

Thursday, September 22, 2011.

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.

*Statement of Representative Walz of Boston.*

A statement of Ms. Walz of Boston was spread upon the records as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present in the House Chamber for a portion of the sitting of Wednesday, September 14th due to a previously scheduled commitment to attend the Toll Fellowship Program in Lexington, Kentucky. Had I been present for the taking of yea and nay Nos. 105 and 106, I would have voted, in each instance, in the affirmative. Had I been present for the taking of yea and nay Nos. 107 and 108, I would have voted, in each instance, in the negative. My missing of roll calls that day was due entirely to the reason stated.

Statement of Ms. Walz of Boston.

*Resolutions.*

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

Resolutions (filed by Representatives Hill of Ipswich and Ferrante of Gloucester) commending the Essex County Greenbelt Association on fifty years of dedicated service to the community;

Essex County Greenbelt Association.

Resolutions (filed Ms. Fox of Boston) congratulating James Edward Guilford, Jr., on the occasion of his one hundredth birthday;

James Edward Guilford, Jr.

Resolutions (filed by Representatives Fox of Boston and Turner of Dennis) congratulating Theresa Fernandez Monteiro Wood on the occasion of her ninetieth birthday; and

Theresa Fernandez Monteiro Wood.

Resolutions (filed by Representatives Peisch of Wellesley and Balsler of Newton) honoring Tyler Siegal on receiving the Eagle Award of the Boy Scouts of America;

Tyler Siegal.

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

*Petitions.*

Mr. Speliotis of Danvers presented a petition (accompanied by bill, House, No. 3719) of Theodore C. Speliotis (by vote of the town) for legislation to authorize an exchange of land between Brigitte and

Topsfield,—land.

Timothy O'Malley of Topsfield and the town of Topsfield; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

Homestead,—  
declaration.  
Hit and run  
accidents.

By Mr. Bradley of Hingham, a petition (subject to Joint Rule 12) of Garrett J. Bradley relative to the declaration of homestead.

By Mr. Bradley of Hingham, a petition (subject to Joint Rule 12) of Garrett J. Bradley for legislation to increase the penalties for hit and run motor vehicle accidents.

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

*Papers from the Senate.*

Pension  
reform.

A Bill providing for additional pension reform and benefits modernization (Senate, No. 2018) (on Senate bill No. 2010), passed to be engrossed by the Senate, was read; and it was referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Assistant  
treasurers and  
collectors.

A Bill eliminating the residency requirement for certain assistant treasurers and assistant collectors (Senate, No. 1325) (on a petition), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Medford,—  
Water  
Enterprise  
Fund.

A petition (accompanied by bill, Senate, No. 2017) of Patricia D. Jehlen, Paul J. Donato, Sean Garballey and Carl M. Sciortino, Jr. (with the approval of the mayor and city council) for legislation to authorize the city of Medford to reimburse the Water Enterprise Fund, was referred, in concurrence, to the committee on Municipalities and Regional Government.

Scott  
Hayward,—  
sick leave  
bank.

A petition (accompanied by bill) of Fredrick E. Berry for legislation to establish a sick leave bank for Scott Hayward, an employee of the Executive Office of Health and Humans Services, came from the Senate referred, under suspension of Joint Rule 12, to the committee on the Public Service.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2021) was referred, in concurrence, to the committee on Public Service.

*Reports of Committees.*

Health care  
warnings,—  
issuance.

By Mr. Walsh of Lynn, for the committee on Health Care Financing, that the Bill relative to the issuance of public health warnings (House, No. 1474, changed), ought to pass. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kafka of Stoughton, for said committee, reported recommending that the matter be scheduled for consideration by the House. Under suspension of rules, on motion of the same member, the bill was read a second time forthwith; and it was ordered to a third reading.

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

The Senate Bill adding members of the Massachusetts Call and Volunteer Firefighters Association to the Massachusetts Fire Training Council (Senate, No. 1188); and

Fire Training  
Council,—  
membership.

The House Bill making a technical correction relative to reporting premium information (House, No. 1181);

Premium  
information,—  
reports.

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.

By Mr. Scibak of South Hadley, for the committee on Public Service, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 1588) of Christine E. Canavan and others relative to collective bargaining of certain school employees in response to "rapid academic achievement," so-called,— and recommending that the same be referred to the committee on Education. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Collective  
bargaining.

By Mr. Kane of Holyoke, for the committee on Municipalities and Regional Government, on a petition, a Bill to create a trust fund for police officer medical benefits (House, No. 2328) [Local Approval Received].

