

Monday, August 13, 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.

Resolutions.

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

Resolutions (filed by Ms. Benson of Lunenburg) congratulating Daniel F. Bourgeois on his retirement as Chief of the Lunenburg Police Department; and Daniel F. Bourgeois.

Resolutions (filed by Ms. Benson of Lunenburg) congratulating Scott F. Glenny on his retirement as Chief of the Lunenburg Fire Department; Scott F. Glenny.

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

Annual Report.

The annual report of the Department of Public Utilities (under Section 1G (g) of Chapter 164 of the General Laws) relative to degree of impact on the aggregate reduction of the electricity and impact on transition charges due to implementation or use of cogeneration systems, fuel cell and renewable energy technologies, was placed on file. Utilities department,—
cogeneration systems.

Papers from the Senate.

The House Bill authorizing the city of Newburyport to acquire interests in land in the town of Newbury (House, No. 4164), came from the Senate passed to be engrossed, in concurrence, with an amendment in section 1, in line 1, inserting after the following: "30B" the following: "but subject to paragraphs (a), (b) and (g) of section 16 of said chapter 30B". Newburyport,—
land.

Under suspension of Rule 35, on motion of Mr. Costello of Newburyport, 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.

Bills

Authorizing the town of Rockport to grant a license for the sale of wines and malt beverages at a food store (Senate, No. 2239) (on a petition) [Local Approval Received]; and Rockport,—
liquor license.

Wilmington,—
redevelopment
authority.

Dissolving the redevelopment authority in the town of Wilmington (Senate, No. 2289) (on a petition) [Local Approval Received];

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

New Bedford
and
Fall River,—
commuter
rail.

A report of the committee on Transportation, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 1762) of Mark C. Montigny for legislation to facilitate the completion of the New Bedford/Fall River commuter rail extension project,— and recommending the same be referred to the Senate committee on the Ways and Means,— accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence, insomuch as relates to the discharge of the committee.

Reports of Committees.

Kathryn
Woessner,—
sick leave
bank.

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 Thomas A. Golden, Jr., for legislation to establish a sick leave bank for Kathryn Woessner, an employee of the Department of Correction. 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 Public Service. 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:

Senate bills

Designating a certain node of the Blackstone River and Canal Heritage State Park in the town of Uxbridge as the Effingham Capron Memorial Park (Senate, No. 361);

Authorizing flying the flag of the Commonwealth at half-staff upon the death of certain police officers and firefighters (Senate, No. 1573); and

Designating a portion of Route 8 in the town of Hinsdale as the Pvt. Henry T. Johns Memorial Highway (Senate, No. 2292); and

House bills

Clarifying warehousing (House, No. 438);

Relative to oil spills on public ways (House, No. 487);

Further regulating the appointment of certain guardians (House, No. 1337);

Relative to the rescue of foals (House, No. 2827);

Relative to sons and daughters of corrections officers (House, No. 4182);

To exempt the position of deputy police chief of the town Westwood (House, No. 4233) [Local Approval Received];

Relative to authorizing the board of selectmen of the town of Saugus to hire an auditing firm to conduct annual audits (House, No. 4315) [Local Approval Received];

For the Falmouth retirement system (House, No. 4317); and

Effingham
Capron
Park.

Flag flying,—
half staff.

Hinsdale,—
Johns
Highway.

Warehousing.
Oil spills.
Guardians.

Foals.
Corrections.

Westwood,—
police chief.

Saugus,—
audits.

Falmouth.

Authorizing the Cedar Meadow Lake Watershed District to prolong betterment payments (House, No. 4319);

Cedar
Meadow
Lake
Watershed
District.

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.

Emergency Measure.

The engrossed Bill establishing a sick leave bank for Louise Moson, an employee of the Massachusetts Department of Transportation (see House, No. 4280), 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.

Louise
Moson,—
sick leave
bank.

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 10 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 House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

Engrossed Bills.

Engrossed bills

Establishing the after school and out-of-school time coordinating council (see Senate, No. 2111, amended) (which originated in the Senate); and

Bills
enacted.

Relative to premature infant hospital discharge and quality improvement (see House, No. 3826, amended) (which originated in House);

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

The engrossed Bill exempt the positions of plumbing inspector and gas fitting inspector in the city of Newburyport from the civil service law and Section 11 of Chapter 142 of the General Laws (see House, No. 3848), which had been returned to the House by His Excellency the Governor with recommendation of amendments (for message, see House, No. 4566), was considered.

Newburyport,—
civil service
law.

The committee on Bills in the Third Reading reported recommending that the amendments recommended by the Governor be considered in the following form:

In section 1, in line 3 (as published), and also in the title by striking out the following: “and section 11 of chapter 142 of the General Laws”; and by striking out section 3”; and the report was accepted.

The amendments then were adopted. Sent to the Senate for its action.

Senate bills

Establishing a sewer construction fund for the town of Barnstable (Senate, No. 1065, amended) (its title having been changed by the committee on Bills in the Third Reading);

Third
reading
bills.

Third
reading
bills.

Increasing the membership on the board of health in the city of Northampton (Senate, No. 2106, amended);

Establishing a sick leave bank for Julie Nantais, an employee of the Department of Public Health (Senate, No. 2266); and

Designating a portion of the Route 128 extension in the city of Gloucester as the Purple Heart highway (Senate, No. 2286, amended);

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, in concurrence.

House bills

Third
reading
bills.

Designating a certain bridge on Route 6 in the city of New Bedford as the Roland J. Hebert Bridge (House, No. 3970, changed) (its title having been changed by the committee on Bills in the Third Reading);

Authorizing the town of Hatfield to continue the employment of the chief of police (House, No. 4142);

Establishing a sick leave bank for Patricia Morin, an employee of the Executive Office of Health and Human Services (House, No. 4262) (its title having been changed by the committee on Bills in the Third Reading);

Authorizing the town of Braintree to grant additional liquor licenses (House, No. 4292) (its title having been changed by the committee on Bills in the Third Reading);

Authorizing the town of Fairhaven to grant 1 additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 4293) (its title having been changed by the committee on Bills in the Third Reading); and

Relative to a liquor license for the Irish Social Club, Inc., in the city of Boston (House, No. 4294) (its title having been changed by the committee on Bills in the Third Reading);

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. 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 Thursday next at eleven o'clock A.M.

Next
sitting.

At half past eleven o'clock A.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.