

Thursday, April 19, 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).

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.

Silent Prayer.

J. Ward
Carter.

At the request of Ms. Peisch of Wellesley, the members, guests and employees then stood in a moment of silent tribute for J. Ward Carter, who passed away on April 5, in memory of his 52 years of service as Executive Secretary and Town Administrator for the town of Weston.

Resolutions.

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

Kevin J.
Cellucci.

Resolutions (filed by Mr. Hill of Ipswich) congratulating Kevin J. Cellucci on receiving the Eagle Award of the Boy Scouts of America;

Andres
Ramirez.

Resolutions (filed by Mr. Hill of Ipswich) congratulating Andres Ramirez on receiving the Eagle Award of the Boy Scouts of America;

Colin Peter
Senechal.

Resolutions (filed by Mr. Hill of Ipswich) congratulating Colin Peter Senechal on receiving the Eagle Award of the Boy Scouts of America;

George Robert
Kielpinski.

Resolutions (filed by Mr. Barrows of Mansfield) congratulating George Robert Kielpinski on receiving the Eagle Scout Award of the Boy Scouts of America;

Jonathan
DeGirolamo.

Resolutions (filed by Mr. Diehl of Whitman) congratulating Jonathan DeGirolamo on receiving the Eagle Scout Award of the Boy Scouts of America;

David
Flood.

Resolutions (filed by Ms. Hogan of Stow) congratulating Lieutenant David Flood on the occasion of his retirement from the Hudson Fire Department;

GAIN
Act.

Resolutions (filed by Mr. Kaufman of Lexington and other members of the House) supporting the enactment of the GAIN Act, also known as "Generating Antibiotic Incentives Now";

Watertown,—
Shutt
Detachment.

Resolutions (filed by Messrs. Lawn of Watertown and Hecht of Watertown) commending the Private Charles J. Shutt Detachment, Marine Corps League 139, in the town of Watertown;

Walter G.
Van Dorn.

Resolutions (filed by Mr. Michlewitz of Boston) congratulating Walter G. Van Dorn on his retirement from the Board of Directors of the Pioneers Institute;

Jenny
Cintron.

Resolutions (filed by Representatives Sánchez of Boston, Malia of Boston and Fox of Boston) honoring Jenny Cintron on her many accomplishments as the Director of the Action for Boston Community Development citywide Boston Hispanic Center; and

Resolutions (filed by Mr. Turner of Dennis) congratulating John Lawrence Duncan II on receiving the Eagle Scout Award of the Boy Scouts of America; John Lawrence
Duncan II.

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. O'Day of West Boylston, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petitions.

A petition (accompanied by bill, House, No. 4052) of F. Jay Barrows and James E. Timilty (by vote of the town) relative to the management of town buildings, properties and facilities in the town of Foxborough; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence. Foxborough,—
facilities.

Petitions severally were presented and referred as follows:

By Mrs. O'Connell of Taunton, a petition (subject to Joint Rule 12) of Shaunna L. O'Connell and others for legislation to require businesses to be authorized by the Department of Transitional Assistance to accept electronic benefit transfer cards. EBT cards,—
acceptance.

By Mr. Murphy of Lowell, a petition (subject to Joint Rule 12) of Kevin J. Murphy (with the approval of the city council) relative to the payment of fees for solemnizing marriages in the city of Lowell. Lowell,—
marriage
fees.

By Mr. Ross of Attleboro, a petition (subject to Joint Rule 12) of George T. Ross and others relative to the placement of the children of corrections officers on the civil service eligibility list. Corrections
officers,—
eligibility
list.

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

Papers from the Senate.

The House Bill financing improvements to the Commonwealth's transportation system (House, No. 4000, amended), came from the Senate passed to be engrossed, in concurrence, with an amendment, striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2220. Transporta-
tion,—
improvements.

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

Pending the question on adoption of the amendment, in concurrence, Mr. Straus of Mattapoisett moved that it be amended by striking out the text contained therein and inserting in place thereof the text contained in House, No. 4000, as amended and engrossed by the House.

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

A petition (accompanied by bill) of Bruce E. Tarr, Bradley H. Jones, Jr., Fredrick E. Berry, Theodore C. Speliotis and others for legislation relative to Essex regional retirement system, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service. Essex
regional
retirement
system.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2230) was referred, in concurrence, to the committee on Public Service.

Municipal,—
electric
companies.

A petition (accompanied by bill) of Gale D. Candaras for legislation relating to municipal wholesale electric companies, came from the Senate referred, under suspension of Joint Rules 12 and 9, to the committee on Telecommunications, Utilities and Energy.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2229) was referred, in concurrence, to the committee on Telecommunications, Utilities and Energy.

