

UNCORRECTED PROOF

JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF

The Commonwealth of Massachusetts

FOR THE

189th General Court



— 2016 —

SEE SEPARATE LINK FOR
[YEA AND NAY SUPPLEMENT]

PRINTED BY ORDER OF THE HOUSE AND IN ACCORDANCE WITH THE
PROVISIONS OF SECTION 10 OF CHAPTER 5 OF THE
GENERAL LAWS.

LIST OF PERSONS ELECTED AS
MEMBERS OF THE HOUSE OF REPRESENTATIVES
FOR THE YEARS 2015 — 2016.

D — Democrat. R — Republican.

• BARNSTABLE COUNTY •

- DISTRICT 1 — TIMOTHY R. WHELAN (R) OF BREWSTER —
Barnstable: Precinct 1; Brewster: Precincts 1, 2; Dennis; Yarmouth: Precincts 1, 2, 3, 4, 7.
- DISTRICT 2 — BRIAN R. MANNAL (D) OF BARNSTABLE —
Barnstable: Precincts 2, 3, 4, 5, 6, 7, 8, 9, 10, 13; Yarmouth: Precincts 5, 6.
- DISTRICT 3 — DAVID T. VIEIRA (R) OF FALMOUTH —
Bourne: Precincts 3, 4, 5, 6; Falmouth: Precincts 3, 4, 7, 8, 9; Mashpee.
- DISTRICT 4 — SARAH K. PEAKE (D) OF PROVINCETOWN —
Brewster: Precinct 3; Chatham; Eastham; Harwich; Orleans; Provincetown; Truro; Wellfleet.
- DISTRICT 5 — RANDY HUNT (R) OF SANDWICH —
Barnstable: Precincts 11, 12; Bourne: Precincts 1, 2, 7; Sandwich; Plymouth: Precinct 9 (Plymouth).

• BARNSTABLE, DUKES AND NANTUCKET COUNTIES •

- BARNSTABLE, DUKES AND NANTUCKET — TIMOTHY R. MADDEN (D) OF NANTUCKET —
Falmouth: Precincts 1, 2, 5, 6 (Barnstable Co.); Chilmark (Dukes Co.); Edgartown (Dukes Co.); Aquinnah (Dukes Co.); Gosnold (Dukes Co.); Oak Bluffs (Dukes Co.); Tisbury (Dukes Co.); West Tisbury (Dukes Co.); Nantucket (Nantucket Co.).

• BERKSHIRE COUNTY •

- DISTRICT 1 — GAILANNE M. CARIDDI (D) OF NORTH ADAMS —
Adams; Cheshire; Clarksburg; Florida; Hancock; Lanesborough; New Ashford; North Adams; Williamstown.
- DISTRICT 2 — PAUL W. MARK (D) OF PERU —
Dalton; Hinsdale; Peru; Pittsfield: Ward 1: Precinct B; Savoy; Windsor; Bernardston (Franklin Co.); Charlemont (Franklin Co.); Colrain (Franklin Co.); Greenfield (Franklin Co.); Hawley (Franklin Co.); Heath (Franklin Co.); Leyden (Franklin Co.); Monroe (Franklin Co.); Northfield (Franklin Co.); Rowe (Franklin Co.).
- DISTRICT 3 — TRICIA FARLEY-BOUVIER (D) OF PITTSFIELD —
Pittsfield: Ward 1: Precinct A, Wards 2, 3, 4, 5, 6, 7.
- DISTRICT 4 — WILLIAM SMITTY PIGNATELLI (D) OF LENOX —
Alford; Becket; Egremont; Great Barrington; Lee; Lenox; Monterey; Mount Washington; New Marlborough; Otis; Richmond; Sandisfield; Sheffield; Stockbridge; Tyringham; Washington; West Stockbridge; Blandford (Hampden Co.); Russell (Hampden Co.); Tolland (Hampden Co.).

• BRISTOL COUNTY •

- DISTRICT 1 — F. JAY BARROWS (R) OF MANSFIELD —
Mansfield: Precincts 2, 3, 6; Norton: Precincts 3, 4, 5; Foxborough (Norfolk Co.).

• BRISTOL COUNTY (*Continued*) •

- DISTRICT 2 — PAUL R. HEROUX (D) OF ATTLEBORO —
Attleboro: Wards 1, 2, Ward 3: Precinct A, Wards 4, 5, 6.
- DISTRICT 3 — SHAUNNA L. O'CONNELL (R) OF TAUNTON —
Easton: Precinct 6; Taunton: Wards 1, 2, Ward 3: Precinct A, Wards 5, 7, 8.
- DISTRICT 4 — STEVEN S. HOWITT (R) OF SEEKONK —
Norton: Precincts 1, 2; Rehoboth; Seekonk; Swansea: Precincts 4, 5.
- DISTRICT 5 — PATRICIA A. HADDAD (D) OF SOMERSET —
Dighton; Somerset; Swansea: Precincts 1, 2, 3; Taunton: Ward 6.
- DISTRICT 6 — CAROLE A. FIOLA (D) OF FALL RIVER —
Fall River: Ward 5: Precincts B, C, Ward 6: Precincts C, Wards 7, 8, 9; Freetown:
Precinct 1.
- DISTRICT 7 — ALAN SILVIA (D) OF FALL RIVER —
Fall River: Ward 1: Precincts B, C, Wards 2, 3, 4, Ward 5: Precinct A.
- DISTRICT 8 — PAUL A. SCHMID, III (D) OF WESTPORT —
Fall River: Ward 1: Precinct A, Ward 6: Precincts A, B; Freetown: Precincts 2, 3;
New Bedford: Ward 1, Precincts D, E, F; Westport.
- DISTRICT 9 — CHRISTOPHER M. MARKEY (D) OF DARTMOUTH —
Dartmouth; New Bedford: Ward 3: Precincts D, E, F.
- DISTRICT 10 — WILLIAM M. STRAUS (D) OF MATTAPOISETT —
Fairhaven; New Bedford: Ward 3: Precinct A, Ward 4: Precincts D, E; Marion
(Plymouth Co.); Mattapoisett (Plymouth Co.); Rochester (Plymouth Co.).
- DISTRICT 11 — ROBERT M. KOCZERA (D) OF NEW BEDFORD —
Acushnet; New Bedford: Ward 1: Precincts A, B, C, Ward 2, Ward 3: Precincts B, C.
- DISTRICT 12 — KEIKO M. ORRALL (R) OF LAKEVILLE —
Berkley; Taunton: Ward 3: Precinct B, Ward 4; Lakeville (Plymouth Co.);
Middleborough: Precincts 2, 4, 5 (Plymouth Co.).
- DISTRICT 13 — ANTONIO F. D. CABRAL (D) OF NEW BEDFORD —
New Bedford: Ward 4: Precincts A, B, C, F, Wards 5, 6.
- DISTRICT 14 — ELIZABETH A. POIRIER (R) OF NORTH ATTLEBOROUGH —
Attleboro: Ward 3: Precinct B; Mansfield: Precincts 1, 5; North Attleborough.

• ESSEX COUNTY •

- DISTRICT 1 — JAMES M. KELCOURSE (R) OF AMESBURY —
Amesbury; Newburyport; Salisbury.
- DISTRICT 2 — LENNY MIRRA (R) OF WEST NEWBURY —
Boxford: Precincts 2, 3; Georgetown; Groveland; Haverhill: Ward 4: Precinct 3,
Ward 7: Precinct 3; Merrimac; Newbury; West Newbury.
- DISTRICT 3 — BRIAN S. DEMPSEY (D) OF HAVERHILL —
Haverhill: Ward 1, Ward 2: Precinct 3, Ward 3, Ward 4: Precincts 1, 2, Ward 5:
Precincts 1, 3, Ward 6.
- DISTRICT 4 — BRADFORD HILL (R) OF IPSWICH —
Hamilton; Ipswich; Manchester-by-the-Sea; Rowley; Topsfield; Wenham.
- DISTRICT 5 — ANN-MARGARET FERRANTE (D) GLOUCESTER —
Essex; Gloucester; Rockport.
- DISTRICT 6 — JERALD A. PARISELLA (D) OF BEVERLY — Beverly.

