

JOURNAL OF THE HOUSE.

Thursday, April 3, 2014.

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.

Resignation of Representative Sciortino of Medford.

The following communication was read; and spread upon the records of the House, as follows:

March 31, 2014.

The Honorable Steven T. James
Clerk of the House of Representatives
The Massachusetts State House
Room 145
Boston, MA 02133

Dear Mr. Clerk,

It has been my humbling honor to represent the residents of Medford and Somerville for nine years. I will be eternally grateful to them for the privilege of being able to serve as their representative in the Great and General Court. Resignation of
Representative
Carl M.
Sciortino, Jr.
of Medford.

I am resigning as State Representative from the 34th Middlesex District, effective at 5 pm on Friday, April 4th.

I wish you, your staff, and the many wonderful public servants, both elected and employed, my gratitude for your hard work, friendship, and continued dedication to the common good of the people of the Commonwealth.

Sincerely yours,

CARL M. SCIORTINO, JR.,
State Representative,
34th Middlesex District.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Resolutions (filed by Messrs. Ayers of Quincy, Chan of Quincy and Mariano of Quincy) congratulating the Sacred Heart basketball program on its twenty-fifth anniversary; and Sacred Heart
Basketball.

Resolutions (filed by Representatives O'Connell of Taunton, Orrall of Lakeville and Haddad of Somerset) recognizing Sarah Doherty who has been chosen as the eighth annual Woman of Achievement; Sarah
Doherty.

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

Communication.

MBTA,—
per passenger
mile ratios.

A communication from the Department of Transportation, Rail and Transit Division (pursuant to Subsection 11 of Section 151 of Chapter 127 of the Acts of 1999) submitting a report outlining the net operating investment per passenger mile ratio for fiscal years 2012 through 2016, was placed on file.

Orders.

The following order (filed by Mr. Michlewitz of Boston) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Public Service
committee,—
extension
of time for
reporting.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Public Service be granted until Monday, June 30, 2014, within which to make its final report on current Senate documents numbered 223 and 1225 and House documents numbered 14, 24, 59, 477, 2279, 2344, 2345, 2346, 2347, 2348, 2370, 2389, 2421, 3432, 3517, 3552 and 3853.

Mr. Binienda of Worcester, for the committees on Rules, reported that the order ought to be adopted. Under suspension of the rules, on motion of Mr. Smizik of Brookline, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Petitions.

Petitions severally were presented and referred as follows:

Somerset,—
treasurer-
collector.

By Mrs. Haddad of Somerset, a petition (accompanied by bill, House, No. 4027) of Patricia A. Haddad and Michael J. Rodrigues (by vote of the town) that the town of Somerset be authorized to establish the position of appointed town treasurer-collector of said town;

Worcester,—
board of
health.

By Mr. O'Day of West Boylston, a petition (accompanied by bill, House, No. 4028) of James J. O'Day (with the approval of the mayor and city council) that the city of Worcester be authorized to establish a board of health for said city; and

Holyoke,—
Soldiers'
Memorial
Commission.

By Mr. Vega of Holyoke, a petition (accompanied by bill, House, No. 4029) of Aaron Vega (with the approval of the mayor and city council) that the city of Holyoke be authorized to compensate members of the Soldiers' Memorial Commission of said city;

Severally to the committee on Municipalities and Regional Government.

Severally sent to the Senate for concurrence.

Stephen M.
Brewer
fishing area.

Ms. Gobi of Spencer presented a petition (subject to Joint Rule 12) of Anne M. Gobi relative to the naming of the Stephen M. Brewer fishing area; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Binienda of Worcester, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending that Joint Rule 12 be suspended. Under suspension of the rules, on motion of Mr. Smizik of Brookline, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Environment, Natural Resources and Agriculture. Sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Collins of Boston, a petition (subject to Joint Rule 12) of Nick Collins for legislation to establish a sick leave bank for Anne Marie McDonough, an employee of the Trial Court. Anne Marie McDonough,—
sick leave.

By Mr. Smola of Warren, a petition (subject to Joint Rule 12) of Todd M. Smola and Stephen M. Brewer for legislation to establish a sick leave bank for Marcy L. Bray, an employee of the Department of Developmental Services. Marcy L. Bray,—
sick leave.

By Mr. Wagner of Chicopee, a petition (subject to Joint Rule 12) of Joseph F. Wagner and others relative to taking or transmitting images of crime victims by first responders. To the committee on the Judiciary. Crime victims,—
images.

Severally sent to the Senate for concurrence.

