of Mr. Kafka, the bills severally were read a second time forthwith; and they were ordered to a third reading.

Condo-
miniums,—
study.

By Mr. Honan of Boston, for the committee on Housing, on a petition, a Bill relative to a special commission to study condominium law (House, No. 1248). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Housing,—
land.

By Mr. Honan of Boston, for the committee on Housing, on a petition, a Bill relative to development of local housing authority surplus land (House, No. 365).

Housing,—
electronic
funds.

By the same member, for the same committee, on a petition, a Bill relative to the efficiency of subsidized housing procedures (House, No. 2791).

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

Open space,—
development.

By Mr. Honan of Boston, for the committee on Housing, on a petition, a Bill to promote open space residential development (House, No. 370).

Elderly
housing,—
smoke free.

By the same member, for the same committee, on a petition, a Bill creating smoke free elderly housing units in the Commonwealth (House, No. 383).

Id.

By the same member, for the same committee, on a petition, a Bill providing for nonsmoking units in elderly housing (House, No. 2110).

Easton,—
rent
regulation.

By the same member, for the same committee, on a joint petition, a Bill providing for the establishment and administration of rent regulation and control of evictions in mobile home park accommodations in the town of Easton (House, No. 3793) [Local Approval Received].

Springfield,—
land.

By Mr. Kane of Holyoke, for the committee on Municipalities and Regional Government, on a petition, a Bill authorizing the city of Springfield to convey certain park land and to grant a license agreement over certain park land to Unifirst Corporation (House,

No. 3874, changed in section 1, in line 1, by striking the following: “SECTION 1. The” and inserting in place thereof the following words: “SECTION 1. Pursuant to Article XCVII of the Amendments to the Constitution of the Commonwealth of Massachusetts notwithstanding the provision of any general or special law to the contrary, but subject to paragraphs a, b, and g of section 16 of chapter 30B of the General Laws, the”) [Local Approval Received].

By Mr. Scibak of South Hadley, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Stephen Gladding, an employee of the Massachusetts Department of Transportation (House, No. 3935).

Stephen
Gladding.—
sick leave.

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

Engrossed Bill.

The engrossed Bill establishing a sick leave bank for Sharyn LeCesse, an employee of the Registry of Motor Vehicles (see Senate, No. 2129), (which originated in the Senate), in respect to which the Senate had concurred in adoption of the emergency preamble, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

Order.

On motion of Mr. DeLeo of Winthrop,—

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

Next
sitting.

At twelve minutes after eleven o'clock A.M., on motion of Mr. Frost of Auburn (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.