- DISTRICT 7 — PAUL F. TUCKER (D) OF SALEM — Salem.
- DISTRICT 8 — LORI A. EHRLICH (D) MARBLEHEAD —
Lynn: Ward 3: Precinct 4, Ward 4: Precinct 4; Marblehead; Swampscott.
- DISTRICT 9 — DONALD H. WONG (R) OF SAUGUS —
Lynn: Ward 1: Precincts 1, 2; Saugus: Precincts 1, 2, 4, 5, 6, 7, 8, 9; Wakefield:
Precincts 1, 2, 3, 7 (Middlesex Co.).
- DISTRICT 10 — ROBERT F. FENNEL (D) OF LYNN —
Lynn: Ward 1: Precincts 3, 4, Ward 2, Ward 3: Precincts 1, 2, 3, Ward 4: Precincts 1, 2,
Ward 5: Precincts 2, 3.
- DISTRICT 11 — BRENDAN P. CRIGHTON (D) OF LYNN —
Lynn: Ward 4: Precinct 3, Ward 5: Precincts 1, 4, Wards 6, 7; Nahant.
- DISTRICT 12 — LEAH COLE (R) OF PEABODY¹ —
Peabody: Wards 1, 2, 3, 4, Ward 5: Precincts 1, 3.
- DISTRICT 13 — THEODORE C. SPELIOTIS (D) OF DANVERS —
Danvers; Middleton: Precinct 2; Peabody: Ward 5: Precinct 2, Ward 6.
- DISTRICT 14 — DIANA DI ZOGGIO (D) OF METHUEN —
Haverhill: Ward 7: Precinct 2; Lawrence: Ward A: Precincts 1, 3, Ward F: Precinct 1;
Methuen: Precincts 3, 7, 10; North Andover: Precincts 1, 2, 3, 4, 5.
- DISTRICT 15 — LINDA DEAN CAMPBELL (D) OF METHUEN —
Haverhill: Ward 2: Precincts 1, 2, Ward 5: Precinct 2, Ward 7: Precinct 1; Methuen:
Precincts 1, 4, 5, 6, 8, 9, 11, 12.
- DISTRICT 16 — MARCOS A. DEVERS (D) OF LAWRENCE —
Lawrence: Ward A: Precincts 2, 4, Ward B, Ward C: Precinct 4, Ward E: Precincts 2,
3, 4, Ward F: Precinct 2, 3, 4.
- DISTRICT 17 — FRANK A. MORAN (D) OF LAWRENCE —
Andover: Precincts 2, 3, 4; Lawrence: Ward C, Precincts 1, 2, 3, Ward D, Ward E,
Precinct 1; Methuen: Precinct 2.
- DISTRICT 18 — JAMES J. LYONS, JR. (R) OF ANDOVER —
Andover: Precincts 1, 5, 6, 7, 8, 9; Boxford: Precinct 1; North Andover: Precincts 6,
7, 8; Tewksbury: Precincts 3, 3A (Middlesex County).

• FRANKLIN COUNTY •

- DISTRICT 1 — STEPHEN KULIK (D) OF WORTHINGTON —
Ashfield; Buckland; Conway; Deerfield; Leverett; Montague; Shelburne; Shutesbury;
Sunderland; Whately; Chester (Hampden Co.); Chesterfield (Hampshire Co.);
Cummington (Hampshire Co.); Goshen (Hampshire Co.); Huntington (Hampshire Co.);
Middlefield (Hampshire Co.); Plainfield (Hampshire Co.); Williamsburg (Hampshire
Co.); Worthington (Hampshire Co.).
- DISTRICT 2 — SUSANNAH M. WHIPPS LEE (R) OF ATHOL —
Erving; Gill; New Salem; Orange; Warwick; Wendell; Belchertown: Precinct A
(Hampshire Co.); Athol (Worcester Co.); Petersham (Worcester Co.); Phillipston
(Worcester Co.); Royalson (Worcester Co.); Templeton (Worcester Co.).

• HAMPDEN COUNTY •

- DISTRICT 1 — TODD M. SMOLA (R) OF WARREN —
Brimfield; Holland; Palmer; Wales; Ware: Precincts B, C (Hampshire Co.); Sturbridge
(Worcester Co.); Warren (Worcester Co.).

1. Resigned September 29, 2015.

• HAMPDEN COUNTY (*Continued*) •

- DISTRICT 2 — BRIAN M. ASHE (D) LONGMEADOW —
East Longmeadow: Precincts 2, 3, 4; Hampden; Longmeadow; Monson.
- DISTRICT 3 — NICHOLAS A. BOLDYGA (R) OF SOUTHWICK —
Agawam; Granville; Southwick.
- DISTRICT 4 — JOHN C. VELIS (D) OF WESTFIELD — Westfield.
- DISTRICT 5 — AARON VEGA (D) OF HOLYOKE — Holyoke.
- DISTRICT 6 — MICHAEL J. FINN (D) OF WEST SPRINGFIELD —
Chicopee: Ward 2: Precinct A, Ward 3: Precinct A, Ward 4: Precinct A; Springfield:
Ward 2: Precinct E; West Springfield.
- DISTRICT 7 — THOMAS M. PETROLATI (D) OF LUDLOW —
Chicopee: Ward 6: Precinct B; Ludlow; Springfield: Ward 8: Precincts E, F, G;
Belchertown: Precincts B, C, D (Hampshire Co.).
- DISTRICT 8 — JOSEPH F. WAGNER (D) OF CHICOPEE —
Chicopee: Ward 1, Ward 2: Precinct B, Ward 3: Precinct B, Ward 4: Precinct B,
Ward 5: Precinct B, Ward 6: Precinct A, Wards 7, 8, 9.
- DISTRICT 9 — JOSÉ F. TOSADO (D) OF SPRINGFIELD —
Chicopee: Ward 5: Precinct A; Springfield: Ward 2: Precincts A, B, C, D, F, G,
Ward 5: Precincts C, D, G, H, Ward 7: Precincts F, H, Ward 8: Precincts A, B, D, H.
- DISTRICT 10 — CARLOS GONZALEZ (D) OF SPRINGFIELD —
Springfield: Ward 1, Ward 3: Precincts B, C, D, E, F, G, H, Ward 6: Precincts A, B, F.
- DISTRICT 11 — BENJAMIN SWAN (D) OF SPRINGFIELD —
Springfield: Ward 2: Precinct H, Ward 3: Precinct A, Ward 4, Ward 5: Precincts A, B,
E, F, Ward 6: Precinct E, Ward 7: Precinct A, Ward 8: Precinct C.
- DISTRICT 12 — ANGELO J. PUPPOLO, JR. (D) OF SPRINGFIELD —
East Longmeadow: Precinct 1; Springfield: Ward 6: Precincts C, D, G, H, Ward 7:
Precincts B, C, D, E, G; Wilbraham.

• HAMPSHIRE COUNTY •

- DISTRICT 1 — PETER V. KOCOT (D) OF NORTHAMPTON —
Hatfield; Northampton; Southampton; Westhampton; Montgomery (Hampden Co.).
- DISTRICT 2 — JOHN W. SCIBAK (D) OF SOUTH HADLEY —
Easthampton; Granby: Precinct 2; Hadley; South Hadley.
- DISTRICT 3 — ELLEN STORY (D) OF AMHERST —
Amherst; Granby: Precinct 1; Pelham.

