

Thursday, December, 1, 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:

Robert Czujak.

Resolutions (filed by Ms. Peake of Provincetown) congratulating Robert Czujak on receiving the Eagle Award of the Boy Scouts of America; and

Eva Moseley.

Resolutions (filed by Ms. Wolf of Cambridge) honoring Eva Moseley and Massachusetts Peace Action;

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.

Annual Reports.

Annual reports

Credit insurance.

Of the Division of Insurance (under Section 117C of Chapter 175 of the General Laws) relative to credit insurance for the year 2010; and

Sexually dangerous persons.

Of the Department of Youth Services (under the provisions of Section 16 of Chapter 123A of the General Laws) relative to sexually dangerous persons [copies of said report forwarded to the committee on Ways and Means and the committee on the Judiciary as required by law];

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

Shirley,—land.

By Representative Benson of Lunenburg and Senator Eldridge, a joint petition (subject to Joint Rule 12) of Jennifer E. Benson for legislation to authorize the Department of Fish and Game to exchange a certain parcel of land in the town of Shirley for another parcel land in said town.

James Crosby,—sick leave.

By Representative Garlick of Needham and Senator Ross, a joint petition (subject to Joint Rule 12) of Denise C. Garlick and Richard J. Ross for legislation to establish a sick leave bank for James Crosby, an employee of the Department of Veterans' Services.

Solar energy,—zoning.

By Ms. Gifford of Wareham, a petition (subject to Joint Rule 12) of Susan Williams Gifford and others for legislation to include the installation of solar energy systems or the building of structures to

facilitate the collection of solar energy under local zoning ordinances or by-laws.

By Mr. Pedone of Worcester, a petition (subject to Joint Rule 12) of Vincent A. Pedone relative to the accessibility of hearing aids.

Hearing aids.

By Mr. Straus of Mattapoisett, a petition (subject to Joint Rule 12) of William M. Straus and others for legislation to prohibit commercial solicitation to mobile electronic devices.

Solicitation,—electronic devices.

By Mr. Webster of Pembroke (by request), a petition (subject to Joint Rule 12) of Robert W. Johnson for legislation to authorize public employees to contribute to public or private retirement plans.

Public employees,—retirement plans.

By Mr. Winslow of Norfolk, a petition (subject to Joint Rule 12) of Daniel B. Winslow relative to the incorporation of technology in civil engagement at public meetings.

Public meetings.

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

Papers from the Senate.

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

Petition (accompanied by bill, Senate, No. 2088) of Marc R. Pacheco, Patricia A. Haddad and Shaunna L. O'Connell for legislation to establish a sick leave bank for Michael Foti, an employee of the Department of Correction. To the committee on the Public Service.

Michael Foti,—sick leave bank.

Petition (accompanied by bill, Senate, No. 2087) of Benjamin B. Downing for legislation relative to the emergency response of public utility companies. To the committee on Telecommunications, Utilities and Energy.

Utilities,—emergency response.

Report 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;

Petition (accompanied by bill) of Kevin J. Murphy for legislation to require notice to abutters of building permits. To the committee on Housing.

Building permits,—abutters.

Petition (accompanied by bill) of Kevin J. Murphy and David M. Nangle relative to police officer access to probation records. To the committee on the Judiciary.

Probation record,—accessibility.

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

By Mr. Cabral of New Bedford, for the committee on Bonding, Capital Expenditures and State Assets, that the Bill relative to the establishment of a scientific and technology research and development matching grant fund (House, No. 3563), ought to pass with an amendment substituting therefor a Bill to strengthen research and innovation in the Commonwealth (House, No. 3801). Referred, under Rule 33, to the committee on Ways and Means, with the amendment pending.

Science and technology,—grants.

By Ms. Wolf of Cambridge, for the committee on Elder Affairs, on Senate, No. 266 and House, No. 1966, a Bill relative to the calculation of income for spouses of nursing home residents (House

Nursing homes,—

income calculation. No. 1966). Referred, under Joint Rule 1E, to the committee on Health Care Financing.

Price adjustment. By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill relative to price adjustment (House, No. 822) [Senator Tarr dissenting].

Retainage,— interest. By the same member, for the same committee, on a petition, a Bill relative to interest on retainage (House, No. 2573).

Social enterprises,— purchasing. By the same member, for the same committee, on a petition, a Bill to promote purchasing from social enterprises by governmental bodies (House, No. 2579 changed in section 1, in line 1, and also in section 2, in line 16, by striking out the following: “30B” and inserting in place thereof, in each instance, the figure “7”).

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

Thomas Riffin,— sick leave bank. By Mr. Scibak of South Hadley, for the committee on Public Service, on a petition, a Bill establishing a sick bank for Thomas Riffin (House, No. 3799). 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 Ms. Wolf of Cambridge, the bill was read a second time forthwith; and it was ordered to a third reading.

Down syndrome. By Mr. Walsh of Lynn, for the committee on Health Care Financing, that the Bill relative to Down syndrome (House, No. 1528), ought to pass with an amendment by substituting therefore a bill with the same title (House, No. 3825).

Hospitals,— quality. By the same member, for the same committee, that the Bill relative to premature infant hospital discharge and quality improvement (House, No. 2349), ought to pass with an amendment by substituting therefore a bill with the same title (House, No. 3826).

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

Alcoholic beverages,— sales. By Mr. Speliotis of Danvers, for the committee on Consumer Protection and Professional Licensure, on a petition, a Bill relative to the sale of alcoholic beverages (House, No. 1009).

Acton,— Water Supply District. By Mr. Kane of Holyoke, for the committee on Municipalities and Regional Government, on a petition, a Bill authorizing the investment of certain funds for the Water Supply District of Acton (House, No. 2317).

Haverhill,— fire chief. By Mr. Scibak of South Hadley, for the committee on Public Service, on a joint petition, a Bill exempting the position of fire chief in the city of Haverhill from the civil service law (House, No. 3486) [Local Approval Received].

Sherborn,— police chief. By the same member, for the same committee, on a joint petition, a Bill authorizing the town of Sherborn to enter into an employment contract for the position of police chief of the town of Sherborn (House, No. 3487) [Local Approval Received].

By the same member, for the same committee, on a joint petition, a Bill authorizing the town of Becket to continue the employment of police chief (House, No. 3509) [Local Approval Received].

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill relative to improving public safety and reducing construction costs (House, No. 823).

By the same member, for the same committee, on a petition, a Bill making amendments to the Massachusetts business corporation act (House, No. 2774).

By the same member, for the same committee, on a petition, a Bill relative to the Holyoke housing authority (House, No. 3575).

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

Engrossed Bill.

The engrossed Bill relative to the markings of lobster buoys (see House, No. 1851) (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; and it was signed by the acting Speaker and sent to the Senate.

Orders of the Day.

The House Bill authorizing the town of Lincoln to place a certain question relative to the sale of all alcoholic beverages on the town's election ballot (House, No. 3531) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time.

Pending the question on passing the bill to be engrossed, Mr. Pedone of Worcester moved to amend it by substitution of a bill with the same title (House, No. 3827), 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.

Mr. Cusack of Braintree then moved that as a mark of respect to the memory of William J. Dignan, a member of the House from Braintree from 1971 to 1974, inclusive, the House adjourn; and the motion prevailed.

Accordingly, at ten minutes after eleven o'clock A.M., on motion of Mr. Frost of Auburn (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.