

Monday, December, 19, 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.

*Resolutions.*

Resolutions (filed with the Clerk by Mr. Arciero of Westford) commemorating the 2011 celebration of Chanukah by Chabad of Nashoba Valley, were referred, under Rule 85, to the committee on Rules. Chabad of Nashoba Valley.

Mr. Binienda of Worcester, for said committee, reported 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.*

Petitions severally were presented and referred as follows:

By Representative Provost of Somerville and Senator Jehlen, a 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. To the committee on Consumer Protection and Professional Licensure. Somerville,—alcoholic beverages.

By Ms. Wolf of Cambridge, a petition (accompanied by bill, House, No. 3852) of Alice K. Wolf and others (with the approval of the mayor and city council) for legislation to authorize the city of Cambridge to impose and increase fines for certain traffic related violations in said city. To the committee on Transportation. Cambridge,—fines.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred, as follows:

By Mr. Boldyga of Southwick, a petition (subject to Joint Rule 12) of Nicholas A. Boldyga for legislation to establish a sick leave bank for Stephen Gladding, an employee of the Massachusetts Department of Transportation. Stephen Gladding,—sick leave.

By Mr. Walsh of Boston, a petition (subject to Joint Rule 12) of Martin J. Walsh for legislation to establish a sick leave bank for Richard Hughes, an employee of the Massachusetts Water Resources Authority. Richard Hughes,—sick leave.

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

*Papers from the Senate.*

A report of the committee on Election Laws, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, Wilbraham,—town meeting.

Wilbraham,—  
town  
meeting.

No. 2051) of Gale D. Candaras (by vote of the town) for legislation to validate the actions taken at the town meeting in the town of Wilbraham, and recommending the same be referred to the committee on Municipalities and Regional Government,— accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence.

Erving,—  
alcoholic  
beverages.

A petition (accompanied by bill, Senate, No. 2093) of Stanley C. Rosenberg and Denise Andrews (by vote of the town) for legislation to authorize the town of Erving to grant an additional license for the sale of alcoholic beverages not to be drunk on the premises, was referred, in concurrence, to the committee on Consumer Protection and Professional Licensure.

The following communications were spread upon the records of the House, as follows:

December 14, 2011.

Honorable Robert A. DeLeo  
*Speaker of the House of Representatives*  
Room 356 State House  
Boston, MA 02133

Dear Mr. Speaker:

I have the honor to inform you that the Honorable Bruce E. Tarr, Senate Minority Leader, has announced the following appointments:

Women,—  
extraordinary  
contributions.

Senator Richard J. Ross to the special commission established (under section 194 of Chapter 68 of the Acts of 2011) to identify women who have made an extraordinary contribution to the Commonwealth and offer recommendations on providing recognition for these women in the State House;

Police career  
incentive pay.

Senator Richard J. Ross to the special commission established (under chapter 85 of the Acts of 2011) to investigate and report on the police career incentive pay program;

Public  
employees,—  
retirement.

Senator Richard J. Ross to the special commission established (under section 56 of Chapter 176 of the Acts of 2011) to study the Massachusetts public employees' pension classification system;

Non-pension  
benefits.

Senator Michael R. Knapik to the special commission established (under section 58 of Chapter 176 of the Acts of 2011) to investigate and study retiree healthcare and other non-pension benefits; and

Disability  
retirement and  
line of duty  
benefits.

Senator Bruce E. Tarr to the special commission established (under section 59 of Chapter 176 of the Acts of 2011) to investigate and study all aspects of the ordinary and accidental disability provisions of the Massachusetts contributory retirement system as well as the provisions of injured on duty benefits and presumptions for public employees contained in the General Laws.

Respectfully submitted,

WILLIAM F. WELCH,  
*Clerk of the Senate.*

*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 joint petition of Jennifer E. Benson and James B. Eldridge 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. Under suspension of the rules, on motion of Ms. Wolf of Cambridge, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on State Administration and Regulatory Oversight. Sent to the Senate for concurrence.

Shirley,—  
land  
transfer.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the Bill relative to Down Syndrome (House, No. 1528), be scheduled for consideration by the House, with the amendment previously recommended by the committee on Health Care Financing,— that the bill be amended by substitution of a bill with the same title (House, No. 3825),— pending.

Infants,—  
hospital  
discharges.

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 Health Care Financing 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 Bill relative to creditable service for retirement to non-working members of the reserve police force in the city of Malden (House, No. 3762) [Local Approval Received], be scheduled for consideration by the House;

Malden,—  
reserve  
police.

Under suspension of Rule 7A, on motion of Mr. Kafka, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently under suspension of the rules, on motion of Mr. Smizik of Brookline, the bill (having been 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.

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

Senate bills  
Authorizing the town of Peru to establish a fire station construction fund (Senate, No. 1878) [Local Approval Received]; and

Peru,—  
fire station.

Relative to town elections in the town of Sturbridge (Senate, No. 1947) [Local Approval Received]; and

Sturbridge,—  
town election.

House bills  
Relative to the official amphibian of the Commonwealth (House, No. 826);

Amphibian.

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]; and

Sherborn,—  
police chief.

Mattapoisett,—  
water district. Relative to the Mattapoisett River Valley Water District (House, No. 3758);

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.

Employment  
postings. By Ms. Coakley-Rivera of Springfield, for the committee on Labor and Workforce Development, on a petition, a Bill relative to state employment postings (House, No. 543).

Workplace  
safety. By the same member, for the same committee, on a petition, a Bill to provide a safe workplace for employees of the Commonwealth, its independent authorities and other political subdivisions (House, No. 549).

Workers'  
compensation  
rates. By the same member, for the same committee, on a petition, a Bill relative to the competitive determination of workers' compensation insurance rates (House, No. 1408).

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

Attleboro,—  
bridge. By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill relative to designating a certain bridge in the city of Attleboro as the Lynn Goodchild and Shawn Nassaney September 11th Memorial Bridge (House, No. 3740). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

*Emergency Measure.*

Electronic  
benefits  
transfers. The engrossed Bill establishing a special commission to study electronic benefits transfers (see House, No. 3773, 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.

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.

Bill  
re-enacted. Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) (which had been returned by His Excellency the Governor with recommendation of amendment), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be re-enacted, in its amended form; and it was signed by the acting Speaker and sent to the Senate.

*Engrossed Bill.*

Bill  
enacted. The engrossed Bill amending the charter of the town of Winchendon (see Senate, No. 1966) (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.

*Orders of the Day.*

House bills

Authorizing a ballot question in the town of Arlington relative to the granting of licenses for the sale of wines and malt beverages to be drunk on the premises in theaters (House, No. 3647); Third reading bills.

Authorizing a ballot question in the town of Arlington relative to the granting of additional licenses for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 3648); and

Establishing a sick leave bank for Paula Connelly, an employee of the Trial Court (House, No. 3844);

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.*

On motion of Mr. DeLeo of Winthrop,—  
*Ordered*, That when the House adjourns today, it adjourn to meet on Thursday next at eleven o'clock A.M. Next sitting.

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At twenty-eight minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.