

Wednesday, June 29, 2011.

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.

Special Reports.

Annual Reports

Of the Massachusetts Department of Transportation (MassDOT) (under Section 5(c)(2) of Chapter 6C of the General Laws) submitting the MassDOT Information Technology Integration Plan for fiscal year 2012 [copies of said report forwarded to the House committees on Ways and Means and Bonding, Capital Expenditures and State Assets and joint committee on Transportation];

MassDOT,—
Information
Technology
Plan.

Of the Department of Public Health (under the provisions of sections 5 and 20 of Chapter 111 of the General Laws) relative to the inspection of the Massachusetts Correctional Institution Cedar Junction in the town of Walpole; and

MCI,—
Cedar
Junction.

Of the Department of Telecommunications and Cable (under Section 6 of Chapter 25C of the General Laws) for the year 2010; and

Telecommunica-
tions and Cable.

A monthly report of the Division of Unemployment Assistance (under the provisions of Section 7 of Chapter 151A of the General Laws) relative to the condition of the Commonwealth's Unemployment Trust Fund for May, 2011.

Unemployment
Trust Fund.

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

By Representative Conroy of Wayland and Senator Fargo, a joint petition (accompanied by bill, House, No. 3531) of Thomas P. Conroy and Susan C. Fargo (by vote of the town) that the town of Lincoln be authorized to place a ballot question before the voters relative to changing an existing license for the sale of wines and malt beverages to be drunk on the premises to a license for the sale of all alcoholic beverages to be drunk on the premises;

Lincoln,—
alcoholic
beverages.

By the same members, a joint petition (accompanied by bill, House, No. 3532) of Thomas P. Conroy and Susan C. Fargo (by vote of the town) that the town of Lincoln be authorized to place a ballot question before the voters relative to granting an additional license for the sale of wines and malt beverages not to be drunk on the premises; and

Id.

By the same members, a joint petition (accompanied by bill, House, No. 3533) of Thomas P. Conroy and Susan C. Fargo (by vote of the town) that the town of Lincoln be authorized to place a ballot question before the voters relative to granting a license for the sale of all alcoholic beverages to be drunk on the premises to *The Groves*;

Lincoln,—
The Groves.

Severally to the committee on Consumer Protection and Professional Licensure.

Falmouth,—
room
occupancy
excise.

By Messrs. Vieira of Falmouth and Madden of Nantucket, a petition (accompanied by bill, House, No. 3560) of David T. Vieira and Timothy R. Madden (by vote of the town) that the town of Falmouth be authorized to approve the application of local option room occupancy excise to seasonal rental and timeshare rental properties in said town. To the committee on Revenue.

Wendell,—
alternative
energy.

By Mr. Kulik of Worthington, a petition (accompanied by bill, House, No. 3534) of Stephen Kulik and Stanley C. Rosenberg (by vote of the town) for legislation to authorize the town of Wendell to adopt by-laws or rules and regulations to permit alternative energy, heating and sanitation systems for use in owner-occupied residential dwelling units. To the committee on Telecommunications, Utilities and Energy. Severally sent to the Senate for concurrence.

Motor vehicle
insurance,—
photographs.

Mr. O'Day of West Boylston presented a petition (subject to Joint Rule 12) of James J. O'Day for legislation to provide motor vehicle insurance special investigators with access to registry of motor vehicle photographs; 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 bill) was referred to the committee on Transportation. Sent to the Senate for concurrence.

Paper from the Senate.

Rehoboth,—
selectmen.

The House Bill providing for an increase in the membership of the board of selectmen in the town of Rehoboth (House, No. 3293), 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 following:

“SECTION 1. Section 1 of article III of the by-laws of the town of Rehoboth, is hereby amended by striking out the sentence ‘Three Selectmen, each for a term of three years, of which one shall be elected at each Annual Meeting.’ and inserting in place thereof the following sentence:— Five Selectmen, each for a term of 3 years, of which 1 or 2 shall be elected at each Annual Town Meeting.

SECTION 2. Notwithstanding any general or special law or by-law to the contrary, at the next annual town election occurring at least 64 days following the effective date of this act, the town shall elect 2 members in addition to the 1 member otherwise to be elected. One member shall be elected to a 2-year term and 1 member to a 3-year term; both offices shall be listed separately on the ballot. Thereafter, all members of the board of selectmen shall be elected to 3-year terms.

SECTION 3. This act shall not affect the terms of office of incumbent members of the board of selectmen on the effective date of this act.”; and striking out the title and inserting in place thereof the following title: “An Act increasing the membership of the board of selectmen in the town of Rehoboth.”.

Under suspension of Rule 35, on motion of Ms. Story of Amherst, the amendments (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith.

The committee on Bills in the Third Reading reported recommending that the House concur with the Senate in its amendments with a further amendment by striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Notwithstanding any general or special law or by-law to the contrary, the number of members of the board of selectmen of the town of Rehoboth shall be increased to 5 members. At the next annual town election occurring at least 64 days following the effective date of this act, the town shall elect 2 members in addition to the 1 member otherwise to be elected. One member shall be elected to a 2-year term and 1 member to a 3-year term; both offices shall be listed separately on the ballot. Thereafter, all members of the board of selectmen shall be elected to 3-year terms. The terms of those members currently serving as selectmen on the effective date of this act shall be unchanged.”; and the report was accepted. The further amendment was adopted.

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

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 petition of Nicholas A. Boldyga for legislation to establish a sick leave bank for Gina Rossi, an employee of the Parole Board. 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 bill) was referred to the committee on the Judiciary. Sent to the Senate for concurrence.

Gina
Rossi,—
sick leave.

By Ms. Malia of Boston, for the committee on Mental Health and Substance Abuse, on a Senate No. 987 and House, No. 1418, a Resolve to create a special commission to promote a recovery-focus in the mental health system (House, No. 1418, changed in line 9 by striking out the number “5” and inserting in place thereof the number “6” and in line 14 by inserting after the word “organization” the following: “1 of whom shall be from the Massachusetts Clubhouse Coalition.”).

Mental health,—
recovery
focus.

By the same member, for the same committee, on a petition, a Bill relative to juvenile mental health (House, No. 1421).

Juvenile
mental health.

By the same member, for the same committee, on a petition, a Resolve establishing a crisis intervention training working group (House, No. 1424).

Crisis
intervention.

By the same member, for the same committee, on a petition, a Bill relative to mental health and substance abuse clinics (House, No. 1426).

Clinic
accreditation.

By the same member, for the same committee, on a petition, a Bill relative to creating a community based flexible supports oversight commission (House, No. 1429, changed in line 56 by striking out the words “the Chair of provider group or their designee” and inserting in

Mental health,—
oversight
commission.

place thereof the words “a representative of the Association for Behavioral Healthcare”).

H.H.S. intake
procedures,—
study.

By the same member, for the same committee, on a petition, a Resolve providing for an investigation and study by a special commission relative to the intake procedures of the Executive Office of Health and Human Services (House, No. 1434).

Mental health
services.

By the same member, for the same committee, on a petition, a Bill to promote efficient access to mental health services (House, No. 2876).

MassHealth,—
payments.

By the same member, for the same committee, on a petition, a Bill to require equitable payment from the Commonwealth (House, No. 2882).

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

Engrossed Bill.

Bill
enacted.

The engrossed Bill authorizing the city of Marlborough to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (see House, No. 3344, amended) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Order.

Next
sitting.

On motion of Mr. DeLeo of Winthrop,—
Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

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