

Thursday, October 4, 2012.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Ms. Reinstein of Revere 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 (Ms. Reinstein), the members, guests and employees joined with her 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. deMacedo of Plymouth) congratulating Nicholas Charles Murphy on receiving the Eagle Award of the Boy Scouts of America; and Nicholas Murphy.

Resolutions (filed by Representatives Peisch of Wellesley and Linsky of Natick) honoring Ryan Ward on receiving the Eagle Award of the Boy Scouts of America; Ryan Ward.

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.

Communications.

Communications

From the Department of Public Health submitting a report of corrective actions taken in response to a report filed (under the provisions of sections 5, 20 and 21 of Chapter 111 of the General Laws) relative to an inspection of the Hampden County Sheriff's Department in the town of Ludlow; and Hampden Sheriff's Department,— corrections.

From the Special Commission relative to economic opportunities in the Commonwealth (under Section 127 of Chapter 359 of the Acts of 2010) submitting the results of its investigation and study relative to the economy in order to create and maintain quality jobs in the Commonwealth; Economic opportunities.

Severally were placed on file.

Petition.

Ms. Gobi of Spencer presented a petition (accompanied by bill, House, No. 4462) of Anne M. Gobi, Stephen M. Brewer and Denise Andrews (by vote of the town) relative to validating certain acts and proceedings taken at a special town election in the town of Templeton; and the same was referred to the committee on Election Laws. Sent to the Senate for concurrence. Templeton,— town election.

Papers from the Senate.

New Bedford
Police
Association.

The House Bill relative to the New Bedford Police Association (House, No. 4006), came from the Senate passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2435.

Under suspension of Rule 35, on motion of Mr. Cabral of New Bedford, the amendment (reported by the committee on Bills in the Third Reading to be correctly drawn) was considered forthwith; and it was adopted, in concurrence.

Route 116
Scenic
Byway.

The Senate Bill relative to the state highway Route 116 Scenic Byway (Senate, No. 2293) (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.

Reports of Committees.

John
Kelley,—
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 petition of James E. Vallee for legislation to establish a sick leave bank for John Kelley, an employee of the Department of Correction. Under suspension of the rules, on motion of Mr. Kafka of Stoughton, 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.

Revere,—
McCauley
Memorial
Plaza.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill designating certain parcel of land in the city of Revere as the Peter E. McCauley memorial plaza (House, No. 4456). 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 Mr. Kafka, the bill was read a second time forthwith; and it was ordered to a third reading.

Revere,—
Gautreau
memorial
pavilions.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a joint petition, a Bill designating certain pavilions in the city of Revere as the Norman Gautreau memorial pavilion's (House, No. 4457). 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 Mr. Kafka, the bill was read a second time forthwith; and it was ordered to a third reading.

Somerville,—
alcoholic
beverages.

Report of the committee on Consumer Protection and Professional Licensure, ought NOT to pass (under Joint Rule 10), on the joint petition (accompanied by bill, House, No. 3851) of Denise Provost and others (with the approval of the mayor and city council) relative to the

sale of alcoholic beverages in the city of Somerville. Under suspension of the rules, on motion of Mr. Hill of Ipswich, the report was considered forthwith. Pending the question on acceptance of the report, the petition was recommitted, on motion of Ms. Forry of Boston.

By Ms. Gobi of Spencer, for the committee on Environment, Natural Resources and Agriculture, on House, Nos. 217, 220, 221, 224, 225, 227, 233, 241, 246, 255, 258, 260, 1121, 1122, 1123, 1129, 1133, 1137, 1138, 1145, 1147, 1988, 1997, 2002, 2009, 2015, 2016, 2020, 2028, 2744, 2745, 2746, 2747, 2752, 3119, 3228, 3275 and 3564, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of certain House documents concerning oceans, fisheries, water quality and other water issues (House, No. 4463).

Oceans, fisheries and water issues,—study.

