

JOURNAL OF THE HOUSE.

Thursday, September 19, 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).

Pledge of allegiance.

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.

Resolutions.

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

J. Robert Giggi.

Resolutions (filed by Mr. Linsky of Natick) congratulating Reverend Monsignor J. Robert Giggi on the sixtieth anniversary of his ordination to the priesthood; and

Ruth von Kelsch.

Resolutions (filed by Mr. Winslow of Norfolk) congratulating Ruth von Kelsch on the celebration of her one hundredth birthday;

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

Communications.

Communications

Clean Energy Technology Center.

From the Massachusetts Clean Energy Technology Center (see Section 5 of Chapter 23J of the General Laws) submitting its annual report for the fiscal year 2013 describing the assets, liabilities, revenues and expenditures of said agency [copies of said report, as required by said law have been forwarded to the various committees, in accordance with said law]; and

Capital Debt Affordability Committee.

From the Capital Debt Affordability Committee (see Section 60B(f) of Chapter 29 of the General Laws) detailing said committee's progress of estimating the total amount of new Commonwealth debt that prudently may be authorized for the next fiscal year;

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

Winemaking,—licensing.

By Mr. Arciero of Westford, a petition (subject to Joint Rule 12) of James Arciero relative to the licensing of instructional winemaking.

Newton,—land.

By Ms. Balsler of Newton, a petition (subject to Joint Rule 12) of Ruth B. Balsler and others (with the approval of the mayor and board of aldermen) for legislation to authorize the Commissioner of Capital Asset Management and Maintenance to convey certain land to the city of Newton.

By Representative Jones of North Reading and Senator Tarr, a joint petition (subject to Joint Rule 12) of Bradley H. Jones, Jr., Bruce E. Tarr and others for legislation to repeal the 2013 sales tax on computer and software technology services.

Technology,—
tax
exemption.

By Mr. Timilty of Milton, a petition (subject to Joint Rule 12) of Walter F. Timilty and others that the Massachusetts Port Authority conduct a noise and land use compatibility study at Logan International Airport.

Port
Authority,—
study.

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

Papers from the Senate.

The House Bill amending the charter of the town of Randolph (House, No. 3439), came from the Senate passed to be engrossed, in concurrence, with amendments in section 5, in line 71, striking out the words “state secretary” and inserting in place thereof the words “town attorney”; and adding the following section:

Randolph,—
charter.

“SECTION 6. This act shall take effect upon its passage.”

The amendments were referred, under Rule 35, to the committee on Bills in the Third Reading.

Subsequently the amendments, reported by the committee on Bills in the Third Reading to be correctly drawn, were adopted, in concurrence.

The following notice was received from the Clerk of the Senate, to wit:—

September 19, 2013.

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

Dear Mr. Speaker:

I have the honor to inform you that the Honorable Therese Murray, President of the Senate, has announced the appointment (under the provisions of Section 183 of Chapter 38 of the Acts of 2013) of Senator Gale D. Candaras to the Special Commission on the economic impact of the illegal tobacco market in the Commonwealth; and

Illegal
tobacco
market.

The Honorable Bruce E. Tarr, Senate Minority Leader, has announced the following appointments:

Bruce E. Tarr to the Special Commission established (under Section 164 of Chapter 38 of the Acts of 2013) to make an investigation and study of quality and affordable dental care in the Commonwealth;

Affordable
dental care.

Bruce E. Tarr to the Special Commission (established by Section 77 of Chapter 46 of the Acts of 2013) to make an investigation and study of tax fairness in the Commonwealth; and

Tax
fairness.

Maureen Flatley of Essex (pursuant to Section 2 of Chapter 38 of the Acts of 2013) to the Adoption Process Task Force.

Adoption
task force.

Respectfully submitted,

WILLIAM F. WELCH,
Clerk of the Senate.

Reports of Committees.

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 following petitions:

Katherine Swearingen,—
sick leave.

Petition (accompanied by bill) of Stephen Kulik and Benjamin B. Downing for legislation to establish a sick leave bank for Katherine Swearingen, an employee of the Department of Developmental Services.

Sick leave banks.

Petition (accompanied by bill) of Aaron Vega, John J. Mahoney and others for legislation to establish postemployment sick leave banks.

Severally to the committee on Public Service.

Under suspension of the rules, on motion of Mr. McMurtry of Dedham, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

Deceptive practices,—
penalties.

By Mr. O'Day of West Boylston, for the committee on Elder Affairs, on a petition, a Bill increasing the penalties for unfair and deceptive actions perpetrated against persons with disabilities and senior citizens (House, No. 536).

Municipalities,—
regionalization.

