

Thursday, July 14, 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).

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.

Resignation of Representative Speranzo of Pittsfield.

The following communication was read; and spread upon the records of the House, as follows:

July 13, 2011.

The Honorable Robert A. DeLeo
The Massachusetts State House
Room 356
Boston, MA 02133

Dear Mr. Speaker:

Resignation of Representative Christopher N. Speranzo of Pittsfield.

I am writing to submit my resignation as State Representative for the 3rd Berkshire District, effective immediately, to become Clerk Magistrate of the Central Berkshire District Court.

While serving in the Massachusetts House of Representatives has been one of the greatest privileges of my life, I look forward to the challenges ahead as Clerk Magistrate.

It is with great and lasting appreciation that I conclude my service to the Massachusetts House of Representatives.

Sincerely,

CHRISTOPHER N. SPERANZO,
State Representative.

Order.

The following order (filed by Speaker DeLeo of Winthrop) was referred, under Rule 85, to the committee on Rules:

Third Berkshire Representative District,—time for election to fill vacancy.

Ordered, That the precept to be issued by the Speaker, under the provisions of Section 141 of Chapter 54 of the General Laws, appointing a time for the election to fill the vacancy existing in the office of Representative in the General Court from the Third Berkshire District shall designate, Tuesday, October 18, 2011 as the time ordered by the House of Representatives for said election.

Mr. Binienda of Worcester, for the committee on Rules, then reported that the order ought to be adopted. Under suspension of the rules, on motion of Mr. Kafka of Stoughton, the order was considered forthwith; and it was adopted.

Resolutions.

Resolutions (filed with the Clerk by Mr. Fernandes of Milford) congratulating Gregg Laplante on earning the Eagle Scout Award, were referred, under Rule 85, to the committee on Rules. Gregg Laplante.

Mr. Binienda of Worcester, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Ms. Wolf of Cambridge, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Papers from the Senate.

The House Bill relative to the commercial exploitation of people (House, No. 3483), 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 contain in Senate document numbered 1951. Human trafficking.

Under suspension of the rules, on motion of Mr. Dempsey of Haverhill, the amendment was considered forthwith.

The House then non-concurred with the Senate in its amendment; and, on further motion of Mr. Dempsey, asked for a committee of conference on the disagreeing votes of the two branches. Representatives O'Flaherty of Chelsea, Malia of Boston and Harrington of Groton then were appointed the committee on the part of the House. Sent to the Senate to be joined. Committee of conference.

Subsequently notice was received from the Senate that said branch had insisted on its amendment, concurred with the House in the appointment of a committee of conference; and that Senators Montigny, Flanagan and Tarr had been appointed the committee on the part of the Senate. Id.

Reports of Committees.

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

The Senate Bill establishing a sick leave bank for Francisco Delgado, an employee of the Department of Correction (Senate, No. 1898); and Francisco Delgado.

House bills

Relative to the fair distribution of gratuities (House, No. 2294); Gratuities. Somerville.

Relative to the relocation of Harris Park in the city of Somerville (House, No. 3456) [Local Approval Received];

Validating the Sherborn annual town election (printed in House, No. 3526); Sherborn.

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.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the Bill authorizing the Massachusetts Department of Transportation to acquire certain parcels of land in Hopkinton land.

Hopkinton,—
land. (House, No. 3341), be scheduled for consideration by the House, with the amendment previously recommended by the committee on Ways and Means,— to amend the bill in line 2 by striking out the words “eminent domain,”— pending.

Under suspension of Rule 7A, on motion of Mr. Kafka, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means, was adopted; and the bill (House, No. 3341, amended) was ordered to a third reading.

Children,—
hearing
aids. By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on a petition, a Bill to provide access to hearing aids for children (House, No. 52, changed in section 1, in line 8, in section 2, in line 32, in section 3, in line 53, in section 4, in line 75, and also in section 5, in lines 93 and 94, by striking out the words “medically necessary” and inserting in place thereof, in each instance, the words “necessary regardless of etiology”). Referred, under Joint Rule 1E, to the committee on Health Care Financing.

Youth
service,—
study. By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on a petition, a Resolve creating a study into the promotion of a year of service by young people in the Commonwealth (House, No. 70). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Emergency
aid. By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on a petition, a Bill protecting and improving the Emergency Aid to the Elderly, Disabled and Children (EAEDC) program (House, No. 66).

Child
support. By the same member, for the same committee, on a petition, a Bill to bring child support home (House, No. 84).

Early
education,—
advertising
law. By the same member, for the same committee, on a petition, a Bill pertaining to violations of the Department of Early Education and Care advertising law (House, No. 981).

Transitional
Assistance. By the same member, for the same committee, on a petition, a Bill relative to requiring a civil service exam in the Department of Transitional Assistance (House, No. 2676).

Homelessness. By the same member, for the same committee, on a petition, a Bill to prevent homelessness among recipients of transitional assistance (House, No. 2681).

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

Emergency Measure.

James
Dupont,—
sick leave
bank. The engrossed Bill establishing a sick leave bank for James Dupont, and employee of the Department of Revenue (see Senate, No. 1910, 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 4 to 0. Sent to the Senate for concurrence.

Orders of the Day.

House bills
Relative to updating local governance in the town of Clinton (House, No. 2330); and

Providing the terms of certain bonds to finance the municipal road and bridge maintenance needs of the Commonwealth (printed in House, No. 3511);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, was 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,—
Ordered, That when the House adjourns today, it adjourn to meet on Monday next at eleven o’clock A.M.

At twenty minutes after eleven o’clock A.M., on motion of Mrs. Poirier of North Attleborough (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Monday at eleven o’clock A.M., in an Informal Session.