Paper from the Senate.

A petition of Harriette L. Chandler and John J. Mahoney for legislation to establish a sick leave bank for Leonard DeMauro, an employee of the Department of Youth Services, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service. Leonard DeMauro,—
sick leave.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2083) was referred, in concurrence, to the committee on Public Service.

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 Aaron Vega for legislation to authorize the Commissioner of Capital Asset Management and Maintenance to convey a certain parcel of land in the city of Holyoke. Under suspension of the rules, on motion of Mr. Smizik of Brookline, 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. Holyoke,—
land.

By Mr. Binienda of Worcester, for the committees on Rules of the two branches, acting concurrently, asking to be discharged from further consideration:

Of the Bill relative to unemployment insurance reform (Senate, No. 2003); Unemployment insurance.

Of the Resolve providing for an investigation and study by a special commission relative to gender-responsive programming for juvenile justice system involved girls (House, No. 83); Juvenile justice system,—
girls.

- Long term care. Of the Bill creating a special commission on institutional long term care (House, No. 543);
- Middlesex Canal. Of the Bill relative to the Middlesex Canal Commission (House, No. 767, changed);
- Pioneer Valley. Of the Bill relative to preserving Polish heritage in the Pioneer Valley (House, No. 1071);
- Alcohol-and drug-free housing. Of the Bill establishing a special commission to make an investigation and study of the feasibility of a pilot program for accreditation of alcohol-and drug-free housing (House, No. 1168);
- Tax budget. Of the Bill relative to the tax expenditure budget (House, No. 2630);
- College textbooks. Of the Resolve establishing a special commission relative to reducing the costs associated with the purchase of college textbooks (House, No. 3699);
- Addiction treatment. Of the Bill to provide Addiction/Sobriety Solutions through Increased Substance Treatment (ASSIST) (House, No. 3825); and
- Comparable work. Of the Bill relative to comparable work (House, No. 3883).
And recommending that the same severally be referred to the House committee on Rules.
Under Rule 42, the reports severally were considered forthwith; and they were accepted.
- Essex Aggie. By Ms. Benson of Lunenburg, for the committee on Health Care Financing that the Bill relative to the Essex North Shore Agricultural and Technical School District (House, No. 3959), ought to pass. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.
Mr. Kafka of Stoughton for said committee 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.
- Uniformed procurement. By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the House Bill relative to chapter 30B (House, No. 11), 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. 4004),— then was adopted; and the substitute bill was ordered to a third reading.
- Winchendon,—land. By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the Senate Bill authorizing the Department of Fish and Game to release a certain conservation restriction on certain property in exchange for acquiring a certain parcel of land in the town of Winchendon (Senate, No. 2044) [Local Approval Received], be scheduled for consideration by the House.
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 Ms. Peisch of Wellesley, for the committee on Education, on House. No. 344, a Bill to increase capacity to address the complex needs of students with autism (House, No. 4012). Students with autism.
- By the same member, for the same committee, on House, Nos. 351 and 443, a Bill relative to suicide prevention training in schools (House, No. 4013). Suicide prevention.
- By the same member, for the same committee, on House, No. 430, a Bill to relative to emergency stock epinephrine in schools (House, No. 4014). Schools,—epinephrine.
- By the same member, for the same committee, on House, No. 514, a Bill relative to asthma screening (House, No. 4016). Asthma screening.
- Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.
- By Ms. Peisch of Wellesley, for the committee on Education, on House. No. 481, a Bill expanding inclusive transition programs for students with severe disabilities (House, No. 4015). Transition programs.
- By the same member, for the same committee, on Senate Nos. 228, 244, 245, 253 and 277 and House, Nos. 356, 370, 399, 406, 407, 503 and 1062, a Bill establishing a commission to study vocational-technical schools (House, No. 4017). Vocational-technical schools,—study.
- Severally read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.
- By Ms. Peisch of Wellesley, for the committee on Education, on House, Nos. 328, 387 and 442, a Bill creating assignment levels in the Department of Early Education and Care (House, No. 4010). Early Education and Care.
- By the same member, for the same committee, on House, Nos. 335 and 403, a Bill relative to regional bonus aid (House, No. 4018). Regional schools.
- By Mr. Kaufman of Lexington, for the committee on Revenue, on a petition, a Bill relative to deeds excise receipts (House No. 2516, changed in section 1, in line 5, by inserting after the word “receipts” the following: “received on or after July 1, 2013, in addition to the amounts of deed excise receipts”). Deeds excise receipts.
- By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill relative to the lease of Worcester City Campus Corporation owned land (House, No. 3444). Worcester,—land.
- By the same member, for the same committee, on a petition, a Bill to convey a certain parcel of land in the city [sic] Marlborough (House, No. 3891). Marlborough,—land.
- By Mr. Keenan of Salem, for the committee on Telecommunications, Utilities and Energy, on House, No. 2919, a Bill relative to energy efficiency education (House, No. 4020). Energy efficiency,—training.
- By Mr. Basile of Boston, for the committee on Veterans and Federal Affairs, on a petition, a Bill relative to a volunteer veteran corps mentoring program (House, No. 3199). Veterans,—mentoring program.
- By the same member, for the same committee, on a petition, a Bill exempting veterans from civil service exam fees (House, No. 3213). Veterans,—exam fees.
- By the same member, for the same committee, on a petition, a Bill returning the payment of bonuses to soldiers during the Persian Gulf War to the Treasurer’s office (House, No. 3214). Veterans,—bonus payments.
- Severally read; and referred, under Rule 33, to the committee on Ways and Means.