• MIDDLESEX COUNTY •

- DISTRICT 1 — SHEILA C. HARRINGTON (R) OF GROTON —
Ayer: Precinct 1; Ashby; Dunstable; Groton; Pepperell; Townsend.
- DISTRICT 2 — JAMES ARCIERO (D) OF WESTFORD —
Chelmsford: Precincts 5, 7, 8; Littleton; Westford.
- DISTRICT 3 — KATE HOGAN (D) OF STOW —
Hudson; Maynard; Stow; Bolton (Worcester Co.).
- DISTRICT 4 — DANIELLE W. GREGOIRE (D) OF MARLBOROUGH —
Marlborough: Ward 2: Precinct 1, Wards 3, 4, 5, 6, Ward 7: Precinct 2; Northborough:
Precincts 1, 3 (Worcester Co.); Westborough: Precincts 1, 3 (Worcester Co.).

- DISTRICT 5 — DAVID PAUL LINSKY (D) OF NATICK —
Natick; Sherborn; Millis: Precincts 2, 3 (Norfolk Co.).
- DISTRICT 6 — CHRIS WALSH (D) OF FRAMINGHAM —
Framingham: Precincts 1, 2, 4, 5, 6, 7, 9, 10, 11, 12, 15.
- DISTRICT 7 — TOM SANNICANDRO (D) OF ASHLAND —
Ashland; Framingham: Precincts 8, 13, 14, 16, 17, 18.
- DISTRICT 8 — CAROLYN C. DYKEMA (D) HOLLISTON —
Holliston; Hopkinton; Southborough (Worcester Co.); Westborough: Precinct 2
(Worcester Co.).
- DISTRICT 9 — THOMAS M. STANLEY (D) OF WALTHAM —
Lincoln; Waltham: Wards 1, 2, 3, Ward 4: Precinct 1, Ward 5: Precinct 2, Ward 6:
Precinct 1, Ward 7: Precinct 1.
- DISTRICT 10 — JOHN J. LAWN, JR. (D) OF WATERTOWN —
Newton: Ward 1: Precincts 1, 4; Waltham: Ward 4: Precinct 2, Ward 5: Precinct 1,
Ward 6: Precinct 2, Ward 7: Precinct 2, Wards 8, 9; Watertown: Precincts 10, 11, 12.
- DISTRICT 11 — KAY KHAN (D) OF NEWTON —
Newton: Ward 1: Precincts 2, 3, Wards 2, 3, 4, Ward 7: Precinct 2.
- DISTRICT 12 — RUTH B. BALSER (D) OF NEWTON —
Newton: Wards 5, 6, Ward 7: Precincts 1, 3, 4, Ward 8.
- DISTRICT 13 — CARMINE LAWRENCE GENTILE (D) OF SUDBURY —
Framingham: Precinct 3; Marlborough: Ward 1, Ward 2: Precinct 2, Ward 7: Precinct 1;
Sudbury; Wayland: Precincts 1, 2, 3.
- DISTRICT 14 — CORY ATKINS (D) OF CONCORD —
Acton: Precincts 1, 2, 6; Carlisle; Chelmsford: Precincts 1, 9; Concord.
- DISTRICT 15 — JAY R. KAUFMAN (D) OF LEXINGTON —
Lexington; Woburn: Wards 1, 7.
- DISTRICT 16 — THOMAS A. GOLDEN, JR. (D) OF LOWELL —
Chelmsford: Precincts 2, 3, 6; Lowell: Wards 5, 6, 9.
- DISTRICT 17 — DAVID M. NANGLE (D) OF LOWELL —
Chelmsford: Precinct 4; Lowell: Ward 1, Ward 2: Precinct 3, Ward 4: Precincts 2, 3,
Wards 10, 11.
- DISTRICT 18 — RADY MOM (D) OF LOWELL —
Lowell: Ward 2: Precincts 1, 2, Ward 3, Ward 4: Precinct 1, Wards 7, 8.
- DISTRICT 19 — JAMES R. MICELI (D) OF WILMINGTON —
Tewksbury: Precincts 1, 1A, 2, 2A, 4, 4A; Wilmington: Precincts 1, 2, 4, 5, 6.
- DISTRICT 20 — BRADLEY H. JONES, JR. (R) OF NORTH READING —
North Reading; Reading: Precincts 1, 6, 7, 8; Lynnfield (Essex Co.); Middleton:
Precinct 1 (Essex Co.).
- DISTRICT 21 — KENNETH I. GORDON (D) OF BEDFORD —
Bedford; Burlington; Wilmington: Precinct 3.
- DISTRICT 22 — MARC T. LOMBARDO (R) OF BILLERICA — Billerica.
- DISTRICT 23 — SEAN GARBALLEY (D) OF ARLINGTON —
Arlington: Precincts 1, 3, 5, 6, 7, 9, 11, 13, 14, 15, 16, 17, 18, 19, 20, 21; Medford:
Ward 3: Precinct 2, Ward 6: Precincts 1, 2.
- DISTRICT 24 — DAVID M. ROGERS (D) OF CAMBRIDGE —
Arlington: Precincts 2, 4, 8, 10, 12; Belmont; Cambridge: Ward 11: Precincts 1, 3.

• MIDDLESEX COUNTY (*Continued*) •

- DISTRICT 25 — MARJORIE C. DECKER (D) OF CAMBRIDGE —
Cambridge: Ward 4, Ward 6: Precincts 2, 3, Wards 7, 8, Ward 10: Precincts 1, 2.
- DISTRICT 26 — TIMOTHY J. TOOMEY, JR. (D) OF CAMBRIDGE —
Cambridge: Ward 1, Ward 2: Precinct 1, Ward 3, Ward 6: Precinct 1; Somerville:
Ward 1, Ward 2: Precinct 1.
- DISTRICT 27 — DENISE PROVOST (D) OF SOMERVILLE —
Somerville: Ward 2: Precincts 2, 3, Wards 3, 5, 6.
- DISTRICT 28 — JOSEPH W. MCGONAGLE, JR. (D) OF EVERETT — Everett.
- DISTRICT 29 — JONATHAN HECHT (D) OF WATERTOWN —
Cambridge: Ward 9, Ward 10: Precinct 3, Ward 11: Precinct 2; Watertown: Precincts 1,
2, 3, 4, 5, 6, 7, 8, 9.
- DISTRICT 30 — JAMES J. DWYER (D) OF WOBURN —
Reading: Precincts 2, 3, 4, 5; Woburn: Wards 2, 3, 4, 5, 6.
- DISTRICT 31 — MICHAEL S. DAY (D) OF STONEHAM —
Stoneham; Winchester.
- DISTRICT 32 — PAUL BRODEUR (D) OF MELROSE —
Malden: Ward 5: Precinct 2; Melrose; Wakefield: Precincts 4, 5, 6.
- DISTRICT 33 — STEVEN ULTRINO (D) OF MALDEN —
Malden: Ward 2, Ward 3: Precinct 1, Ward 4, Ward 5: Precinct 1, Ward 6, Ward 7:
Precinct 2, Ward 8.
- DISTRICT 34 — CHRISTINE P. BARBER (D) OF SOMERVILLE —
Medford: Wards 4, 5, Ward 7: Precinct 1, Ward 8: Precinct 2; Somerville: Wards 4, 7.
- DISTRICT 35 — PAUL J. DONATO (D) OF MEDFORD —
Malden: Ward 1, Ward 3: Precinct 2, Ward 7: Precinct 1; Medford: Wards 1, 2, Ward
3: Precinct 1, Ward 7: Precinct 2, Ward 8: Precinct 1.
- DISTRICT 36 — COLLEEN M. GARRY (D) OF DRACUT —
Dracut; Tyngsborough.
- DISTRICT 37 — JENNIFER E. BENSON (D) LUNENBURG —
Acton: Precincts 3, 4, 5; Ayer: Precinct 2; Boxborough; Shirley; Harvard (Worcester
Co.); Lunenburg: Precincts A, C, D (Worcester Co.).

