

Thursday, August 16, 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.

Guest of the House.

During the session, the Chair (Mr. Donato) declared a brief recess and turned the gavel over to Mr. Wong of Saugus for the purpose of an introduction. Mr. Wong then introduced Sgt. David Gecoya of the Saugus Police Department. Mr. Wong then read and presented Sgt. Gecoya with a Citation of the House of Representatives commending him for his diligence in maintaining public safety and keeping the community safe. Sgt. David Gecoya.

Resolutions.

Resolutions (filed with the Clerk by Mr. Coppinger of Boston) congratulating Kenny Jameson on his retirement as Sergeant from the city of Boston Police Department, were referred, under Rule 85, to the committee on Rules. Kenny Jameson.

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

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Aguiar of Fall River, a petition (subject to Joint Rule 12) of Kevin Aguiar and Michael J. Rodrigues for legislation to establish a sick leave bank for Kathleen Rezendes, an employee of the Department of Transitional Assistance. Kathleen Rezendes,—sick leave.

By Mr. Jones of North Reading, a petition (subject to Joint Rule 12) of Bradley H. Jones, Jr., for legislation to establish a sick leave bank for Kathleen Anno, an employee of the Department of Public Health. Kathleen Anno,—sick leave.

By Ms. Walz of Boston, a petition (subject to Joint Rule 12) of Martha M. Walz for legislation to establish a sick leave bank for Noelle Champoux-Olson, an employee of the Department of Youth Services. Noelle Champoux-Olson,—sick leave.

Severally, under Rule 24, to the committee on Rules.

Papers from the Senate.

The House Bill establishing a sick leave bank for Diane Johnson, an employee of the Department of Revenue (House, No. 4229), came from the Senate passed to be engrossed, in concurrence, with an Diane Johnson,—sick leave bank.

Diane Johnson,—
sick leave
bank.

amendment adding the following sentence: “Sick leave bank days shall not be used for absences unrelated to the illness or disability that necessitated the establishment of the sick leave bank as determined by the department.”

Under suspension of Rule 35, on motion of Mr. Kocezera of New Bedford, 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.

Millbury,—
police
chief.

A Bill further regulating the position of police chief in the town of Millbury (Senate, No. 2316) (on a petition) [Local Approval Received], passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

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:

Senate bills

Smoking.

To provide for tobacco cessation benefits (Senate, No. 2121, amended); and

Buildings.

Relative to manufactured buildings (Senate, No. 2401); and
House bills

Animals.

Requiring the posting of security for the seizure and impoundment of animals (House, No. 422);

Dogs.

Relative to at risk dogs (House, No. 562, changed);

Doctors, etc.,—
insurance.

Relating to the Medical Professional Mutual Insurance Company (House, No. 2765);

Derek Cook.

Relative to the retirement allowance of Derek Cook in the city of Springfield (House, No. 4114) [Local Approval Received];

Agawam.

Relative to civil service positions in the city of Agawam (House, No. 4189) [Local Approval Received];

Wilbraham.

Relative to the town of Wilbraham police department (House, No. 4212, changed) [Local Approval Received];

Ware,—
Adam A.
Sequin.

Authorizing Adam A. Sequin to take the civil service examination for appointment as a police officer in the town of Ware notwithstanding the maximum age requirement (House, No. 4283) [Local Approval Received];

Malden.

Relative to administrative reorganization of the city of Malden (House, No. 4311) [Local Approval Received]; and

Id.

Amending the administrative organization of financial officers in the city of Malden (House, No. 4312) [Local Approval Received];

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.

Fall River,—
fire chief
and
commissioners.

A report of the committee on Public Service, ought NOT to pass (under Joint Rule 10), on a petition (accompanied by bill, House, No. 4030) of David B. Sullivan, Michael J. Rodrigues and Paul A. Schmid, III (with the approval of the mayor and city council) relative to the chief of the fire department and the board of fire commissioners of the city of Fall River, was considered forthwith, under suspension of the rules, on motion of Mr. Sullivan of Fall River.

The same member then moved that the report be amended by substitution of the Bill relative to the appointment and status of the fire chief and the board of fire commissioners in the city of Fall River (House, No. 4030), which was read. The amendment was adopted.