The following order, having been approved by the committees on Rules of the two branches, acting concurrently, came from the Senate with the endorsement that it had been adopted by said branch, as follows:

Consumer
Protection and
Professional
Licensure
committee,—
extension
of time for
reporting.

“*Ordered*, That, notwithstanding the provisions of Joint Rule 10, the Joint Committee on Consumer Protection and Professional Licensure be granted until Thursday, May 3, 2012 within which to make its final report on current Senate documents numbered 103, 104, 105, 127, 1943 and 2049, relative to consumer protection and professional licensure.

Under suspension of the rules, on motion of Mr. Speliotis of Danvers, the order was considered forthwith; and it was adopted, in concurrence.

The following order, having been approved by the committees on Rules of the two branches, acting concurrently, came from the Senate with the endorsement that it had been adopted by said branch, as follows:

Municipalities
and Regional
Government
committee,—
extension
of time for
reporting.

“*Ordered*, That, notwithstanding the provisions of Joint Rule 10, the Joint Committee on Municipalities and Regional Government be granted until Friday, May 18, 2012 within which to make its final report on current Senate documents numbered 1004, 1005, 1927, 2009 and 2043, relative to municipalities and local government issues.”

Under suspension of the rules, on motion of Mr. Kane of Holyoke, the order was considered forthwith; and it was adopted, in concurrence.

The following order, having been approved by the committees on Rules of the two branches, acting concurrently, came from the Senate with the endorsement that it had been adopted by said branch, as follows:

Telecommunica-
tions, Utilities
and Energy
committee,—
extension
of time for
reporting.

“*Ordered*, That, notwithstanding the provisions of Joint Rule 10, the Joint Committee on Telecommunications, Utilities and Energy be granted until May 1, 2012 within which time to make its final report on current Senate documents numbered 1649 and 1654 relative to double poles.”

Under suspension of the rules, on motion of Mr. Keenan of Salem, the order was considered forthwith; and it was adopted, in concurrence.

Reports of Committees.

Special
education,—
costs.

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 William C. Galvin relative to special education costs. 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 Children, Families and Persons with Disabilities. Sent to the Senate for concurrence.

By Ms. Gobi of Spencer, for the committee on Environment, Natural Resources and Agriculture, asking to be discharged from further consideration:

Of the petition (accompanied by bill, Senate, No. 336) of Stephen M. Brewer for legislation to promote the public health of citizens of the Commonwealth through the testing and labeling of striped bass; Striped bass,—
testing and
labeling.

Of the petition (accompanied by bill, Senate, No. 364) of Richard T. Moore for legislation to promote the public health of citizens through the testing and labeling of striped bass; and Id.

Of the petition (accompanied by resolve, Senate, No. 391) of James E. Timilty for legislation to promote the public health of the citizens of the Commonwealth through the testing and labeling of striped bass; Id.

And recommending that the same severally be referred to the committee on Public Health.

Under Rule 42, the reports severally were considered forthwith; and they were accepted. Severally sent to the Senate for concurrence.

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:

Authorizing employees of the Inspector General’s Office to participate in representative town meeting (House, No. 12); Inspector
General.

Clarifying the harbor and shellfish advisory board membership from conflict of interest regarding discussion of shellfish licensing (House, No. 831) [Local Approval Received]; Nantucket,—
shellfish
licensing.

Authorizing the Governor to designate an additional justice of the peace in the towns of Groveland and Rowley (House, No. 1748); Groveland
and Rowley.

Authorizing property tax exemptions for rental properties in the town of Truro restricted as affordable housing (House, No. 3489) [Local Approval Received]; and Truro,—
housing.

Authorizing the town of Hingham to allow the lease and refurbishment of the Bathing Beach Bathhouse (House, No. 3856) [Local Approval Received]; Hingham,—
Bathing
Beach
Bathhouse.

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.

Reconsideration.

Mr. Costello of Newburyport asked that the vote be reconsidered by which the House, on Tuesday, April 17, adopted the following order: Financial
Services
committee,—
extension
of time for
reporting.

“Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Financial Services be granted until Friday, April 13, 2012, within which to make its final report on current Senate document numbered 868 and House document numbered 1219.”

The motion was entertained; and it prevailed.

Pending the recurring question on adoption of the order, the same member moved to amend it by striking out the date "Friday, April 13" and inserting in place thereof the date "Monday, May 11". The amendment was adopted.

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

Orders of the Day.

Second
reading
bill.

The House Bill to ensure adequate care of animals in cities and towns (House, No. 2326), was read a second time; and it was ordered to a third reading.

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 ten o'clock A.M.

At twenty-six minutes before 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 ten o'clock A.M.