Thursday, December 20, 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).

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:

Eric John Hanson.

Resolutions (filed by Mr. Calter of Kingston) congratulating Eric John Hanson on receiving the Eagle Award of the Boy Scouts of America;

Patrick Joseph Murphy.

Resolutions (filed by Messrs. Linsky of Natick and Winslow of Norfolk) congratulating Patrick Joseph Murphy on receiving the Eagle Award of the Boy Scouts of America; and

Brian Walsh.

Resolutions (filed by Messrs. Linsky of Natick and Winslow of Norfolk) congratulating Brian Michael Walsh on receiving the Eagle Award of 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 Ms. Peisch of Wellesley, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Annual and Special Reports.

School Building Authority.

The annual report of the Massachusetts School Building Authority (under Section 3D of Chapter 70B of the General Laws) containing financial statements relating to the operations, assets and expenditures of the authority maintained in accordance with generally accepted accounting principles so far as applicable and audited by an independent certified public accountant firm [copies of this report had been sent by said authority to the Speaker of the House of Representatives, the chairpersons of the House and Senate committees on Ways and Means, the House and Senate chairpersons of the joint committee on Education and all other members of the General Court]; and

Hampshire County Jail,— inspection.

A report of the Department of Public Health (under sections 5, 20 and 21 of Chapter 111 of the General Laws) relative to an inspection of the Hampshire County Jail and House of Correction in the town of Northampton;

Severally were placed on file.

Petition.

Matthew Stuart,— sick leave.

Mr. Miceli of Wilmington presented a petition (subject Joint Rule 12) of James R. Miceli for legislation to establish a sick leave bank for Matthew Stuart, an employee of the Department of Children and Families; and the same was referred, under Rule 24 to the committee on Rules.

Papers from the Senate.

The House Bill authorizing the town of Westwood to grant special licenses for the sale of all alcoholic beverages and wines and malt beverages (House, No. 3675), came from the Senate passed to be engrossed, in concurrence, with an amendment in section 1, in line 3, striking out the words "all alcoholic beverages or". Westwood,—liquor licenses.

Under suspension of Rule 35, on motion of Mr. McMurtry of Dedham, 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.

The House Bill establishing Commonwealth virtual schools (House, No. 4274), 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 text contained in Senate document numbered 2467. Virtual schools.

Under suspension of Rule 35, on motion of Ms. Peisch of Wellesley, 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.

The Senate Bill further regulating certain reimbursements by the city of Medford to the Water Enterprise Fund (Senate, No. 2474) (on Senate bill No. 2017) [Local Approval Received], passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Medford,—Water Enterprise Fund.

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 the same member, 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. O'Day of West Boylston, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time.

Pending the question on passing the bill to be engrossed, in concurrence, Mr. Sciortino of Medford moved to amend it by adding the following section:

"SECTION 2. This act shall take effect upon its passage.".

The amendment was adopted; and the bill (Senate, No. 2474, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment.

Bills

Making technical corrections to the charter of the city known as the town of Greenfield (Senate, No. 2421) (on a petition) [Local Approval Received]; Greenfield,—charter.

Making a technical correction to the charter of the city known as the town of Greenfield (Senate, No. 2422) (on a petition) [Local Approval Received]; Id.

Amending the charter of the city known as the town of Greenfield to make a certain technical correction (Senate, No. 2423) (on a petition) [Local Approval Received]; Id.

Greenfield,— charter.

Making certain technical corrections in the charter of the city known as the town of Greenfield relative to school committee officers (Senate, No. 2424) (on a petition) [Local Approval Received];

Id.

Amending the charter of the city known as the town of Greenfield to further regulate the interdepartmental transfers of funds (Senate, No. 2429) (on a petition) [Local Approval Received];

Daniel Hermanski, Sr.

Establishing a sick leave bank for Daniel Hermanski, Sr., an employee of the Highway Division of the Massachusetts Department of Transportation (Senate, No. 2472) (on Senate bill No. 2453); and

Greenfield,— charter.