• NORFOLK COUNTY •

- DISTRICT 1 — BRUCE J. AYERS (D) OF QUINCY —
Quincy: Ward 3: Precincts 4, 5, Ward 4: Precincts 1, 3, Ward 5: Precinct 2, Ward 6;
Randolph: Precincts 5, 6, 11, 12.
- DISTRICT 2 — TACKEY CHAN (D) OF QUINCY —
Quincy: Ward 1, Ward 3: Precincts 1, 2, Ward 4: Precincts 2, 4, Ward 5: Precincts 1, 3,
4, 5.
- DISTRICT 3 — RONALD MARIANO (D) OF QUINCY —
Holbrook: Precincts 2, 3, 4; Quincy: Ward 2, Ward 4: Precinct 5; Weymouth: Precincts
5, 6, 9, 12, 16.
- DISTRICT 4 — JAMES M. MURPHY (D) OF WEYMOUTH —
Weymouth: Precincts 1, 2, 3, 4, 7, 8, 10, 11, 13, 14, 15, 17, 18; Hingham: Precinct 2
(Plymouth Co.).
- DISTRICT 5 — MARK J. CUSACK (D) OF BRAINTREE —
Braintree; Holbrook: Precinct 1; Randolph: Precinct 4.

- DISTRICT 6 — WILLIAM C. GALVIN (D) OF CANTON —
Avon; Canton; Stoughton: Precincts 1, 5, 7, 8.
- DISTRICT 7 — WALTER F. TIMILTY (D) OF MILTON —
Milton: Precincts 3, 4, 5, 6, 7, 8, 9, 10; Randolph: Precincts 1, 2, 3, 7, 8, 9, 10.
- DISTRICT 8 — LOUIS L. KAFKA (D) OF STOUGHTON —
Sharon; Stoughton: Precincts 2, 3, 4, 6; Walpole: Precincts 3, 4; Mansfield: Precinct 4
(Bristol Co.).
- DISTRICT 9 — SHAWN DOOLEY (R) OF NORFOLK —
Medfield: Precincts 3, 4; Millis: Precinct 1; Norfolk; Plainville; Walpole: Precinct 5;
Wrentham.
- DISTRICT 10 — JEFFREY N. ROY (D) OF FRANKLIN —
Franklin; Medway: Precincts 2, 3, 4.
- DISTRICT 11 — PAUL MCMURTRY (D) OF DEDHAM —
Dedham; Walpole: Precinct 8; Westwood.
- DISTRICT 12 — JOHN H. ROGERS (D) OF NORWOOD —
Norwood; Walpole: Precincts 1, 2, 6, 7.
- DISTRICT 13 — DENISE C. GARLICK (D) OF NEEDHAM —
Dover; Medfield: Precincts 1, 2; Needham.
- DISTRICT 14 — ALICE HANLON PEISCH (D) OF WELLESLEY —
Wellesley; Wayland: Precinct 4 (Middlesex Co.); Weston (Middlesex Co.).
- DISTRICT 15 — FRANK I. SMIZIK (D) OF BROOKLINE —
Brookline: Precincts 2, 3, 4, 6, 7, 8, 9, 10, 11, 12, 13.

• PLYMOUTH COUNTY •

- DISTRICT 1 — MATHEW J. MURATORE (R) OF PLYMOUTH —
Plymouth: Precincts 2, 3, 4, 5, 6, 7, 8, 10, 12, 14, 15.
- DISTRICT 2 — SUSAN WILLIAMS GIFFORD (R) OF WAREHAM —
Carver; Middleborough: Precincts 3, 6; Wareham.
- DISTRICT 3 — GARRETT J. BRADLEY (D) OF HINGHAM —
Hingham: Precincts 1, 3, 4, 5, 6; Hull; Scituate: Precinct 3; Cohasset (Norfolk Co.).
- DISTRICT 4 — JAMES M. CANTWELL (D) OF MARSHFIELD —
Marshfield; Scituate: Precincts 1, 2, 4, 5, 6.
- DISTRICT 5 — DAVID F. DECOSTE (R) OF NORWELL —
Hanover; Norwell; Rockland.
- DISTRICT 6 — JOSH S. CUTLER (D) OF DUXBURY —
Duxbury: Precincts 2, 3, 4, 5, 6; Hanson; Pembroke.
- DISTRICT 7 — GEOFF DIEHL (R) OF WHITMAN —
Abington; East Bridgewater: Precincts 2, 3, 4; Whitman.
- DISTRICT 8 — ANGELO L. D'EMILIA (R) OF BRIDGEWATER —
Bridgewater; Raynham (Bristol Co.).
- DISTRICT 9 — MICHAEL D. BRADY (D) OF BROCKTON² —
Brockton: Ward 2, Ward 3: Precincts A, B, C, Ward 4: Precincts A, D, Ward 5:
Precinct A, Ward 7: Precincts A, B.

2. Elected State Senator November 3, 2015; resigned November 9, 2015.

• PLYMOUTH COUNTY (*Continued*) •

- DISTRICT 10 — MICHELLE M. DuBOIS (D) OF BROCKTON —
Brockton: Ward 4: Precincts B, C, Ward 5: Precincts B, C, D, Ward 6: East
Bridgewater: Precinct 1; West Bridgewater.
- DISTRICT 11 — CLAIRE D. CRONIN (D) OF EASTON —
Brockton: Ward 1, Ward 3: Precinct D, Ward 7: Precincts C, D; Easton: Precincts 1, 2,
3, 4, 5 (Bristol Co.)
- DISTRICT 12 — THOMAS J. CALTER (D) OF KINGSTON —
Duxbury: Precinct 1; Halifax; Kingston; Middleborough: Precinct 1; Plymouth:
Precincts 1, 11, 13; Plympton.

