

Monday, December 17, 2012.

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.

Silent Prayer.

At the request of the Chair (Mr. Donato of Medford), the members, guests and employees stood for a moment of silent prayer in honor of the memory of the twenty-six victims of the Sandy Hook Elementary School tragedy in Newtown, Connecticut. Sandy Hook Elementary School.

Communication from Representative Smola.

A communication was received from Representative Todd M. Smola (formerly of the town of Palmer) that he had changed his official place of residence to the town of Warren. Mr. Smola of Warren.

Change in a Joint Standing Committee.

Mr. Rushing of Boston being in the Chair,—
A communication from the Speaker announcing that Representative Donato of Medford had been appointed to the second position on the committee on Municipalities and Regional Government, to fill the existing vacancy, was read; and it was placed on file. Committee change.

Resolutions.

Mr. Donato of Medford being in the Chair,—
The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Resolutions (filed by Mrs. Haddad of Somerset) congratulating Marc James Horton on receiving the Eagle Award of the Boy Scouts of America; Marc James Horton.

Resolutions (filed by Mr. Stanley of Waltham) honoring Georgios Papathanasiou, the first Mayor of the Greek Municipality Diou-Olympou for his commitment to Greek American culture; and Georgios Papathanasiou.

Resolutions (filed by Mr. Swan of Springfield) recognizing Tony Taylor as an exceptional citizen whose dedicated services contribute to the Greater Springfield community; Tony Taylor.

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. Rushing of Boston, 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:

South Hadley,—
collector.

By Representative Scibak of South Hadley and Senator Rosenberg, a joint petition (accompanied by bill, House, No. 4547) of John W. Scibak and Stanley C. Rosenberg (by vote of the town) relative to the positions of collector and clerk-treasurer in the town of South Hadley; and

South Hadley,—
government.

By Representative Scibak of South Hadley and Senator Rosenberg, a joint petition (accompanied by bill, House, No. 4548) of John W. Scibak and Stanley C. Rosenberg (by vote of the town) for legislation to establish a selectboard-town administrator form of government in the town of South Hadley;

Severally to the committee on Municipalities and Regional Government. Severally sent to the Senate for concurrence.

Papers from the Senate.

Agawam,—
civil
service.

The House Bill relative to civil service positions in the city known as the town of Agawam (House, No. 4189) (its title having been changed by the Senate committee on Bills in the Third Reading), 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 following:

“SECTION 1. In the city known as the town of Agawam custodial and maintenance positions shall be exempt from chapter 31 of the General Laws; provided, however, that custodial and maintenance positions considered labor positions shall continue to be governed by said chapter 31.

SECTION 2. This act shall not impair the civil service status of an incumbent employee holding a position on the effective date of this act.”

Under suspension of Rule 35, on motion of Mr. Boldyga of Southwick, 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.

Bills

Bellingham,—
liquor
license.

Authorizing the town of Bellingham to grant an additional license for the sale of wines and malt beverages not to be drunk on premises (Senate, No. 2049) (on a petition) [Local Approval Received];

Yolanda
Marrero.

Establishing a sick leave bank for Yolanda Marrero, an employee of the Trial Court (Senate, No. 2455) (on a petition); and

Donald
Mahoney.

Establishing a sick leave bank for Donald Mahoney, an employee of the Department of Correction (Senate, No. 2471) (on Senate bill No. 2459);

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.

Mr. Kafka of Stoughton, for said committee, then reported, in each instance, that the matters be scheduled for consideration by the House.

Under suspension of the rules, in each instance, on motion of the same member, the bills severally were read a second time forthwith; and they were ordered to a third reading.

A petition (accompanied by bill) of Daniel A. Wolf for legislation to establish a sick leave bank for Sarah Bok, an employee of the Trial Court, came from the Senate referred, under suspension of Joint Rule 12, to the committee on the Judiciary.

Sarah Bok,—
sick leave.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2475) was referred, in concurrence, to the committee on the Judiciary.

