

Thursday, May 24, 2012.

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).

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 Mrs. Poirier of North Attleborough) congratulating Christian Desrochers on receiving the Eagle Scout Award of the Boy Scouts of America; and Christian Desrochers.

Resolutions (filed by Mrs. Canavan of Brockton) congratulating Mitch Nolan Read on receiving the Eagle Scout Award of the Boy Scouts of America; Mitch Nolan Read.

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

### *Reports of Committees.*

By Mr. Binienda of Worcester, for the committees on Rules of the two branches, acting concurrently, asking to be discharged from further consideration:

Of the Resolve creating a study into the promotion of a year of service by young people in the Commonwealth (House, No. 70); Youth service,—study.

Of the Bill relative to the Middlesex Canal Commission (House, No. 244); Middlesex Canal.

Of the Resolve providing for an investigation and study by a special commission relative to adolescents at risk (House, No. 979); Adolescents.

Of the Bill establishing a Mystic River water quality commission (House, No. 1156); Mystic River.

Of the Bill relative to a special commission to study condominium law (House, No. 1248); Condominiums.

Of the Bill affirming inclusion of individuals with disabilities within civil rights protections and nondiscrimination provisions in the Commonwealth of Massachusetts (House, No. 1865); Disabled,—civil rights.

Of the Bill establishing a grant program for expanding learning time and improving student success (House, No. 1921, changed); Student grant program.

Of the Resolve providing for an investigation and study by a special commission relative to elder protective services (House, No. 1965); Elder protective services.

Of the Bill relative to the tax expenditure budget (House, No. 2540, changed); Tax expenditures.

Small  
businesses.

Of the Bill to promote sales tax fairness for Main Street retailers (House, No. 3673); and

Condominiums.

Of the Bill relative to a special commission to study condominium law (House, No. 3933).

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.

Auto body  
labor rates,—  
study.

By Mr. Speliotis of Danvers, for the committee on Consumer Protection and Professional Licensure, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 91) of Geraldo Alicea for legislation creating an advisory commission on auto body labor rates,— and recommending that the same be referred to the committee on Financial Services. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Northampton,—  
charter.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the Bill reestablishing a charter for the city of Northampton (House, No. 4102), 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.

Subsequently under suspension of the rules, on motion of Mr. Kocot of Northampton, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

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

Pittsfield.

Modifying the Pittsfield Economic Development Authority (Senate, No. 2178);

Wendell.

Authorizing the town of Wendell to provide for alternative energy and sanitation systems (House, No. 3534); and

Ware,—  
Jeanine  
Bonnayer.

Exempting Jeanine Bonnayer from maximum age requirement for applying for civil service appointment as a police officer in the town of Ware (House, No. 3875);

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.

Early  
education.

Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill relative to improving quality in early education and care by family child care providers (House, No. 3986), ought to pass [Representative deMacedo of Plymouth dissenting]. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Folic acid  
awareness  
programs.

By Mr. Sánchez of Boston, for the committee on Public Health, on a petition, a Bill to establish folic acid awareness programs for young

girls and women (House, No. 1479). Referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Mr. Speliotis of Danvers, for the committee on Consumer Protection and Professional Licensure, on House, Nos. 1017, 1018, 1895 and 1896, a Bill to establish a subsidiary board for veterinary technology (House, No. 1895). Veterinary technology.

By the same member, for the same committee, on House, Nos. 874, 2704 and 3251, a Bill relative to for-profit charitable solicitation (House, No. 2704). Charitable solicitation.

By the same member, for the same committee, on House, No. 2688, a Bill relative to licensing massage therapists (House, No. 4115). Massage therapists.

By the same member, for the same committee, on House, Nos. 107 and 2690, a Bill establishing the Massachusetts travelers bill of rights (House, No. 4116). Travelers' rights.

By the same member, for the same committee, on House, No. 124, a Bill to regulate real estate appraisal management companies (House, No. 4117). Real estate appraisals.

By the same member, for the same committee, on House, No. 3224, a Bill to facilitate and regulate residential selling practices (House, No. 4118). Residential selling.