• SUFFOLK COUNTY •

- DISTRICT 1 — CARLO BASILE (D) OF BOSTON³ — ADRIAN C. MADARO (D) OF BOSTON⁴ —
Ward 1: Precincts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14.
- DISTRICT 2 — DANIEL J. RYAN (D) OF BOSTON —
Boston: Ward 2; Chelsea: Wards 1, 2, Ward 3: Precincts 1, 3, Ward 4: Precincts 1, 4.
- DISTRICT 3 — AARON MICHLEWITZ (D) OF BOSTON —
Boston: Ward 3: Precincts 1, 2, 3, 4, 6, 7, 8, Ward 4: Precincts 1, 3, Ward 5: Precinct 1.
- DISTRICT 4 — NICK COLLINS (D) OF BOSTON —
Boston: Ward 1: Precinct 15, Ward 6, Ward 7: Precincts 1, 2, 3, 4, 5, 6, 7, 8, Ward 13:
Precinct 3.
- DISTRICT 5 — EVANDRO C. CARVALHO (D) OF BOSTON —
Boston: Ward 7: Precinct 10, Ward 8: Precincts 5, 6, 7, Ward 12: Precinct 6, Ward 13:
Precincts 1, 2, 4, 5, Ward 14: Precinct 1, Ward 15: Precincts 1, 2, 3, 4, 5, 7, 8, 9,
Ward 17: Precincts 1, 2.
- DISTRICT 6 — RUSSELL E. HOLMES (D) OF BOSTON —
Boston: Ward 14: Precincts 2, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, Ward 17: Precincts 6,
7, 8, 9, Ward 18: Precincts 7, 8, Ward 19: Precinct 12.
- DISTRICT 7 — GLORIA L. FOX (D) OF BOSTON —
Boston: Ward 4: Precincts 8, 9, 10, Ward 5: Sub-precinct 2A, Ward 9: Precincts 4, 5,
Ward 12: Precincts 1, 2, 3, 4, 5, 8, Ward 21: Precinct 1.
- DISTRICT 8 — JAY D. LIVINGSTONE (D) OF BOSTON —
Boston: Ward 3: Precinct 5, Ward 4: Precinct 6, Ward 5: Precincts 3, 4, 5, 6, 7, 8, 9, 11;
Cambridge: Ward 2: Precincts 2, 3, Ward 5 (Middlesex Co.).
- DISTRICT 9 — BYRON RUSHING (D) OF BOSTON —
Boston: Ward 4: Precincts 2, 4, 5, 7, Ward 5: Precincts 2, 10, Ward 8: Precincts 1, 2, 3,
4; Ward 9: Precincts 1, 2, 3.
- DISTRICT 10 — EDWARD F. COPPINGER (D) OF BOSTON —
Boston: Ward 20: Precincts 1, 5, 6, 7, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20;
Brookline: Precincts 14, 15, 16 (Norfolk Co.).
- DISTRICT 11 — ELIZABETH A. MALIA (D) OF BOSTON —
Boston: Ward 11, Ward 12: Precincts 7, 9, Ward 14: Precinct 3, Ward 19: Precincts 6,
7, 9, 10, 11, 13.
- DISTRICT 12 — DANIEL R. CULLINANE (D) OF BOSTON —
Boston: Ward 16: Precincts 8, 11, Ward 17: Precincts 4, 10, 11, 12, 13, 14, Ward 18:
Precincts 1, 2, 3, 4, 5, 6, 21; Milton: Precincts 1, 2 (Norfolk Co.).

3. Resigned January 8, 2015.

4. Elected March 31, 2015; qualified April 8, 2015.

- DISTRICT 13 — DANIEL J. HUNT (D) OF BOSTON —
Boston: Ward 7: Precinct 9, Ward 13: Precincts 6, 7, 8, 9, 10, Ward 15: Precinct 6,
Ward 16: Precincts 1, 2, 3, 4, 5, 6, 7, 9, 10, 12, Ward 17: Precincts 3, 5; Quincy:
Ward 3: Precinct 3 (Norfolk Co.).
- DISTRICT 14 — ANGELO M. SCACCIA (D) OF BOSTON —
Boston: Ward 18: Precincts 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 22, 23,
Ward 20: Precincts 3, 8, 9.
- DISTRICT 15 — JEFFREY SÁNCHEZ (D) OF BOSTON —
Boston: Ward 10, Ward 19: Precincts 1, 2, 3, 4, 5, 8, Ward 20: Precincts 2, 4;
Brookline: Precinct 5 (Norfolk Co.).
- DISTRICT 16 — ROSELEE VINCENT (D) OF REVERE —
Chelsea: Ward 3: Precincts 2, 4, Ward 4: Precincts 2, 3; Revere: Ward 1: Precinct 3,
Ward 3: Precinct 1, Ward 4, Ward 5: Precincts 1, 2, Ward 6; Saugus: Precincts 3, 10
(Essex Co.).
- DISTRICT 17 — KEVIN G. HONAN (D) OF BOSTON —
Boston: Ward 21: Precincts 3, 5, 6, 7, 8, 9, 10, 11, 12, 15, Ward 22: Precincts 2, 3, 6,
9, 10.
- DISTRICT 18 — MICHAEL J. MORAN (D) OF BOSTON —
Boston: Ward 21: Precincts 2, 4, 13, 14, 15, 16, Ward 22: Precincts 1, 4, 5, 7, 8, 11,
12, 13; Brookline: Precinct 1 (Norfolk Co.).
- DISTRICT 19 — ROBERT A. DELEO (D) OF WINTHROP —
Revere: Ward 1: Precincts 1, 2, Ward 2, Ward 3: Precincts 2, 3, Ward 5: Precinct 3;
Winthrop.

• WORCESTER COUNTY •

- DISTRICT 1 — KIMBERLY N. FERGUSON (R) OF HOLDEN —
Holden; Paxton, Princeton; Rutland; Sterling: Precinct 1; Westminster: Precinct 2.
- DISTRICT 2 — JONATHAN D. ZLOTNIK (D) OF GARDNER —
Ashburnham; Gardner; Winchendon; Westminster: Precinct 1.
- DISTRICT 3 — STEPHEN L. DiNATALE (D) OF FITCHBURG⁵ —
Fitchburg; Lunenburg: Precinct B.
- DISTRICT 4 — DENNIS A. ROSA (D) OF LEOMINSTER — Leominster.
- DISTRICT 5 — DONALD R. BERTHIAUME, JR. (R) OF SPENCER —
Barre; Brookfield; East Brookfield; Hardwick; Hubbardston; New Braintree; North
Brookfield; Oakham; Spencer: Precincts 2, 3, 4; West Brookfield; Ware: Precinct A
(Hampshire Co.).
- DISTRICT 6 — PETER J. DURANT (R) OF SPENCER —
Charlton: Precincts 1, 2, 3; Dudley; Southbridge; Spencer: Precinct 1.
- DISTRICT 7 — PAUL K. FROST (R) OF AUBURN —
Auburn; Charlton: Precinct 4; Millbury; Oxford: Precincts 2, 3.
- DISTRICT 8 — KEVIN J. KUROS (R) OF UXBRIDGE —
Blackstone; Millville; Uxbridge; Bellingham (Norfolk Co.).
- DISTRICT 9 — DAVID K. MURADIAN, JR. (R) OF GRAFTON —
Grafton; Northbridge; Upton.
- DISTRICT 10 — JOHN V. FERNANDES (D) OF MILFORD —
Hopdale; Mendon; Milford; Medway: Precinct 1 (Norfolk Co.).

5. Resigned January 3, 2016.

• WORCESTER COUNTY (*Continued*) •

- DISTRICT 11 — MATTHEW A. BEATON (R) OF SHREWSBURY⁶ —
HANNAH E. KANE (R) OF SHREWSBURY⁷ —
Shrewsbury; Westborough: Precincts 4, 5.
- DISTRICT 12 — HAROLD P. NAUGHTON, JR. (D) OF CLINTON —
Berlin; Boylston; Clinton; Lancaster; Northborough: Precincts 2, 4; Sterling:
Precinct 2.
- DISTRICT 13 — JOHN J. MAHONEY (D) OF WORCESTER —
Worcester: Ward 1: Precincts 1, 2, 3, 4, Ward 3: Precinct 2, Ward 9, Ward 10:
Precinct 1.
- DISTRICT 14 — JAMES J. O'DAY (D) OF WEST BOYLSTON —
West Boylston; Worcester: Ward 1: Precinct 5, Ward 2, Ward 3: Precincts 1, 3, 5.
- DISTRICT 15 — MARY S. KEEFE (D) OF WORCESTER —
Worcester: Ward 3: Precinct 4, Ward 4, Ward 5: Precinct 3, Ward 10: Precincts 1, 2,
3, 4, 5.
- DISTRICT 16 — DANIEL M. DONAHUE (D) OF WORCESTER —
Worcester: Ward 5: Precincts 1, 2, 4, 5, Ward 6, Ward 8: Precincts 1, 5.
- DISTRICT 17 — KATE D. CAMPANALE (R) OF LEICESTER —
Leicester; Worcester: Ward 7, Ward 8: Precincts 2, 3, 4.
- DISTRICT 18 — JOSEPH D. MCKENNA (R) OF WEBSTER —
Douglas; Oxford: Precincts 1, 4; Sutton; Webster.

