

Monday, November, 14, 2011.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Kafka of Stoughton 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. Kafka), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Changes in Joint Standing Committees.

The Minority Leader announced the following changes in joint standing committees:

Joint committees.

That Representative Harrington of Groton had been relieved of duty (at her own request) from the committee on Labor and Workforce Development and that Representative Orrall of Lakeville had been appointed to the tenth position on said committee to fill the vacancy; and

That Representative Lyons of Andover had been relieved of duty (at his own request) from the committee on State Administration and Regulatory Oversight and that Representative Orrall of Lakeville had been appointed to the tenth position on said committee to fill the vacancy.

Recess.

Recess.

At fourteen minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Kafka of Stoughton being in the Chair), the House recessed until a quarter before twelve o'clock noon; and at five minutes after twelve o'clock, the House was called to order with the Mr. Kafka in the Chair.

Resolutions.

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

Anne Pizer.

Resolutions (filed by Messrs. Calter of Kingston and deMacedo of Plymouth) recognizing Anne Pizer on the occasion of her retirement from Plymouth Public Schools; and

Michael Piantedosi.

Resolutions (filed by Ms. Hogan of Stow) congratulating Michael Piantedosi, on achieving the rank of Eagle Scout with the Boy Scouts of America;

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

Petition.

Paula Connelly,—sick leave.

Mr. Cusack of Braintree presented a petition (subject to Joint Rule 12) of Mark J. Cusack, John F. Keenan and Brian A. Joyce for legislation to establish a sick leave bank for Paula Connelly, an employee

of the Trial Court; and the same was referred, under rule 24, to the committee on Rules.

Mr. Binienda of Worcester, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending that Joint Rule 12 be suspended. Under suspension of the rules, on motion of Mr. Moran of Boston, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on the Judiciary. Sent to the Senate for concurrence.

Papers from the Senate.

A Bill relative to habitual offenders, sentencing and improving law enforcement tools (Senate, No. 2059) (on Senate bill No. 2054), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Criminal sentencing reform.

Bills

Relative to the Sandwich Economic Initiative Corporation (Senate, No. 1928) (on a petition) [Local Approval Received]; and

Sandwich,—economic corp.

Amending the charter of the town of Winchendon (Senate, No. 1966) (on a petition) [Local Approval Received];

Winchendon,—town charter.

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.

Petitions were referred, in concurrence, under suspension of Joint Rule 12, as follows:

Petition (accompanied by bill, Senate, No. 2062) of Marc R. Pacheco and Patricia A. Haddad (with the approval of the mayor and city council) for legislation relative to affordable housing in the city of Taunton. To the committee on Housing.

Taunton,—affordable housing.

Petition (accompanied by bill, Senate, No. 2061) of Richard T. Moore, John V. Fernandes, Bruce E. Tarr, George N. Peterson, Jr., and other members of the General Court for legislation to enhance community service. To the committee on the Judiciary.

Community service.

Reports of Committees.

Mr. Wagner of Chicopee, for the committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2035) of the House Bill establishing expanded gaming in the Commonwealth (House, No. 3711), reported a Bill establishing expanded gaming in the Commonwealth (House, No. 3807). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Expanded gaming.

Mr. Kafka of Stoughton, for said committee, then reported that the matter be scheduled for consideration by the House; and, under said rule, it was placed in the Orders of the Day for the next sitting, the question, being on acceptance.

Mr. O'Flaherty of Chelsea, for the committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendment (striking out all after the enacting clause and inserting in

Commercial exploitation of people.

Commercial exploitation of people. place thereof the text contained in Senate document numbered 1951) of the House Bill relative to the commercial exploitation of people (House, No. 3483), reported a Bill relative to the commercial exploitation of people (House, No. 3808). 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; and, under said rule, it was placed in the Orders of the Day for the next sitting, the question being on acceptance.

Child deaths,—reporting. 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 R. Miceli relative to the failure to report the death of a child. Under suspension of the rules, on motion of Mr. Moran of Boston, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on the Judiciary. Sent to the Senate for concurrence.

Wilmington,—land conveyance. By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill authorizing the Commissioner of Capital Asset Management and Maintenance to convey certain land in the town of Wilmington (House No. 832, changed in section 1, in line 2, by striking out the following: “40I” and inserting in place thereof the following: “40H”; and, in line 7, by striking out the words “for residential use”).

Danvers,—land conveyance. By the same member, for the same committee, on a petition, a Bill authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land in the town of Danvers located along Maple Street (House, No. 847).

Needham,—land easement. By the same member, for the same committee, on a petition, a Bill relative to authorizing the town of Needham to take by eminent domain easements in land owned by the Commonwealth of Massachusetts adjacent to South Street and the Charles River for the purpose of installing utilities and to change the use of the land from open space to utility use under Article of Amendment XLIX (House, No. 2582) [Local Approval Received].

Lowell,—land conveyance. By the same member, for the same committee, on a petition, a Bill relative to the land acquisition for Hamilton Crossing (House, No. 3379, changed in section 1, in line 1, by striking out the following: “40J” and inserting in place thereof the following: “40H”).

Revere,—land conveyance. By the same member, for the same committee, on a joint petition, a Bill authorizing the conveyance of certain parcels of land in the city of Revere (House, No. 3783) [Local Approval Received].

Amherst,—land conveyance. By the same member, for the same committee, on a joint petition, a Bill authorizing the Massachusetts Department of Transportation to acquire certain parcels of land in the town of Amherst (House, No. 3792).

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

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

The Senate Bill relative to the administrative organization of the financial officers in the city of Malden (Senate, No. 1990); and House bills

Relative to private road maintenance (House, No. 578);
Relative to anti gang injunctions (House, No. 2848);
Relative to the charter of the city of Somerville (House, No. 3442);
Establishing Congressional districts (printed in House, No. 3798, App. A);

Severally placed in the Orders of the Day for the next sitting for a second reading.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill relative to co-operative banks (House, No. 1202), ought to pass with an amendment substituting therefore a bill with the same title (House, No. 3806). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kafka of Stoughton, for said committee, reported, that the matter be scheduled for consideration by the House. Placed in the Orders of the Day for the next sitting for a second reading, with the amendment pending.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the following matters ought to pass:

Senate Bill further regulating certain licenses for the sale of alcoholic beverages (Senate, No. 2033, amended); and House bills

To promote the successful transition of students with disabilities to post-secondary education, employment, and independent living (House, No. 3720); and

Authorizing the release of certain land in the town of Dartmouth from the operation of an agricultural preservation restriction (House, No. 3797);

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

Mr. Kafka of Stoughton, for said committee, reported in each instance, that the matters be scheduled for consideration by the House; and, under said rule, they were placed in the Orders of the Day for the next sitting for a second reading.

Orders of the Day.

The Senate Bill validating the actions taken at the annual town election in the town of Hampden (Senate, No. 2026), 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
Relative to town meeting warrants in the town of Templeton (House, No. 3460); and

Malden,—financial officers.
Private roads.
Street gangs.
Somerville.
Congressional districts.

Co-operative banks.

Liquor licensing.

Disabled students,—transition.

Dartmouth,—land.

Third reading bill.

Third reading bills.

Third
reading
bills.

Relative to the regulation of salaries of employees of the town of Weston serving in the armed forces of the United States (House, No. 3463);

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.

Order.

Next
sitting.

On motion of Mr. DeLeo of Winthrop,—

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

At eleven minutes after twelve o'clock noon, on motion of Mr. Wong of Saugus (Mr. Kafka of Stoughton being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M.