

Thursday, August 23, 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. Garlick of Needham) congratulating Nicholas James Derain on receiving the Eagle Award of the Boy Scouts of America; Nicholas James Derain.

Resolutions (filed by Ms. Garlick of Needham) congratulating Connor John Gaffney on receiving the Eagle Award of the Boy Scouts of America; Connor John Gaffney.

Resolutions (filed by Ms. Garlick of Needham) congratulating Christian John Honan on receiving the Eagle Award of the Boy Scouts of America; and Christian John Honan.

Resolutions (filed by Ms. Garlick of Needham) congratulating Aaron Paul Thole on receiving the Eagle Award of the Boy Scouts of America; Aaron Paul Thole.

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. Smizik of Brookline, 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 Representative Rogers of Norwood and Senator Timilty, a joint petition (subject to Joint Rule 12) of John H. Rogers for legislation to require automated external defibrillators in assisted living residences. Assisted living,—defibrillators.

By Representative Vieira of Falmouth and Senator Wolf, a joint petition (subject to Joint Rule 12) of David T. Vieira and Daniel A. Wolf relative to the elected officials of the Cotuit Fire District. Cotuit Fire District.

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

#### *Paper from the Senate.*

A petition (accompanied by bill) of Therese Murray and Thomas J. Calter for legislation to establish a sick leave bank for Ellen Grady, an employee of the Department of Public Health, came from the Senate referred, under suspension of Joint Rule 12, to the committee on the Public Service. Ellen Grady,—sick leave bank.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2418) was referred, in concurrence, to the committee on the Public Service.

*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:

Easthampton,— liquor license. The Senate Bill authorizing the city of Easthampton to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (Senate, No. 2294); and

## House bills

Farm animals. To prevent farm animal cruelty (House, No. 458);

Children,— placement. Relative to advertising for the placement of children under 16 years of age (House, No. 1328); and

Trade secrets. Making uniform the law regarding trade secrets (House, No. 2846);

Under suspension of Rule 7A, in each instance, on motion of the same member, the bills severally were read a second time forthwith; and they were ordered to a third reading.

Municipal records,— preservation. By Mr. Binienda of Worcester, for the committees on Rules of the two branches, acting concurrently, that the Bill to establish a municipal record preservation commission (House, No. 4053), ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

Plymouth county,— government. By Ms. Spiliotis of Peabody, for the committee on Municipalities and Regional Government, on a petition, a Bill establishing the Plymouth county government (House, No. 4318). Read; and referred, under Rule 29, to the committees on Rules of the two branches, acting concurrently.

Transportation bonds,— terms. By Mr. Cabral of New Bedford, for the committee on Bonding, Capital Expenditure and State Assets, on a message from His Excellency the Governor, a Bill providing the terms of bonds authorized by Chapter 242 of the Acts of 2012 (printed in House, No. 4399). Read; and referred, under Rule 33, to the committee on Way and Means.

Kingston,— sewer system. By Ms. Spiliotis of Peabody, for the committee on Municipalities and Regional Government, on a joint petition, a Bill regulating the grant of sewer system connections by the Board of Sewer Commissioners of the town of Kingston (House, No. 4310) [Local Approval Received].

Oxford,— charter. By the same member, for the same committee, on a joint petition, a Bill amending the town charter of Oxford (House, No. 4313) [Local Approval Received].

North Andover,— charter. By the same member, for the same committee, on a petition, a Bill amending the charter of the town of North Andover (House, No. 4314) [Local Approval Received].

Agawam,— charter. By the same member, for the same committee, on a joint petition, a Bill relative to the leadership and governance of the city known as the town of Agawam (House, No. 4388) [Local Approval Received].

Avon,— treasurer-collector. By the same member, for the same committee, on a petition, a Bill relative to the position of appointed treasurer-collector in the town of Avon (House, No. 4389) [Local Approval Received].

By Mr. Scibak of South Hadley, for the committee on Public Service, on a petition, a Bill exempting the positions of laborer, skilled laborer, mechanic and craftsman in the town of North Andover from the civil service law (House, No. 4316) [Local Approval Received].

North  
Andover,—  
civil  
service.

Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

By Mr. Speliotis of Danvers, for the committee on Consumer Protection and Professional Licensure, on House, Nos. 118, 126, 127, 2705 and 3536, an Order relative to authorizing the committee on Consumer Protection and Professional Licensure to make an investigation and study of certain House documents concerning internet issues (House, No. 4403).

Consumer  
Protection and  
Professional  
Licensure,—  
study.

By Ms. Peisch of Wellesley, for the committee on Education, on Senate, No. 192 and House, Nos. 156, 1054, 1057, 1077, 1079, 1088, 1917, 2718, 2719 and 3539, an Order relative to authorizing the committee on Education to make an investigation and study of certain Senate and House documents concerning commercialism, truancy and other school issues (House, No. 4404).

Education,—  
study.

By the same member, for the same committee, on House, Nos. 1070, 1127, 1911, 1914 and 2715, an Order relative to authorizing the committee on Education to make an investigation and study of a certain House documents concerning civil rights (House, No. 4405).

Id.

By the same member, for the same committee, on House, Nos. 1089 and 1927, an Order relative to authorizing the committee on Education to make an investigation and study of a certain House documents concerning school personnel (House, No. 4406).

Id.

By Mr. Honan of Boston, for the committee on Housing, on Senate, Nos. 593 and 627 and House, No. 2790, an Order relative to authorizing the committee on Housing to make an investigation and study of certain Senate and House documents concerning cooperative housing (House, No. 4407).

Housing,—  
study.

By Ms. Coakley-Rivera of Springfield, for the committee on Labor and Workforce Development, on House, Nos. 534, 535, 544, 546, 1396, 1411, 1414, 2286, 2288, 2289, 2290, 2292, 2297, 2299, 2300, 2303, 2868, 2869 and 3160, 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. 4408).

Labor and  
Workforce  
Development,—  
study.

By the same member, for the same committee, on House, Nos. 1400, 1404, 1407, 2295, 2302, 2312, 2313, 2870, 2871, 2873, 3231 and 3233, an Order relative to authorizing the committee on Labor and Workforce Development to make an investigation and study of a certain House documents concerning labor and workforce development issues (House, No. 4409).

Id.

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.*

Timothy J. O'Brien,—  
sick leave  
bank.

The engrossed Bill establishing a sick leave bank for Timothy J. O'Brien, an employee of the Executive Office of Health and Human Services (see House, No. 4378), 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 8 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 House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

*Engrossed Bill.*

Bill  
enacted.

The engrossed Bill relative to the regulation of plant nutrients (see House, No. 4306, amended) (which originated in the House), 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.

*Orders of the Day.*

## Senate bills

Third  
reading  
bills.

Designating certain bridges under the control of the Massachusetts Department of Transportation in the town of Raynham and the city of Taunton (Senate, No. 2337); and

Establishing a sick leave bank for Laurie Bourassa, an employee of the Department of Developmental Services (Senate, No. 2339);

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.

Establishing a sick leave bank for Gloria Chisholm, an employee of the Massachusetts Department of Transportation (House, No. 4184) (its title having been changed by the committee on Bills in the Third Reading);

Exempting the position of Deputy Police Chief of the town of Westwood from the civil service laws (House, No. 4233) (its title having been changed by the committee on Bills in the Third Reading); and

Relative to administrative reorganization of the city of Malden (House, No. 4311);

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 Monday next at eleven o'clock A.M.

Next  
sitting.

THURSDAY, AUGUST 23, 2012.

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At two minutes before twelve o'clock noon, on motion of Mr. Hill of Ipswich (Mr. Donato of Medford in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.