6. Resigned January 8, 2015.

7. Elected March 31, 2015; qualified April 8, 2015.

JOURNAL OF THE HOUSE.

Wednesday, January 6, 2016.

The second annual session of the one hundred and eighty-ninth General Court of the Commonwealth of Massachusetts convened at the State House in Boston on the first Wednesday of January, being the sixth day of the year two thousand sixteen and of the year of the independence of the United States of America the two hundred and fortieth.

General Court convened.

And the members of the House of Representatives, having assembled in the Representatives' Chamber, were called to order at eleven o'clock A.M. by Representative Paul J. Donato of Medford (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

House called to order.

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.

Recess.

At three minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock P.M.; and at four minutes after one o'clock the House was called to order with the Speaker in the Chair.

Recess.

Quorum.

Mr. Wong of Saugus thereupon asked for a count of the House to ascertain if a quorum was present. The Speaker, having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Quorum.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 144 members were recorded as being in attendance.

Quorum, yea and nay No. 180.

[See Yea and Nay No. 180 in Supplement.]

Therefore a quorum was present.

Subsequently a statement of Mr. Rogers of Norwood was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous quorum roll call I was absent from the House Chamber on official business in another part of the State House.

Statement of Mr. Rogers of Norwood.

Prayer.

At the request of the Speaker, a prayer was offered by Father Rick Walsh, C.S.P. of the Paulist Center, Boston, as follows:

Loving God, it is from Your generous Spirit that the many gifts of our Commonwealth flow. We are thankful for the blessings we enjoy.

Prayer.

In the remainder of the legislative year ahead there is much to learn and to study; there is much work to be done.

Thank You God for the opportunity and the ability of this chamber to serve the almost-7 million citizens of our great Commonwealth of Massachusetts.

Prayer.

Bless our legislators, bless them and their dedicated staff members with good health. May this body of women and men seek unity of purpose among each member, respecting differences while crafting meaningful legislation.

Give our legislators the courage to persevere in negotiation, in hearing thoughtful, informed voices that advocate different ideas, opinions and direction.

Give them the humility to listen to the hidden and powerless voices of those who are in need of their capable skills.

May Your Spirit of grace and mercy assist them during the many long hours of reading reports and listening to testimonials and drafting documents.

Help these lawmakers to face the many responsibilities and challenges that lie before them in dockets, calendars, and in meeting deadlines.

Bless the efforts of the House Clerk and his staff entrusted with the important task of keeping accurate journals and records.

Bless all those who enter the State House either as tourists, teachers, students, or concerned citizens.

Bless our public safety officials in and around this chamber; may their eyes and ears be sharp while offering a spirit of hospitality to all who enter this historic building.

We ask Your blessing also upon the legislative agents who work on behalf of various organizations; may they also seek the well-being of those who lack their resources.

Bless our student interns with eagerness to learn the art of law-making and politics. May our elected officials they serve inspire them to a career in public service.

May Your good and gracious spirit be with all of us here today and in the many days that follow in this the 189th legislative session of the House of Representatives. Amen.

Mr. Mariano of Quincy then moved that the prayer be spread upon the records of the House; and the motion prevailed.

Pledge of Allegiance.

Pledge of
allegiance.

At the request of the Speaker, the members, guests and employees joined with him in again reciting the pledge of allegiance to the flag.

Notices of the Convening of the General Court.

On motion of Mr. Moran of Lawrence,—

Senate
notified of
convening
of House.

Ordered, That a special committee be appointed to notify the Senate that the House has been called to order and is ready to proceed to business.

Representatives Livingstone of Boston, Balser of Newton, DiZoglio of Methuen, Durant of Spencer, Garry of Dracut, González of Springfield, Hecht of Watertown, Kane of Shrewsbury, Rosa of Leominster, Swan of Springfield, Ultrino of Malden, Vieira of Falmouth, Harrington of Groton, Mom of Lowell and Moran of Lawrence were appointed to the committee.

Subsequently Mr. Livingstone, for the committee, reported that they had attended to the duty assigned to them.

A message was received from the Senate, by a special committee thereof, announcing that said branch had convened and was ready to proceed to business.

Notice of convening of Senate.

Paper from the Senate.

An order, having been adopted by the Senate, was considered forthwith; and it was adopted, in concurrence, as follows:

Ordered, That a committee of members of the Senate and House of Representatives be appointed to wait upon His Excellency the Governor, Charles D. Baker, Her Honor the Lieutenant-Governor, Karyn E. Polito and the Honorable Council and inform them that the two branches of the General Court are now assembled and ready to proceed to business.

Governor, etc. notified of convening of General Court.

Subsequently notice was received that Senators Donnelly, Lewis and Humason had been appointed the committee on the part of the Senate.

Representatives Petrolati of Ludlow, Fennell of Lynn, Campanale of Leicester, Chan of Quincy, Cutler of Duxbury, Day of Stoneham, D'Emilia of Bridgewater, Kelcourse of Amesbury, McGonagle of Everett, O'Connell of Taunton, Calter of Kingston, Holmes of Boston, Smola of Warren, Scaccia of Boston, Timilty of Milton and Tosado of Springfield were appointed the committee on the part of the House.

Subsequently Mr. Petrolati, for the committee, reported that they had attended to the duty assigned to them.

Order.

On motion of Mr. Crighton of Lynn,—

Ordered, That the Clerk begin the keeping of, and making available daily in a format determined by the Speaker in consultation with the Clerk, the Journal, as authorized by Rule 10, and that the daily reading thereof be dispensed with, that, under authority of Section 22A of Chapter 3 of the General Laws, copies of the Journal for the entire session be printed and bound with the customary appendices and an index; and that an attested bound copy be deposited with the Secretary of the Commonwealth as the official Journal of the House.

Journal of the House.

Statement Concerning Representative Berthiaume of Spencer.

A statement of Mr. Hill of Ipswich concerning Mr. Berthiaume of Spencer was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Berthiaume of Spencer, is unable to be present in the House Chamber for today's sitting due to an illness in his family. His missing of roll calls today is due entirely to the reason stated.

Statement concerning Mr. Berthiaume of Spencer.

Statement Concerning Representative Fox of Boston.

A statement of Mr. Rushing of Boston concerning Ms. Fox of Boston was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Fox of Boston, is unable to be present in the House Chamber for today's sitting due to the recent

Statement concerning Ms. Fox of Boston.

death of her brother. Her missing of roll calls today is due entirely to the reason stated.

Statement Concerning Representative Miceli of Wilmington.

A statement of Mrs. Haddad of Somerset concerning Mr. Miceli of Wilmington was spread upon the records of the House, as follows:

Statement concerning Mr. Miceli of Wilmington.

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Miceli of Wilmington, is unable to be present in the House Chamber for today's sitting because he is recovering from hip surgery. His missing of roll calls today is due entirely to the reason stated.

Resolutions.

Mr. Donato of Medford being in the Chair,—

Black Caucus of American Library Association.

Resolutions (filed with the Clerk by Mr. Rushing of Boston) welcoming and greeting the Black Caucus of the American Library Association, were referred under Rule 85, to the committee on Rules.

Mr. Galvin of Canton, for said committee, then reported that the resolutions ought to be adopted. Under suspension of the Rules, on motion of Mr. Rushing, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Motor vehicle licenses,—suspensions.

Resolutions (filed with the Clerk by Representatives Straus of Mat-tapoisett and Malia of Boston) relative to driver's license suspension for drug offenses (House, No. 3936), were referred under Rule 85, to the committee on Rules.

Mr. Galvin of Canton, for said committee, then reported that the resolutions ought to be adopted. Under suspension of the Rules, on motion of Mr. Straus, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communications.

Communications

Benefits,—noncitizens.