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 petition of Paul J. Donato for legislation to establish a sick leave bank for Margaret C. Henderson, an employee of the Executive Office of Health and Human Services. 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 Public Service. Sent to the Senate for concurrence.

Margaret C.
Henderson,—
sick leave.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the House Bill designating a certain bridge in the city of Fall River in honor [sic] Army Specialist Scott A. Andrews (House, No. 4506), be scheduled for consideration by the House.

Fall River,—
Andrews
bridge.

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

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

To maintain public water systems (Senate, No. 85, amended); and

Water systems.

To protect public water supply lands (Senate, No. 2371);

Water supply
lands.

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

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Senate Bill relative to Gold Star Family vanity registration plates (Senate, No. 2096), ought to pass with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4541.

Gold Star
Family
license
plates.

By the same member, for the same committee, that the Bill authorizing the establishment of old growth forest reserves (House, No. 236), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4542).

Old growth
forests.

By the same member, for the same committee, that the Bill to create the position of poet laureate for the Commonwealth of Massachusetts (House, No. 891), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4543).

Poet
laureate.

By the same member, for the same committee, that the Bill to protect groundwater levels (House, No. 1168, changed), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4544).

Groundwater
levels.

Tree wardens,—
regulate.

By the same member, for the same committee, that the Bill to update the public shade tree law (House, No. 1839), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4545).

Real estate appraisals.

By the same member, for the same committee, that the Bill to regulate real estate appraisal management companies (House, No. 4117), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4546).

Teachers,—
background checks.

By the same member, for the same committee, that the Bill relative to background checks (House, No. 4307), ought to pass with amendments in section 5, in line 80, and in section 6, in line 83, by striking out the following: “2FFFF” and inserting in place thereof, in each instance, the following: “2HHHH”; and in section 6, in line 82, by striking out the following: “2EEEE” and inserting in place thereof the following: “2GGGG”.

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

Methuen,—
David J. Eddy.

Mr. Scibak of South Hadley, for the committee on Public Service, on a petition, a Bill exempting David Eddy from the maximum age requirement for firefighters in the city of Methuen (House, No. 4531) [Local Approval Received]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Emergency Measures.

Susan Sciola,—
sick leave.

The engrossed Bill establishing a sick leave bank for Susan Sciola, an employee of the Department of Revenue (see Senate, No. 2454, 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 10 to 0. Sent to the Senate for concurrence.

Bill enacted.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the Senate) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Engrossed Bills.

Bills enacted.

Engrossed bills

Authorizing the town of Ashburnham to dispose of certain equipment (see Senate, No. 2271) (which originated in the Senate);

Further regulating the Boston Art Commission (see House, No. 3784);

Establishing the position of Treasurer-Collector in the town of Oakham (see House, No. 4232);

Regulating the grant of sewer system connections by the board of sewer commissioners of the town of Kingston (see House, No. 4310); and

Relative to town meeting warrants in the town of Templeton (see House, No. 4484);

(Which severally originated in the 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.

The Senate Bill dissolving the redevelopment authority in the town of Wilmington (Senate, No. 2289), 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. Third reading bill.

House bills

Relative to the recall of elective officers in the town of North Andover (House, No. 3831); Third reading bills.

Relative to vacancies in the office of selectmen in the town of North Andover (House, No. 3832);

Relative to the position of appointed highway surveyor in the town of Hanson (House, No. 4455);

Designating a certain bridge in the city of Fitchburg as the George J. Bourque memorial bridge (House, No. 4458) (its title having been changed by the committee on Bills in the Third Reading);

Exempting the position of building maintenance craftsman in the police department of the town of Billerica from the civil service law (House, No. 4507); and

Establishing a sick leave bank for Laura Flowers, an employee of the Department of Children and Families (House, No. 4538);

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.

At twenty-nine minutes before twelve o'clock noon, on motion of Mr. deMacedo of Plymouth (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.