Under suspension of the rules, on further motion of the same member, the bill was read a second and a third time forthwith; and it was passed to be engrossed. Sent to the Senate for concurrence.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, asking to be discharged from further consideration of the House Bill establishing a board of registration of phlebotomists (House, No. 4377),— and recommending that the same be referred to the committee on Health Care Financing. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence in so much as relates to the reference.

Phlebotomists.

By Mr. Sánchez of Boston, for the committee on Public Health, on a petition, a Bill relative to public health data sharing with the Boston Public Health commission (House, No. 4337) [Local Approval Received]. Referred, under Joint Rule 1E, to the committee on Health Care Financing.

Boston,—
public
health
data.

By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on House, Nos. 48, 53, 67, 72, 73, 77, 79, 974, 978, 1864, 2674, 2686, 3263, 3264 and 3403 an Order relative to authorizing the committee on Children, Families and Persons with Disabilities to make an investigation and study of certain House documents concerning privacy rights, identity theft and personal information of consumers (House, No. 4395).

Children,
Families and
Persons with
Disabilities,—
study.

By the same member, for the same committee, on House, No. 71, an Order relative to authorizing the committee on Children, Families and Persons with Disabilities to make an investigation and study of a certain House document concerning family networks (House, No. 4396).

Id.

By Ms. Wolf of Cambridge, for the committee on Elder Affairs, on House, Nos. 184, 186, 2728 and 3112, an Order relative to authorizing the committee on Elder Affairs to make an investigation and study of certain House documents concerning elder placement issues (House, No. 4397).

Elder
Affairs,—
study.

By Ms. Coakley-Rivera of Springfield, for the committee on Labor and Workforce Development, on House, Nos. 1410, 2291 and 2311, an Order relative to authorizing the committee on Labor and Workforce Development to make an investigation and study of certain House documents concerning labor and workforce development issues (House, No. 4398).

Labor and
Workforce
Development,—
study.

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Subsequently, Mr. Binienda of Worcester, for said committees, reported, in each instance, asking to be discharged from further consideration of the orders; 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.

Emergency Measures.

Julie
Nantais,—
sick leave
bank.

The engrossed Bill establishing a sick leave bank for Julie Nantais, an employee of the Department of Public Health (see Senate, No. 2266), 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 7 to 0. Sent to the Senate for concurrence.

Bill
enacted.

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.

Diane
Johnson,—
sick leave
bank.

The engrossed Bill establishing a sick leave bank for Diane Johnson, an employee of the Department of Revenue (see House, No. 4229, 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 5 to 0. Sent to the Senate for concurrence.

Bill
enacted.

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.

Engrossed Bills.

Engrossed bills

Bills
enacted.

Establishing a sewer construction fund for the town of Barnstable (see Senate, No. 1065, amended);

Increasing the membership on the Board of Health in the city of Northampton (see Senate, No. 2106, amended);

Authorizing governmental bodies to enter into contracts for the inspection, maintenance, repair or modification of water storage facilities (see Senate, No. 2126, amended); and

Designating a portion of the Route 128 extension in the city of Gloucester as the Purple Heart Highway (see Senate, No. 2286, amended); (Which severally originated in the Senate); and

Relative to adding the town of Harvard to the Devens Economic Target Area (see House, No. 3717);

Restricting the ability of the water supply district of Acton to acquire ground water sources in the town of Boxborough (see House, No. 3820); and

Authorizing the city of Newburyport to acquire interests in land in the town of Newbury (see House, No. 4164, amended);

(Which severally 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 Senate Bill modifying the Pittsfield Economic Development Authority (Senate, No. 2178), 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. Third reading bill.

House bills

Relative to tax titles in the town of East Bridgewater (House, No. 3991); Third reading bills.

Prohibiting the sale, installation and disposal of mercury thermostats (House, No. 4305, amended); and

Establishing a sick [sic] bank for Timothy J. O'Brien, an employee of the Executive Office of Health and Human Services (House, No. 4378) (its title having been changed by the committee on Bills in the Third Reading);

Severally reported by said committee to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Recess.

At fourteen minutes before one o'clock P.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at half-past one o'clock the House was called to order with Mr. Kafka of Stoughton in the Chair. Recess.

Engrossed Bill.

The engrossed Bill modifying the Pittsfield Economic Development Authority (see Senate, No. 2178) (which originated in the Senate), 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. Bill enacted.

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. Next sitting.

At twenty-nine minutes before two o'clock P.M., on motion of Mrs. Poirier of North Attleborough (Mr. Kafka of Stoughton being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.