

Monday, July 9, 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.

*Message from the Governor — Disapprovals and Recommendations of Amendments in General Appropriation Bill.*

A message from His Excellency the Governor returning with his disapproval of certain items and sections, and also with recommendations of amendments of certain sections contained in the engrossed Bill making appropriations for the fiscal year 2013 for the maintenance of the departments, board, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements [see House, No. 4200] (for message, see House, No. 4240), filed in the office of the Clerk on Sunday, July 8, was read. General Appropriation Bill,— disapprovals and amendments.

So much of the message as relates to the disapprovals were referred, under Rule 30, to the committee on Ways and Means.

So much of the message as relates to the sections returned with recommendations of amendments were referred, as follows:

Sections 35, 36, 39, 40, 41, 42, 43, 44, and 45 — Printed as House, No. 4236;

Sections 52, 53, 54, 173, 174, 175 176 and 228 — Printed as House, No. 4237;

Section 92 and 217 — Printed as House, No. 4238; and

Section 152 — Printed as House, No. 4239;

Severally, on motion of Mr. O'Day of West Boylston, to the committee on Bills in the Third Reading.

*Messages from the Governor.*

A message from His Excellency the Governor submitting recommendations for making appropriations for the fiscal year 2013 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4241), was filed in the office of the Clerk on Sunday, July 8, 2012. Supplemental appropriation.

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

A message from His Excellency the Governor recommending legislation relative to providing the terms of certain bonds to finance improvements to the Commonwealth's transportation system (House, No. 4235), was filed in the office of the Clerk on Tuesday, July 3, 2012. Transportation bonds,— terms.

The message was read; and it was referred, under Rule 17G, with the accompanying draft of a bill, to the committee on Bonding, Capital Expenditures and State Assets.

Price disclosure.

A message from His Excellency the Governor recommending legislation relative to price disclosure (House, No. 4234), was filed in the office of the Clerk on Tuesday, July 3, 2012.

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

*Petition.*

Medford,—  
alcoholic  
beverages.

Messrs. Donato of Medford and Garballey of Arlington presented a petition (accompanied by bill, House, No. 4246) of Paul J. Donato, Patricia D. Jehlen and Sean Garballey (by vote of the town) relative to authorizing the city of Medford to grant additional licenses for the sale of all alcoholic beverages to be drunk on the premises; and the same was referred to the committee on Consumer Protection and Professional Licensure. Sent to the Senate for concurrence.

*Papers from the Senate.*

Tyringham,—  
Police Chief  
Peter Curtin.

The House Bill authorizing the town of Tyringham to continue the employment of the police chief, Peter Curtin (House, No. 3524, changed), came from the Senate passed to be engrossed, in concurrence, with an amendment in line 3, striking out the year “2012” (as changed by the committee on Public Service) and inserting in place thereof the year “2013”.

Under suspension of Rule 35, on motion of Mr. Pignatelli of Lenox, 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.

Hamilton  
Development  
Corporation.

The House Bill relative to Hamilton Development Corporation (House, No. 3710), came from the Senate passed to be engrossed, in concurrence, with an amendment in section 17, in lines 432 to 437, inclusive, striking out the two sentences contained in those lines and inserting in place thereof the following two sentences: “Notwithstanding any general or special law to the contrary, the town, acting through the board of selectmen, may lease, for a term not to exceed 60 years, any improved or unimproved land owned by the town within the development zone. The terms and conditions of the lease shall be determined by the board of selectmen in consultation with the town manager; provided, however, those terms and conditions shall be for public purposes consistent with this act.”

Under suspension of Rule 35, on motion of Mr. Hill of Ipswich, 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.

Clifton  
Watson,—

The House Bill establishing a sick leave bank for Mr. Clifton Watson, an employee of the Registry of Motor Vehicles (House, No. 4159,

amended), came from the Senate passed to be engrossed, in concurrence, with amendments in lines 3 and 5 (as changed by the House committee on Bills in the Third Reading) and in lines 9 and 10, striking out, in each instance, the words "of motor vehicles", in line 5, striking out the word "Watson's" and inserting in place thereof the word "Watson"; and striking out the title and inserting in place thereof the following title: "An Act establishing a sick leave bank for Clifton Watson, an employee of the Registry of Motor Vehicles."

sick leave bank.

Under suspension of Rule 35, on motion of Mr. Scibak of South Hadley, the amendments (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted, in concurrence.

The following notice was received from the Clerk of the Senate, to wit:—

July 9, 2012.

The Honorable Robert A. DeLeo  
*Speaker of the House of Representatives*  
Room 356, State House  
Boston, MA 02133

Dear Mr. Speaker:

I have the honor to inform you of the following:

That Senator Baddour had resigned from the committee of conference on the disagreeing votes of the two branches with reference to Senate amendment of the House Bill relative to sentencing and improving law enforcement tools (House, No. 3818, amended), and that Senator Flanagan had been appointed to said committee to fill the vacancy; and

Conference committee,—Senate changes.

That Senator Baddour had resigned from the committee of conference on the disagreeing votes of the two branches with reference to House amendments of the Senate Bill improving the administration of state government and finance (Senate, No. 1940), and that Senator Spilka had been appointed to said committee to fill the vacancy.