By Ms. Gobi of Spencer, for the committee on Environment, Natural Resources and Agriculture, on a petition, a Bill relative to access to the Hollingsworth Dam (House, No. 3274). Hollingsworth Dam,— access.

By Mr. Brady of Brockton, for the committee on Public Safety and Homeland Security, on House, Nos. 8 and 10, a Bill relative to special state police (House, No. 10). Special state police.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a joint petition, a Bill authorizing the town of Orange to convey a certain parcel of land (House, No. 4009, changed in section 2, in line 9, by inserting after the word "Laws," the following: "but subject to paragraphs (a), (b) and (g) of section 16 of chapter 30B") [Local Approval Received]. Orange,— land.

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

By Mr. Speliotis of Danvers, for the committee on Consumer Protection and Professional Licensure, on a petition, a Bill to encourage well qualified practitioners in the field of personal training (House, No. 1005). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Personal training.

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At seventeen 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 until half past twelve o'clock noon; and at that time the House was called to order with Mr. Donato in the Chair. Recess.

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By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill reforming election laws (House, No. 4022), ought to pass with an amendment substituting therefore a bill with the same Election laws,— reform.

Election  
laws,—  
reform.

title (House, No. 4120) [Representatives deMacedo of Plymouth, Wong of Saugus and Spiliotis of Peabody dissenting.]. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment pending.

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

Under suspension of the rules, on motion of the same member, the bill was read a second time forthwith. The amendment recommended by the committee on Ways and Means was adopted; and the substituted bill was ordered to a third reading.

Id.

Mr. Binienda of Worcester, for the committee on Rules, reported (under the provisions of House Rules 7B and 7C) an Order relative to special procedures for consideration of the House Bill reforming election laws (House, No. 4120) (for order, see House, No. 4121). The order was considered forthwith; and it was adopted.

*Recess.*

Recess.

At twenty-five minutes before one o'clock P.M., on motion of Mr. Peterson of Grafton (Mr. Donato of Medford being in the Chair), the House recessed until half past one o'clock P.M.; and twenty minutes before two o'clock the House was called to order with Mr. Donato in the Chair.

*Paper from the Senate.*

Veterans,—  
opportunity.

The Senate Bill relative to veterans' access, livelihood, opportunity, and resources (Senate, No. 2254, amended), came from the Senate with the endorsement that said branch had concurred with the House in its amendment (striking out all after the enacting clause and inserting in place thereof the text contained in House document number 4095) with a further amendment striking out all after the enacting clause (inserted by amendment by the House) and inserting in place thereof the text contained in Senate document numbered 2669).

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

Mr. Dempsey of Haverhill then moved that the House concur with the Senate in its further amendment with a still further amendments in section 4, in lines 27 and 28, by striking out the words “, also known as Gold Star Families, or service members deceased in relation to their military service”; in section 8A, in line 602, by striking out the figures “750” and inserting in place thereof the figures “1000”; by striking out section 15 and inserting in place thereof the following section:

“SECTION 15. Section 5 of chapter 188 of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by adding the following subsection:—

(e) The declaration of homestead shall recite whether the owner, the owners spouse or other family member to be benefitted is a servicemember who may be subject to protection under the Servicemembers Civil Relief Act, 50 U.S.C. app. § 533, should that owner, spouse or family member be called to active duty. A failure to include a recital as

to servicemember status shall not affect the validity or enforceability of the declaration and the rights created thereunder.”; and by striking out section 17.

The still further amendments were adopted.

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

*Recess.*

At fourteen minutes before two o'clock P.M., on motion of Mrs. Poirier of North Attleborough (Mr. Donato of Medford being in the Chair), the House recessed until half past three o'clock P.M.; and nineteen minutes before four o'clock the House was called to order with Mr. Donato in the Chair.

*Emergency Measure.*

The engrossed Bill relative to veterans' access, livelihood, opportunity, and resources (see Senate, No. 2254, amended), 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 2 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the Senate) 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,—

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

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At five minutes after four o'clock P.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Tuesday at eleven o'clock A.M., in an Informal Session.