

Monday, October 3, 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).

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:

Herbert Lewis Foss.

Resolutions (filed by Mr. Bradley of Hingham) congratulating the town of Hingham on the one hundred and fortieth anniversary of the birthday of Seaman Herbert Lewis Foss;

Florence Congregation Church.

Resolutions (filed by Mr. Kocot of Northampton) congratulating the Florence Congregational Church on the celebration of its one hundred and fiftieth anniversary; and

Louise Kanus.

Resolutions (filed by Mr. Kocot of Northampton) congratulating Louise Kanus as a member of the Massachusetts Board of Library Commissioners and member of the Board of Directors of the Western Massachusetts Regional Library System;

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.

Annual Reports.

Annual reports

Children,—behavioral health advisors.

Third annual report of the Children's Behavioral Health Advisory Council (under paragraph (e) of Section 16P of Chapter 6A of the General Laws as inserted by Chapter 321 of the Acts of 2008) for the fiscal year 2011;

Life Sciences Center.

Of the Massachusetts Life Sciences Center for the fiscal year 2011 (under Section 15 of Chapter 231 of the General Laws) accompanied by the center's fiscal year 2011 audit report [copies had been forwarded by the Center to the committee on Ways and Means and the committee on Economic Development and Emerging Technologies; and the text was posted on the internet by the Clerk in accordance with the provisions of the law]; and

Legal Assistance Corporation.

Of the Massachusetts Legal Assistance Corporation (under Section 10 of Chapter 221A of the General Laws) relative the discrimination and evaluation of each program and a summary of the expenditures for such programs for the fiscal year ending June 30, 2011;

Severally were placed on file.

Communication.

A communication from Plainridge Racecourse (under the provisions of Section 2 of Chapter 128C of the General Laws) submitting copies of contracts for the simulcasting of certain races, was placed on file.

Plainridge Racecourse,—contracts.

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Mariano of Quincy, a petition (subject to Joint Rule 12) of Ronald Mariano and others for legislation to establish a sick leave bank for Dinamarie McCarthy, an employee of the Department of Children and Families.

Dinamarie McCarthy,—sick leave.

By Mr. Wagner of Chicopee and Senator Knapik, a joint petition (subject to Joint Rule 12) of Joseph F. Wagner and Michael R. Knapik for legislation to establish a sick leave bank for Lawrence Mainville, and employee of the Massachusetts Department of Transportation.

Lawrence Mainville,—sick leave.

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

Papers from the Senate.

Bills

Exempting the position of police chief in the town of Marblehead from the civil service law (Senate, No. 1929) (on a petition) [Local Approval Received]; and

Marblehead,—police chief.

Authorizing the town of Newbury to use certain fund balances for capital expenditures (Senate, No. 1934) (on a petition) [Local Approval Received]; Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Newbury,—capital expenditures.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill Senate, No. 2026) of Gale D. Candaras and Brian Ashe (by vote of the town) for legislation to validate the actions taken at the annual town election in the town of Hampden. To the committee on Election Laws.

Hampden,—validate election.

Petition (accompanied by bill Senate, No. 2025) of Patricia D. Jehlen, Sal N. DiDomenico, Denise Provost, Carl M. Sciortino, Jr., and other members of the General Court (with the approval of the mayor and board of aldermen) for legislation to authorize the city of Somerville to incur debt on certain property under control of said city. To the committee on Municipalities and Regional Government.

Somerville,—incur debt.

Petition (accompanied by bill Senate, No. 2024) of Michael O. Moore (with the approval of the mayor and city council) for legislation to allow the city of Worcester to utilize video cameras to enforce certain traffic violations. To the committee on Transportation.

Worcester,—video traffic monitoring.

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 petition of Patrick Higgins and Michael J. Rodrigues relative to the regulation and licensing of locksmiths. Under suspension of the rules, on motion of Ms. Wolf

Locksmith,—licensing.

Locksmith,—
licensing. of Cambridge, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Consumer Protection and Professional Licensure. Sent to the Senate for concurrence.

Firearms,—
licensing. By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the Bill relative to the licensing of firearms for person 70 years of age or older (House, No. 653), be scheduled for consideration by the House, with the amendment previously recommended by the committee on Ways and Means,— that the bill be amended by substitution of a bill with the same title (House, No. 3700),— pending.

Under suspension of Rule 7A, on motion of Mr. Kafka, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

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

Malden,—
taxes. The Senate Bill increasing the exemption for certain residential real property in the city of Malden (Senate, No. 1895) [Local Approval received]; and

House bills

Wareham,—
bridge. Designating a certain bridge on interstate highway Route 195 in the town of Wareham as the 1st Sgt. Charles W. Parker Memorial Bridge (House, No. 915);

Turnpike. Relative to signs on the Massachusetts Turnpike (House, No. 923);
Revere,—
city clerk. Relative to the term of office of City Clerk of the city of Revere (House, No. 3656) [Local Approval Received];

Plympton,—
treasure-etc. Creating the position of treasure-collector in the town of Plympton (House, No. 3676) [Local Approval Received];

Scenic
byway. To further define a scenic byway in the towns of Arlington, Lexington, Lincoln, and Concord (House, No. 3712);

Hanover,—
liquor license. Authorizing the town of Hanover to grant a certain license for the sale of alcoholic beverages (House, No. 3721); and

Metal
dealings. Regulating secondary metals dealings (House, No. 3723);
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.

Emergency Measures.

Stephen
Thomas,—
sick leave. The engrossed Bill establishing a sick leave bank for Stephen Thomas, an employee of the Department of Correction (see Senate, No. 2014), 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 6 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the Senate) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

The engrossed Bill establishing a sick leave bank for Brunilda Rivera, an employee of the Department of Environmental Protection (see House, No. 3328, amended), 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.

Brunilda
Rivera,—
sick leave.

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 6 to 0. Sent to the Senate for concurrence.

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.

Bill
enacted.

The engrossed Bill establishing a sick leave bank for Michael Jordan, an employee of the Trial Court (see House, No. 3446), 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.

Michael
Jordan,—
sick leave.

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 6 to 0. Sent to the Senate for concurrence.

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.

Bill
enacted.

Engrossed Bills.

The engrossed Bill establishing a sick leave bank for Donna Jean Kelly, an employee of the Trial Court (see Senate, No. 2013) (which originated in the Senate), in respect to which the Senate had concurred in adoption of the emergency preamble, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

The engrossed Bill validating the actions taken at certain elections held in the town of Abington (see House bill printed in House, No. 3664) (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 (more than two-thirds of the members having agreed to pass the same); and it was signed by the acting Speaker and sent to the Senate.

Id.

The engrossed Bill increasing the membership of the Massachusetts Fire Training Council (see Senate, No. 1188) (which originated in the Senate), 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.

Id.

Orders of the Day.

Third
reading
bill.

The House Bill relative to the issuance of public health warnings (House, No. 1474, changed), 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. 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 Wednesday next at twelve o'clock noon.

At nineteen minutes after eleven o'clock A.M., on motion of Mrs. Poirier of North Attleborough (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Wednesday at twelve o'clock noon.