Respectfully submitted,

WILLIAM F. WELCH,  
*Clerk of the Senate.*

*Reports of Committees.*

By Mr. Scibak of South Hadley, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Diane Johnson, an employee of the Department of Revenue (House, No. 4229). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Diane Johnson,—sick leave bank.

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 Mr. Kafka, the bill was read a second time forthwith; and it was ordered to a third reading.

Northborough,—  
parkland. By Ms. Spiliotis of Peabody, for the committee on Municipalities and Regional Government, on a petition, a Bill authorizing the town of Northborough to convey certain parklands to abutters (House, No. 4075) [Local Approval Received]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Sharon,—  
land. By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill relative to the transfer of land in the town of Sharon (House, No. 3794), ought to pass [Local Approval Received]. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kafka of Stoughton, for said committee, then reported recommending that the matter be scheduled for consideration by the House. Placed in the Orders of the Day for the next sitting for a second reading.

Children  
and families,—  
services. By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Senate Bill regarding families and children engaged in services (Senate, No. 1963), ought to pass with an amendment by striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4244.

Caterers,—  
licenses. By the same member, for the same committee, that the Senate Bill providing for annual caterer's licenses for the service of alcoholic beverages at private functions (Senate, No. 2063), ought to pass with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4245.

Repair  
contracts. By the same member, for the same committee, that the Bill relative to renovation and repair contracts (House, No. 1392), ought to pass with an amendment by substituting therefor of a bill with the same title (House, No. 4242).

Third grade  
reading  
proficiency. By the same member, for the same committee, that the Bill relative to third grade reading proficiency (House, No. 4152), ought to pass with an amendment by substituting therefor of a bill with the same title (House, No. 4243).

Severally referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Mr. Kafka of Stoughton, for said committee, then reported that the matters be scheduled for consideration by the House.

Severally placed in the Orders of the Day for the next sitting for a second reading, with the amendments pending.

Children,—  
placement. By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the House Bill requiring child and parent involvement in permanency and placement planning (House, No. 61, changed), be scheduled for consideration by the House.

Placed in the Orders of the Day for the next sitting for a second reading, with an amendment previously recommended by the committee on Health Care Financing,— that the bill be amended by substitution of a bill with the same title (House, No. 4178),— pending.

Hospitals,—  
breastfeeding. By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the House Bill relative to the promotion of breast-

feeding in hospitals (House, No. 1478), be scheduled for consideration by the House.

Placed in the Orders of the Day for the next sitting for a second reading, with an amendment previously recommended by the committee on Health Care Financing,— that the bill be amended by substitution of a bill with the same title (House, No. 4185),— pending.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the House Bill relative to cueing and supervision in the PCA program (House, No. 2685), be scheduled for consideration by the House.

Personal care attendants.

Placed in the Orders of the Day for the next sitting for a second reading, with an amendment previously recommended by the committee on Health Care Financing,— that the bill be amended by substitution of a bill with the same title (House, No. 4186),— pending.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the House Bill concerning the right of persons receiving services from programs or facilities of the Department of Mental Health to daily access to the outdoors (House, No. 4023), be scheduled for consideration by the House.

Mental health patients,— outdoor access.

Placed in the Orders of the Day for the next sitting for a second reading, with an amendment previously recommended by the committee on Health Care Financing,— that the bill be amended by substitution of a bill with the same title (House, No. 4191),— pending.

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

- Senate bills
- Further regulating tanning facilities (Senate, No. 2211); and Tanning.
- Further regulating certain town meeting notices in the town of Belmont (Senate, No. 2223) [Local Approval Received]; and Belmont,— meeting notices.
- House bills
- Relative to the prevention of falls in the elderly community (House, No. 180); Fall prevention.
- Relative to regulating the practice of human body piercing (House, No. 584); Body piercing.
- Relative to medication technician (House, No. 1472); Medication.
- To clarify penalties for violations occurring while driving with a hardship license (House, No. 1801); Hardship licenses.
- Relative to a lung cancer research fund (House, No. 2342); Cancer fund.
- To reduce healthcare costs by promoting provider education through academic detailing (House, No. 3367); Provider education.
- Relative to promoting women’s health (House, No. 3542); Women’s health.
- Designating the second week of May as Williams Syndrome awareness day (House, No. 4078); and Williams Syndrome.
- For consumer protection and regulation in psychotherapy (House, No. 4123); Psychotherapy.

Severally placed in the Orders of the Day for the next sitting for a second reading.

*Orders of the Day.*

Third  
reading  
bill.

The Senate Bill authorizing the town of Erving to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (Senate, No. 2093, amended), 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, in concurrence.

## House bills

Third  
reading  
bills.

Designating a certain bridge in the city of Lowell as the Gentz Brothers Memorial Bridge (House, No. 3951); and

Authorizing the town of Reading to grant a utility easement over certain parcels of land in the town (House, No. 4170);

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. Severally sent to the Senate for concurrence.

*Order.*

On motion of Mr. DeLeo of Winthrop,—

Next  
sitting.

*Ordered,* That when the House adjourns today, it adjourn to meet on Wednesday next at one o'clock P.M.

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At sixteen minutes after eleven o'clock A.M., on motion of Mr. deMacedo of Plymouth (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Wednesday at one o'clock P.M.