

JOURNAL OF THE HOUSE.

Thursday, August 22, 2013.

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.

Resolutions (filed with the Clerk by Representatives Brady of Brockton, Canavan of Brockton and Cronin of Easton) honoring Nina Sullivan on the occasion of her one hundredth birthday, were referred, under Rule 85, to the committee on Rules. Nina Sullivan.

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

Appointments to Joint Standing Committees.

The Speaker announced the following appointments to joint standing committees:

That Representative Livingstone of Boston had been appointed to the ninth position on the committee on Higher Education, the ninth position on the committee on Housing, and the ninth position on the committee on State Administration and Regulatory Oversight, to fill existing vacancies. Changes in joint standing committees.

Appointments of the Minority Leader.

The House Minority Leader announced that he had made the following appointments:

That Representative Fattman of Sutton had been appointed to the Adoption Process Task Force (under item 4800-0038 of Section 2 of Chapter 38 of the Acts of 2013) to study ways to reduce the costs and delays of the adoption process in the Commonwealth; Adoption Process Task Force.

That Representative Winslow of Norfolk had been appointed to the Criminal Justice Commission (under Section 18 of Chapter 38 of the Acts of 2013) to examine a variety of areas within criminal justice; Criminal Justice Commission.

That Representative Orrall of Lakeville had been appointed to the Special Commission on Dental Insurance (under Section 164 of Chapter 38 of the Acts of 2013) to review carrier contracts with dental providers and the methods by which dental providers are reimbursed for services provided to persons covered under carriers' dental plans; Dental Insurance Commission.

That Representative Gifford of Wareham had been appointed as his designee to the Tourism Formula Commission (under Section 195 of Chapter 38 of the Acts of 2013) to examine the distribution of funds in the Massachusetts Tourism Fund; Tourism Formula Commission.

Tax Fairness Commission.

That Representative Hunt of Sandwich had been appointed as his designee to the Tax Fairness Commission (under Section 77 of Chapter 46 of the Acts of 2013) to study the federal, state and local tax laws applicable to residents of the Commonwealth; and

Public-Private Partnership Commission.

That Mary Connaughton of 1 Tompkins Lane in Framingham had been appointed as his designee to the Public-Private Partnership Commission (under Section 183 of Chapter 38 of the Acts of 2013) to review and evaluate the administration and fiscal impact of public-private partnership policies or other alternate finance and delivery methods in the Commonwealth.

Communication.

Division of Energy Resources,—regulations.

A communication from the Division of Energy Resources of the Executive Office of Energy and Environmental Affairs (under the provisions of section 12 of Chapter 25A of the General Laws) submitting amendments to 225 CMR 13, DOER CO2 Budget Trading Program Auction Regulation (House, No. 3633), was referred to the committee on Telecommunications, Utilities and Energy. Sent to the Senate for concurrence.

Paper from the Senate.

Low and moderate income housing.

The House Bill financing the production and preservation of housing for low and moderate income residents (House, No. 3492, amended), came from the Senate with the endorsement that said branch had insisted on its amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 1845) (in which the House had non-concurred).

Committee of conference.

The bill bore the further endorsement that said branch had concurred with the House in appointment of a committee of conference on the disagreeing votes of the two branches; and that Senators Brewer, Eldridge and Tarr had been joined as the committee on the part of the Senate.

Rockland,—charter.

A Bill relative to the charter of the town of Rockland (Senate, No. 1798) (on a petition) [Local Approval received], passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the Steering, Policy and Scheduling.

Habitual traffic offenders.

A petition (accompanied by bill) of Bruce E. Tarr, Brian M. Ashe, Bruce J. Ayers, Jay F. Barrows and other members of the General Court for legislation to promote motor vehicle safety, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Transportation.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 1854) was referred, in concurrence, to the committee on Transportation.

Reports of Committees.

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

Supporting municipal fiscal stability through a special education stabilization fund (House, No. 1862); Municipal fiscal stability.

Authorizing the town of Barnstable to lease land for use as a for-profit museum (House, No. 3521) [Local Approval Received]; Barnstable,—land.

Establishing an open town meeting-board of selectmen-town administrator form of government in the town of Paxton (House, No. 3533) [Local Approval Received]; Paxton,—government.

Authorizing the town of Dedham to grant 3 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 3614) [Local Approval Received]; Dedham,—liquor license.

Authorizing the town of Concord to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 3615) [Local Approval Received]; and Concord,—liquor license.

Authorizing the town of Natick to grant an on-premises alcoholic license to the center for arts in Natick (House, No. 3616) [Local Approval Received]; Natick,—liquor license.

Under suspension of Rule 7A, in each instance, on motion of Mr. Kafka of Stoughton, the bills 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 Senate Bill relative to background checks (Senate, No. 1839), be scheduled for consideration by the House. Background checks.

Under suspension of Rule 7A, on motion of the same member, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently under suspension of the rules, on further motion of the same member, the bill (having been 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. Bill enacted.

Engrossed Bills.

Engrossed bills

Authorizing the town of Greenfield to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (see Senate, No. 1796) (which originated in the Senate); and Bills enacted.

Relative to the Elderly and Disabled Taxation Aid Committee in the town of Harvard (see House, No. 3498) (which originated in the 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 amendment to the House Bill expanding juvenile jurisdiction (House, No. 1432), reported by the committee on Bills in the Third Reading to be correctly drawn, was considered. The House then non-concurred with the Senate in its amendment. Sent to the Senate for its action. Juvenile jurisdiction.

Senate bills

Third reading bills.

Establishing a sick leave bank for Jonathan Palermo, an employee of the Trial Court (Senate, No. 1782, amended); and

Establishing a sick leave for Heather Pietras-Gladu, an employee of the Department of Children and Families (Senate, No. 1808, 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.

Third reading bill.

The House Bill relative to health insurance for elected officials in the town of Harwich (House, No. 1872), 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. Senate to the Senate for concurrence.

Saugus,—town manager.

The House Bill amending the town meeting act and town manager act of the town of Saugus (House, No. 3511), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Pending the question on passing the bill to be engrossed, Representatives Reinstein of Revere and Wong of Saugus moved to amend it by striking out section 1 and inserting in place thereof the following section:

“SECTION 1. Chapter 55 of the acts of 1928 is hereby amended by inserting after section 2 the following section:—

Section 2A. The representative town meeting membership shall consist in each precinct of 5 members, who shall be elected for terms of 2 years each by official ballot at a biennial town election in an even numbered year. The 50 town meeting members who are elected in November 2013 shall serve until the annual town election in April 2016. Every 2 years thereafter the entire membership of town meeting shall be up for re-election.”

The amendment was adopted; and the bill (House, No. 3511, amended) was passed to be engrossed. 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 Monday next at eleven o’clock A.M.

At twenty-two minutes after eleven o’clock A.M., on motion of Mr. D’Emilia of Bridgewater (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.