Teachers,—
dismissal.

By Ms. Peisch of Wellesley, for the committee on Education, on House, No. 340, a Bill relative to the dismissal of teachers (House, No. 4011).

Regional
schools.

By the same member, for the same committee, on House, No. 404, a Bill relative to the regional school transportation reimbursement fund (House, No. 4019).

Fluffernutter,—
official
sandwich.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill designating the fluffernutter as the official sandwich of the Commonwealth (House, No. 2868).

Directory
assistance,—
regulation.

By Mr. Keenan of Salem, for the committee on Telecommunications, Utilities and Energy, on House, No. 2966, a Bill regarding regulation of directory assistance (House, No. 4021) [Senator Pacheco dissenting].

Dudley,—
property tax
abatements.

By Mr. Basile of Boston, for the committee on Veterans and Federal Affairs, on a joint petition, a Bill authorizing the town of Dudley to grant property tax abatements to resident National Guardsmen and reservists who are serving on active duty in a foreign country (House, No. 3797) [Local Approval Received].

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

Orders of the Day.

Time share
retail service
providers.

The Senate amendment of the House Bill relative to time share retail service providers (House, No. 3613), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

Senate bills

Third
reading
bills.

Exempting part-time call firefighters in the town of Athol from the civil service law (Senate, No. 1930); and

Authorizing the board of selectmen to exempt eco-toilet installations from sewer connections and associated betterments in the town of Falmouth (Senate, No. 1938);

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

Id.

Relative to Cable PEG Access Enterprise Fund (House, No. 1860);

Relative to public health data sharing with the Boston Public Health Commission (House, No. 2070);

Relative to hospital indemnity insurance policies (House, No. 3730) (its title having been changed by the committee on Bills in the Third Reading);

Releasing certain land in Dracut from operation of an agricultural preservation restriction (House, No. 3800); and

Relative to the appointment of special police officers in the city of Newton (House, No. 3864) (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.

Senate bills

Relative to compliance of condominium associations (Senate, No. 621);

Second
reading
bills.

Providing for sewer commissioners in the town of Wareham (Senate, No. 1856);

Exempting certain positions in the police department of the town of Sandwich from the civil service law (Senate, No. 1964);

Designating a certain bridge in the town of Andover as the Andover Veterans of the Iraq and Afghanistan Wars Memorial Bridge (Senate, No. 1967);

Authorizing the town of Oakham to continue the employment of Fire Chief Thomas Snay (Senate, No. 1999); and

Relative to the University of Massachusetts Police Department (Senate, No. 2045); and

House bills

To ensure adequate care of animals in cities and towns (House, No. 1852, changed);

Relative to death certificates (House, No. 1989);

Relative to broadened eligibility for relief from disproportionate property tax burdens (House, No. 2627);

Regarding advisory questions on ballots in the city of Newton (House, No. 3457);

Authorizing the lease of air rights over a portion of a municipal off-street parking area — rear of the property located at 280-290 Harvard Street (House, No. 3863);

Relative to the harbormaster in the city of New Bedford (House, No. 3896);

Relative to certain conservation land in the town of Duxbury (House, No. 3902);

Relative to distributed generation contracts (House, No. 3925); and

Relative to licensing in the Commonwealth (House, No. 3946);

Severally were read a second time; and they were ordered to a third reading.

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 twenty-seven minutes before twelve o'clock noon, on motion of Mr. Wong of Saugus (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.