Making technical corrections to the charter of the city known as the town of Greenfield (Senate, No. 2473) (on Senate bill No. 2425) [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.

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.

Malden,— police chief.

Petition (accompanied by bill, Senate, No. 2476) of Katherine M. Clark and Paul J. Donato (with the approval of the mayor and city council) for legislation to exempt the position of chief of police in the city of Malden from the civil service law, was referred, in concurrence, to the committee on Municipalities and Regional Government.

Reports of Committees.

Background checks.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the House Bill relative to background checks (House, No. 4307), be scheduled for consideration by the House, with the amendments previously recommended by the committee on Ways and Means pending.

Under suspension of Rule 7A, on motion of the same member, the bill was read a second time forthwith.

The amendments recommended by the committee on Ways and Means,— that the bill be amended 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",— then were adopted; and the bill (House, No. 4307, amended) was ordered to a third reading.

Under suspension of the rules, on motion of Mr. O'Day of West Boylston, the bill was read a third time forthwith; 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:

Water supply.

The Senate Bill to protect public water supply lands (Senate, No. 2371); and

The House Bill exempting David Eddy from the maximum age requirement for firefighters in the city of Methuen (House, No. 4531) [Local Approval Received]; Methuen,— David Eddy.

Under suspension of Rule 7A, 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.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the Senate Bill relative to Gold Star Family vanity registration plates (Senate, No. 2096), be scheduled for consideration by the House, with the amendment previously recommended by the committee on Ways and Means pending. Gold Star families,— license plates.

Under suspension of Rule 7A, on motion of the same member, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means,— that the bill be amended by striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4541,— was adopted.

The bill (Senate, No. 2096, amended) then was ordered to a third reading.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the House Bill authorizing the establishment of old growth forest reserves (House, No. 236), be scheduled for consideration by the House, with the amendment previously recommended by the committee on Ways and Means pending. Old growth forest.

Under suspension of Rule 7A, on motion of the same member, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means,— that the bill be amended by substitution of a bill with the same title (House, No. 4542),— 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 House Bill to create the position of poet laureate for the Commonwealth of Massachusetts (House, No. 891), be scheduled for consideration by the House, with the amendment previously recommended by the committee on Ways and Means pending. Poet laureate.

Under suspension of Rule 7A, on motion of the same member, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means,— that the bill be amended by substitution of a bill with the same title (House, No. 4543),— 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 House Bill to protect groundwater levels (House, No. 1168, changed), be scheduled for consideration by the House, with the amendment previously recommended by the committee on Ways and Means pending. Under suspension of Rule 7A, on motion of the same member, the bill was read a second time forthwith. Groundwater levels,— protection.

Groundwater levels,— protection.

The amendment recommended by the committee on Ways and Means,— that the bill be amended by substitution of a bill with the same title (House, No. 4544),— then was adopted; and the substituted bill was ordered to a third reading.

Shade tree law.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the House Bill to update the public shade tree law (House, No. 1839), be scheduled for consideration by the House, with the amendment previously recommended by the committee on Ways and Means pending.

Under suspension of Rule 7A, on motion of the same member, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means,— that the bill be amended by substitution of a bill with the same title (House, No. 4545),— then was adopted; and the substituted bill was ordered to a third reading.

Real estate appraisal companies.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the House Bill to regulate real estate appraisal management companies (House, No. 4117), be scheduled for consideration by the House, with the amendment previously recommended by the committee on Ways and Means pending.

Under suspension of Rule 7A, on motion of the same member, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means,— that the bill be amended by substitution of a bill with the same title (House, No. 4546),— then was adopted; and the substituted bill was ordered to a third reading.