From the Executive Office of Health and Human Services (see Section 2(B)(r) of Chapter 18 of the General Laws) relative to eligible noncitizens receiving Transitional Aid to Families with Dependent Children;

DTA,—operations.

From the Executive Office of Health and Human Services (see Section 10 of Chapter 18 of the General Laws) relative to the Department of Transitional Assistance's operations, organization and responsibilities for 2015; and

DTA,—paperless records.

From the Executive Office of Health and Human Services (see Section 32 of Chapter 158 of the Acts of 2014) relative to the Department of Transitional Assistance's efforts to reduce the use of paper records and/or documentation;

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

By Representative Parisella of Beverly and Senator Lovely, a joint petition (accompanied by bill, House, No. 3934) of Jerald A. Parisella and Joan B. Lovely (with the approval of the mayor and city council) that the city of Beverly be authorized to change the designation of a certain liquor license in said city. To the committee on Consumer Protection and Professional Licensure. Beverly,—
liquor
license.

By Mr. Walsh of Framingham, a petition (accompanied by bill, House, No. 3935) of Chris Walsh and others (by vote of the town) that the town of Framingham be authorized to increase the membership of the board of health from three members to five members. To the committee on Municipalities and Regional Government. Framingham,—
health
board.

Severally sent to the Senate for concurrence.

Papers from the Senate.

Bills

Authorizing the town of Athol to establish a special fund for the rehabilitation of certain properties (Senate, No. 31) (on a petition) [Local Approval Received]; and Athol,—
property
fund.

Authorizing the town of Bellingham to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (Senate, No. 148) (on a petition) [Local Approval Received]; Bellingham,—
liquor
license.

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.

A petition (accompanied by bill) of Marc R. Pacheco and Angelo L. D’Emilia for legislation to establish a sick leave bank for Stephen Rogan, an employee of the Trial Court, came from the Senate referred, under suspension of Joint Rule 12, to the committee on the Judiciary. Stephen
Rogan,—
sick leave.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2087) was referred, in concurrence, to the committee on the Judiciary.

Reports of Committees.

By Mr. Galvin of Canton, 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 Jay R. Kaufman and others relative to the automatic registration of eligible voters. Under suspension of the rules, on motion of Mr. Kaufman of Lexington, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Election Laws. Sent to the Senate for concurrence. Voter
registration.

By Mr. Galvin of Canton, 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 F. Jay Barrows that the commissioner of Capital Asset Management and Maintenance be authorized to convey a certain parcel of land in the town of Foxborough to Foxborough,—
land.

Foxborough,—
land.

the Foxborough Housing Authority for affordable housing purposes. Under suspension of the rules, on motion of Mr. Barrows of Mansfield, 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.

Framingham,—
land.

By Mr. Galvin of Canton, 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 Chris Walsh for legislation to authorize the commissioner of Capital Asset Management and Maintenance to convey certain parcels of land in the town of Framingham. Under suspension of the rules, on motion of Mr. Mariano of Quincy, 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.

Brian
Sheehan,—
sick leave.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Brian Sheehan, an employee of the Middlesex Sheriff's Office (House, No. 3921).

Robert
Stevens,—
sick leave.

By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for Robert Stevens, an employee of the Massachusetts Department of Housing and Community Development (House, No. 3925).

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

Emergency Measure.

Sewer
betterment
assessments.

The engrossed Bill regulating sewer betterment assessments in the Commonwealth (see House, No. 3654), 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 2 to 0. Sent to the Senate for concurrence.

Subsequently, the noon recess having terminated, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was put upon its final passage.

Bill enacted,—
yea and nay
No. 181.

After debate on the question on passing the bill to be enacted (the Speaker being in the Chair), the sense of the House was taken by yeas and nays, at the request of Mr. Madden of Nantucket; and on the roll call 152 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 181 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

Engrossed Bill.

Bill
enacted.

The engrossed Bill relative to the composition of the Nantucket Historic District Commission (see House, No. 3618, amended) (which

originated in the House), 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 Speaker and sent to the Senate.

*Motion to Discharge a Certain Matter
in the Orders of the Day.*

Mr. Donato of Medford being in the Chair,—

The Senate amendment of the House Bill authorizing the town of North Reading to convey certain park land (House, No. 3819), reported by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47, on motion of Mr. Jones of North Reading.

North
Reading,—
land.

Pending the question on adoption of the amendment, in concurrence, the same member moved that the House concur with the Senate in its amendments with a further amendment by striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Notwithstanding chapter 30B of the General Laws or any other general or special law to the contrary, but subject to paragraphs (a), (b) and (g) of section 16 of said chapter 30B, the town of North Reading may transfer the care, custody and control of all or a portion of the parcel of land located on Magnolia road and identified on assessors’ map 33, parcel 71, from the board of selectmen for park purposes to the board of selectmen for general municipal purposes and for the purpose of conveyance, and the board of selectmen may convey the parcel of land on such terms and conditions and for such consideration, which may be nominal consideration, as the board of selectmen deems appropriate.

SECTION 2. In consideration of the conveyance of the property described in section 1, the town of North Reading shall transfer a parcel of land, whether under the care, custody, management and control of the board of selectmen or another board, to the conservation commission or parks department and such parcel shall be dedicated for conservation or park purposes. If no suitable parcel may be transferred, the town shall acquire a parcel of land or a conservation restriction, as defined in section 31 of chapter 184 of the General Laws, upon private or public land. Such land shall be dedicated or restricted to conservation or park purposes and shall be under the jurisdiction of the conservation commission or parks department. The parcel dedicated or restricted pursuant to this section shall be of equal or greater size and value for conservation, park or water supply purposes when compared to the parcel described in section 1.

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

The further amendment was adopted.

The House then concurred with the Senate in its amendment, as amended. Sent to the Senate for concurrence in the further amendment.

Reports of Committees.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill relative to motor vehicle license suspension (Senate,

Motor vehicle
licenses,—
suspensions.

Motor vehicle
licenses,—
suspensions.

No. 2021) ought to pass with amendments striking sections 5, 6 and 7 and inserting in place thereof, the following section:

“SECTION 5. Sections 2 and 4 shall take effect July 1, 2016.”; and by inserting before the enacting clause the following emergency preamble:

“*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith for the prohibition of automatic license suspensions for non-vehicle-related drug offenses, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”.

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

Mr. Nangle of Lowell, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Straus of Matapoisett, the bill was read a second time forthwith. The amendments recommended by the committee on Ways and Means then were adopted; and the bill, as amended, was ordered to a third reading.

Subsequently under suspension of the rules, on further motion of the same member, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time.

After remarks on the question on passing the bill, as amended, to be engrossed, in concurrence, Mr. Jones of North Reading and other members of the House moved to amend it by striking out sections 5 and 6 (as amended) and inserting in place thereof the following two sections:

“SECTION 5. Notwithstanding any general or special law to the contrary, the division of insurance shall conduct a study on the feasibility of reducing the amount of time unsafe drivers points remain on a drivers record. Said report, along with recommendations, shall be submitted to the clerks of the house and senate, the joint committee on transportation and the house and senate committee on ways and means by no later than July 1, 2016.

SECTION 6. Sections 2 and 4 shall take effect July 1, 2016.”.

The amendment was rejected

The same members then moved to amend the bill by inserting after section 4 the following section:

“SECTION 4A. Chapter 90 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting the following new section: —

22½. The registrar shall suspend, without hearing, the license or right to operate of a person who is convicted of a violation of paragraphs (b) (c) or (d) of section 32E of chapter ninety-four C or adjudged a delinquent child by reason of having violated paragraphs (b) (c) or (d) of section 32E of chapter ninety-four C; provided, however, that the period of such suspension shall not exceed five years; and provided further, however, that such person may after the completion of any time served apply for and shall be granted a hearing before the registrar for the purpose of requesting the issuance of a new license for employment or educational purposes or any other hardship purpose for the balance of any such license suspension. The registrar, at his or her discretion, may issue such license under such terms or conditions as he may prescribe.”.