By Ms. Peake of Provincetown, for the committee on Municipalities and Regional Government, on Senate, No. 946 and House, No. 1853, a Bill to promote municipal collaboration and regionalization throughout the Commonwealth (House, No. 3658).

Interior designers,—
state contracts.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on Senate, Nos. 1464 and 1557 and House, No. 2832, a Bill recognizing the profession of interior designers to bid on state contracts (House, No. 2832).

Severally read; and referred, under Rule 33, to the committee on Ways and Means.

Senior citizens,—
safety zones.

By Mr. O'Day of West Boylston, for the committee on Elder Affairs, on a petition, a Bill authorizing the establishment of senior citizen safety zones (House, No. 550).

Cohasset,—
town manager.

By Ms. Peake of Provincetown, for the committee on Municipalities and Regional Government, on a joint petition, a Bill relative to the town manager in the town of Cohasset (House, No. 3486) [Local Approval Received].

Townsend,—
charter.

By the same member, for the same committee, on a joint petition, a Bill relative to the charter of the town of Townsend (House, No. 3545) [Local Approval Received].

Southborough,—
warrants.

By the same member, for the same committee, on a joint petition, a Bill authorizing the town administrator of Southborough to sign warrants (House, No. 3549) [Local Approval Received].

Hingham,—
treasurer collector.

By the same member, for the same committee, on a joint petition, a Bill relative to the town treasurer-collector in the town of Hingham (House, No. 3550) [Local Approval Received].

Southborough,—
board of selectmen.

By the same member, for the same committee, on a joint petition, a Bill increasing the membership of the board of selectmen in the town of Southborough (House, No. 3551) [Local Approval Received].

Avon,—
public works.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Avon to establish a department of public works (House, No. 3576) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill amending the charter for the town of Harwich (House, No. 3577) [Local Approval Received].

Harwich,—
charter.

By the same member, for the same committee, on a joint petition, a Bill relative to the inspector of plumbing and gas fitting in the town of South Hadley (House, No. 3578) [Local Approval Received].

South Hadley,—
inspectors.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Mashpee to convey an interest in certain town owned land to the town of Barnstable (House, No. 3579) [Local Approval Received].

Mashpee,—
land.

By the same member, for the same committee, on a petition, a Bill extending sewer betterment repayments in the town of Easton (House, No. 3582) [Local Approval Received].

Easton,—
sewer
repayments.

By the same member, for the same committee, on a petition, a Bill reducing the sewer betterment interest rate on repayments in the town of Easton (House, No. 3583) [Local Approval Received].

Id.

By the same member, for the same committee, on a joint petition, a Bill relative to the establishment of a special capital fund in the town of Acushnet (House, No. 3592) [Local Approval Received].

Acushnet,—
special
fund.

By the same member, for the same committee, on a petition, a Bill relative to the grant of authority to the town of Marion (House, No. 3605) [Local Approval Received].

Marion,—
easements.

By the same member, for the same committee, on a joint petition, a Bill authorizing the conveyance of a certain interest of land relative to Northampton and Williamsburg (House, No. 3619) [Local Approval Received].

Northampton,
etc.,—
land.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Dartmouth to establish an enterprise fund (House, No. 3623) [Local Approval Received].

Dartmouth,—
enterprise
fund.

By the same member, for the same committee, on a petition, a Bill amending the town of Dennis Barrier Beach Protection Stabilization Fund Act (House, No. 3630) [Local Approval Received].

Dennis,—
Barrier
Beach.

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

Engrossed Bills.

Engrossed bills

Validating the actions taken by Assistant Tax Collector, Rosemarie Driscoll, in the town of Weymouth (see House, No. 3446); and

Bills
enacted.

Providing for staggered elections of selectman and school committee members and establishing annual town elections in the town of Saugus (see House, No. 3511, 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.

The Senate Bill providing for the recall of elected officials in the town of Ipswich (Senate, No. 1801, amended), 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

Third reading bills.

Establishing a sick leave bank for Kristin Cole, an employee of the Department of Correction (House, No. 3632) (its title having been changed by the committee on Bills in the Third Reading; and

Establishing a sick leave bank for Donna Salois, an employee of the Wrentham Development Center (House, No. 3635);

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. Severally sent to the Senate for concurrence.



Reading.—annual town election.

The House Bill validating the results of the annual town meeting of the town of Reading held on April 22, 2013 (House, No. 3629), 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, Messrs. Jones of North Reading and Dwyer of Woburn moved to amend it by substitution of a Bill validating the results of the annual town election held on April 2, 2013 and the annual town meeting held on April 22, 2013 in the town of Reading (House, No. 3659), which was read.

The amendment was adopted; and the substituted bill was 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.



At twenty-three minutes after eleven o'clock A.M., on motion of Mr. Hill of Ipswich (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.