Musical instruments,— sterilization.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill requiring the sterilization of musical instruments in schools (House, No. 3893), ought to pass with an amendment substituting therefor a Bill relative to the sterilization of musical instruments in schools (House, No. 4549). 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 said rule, on motion of Mr. Kafka, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

Labor rates.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill reforming labor rates paid by insurance companies to auto repairers in the Commonwealth (House, No. 4218), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4550). 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 said rule, on motion of Mr. Kafka, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

By Mr. Donato of Medford, for the committee on Municipalities and Regional Government, on a petition, a Bill providing for a five member board of health in the city of Methuen (House, No. 4530) [Local Approval Received]. Methuen,—health board.

By the same member, for the same committee, on a petition, a Bill relative to the establishment of a building maintenance fund in the town of Northbridge (House, No. 4535) [Local Approval Received]. Northbridge,—building fund.

Severally read; and 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 Mr. Kafka, the bills severally were read a second time forthwith; and they were ordered to a third reading.

Engrossed Bills.

The engrossed Bill validating the actions taken at the annual town election in the town of Blackstone (see House bill printed in House, No. 4134) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage, was passed to be enacted (more than two-thirds of the members having agreed to pass the same); and it was signed by the acting Speaker and sent to the Senate. Bill enacted.

Engrossed bills

Regulating surgical technology (see Senate, No. 2058, amended); and Bills enacted.

Dissolving the redevelopment authority in the town of Wilmington (see Senate, 2289);

(Which severally originated in the Senate);

Relative to psychology training (see House, No. 1003);

Designating a certain bridge in the town of Framingham as the Gregory B. Vilidnitsky Memorial Bridge (see House, No. 3572);

Relative to civil service positions in the city known as the town of Agawam (see House, No. 4189, amended);

Relative to the finance committee of the town of Provincetown (see House, No. 4477);

Authorizing the city of Easthampton to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 4494); and

Authorizing the city of Easthampton to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 4495);

(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 recommitted House Bill relative to the charter of the town of Southbridge (House, No. 3900), was considered. Third reading bill.

Third reading bill.

The committee on Bills in the Third Reading reported asking to be discharged from further consideration of the bill; and the report was accepted.

The bill then was passed to be engrossed. Sent to the Senate for concurrence.

Third reading bills.

Senate bills

Including call and volunteer firefighters on the Massachusetts Fire Service Commission (Senate, No. 1187) (its title having been changed by the committee on Bills in the Third Reading);

Designating a portion of Route 8 in the town of Hinsdale as the Pvt. Henry T. Johns memorial highway (Senate, No. 2292);

Relative to municipal acceptance of roads within a subdivision in the town of Medway (Senate, No. 2348);

Relative to housing rights for victims of domestic violence, rape, sexual assault and stalking (Senate, No. 2402);

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

Authorizing the town of Webster to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (Senate, No. 2468); and

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

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, in concurrence.

House bills

Relative to certain banking laws (House, No. 288);

Id.

Authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land in the town of Danvers (House, No. 847) (its title having been changed by the committee on Bills in the Third Reading);

Authorizing the Division of Capital Asset Management and Maintenance to convey and grant all right, title, and interest in a certain portion of land to abutters (House, No. 3999) (its title having been changed by the committee on Bills in the Third Reading);

Relative to amending the charter of the town of North Andover (House, No. 4314) (its title having been changed by the committee on Bills in the Third Reading);

Exempting certain positions in the town of North Andover from the civil service law (House, No. 4316, amended) (its title having been changed by the committee on Bills in the Third Reading);

Establishing a snowmobile educational safety program (House, No. 4359);

Relative to the leadership and governance of the city known as the town of Agawam (House, No. 4388);

Relative to the charter of the town of Abington (House, No. 4438);

Relative to the Charles River Water Quality Commission (House, No. 4490);

Exempting the position of chief of police of the town of West Springfield from the provisions of the civil service law (House, No. 4496); and

Further regulating the granting of temporary licenses for the sale of wine at certain auctions (House, No. 4536) (its title having been changed by the committee on Bills in the Third Reading); Third reading bills.

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.

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. Next sitting.

At seventeen minutes after 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 Monday at eleven o'clock A.M., in an Informal Session.