By Mr. Costello of Newburyport, for the committee on Financial Services, on Senate, Nos. 404, 410, 415, 417, 418, 421, 422, 423, 430, 432, 434, 435, 436, 438, 441, 444, 446, 450, 451, 452, 456, 462, 467, 468, 469, 472, 474 and 475 and House, Nos. 284, 294, 302, 316, 317, 318, 319, 322, 329, 330, 1176, 1177, 1178, 1187, 1188, 1189, 1190, 1191, 1199, 1200, 1217, 2031, 2042, 2051, 2053, 2056, 2061, 2063, 2066, 2067, 2070, 2071, 2076, 2078, 2762, 2775, 3124, 3131, 3133, 3353, 3519 and 3566, an Order relative to authorizing the committee on Financial Services to make an investigation and study of certain Senate and House documents concerning health care insurance and insurance coverage issues (House, No. 4464).

Health care insurance and insurance coverage,—study.

By Mr. Keenan of Salem, for the committee on Telecommunications, Utilities and Energy, on House, Nos. 14, 856, 857, 858, 859, 860, 861, 863, 864, 865, 867, 872, 873, 875, 877, 878, 880, 881, 882, 885, 887, 888, 889, 1155, 1756, 1757, 1758, 1761, 1762, 1765, 1766, 1770, 1774, 1777, 1778, 2605, 2606, 2607, 2611, 2613, 2614, 2615, 2616, 2618, 2620, 2621, 2624, 2626, 3046, 3049, 3054, 3055, 3058, 3060, 3061, 3062, 3063, 3064, 3065, 3303, 3419, 3558, 3610, 3678 and 3829, an Order relative to authorizing the committee on Telecommunications, Utilities and Energy to make an investigation and study of certain House documents concerning telecommunications, utilities and energy issues (House, No. 4465).

Telecommunications, Utilities and Energy,—study.

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 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.

Engrossed Bills.

Engrossed bills

Increasing consumer access to licensed marriage and family therapists (see Senate, No. 72);

Bills enacted.

Providing for recall elections in the town of Northfield (see Senate, No. 1959, amended);

(Which severally originated in the Senate);

Bills
enacted.

Authorizing the appointment of Amy McCarthy as a police officer in the town of North Andover notwithstanding the maximum age requirements (see House, No. 3835); and

Amending the charter of the town of Westborough (see House, No. 4211);

(Which severally originated in 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 for Ellen Grady, an employee of the Department of Public Health (Senate, No. 2418), 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.

House bills

Third
reading
bills.

Relative to psychology training (House, No. 1003);

Authorizing property tax exemptions for rental properties in the town of Truro restricted as affordable housing (House, No. 3489);

Exempting Jeanine Bonnayer from the maximum age requirement for applying for civil service appointment as a police officer in the town of Ware (House, No. 3875) (its title having been changed by the committee on Bills in the Third Reading);

Relative to special police officers in the police department of the city of Fitchburg (House, No. 4104) (its title having been changed by the committee on Bills in the Third Reading); and

Validating the acts, votes and proceedings of the 2012 spring annual town meeting and the 2012 spring special town meeting of the town of Westminster (printed in House, No. 4354);

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.

Third reading
bill amended.

The House Bill establishing a sick leave bank for Kevin Lewis, an employee of the Department of Developmental Services (House, No. 4450), 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, Ms. Cariddi of North Adams moved to amend it by inserting before the enacting clause the following emergency preamble:

“*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a sick leave bank for a certain employee of the department of developmental services, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The amendment was adopted; and the bill (House, No. 4450, amended) 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 Tuesday next at eleven o'clock A.M. Next sitting.

At a twenty-six minutes before twelve o'clock noon, on motion of Mr. Hill of Ipswich (Ms. Reinstein of Revere being in the Chair), the House adjourned, to meet the following Tuesday at eleven o'clock A.M., in an Informal Session.