

Tuesday, October 11, 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).

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. 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. Kafka of Stoughton) celebrating Rabbi Barry Starr's twenty-five years of dedication, service and leadership to the Congregation of Temple Israel in Sharon; and Barry Starr.

Resolutions (filed by Mr. Nangle of Lowell) recognizing the month of October 2011, as Physical Therapy Month in the Commonwealth; Physical Therapy Month.

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

*Petitions.*

Ms. Cariddi of North Adams presented a petition (accompanied by bill, House, No. 3741) of Gailanne M. Cariddi and Benjamin B. Downing (with the approval of the mayor and city council) relative to validating the acts and proceedings of the preliminary mayoral election in the city of North Adams; and the same was referred to the committee on Election Laws. Sent to the Senate for concurrence. North Adams,—mayoral election.

Petitions severally were presented and referred as follows:

By Messrs. Bradley of Hingham and Cantwell of Marshfield, a petition (subject to Joint Rule 12) of Garrett J. Bradley, James M. Cantwell and Robert L. Hedlund for legislation to establish a sick leave bank for Maida Green, an employee of the Department of Children and Families. Maida Green,—sick leave.

By Mr. DiNatale of Fitchburg, a petition (subject to Joint Rule 12) of Stephen L. DiNatale relative to the order of placement of any son of Paul A. Aiesi on the civil service eligibility list. Paul A. Aiesi,—civil service.

By Mrs. Ferguson of Holden (by request), a petition (subject to Joint Rule 12) of James A. Fournier for legislation to designate the Smith & Wesson .500 Magnum revolver as the official revolver of the Commonwealth. Official revolver.

By Mrs. Ferguson of Holden (by request), a petition (subject to Joint Rule 12) of Lori Tarallo relative to access to birth records of certain persons. Birth records,—access.

Undocumented aliens.

By Mr. Fernandes of Milford and Senator Moore, a joint petition (subject to Joint Rule 12) of John V. Fernandes, Richard T. Moore and others for legislation to enhance community safety by strengthening the laws regulating undocumented illegal aliens residing or working in the Commonwealth.

Jay Brinkerhoff,—sick leave.

By Ms. Khan of Newton, a petition (subject to Joint Rule 12) of Kay Khan for legislation to establish a sick leave bank for Jay Brinkerhoff, an employee of the Supreme Judicial Court.

EBT cards,—identification.

By Mrs. O’Connell of Taunton, a petition (subject to Joint Rule 12) of Shaunna L. O’Connell and others relative to the placement of recipient’s photos on electronic benefits transfer cards.

American Indian tribes.

By Mr. Peterson of Grafton, a petition (subject to Joint Rule 12) of George N. Peterson, Jr., Richard Bastien and Matthew A. Beaton for legislation to improve cooperation between state agencies and American Indian-tribes.

Military,—vehicle excise tax.

By Mr. Peterson of Grafton, a petition (subject to Joint Rule 12) of George N. Peterson, Jr., and others for legislation to exempt active military service members from motor vehicle excise taxes.

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

*Papers from the Senate.*

*Bills*

Holden,—charter.

Amending the charter of the town of Holden (Senate, No. 1984) (on a petition) [Local Approval Received]; and

Salem,—liquor licenses.

Authorizing the city of Salem to issue additional licenses for the sale of alcoholic beverages (Senate, No. 2031) (on Senate bill No. 1944) [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.

Plymouth,—post-employment benefits fund.

A petition (accompanied by bill, Senate, No. 2030) of Therese Murray (by vote of the town) for legislation to authorize the town of Plymouth to establish an other post-employment benefits fund, was referred, in concurrence, to the committee on Public Service.

*Report of a Committee.*

Boston,—ballot preparation.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the House Bill repealing the sunset clause for the preparation of certain ballots in the city of Boston (printed as Senate, No. 295) [Local Approval Received], be scheduled for consideration by the House.

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

*Emergency Measures.*

Louceta Hodge,—sick leave bank.

The engrossed Bill establishing a sick leave bank for Louceta Hodge, an employee of the Department of Revenue (see Senate, No. 2023), 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 4 to 0. Sent to the Senate for concurrence.

The engrossed Bill establishing a sick leave bank for Terri A. Demars, an employee of the Department of State Police (see House, No. 3646), 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.

Terri A. Demars,—sick leave bank.

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 5 to 0. Sent to the Senate for concurrence.

*Engrossed Bill.*

The engrossed Bill increasing the exemption for certain residential real property in the city of Malden (see Senate, No. 1895) (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.

Bill enacted.

*Orders of the Day.*

*House bills*

Authorizing the town of Danvers to grant an additional license for the sale of wines and malt beverages to be drunk on the premises (House, No. 3699); and

Third reading bills.

Establishing a sick leave bank for Luis Rodriguez, an employee of the Department of Children and Families (House, No. 3731) (its title having been changed by the committee on Bills in the Third Reading);

Severally reported by said committee to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

The House Bill authorizing the Nantucket Island Land Bank to convey certain land located in the town of Nantucket (House, No. 569) (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.

Third reading bill.

Pending the question on passing the bill to be engrossed, Mr. Pedone of Worcester moved to amend it by striking out section 2 and inserting in place thereof the following two sections:

“SECTION 2. In consideration for and as a condition of the conveyance of the parcel of land authorized in section 1, the Nantucket Islands Land Bank shall place any proceeds from the sale of this property into an individual escrow account and said proceeds shall be used for the exclusive purpose of acquisition of land not previously under conservation ownership, and said land shall be ecologically significant land and of equal or greater value than the land sold. In the event that this property is exchanged for other land, said land shall be ecologically significant, not already under conservation ownership, and shall

Third  
reading  
bill.

be of equal or greater value based on the town of Nantucket assessor's then current assessed values.

SECTION 3. This act shall take effect upon its passage."

The amendment was adopted; and the bill (House, No 569, amended) was passed to be engrossed. Sent to the Senate for concurrence.

*Recesses.*

Recesses.

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

The House thereupon took a further recess, on motion of Mr. deMacedo of Plymouth, until the hour of one o'clock P.M.; and at that time the House was called to order with Mr. Kafka in the Chair.

*Order.*

Next  
sitting.

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.

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At four minutes after one o'clock P.M., on motion of Mr. deMacedo of Plymouth (Mr. Kafka of Stoughton being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.