Dartmouth,—  
police  
benefits.

By the same member, for the same committee, on a petition, a Bill relative to vacant and abandoned property in the Commonwealth (House, No. 2329).

Abandoned  
property.

By the same member, for the same committee, on a petition, a Bill amending Chapter 51 of the Acts of 2010 to reflect the passage of Chapter 398 of the Acts of 2008 and to make certain other corrections (House, No. 3432) [Local Approval Received].

Brookline,—  
sale of taxi  
licenses.

By the same member, for the same committee, on a petition, a Bill amending Chapter 270 of the Acts of 1985, as amended by Chapter 322 of the Acts of 1900 and Chapter 427 of the Acts of 1991 (House, No. 3433) [Local Approval Received].

Brookline,—  
appointments.

By the same member, for the same committee, on a petition, a Bill authorizing increased fees for special details performed by public employees in the city of Medford (House, No. 3530) [Local Approval Received].

Medford,—  
special detail  
fees.

By the same member, for the same committee, on a petition, a Bill relative to the approval of funding at town meeting (House, No. 3591) [Local Approval Received].

North Andover,—  
bargaining  
agreements.

By the same member, for the same committee, on a petition, a Bill relative to the town charter in the town of North Andover (House, No. 3592) [Local Approval Received].

North Andover,—  
charter.

By the same member, for the same committee, on a petition, a Bill validating the acts and proceedings at the town caucus in the town of Westhampton (House, No. 3623) [Local Approval Received].

Westhampton,—  
caucus.

By the same member, for the same committee, on a petition, a Bill relative to the human resource department of the town of Arlington (House, No. 3651) [Local Approval Received].

Arlington,—  
human  
resources.

By the same member, for the same committee, on a petition, a Bill relative to budget submissions to the town manager in the town of Arlington (House, No. 3652) [Local Approval Received].

Arlington,—  
budget.

South Hadley,—  
bills. By the same member, for the same committee, on a petition, a Bill authorizing the town of South Hadley to pay certain unpaid bills (House, No. 3653) [Local Approval Received].

Revere,—  
city clerk. By the same member, for the same committee, on a petition, a Bill relative to the term of office of City Clerk of the city of Revere (House, No. 3656) [Local Approval Received].

North Andover,—  
town meeting. By the same member, for the same committee, on a message from His Excellency the Governor, a Bill validating the actions taken at the June 7, 2011 annual town meeting held by the town of North Andover (printed in House, No. 3665).

Plympton,—  
treasurer-  
collector. By the same member, for the same committee, on a petition, a Bill creating the position of treasurer-collector in the town of Plympton (House, No. 3676) [Local Approval Received].

Waltham,—  
Landry Way. By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill designating a state road in the city of Waltham as Landry Way (House, No. 920).

Turnpike,—  
signs. By the same member, for the same committee, on a petition, a Bill relative to signs on the Massachusetts Turnpike (House, No. 923) [Representative Durant of Spencer dissenting].

Salisbury,—  
Morgan  
Square. By the same member, for the same committee, on a petition, a Bill designating a certain portion of land in the town of Salisbury as the Reverend Thomas B. Morgan square (House, No. 3713).

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

#### *Recess.*

Recess. At ten minutes after eleven o'clock A.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House recessed until a quarter before twelve o'clock noon; and at eleven minutes before twelve o'clock the House was called to order with Mr. Donato in the Chair.

#### *Resolutions.*

Recovery  
Month. Resolutions (filed with the Clerk by Mr. DeLeo of Winthrop) commending the Massachusetts Organization for Addiction Recovery on its celebration of Recovery Month, were referred, under Rule 85, to the committee on Rules.

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

#### *Orders of the Day.*

##### House bill

Third  
reading  
bills. Creating a water supply system in the town of Rochester (House, No. 576) (its title having been changed by the committee on Bills in the Third Reading);

Relative to the order of placement of a certain person on the civil service eligibility list (House, No. 2967);

Relative to district councilors elected at the 2011 election in the town of Amesbury (House, No. 3620);

Relative to the charter of the town of Amesbury (House, No. 3621);

Authorizing the town of Amesbury to place a certain question relative to fluoridation of the public water supply on the town's election ballot (House, No. 3622); and

Authorizing the town of Needham to convey a parcel of land and grant an easement to support natural gas transmission (House, No. 3667) (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 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.

At four minutes before twelve o'clock noon, 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.