

Monday, September 17, 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 Mr. Ayers of Quincy) congratulating Arthur Bernard Keefe on his eightieth birthday; Arthur Keefe.

Resolutions (filed by Mr. deMacedo of Plymouth) congratulating William Husted on receiving the Eagle Award of the Boy Scouts of America; William Husted.

Resolutions (filed by Mr. Fernandes of Milford) congratulating Alexander Koufos on earning the Eagle Scout Award; and Alexander Koufos.

Resolutions (filed by Mr. Keenan of Salem) congratulating Roy Petre on his retirement from the Massachusetts Department of Public Health; Roy Petre.

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. Boldyga of Southwick, 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 Commissioner of Public Health (under Chapter 313 of the Acts of 2010) of the activities related to screening for postpartum depression, including best practices and effective screening tools for fiscal year 2012, was placed on file. Postpartum depression.

*Petitions.*

Petitions severally were presented and referred as follows:

By Ms. Reinstein of Revere and Senator Mr. Petruccelli, a joint petition (subject to Joint Rule 12) of Kathi-Anne Reinstein and Anthony W. Petruccelli for legislation to designate certain pavilions in the city of Revere as the Norman Gautreau memorial pavilions. Revere,—Gautreau memorial pavilions.

By Ms. Reinstein of Revere, a petition (subject to Joint Rule 12) of Kathi-Anne Reinstein and Anthony W. Petruccelli for legislation to designate a certain parcel of land in the city of Revere as the Peter E. McCauley plaza. Revere,—McCauley plaza.

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

*Papers from the Senate.*

UMass  
Amherst,—  
trust fund.

The Senate Bill providing for a labor-management workplace and education trust fund at the University of Massachusetts at Amherst (Senate, No. 2434) (on Senate bill No. 2001), passed to be engrossed by the Senate was read; and it was referred, under Rule 33, to the committee on Ways and Means.

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

September 14, 2012.

Honorable Robert A. DeLeo  
*Speaker of the House of Representatives*  
Room 356, State House  
Boston, MA 02133

Dear Mr. Speaker:

Energy and  
electricity  
policies,—  
Senate  
appointments.

I have the honor to inform you that Honorable Bruce E. Tarr, Senate Minority Leader, has announced the appointment of Elliott L. Jacobson of Gloucester as his designee to the Special Commission established (pursuant to Section 41 of Chapter 209 of the Acts of 2012) to make an investigation and study of energy and electricity policies in the Commonwealth.

Respectfully submitted,

WILLIAM F. WELCH,  
*Clerk of the Senate.*

*Reports of Committees.*

Kevin  
Lewis,—  
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 joint petition of Gailanne M. Cariddi and Benjamin B. Downing for legislation to establish a sick leave bank Kevin Lewis, an employee of the Department of Developmental Services. Under suspension of the rules, on motion of Mr. Walsh of Lynn, 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.

Stoughton,—  
civil  
service.

By Mr. Scibak of South Hadley, for the committee on Public Service, on a petition, a Bill exempting the position of deputy chief of the Stoughton Police department from the provisions of civil service (House, No. 4417) [Local Approval Received]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kafka of Stoughton for said committee then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Ms. Provost of Somerville, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Senate Bill to ensure transparency of workforce participation in public construction contracts (Senate, No. 2386), ought to pass with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4441. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Public construction contracts.

Mr. Kafka of Stoughton, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Ms. Provost of Somerville, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means then was adopted; and the bill (Senate, No. 2386, amended) was ordered to a third reading.

By Ms. Gobi of Spencer, for the committee on Environment, Natural Resources and Agriculture, on House, Nos. 249, 257, 261, 270, 1125, 1126, 1132, 1150, 1160, 1161, 1162, 1167, 1169, 1834, 2006, 2008, 2014, 2025, 2754, 2757, 2758, 3121, 3269, 3271, 3273, 3352, 3408, 3540 and 3585, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of certain House documents concerning agriculture, forestry, game, animals, and other land issues (House, No. 4442).

Environment, Natural Resources and Agriculture,—study.

By Mr. Costello of Newburyport, for the committee on Financial Services, on Senate, Nos. 412, 416, 427, 439, 448, 459, 470 and 471 and House, Nos. 283, 285, 286, 297, 308, 310, 314, 328, 1172, 1182, 1184, 1207, 1208, 2044, 2052, 2054, 2074, 2075, 3128, 3130, 3132 and 3252, an Order relative to authorizing the committee on Financial Services to make an investigation and study of certain Senate and House documents concerning property and liability insurance (House, No. 4443).

Financial Services,—study.

By the same member, for the same committee, on Senate, Nos. 428, 433, 437 and 440 and House, Nos. 26, 271, 275, 292, 312, 327, 1183, 1185, 1192, 1193, 1194, 1197, 1213, 2036, 2060, 2068, 2766, 2771, 3123, 3125, 3126, 3127, 3277, 3444, 3598, 3600 and 3601, an Order relative to authorizing the committee on Financial Services to make an investigation and study of a certain Senate and House documents concerning banking laws and mortgages (House, No. 4444).

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 Measure.*

The engrossed Bill establishing a sick leave bank for Gloria Chisholm, an employee of the Massachusetts Department of Transportation (see House, No. 4184), 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.

Gloria Chisholm,—sick leave bank.

Gloria  
Chisholm,—  
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 4 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 Senate to the Senate.

*Engrossed Bills.*

Bills  
enacted.

Engrossed bills  
Relative to third grade reading proficiency (see House, No. 4243, amended); and  
Relative to administrative reorganization of the city of Malden (see House, No. 4311, amended);  
(Which severally 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.*

Third  
reading  
bill.

The Senate Bill establishing a sick leave bank Emmy Diaz, an employee of the Massachusetts Rehabilitation Commission (Senate, No. 2431), 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  
bills.

House bills  
Relative to civil service positions in the city of Agawam (House, No. 4189);  
Relative to a special fund in the town of Plympton (House, No. 4276); and  
Establishing a sick leave bank for Kathleen Rezendes, an employee of the Department of Transitional Assistance (House, No. 4410);  
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.*

Next  
sitting.

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.

Mr. Cabral of New Bedford then moved that as a mark of respect to the memory of Thomas D. Lopes, a member of the House from New Bedford from 1975 to 1978, inclusive, the House adjourn; and the motion prevailed.

Accordingly at eighteen minutes after eleven o'clock A.M., on motion of Mr. Smola of Palmer, the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.