The amendment was adopted.

Pending the question on passing the bill, as amended, to be engrossed, in concurrence, Mr. Rushing of Boston asked for a count to ascertain if a quorum was present. The Chair (Mr. Donato), having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum. Quorum.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 151 members were recorded as being in attendance. Quorum,—
yea and nay
No. 182.

[See Yea and Nay No. 182 in Supplement.]

Therefore a quorum was present.

After remarks on the question on passing the bill, as amended, to be engrossed, in concurrence (the Speaker having taken the Chair), the sense of the House taken by yeas and nays, at the request of Mr. Carvalho of Boston; and on the roll call 150 members voted in the affirmative and 0 in the negative. Bill passed to
be engrossed,—
yea and nay
No. 183.

[See Yea and Nay No. 183 in Supplement.]

Therefore the bill (Senate, No. 2021, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendments adopted by the House.

Order.

On motion of Mr. Cabral of New Bedford,—

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M. Next
sitting.

Accordingly, without proceeding to consideration of the matters in the Orders of the Day, at five minutes before five o'clock P.M., on motion of Mr. Mom of Lowell (the Speaker being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Thursday, January 7, 2016.

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.

Communications.

Communications

Child abuse and neglect.

From the Massachusetts District Attorneys Association (see Section 32 of Chapter 158 of the Acts of 2014) relative to the status of child abuse and neglect cases for fiscal year 2014;

MassDOT,—accelerated bridges.

From the Massachusetts Department of Transportation (see Section 16 of Chapter 233 of the Acts of 2008) submitting a report relative to the progress of the accelerated bridge improvement program;

MassDOT,—MBTA revenue.

From the Massachusetts Department of Transportation (see Section 11 of Chapter 161A of the General Laws) submitting the Massachusetts Bay Transportation Authority's efforts to maximize non-transportation revenue;

MassDOT,—owner's reports.

From the Massachusetts Department of Transportation (see Section 39M½ of Chapter 30 of the General Laws) submitting the annual Owner's Representative reports prepared for the Massachusetts Department of Transportation for calendar year 2015; and

Performance management and oversight.

From the Executive Office of Housing and Economic Development (see Section 4 of Chapter 240 of the Acts of 2010) submitting its annual reports for the Office of Performance Management and Oversight for the fiscal year 2015;

Severally were placed on file.

Initiative Petitions.

Gaming,—expansion.

Initiative petition of Amy Lindsey Lanigan and others for the passage of An Act relative to expanded gaming (House, No. 3927) (received on January 5, 2016, from the Secretary of the Commonwealth, having been transmitted by him to the Clerk of the House of Representatives as required by Article XLVIII of the Amendments to the Constitution), was referred, under said Article and Rule 24, to the committee on Economic Development and Emerging Technologies. Sent to the Senate for concurrence.

Charter schools,—access.

Initiative petition of Beth E. Anderson and others for the passage of An Act to allow fair access to public charter schools (House, No. 3928) (received on January 5, 2016, from the Secretary of the Commonwealth, having been transmitted by him to the Clerk of the House of Representatives as required by Article XLVIII of the Amendments to the Constitution), was referred, under said Article and Rule 24, to the committee on Education. Sent to the Senate for concurrence.

Initiative petition of Donna M. Colorio and others for the passage of An Act relative to ending Common Core Education Standards (House, No. 3929) (received on January 5, 2016, from the Secretary of the Commonwealth, having been transmitted by him to the Clerk of the House of Representatives as required by Article XLVIII of the Amendments to the Constitution), was referred, under said Article and Rule 24, to the committee on the Education. Sent to the Senate for concurrence.

Education,—
Common Core
Standards.

Initiative petition of Carter J. Luke and others for the passage of An Act to prevent cruelty to farm animals (House, No. 3930) (received on January 5, 2016, from the Secretary of the Commonwealth, having been transmitted by him to the Clerk of the House of Representatives as required by Article XLVIII of the Amendments to the Constitution), was referred, under said Article and Rule 24, to the committee on Environment, Natural Resources and Agriculture. Sent to the Senate for concurrence.

Farm
animals,—
cruelty.

Initiative petition of Jerald N. Fishbein and others for the passage of An Act the Massachusetts fair health care pricing act (House, No. 3931) (received on January 5, 2016, from the Secretary of the Commonwealth, having been transmitted by him to the Clerk of the House of Representatives as required by Article XLVIII of the Amendments to the Constitution), was referred, under said Article and Rule 24, to the committee on Financial Services. Sent to the Senate for concurrence.

Healthcare,—
pricing.

Initiative petition of Richard M. Evans and others for the passage of An Act the regulation and taxation of marijuana act (House, No. 3932) (received on January 5, 2016, from the Secretary of the Commonwealth, having been transmitted by him to the Clerk of the House of Representatives as required by Article XLVIII of the Amendments to the Constitution), was referred, under said Article and Rule 24, to the committee on the Judiciary. Sent to the Senate for concurrence.

Marijuana,—
legalization.

Initiative petition of Marven-Rhode Hyppolite and others for an initiative amendment to the Constitution to provide resources for education and transportation through an additional tax on incomes in excess of one million dollars (House, No. 3933) (received on January 5, 2016, from the Secretary of the Commonwealth, having been transmitted by him to the Clerk of the House of Representatives as required by Article XLVIII of the Amendments to the Constitution), was referred, under said Article and Rule 24, to the committee on Revenue. Sent to the Senate for concurrence.

Constitution,—
higher income
taxation.

Petitions.

Mr. Gentile of Sudbury presented a petition (accompanied by bill, House, No. 3940) of Carmine L. Gentile, Richard J. Ross and Alice Hanlon Peisch (by vote of the town) that the town of Wayland be authorized to increase the annual spending limit for its recreational programs revolving fund; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Wayland,—
recreation
fund.

Motor vehicles,— smoking.

By Ms. DiZoglio of Methuen (by request), a petition (subject to Joint Rule 12) of Susan Bowser for legislation to establish a civil penalty for smoking in a motor vehicle when a child is present; and the same was referred, under Rule 24, to the committee on Rules.

Papers from the Senate.

Petitions were referred, in concurrence, as follows:

Becket,— parks and recreation.

Petition (accompanied by bill, Senate, No. 2085) of Benjamin B. Downing and William Smitty Pignatelli for legislation to authorize the town of Becket to establish a parks and recreation committee; and

Steve Lopes,— medical expenses.

Petition (accompanied by bill, Senate, No. 2086) of Michael J. Rodrigues and Paul A. Schmid, III (by vote of the town) for legislation to authorize the town of Westport to indemnify for the payment of certain medical expenses for a retired firefighter;

Severally to the committee Municipalities and Regional Government.

Reports of Committees.

Underground economy,— whistleblowers.

By Mr. Galvin of Canton, 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 Thomas J. Calter and others for legislation to reward whistleblowers who contribute to the prosecution of individuals and businesses operating in the “underground economy”. Under suspension of the rules, on motion of Mr. Speliotis of Danvers, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Labor and Workforce Development. Sent to the Senate for concurrence.

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

Senate bills

Boys Scouts.

Authorizing the merger of the Annawon Council, Inc., Boy Scouts of America into the Narragansett Council, Boy Scouts of America (Senate, No. 2041); and

Jared Forgues,— sick leave.

Establishing a sick leave bank for Jared Forgues, an employee of the Department of Correction (Senate, No. 2084); and

House bills

Safety zones.

Authorizing the establishment of senior citizen safety zones (House, No. 531);

Springfield,— land.

Exempting the city of Springfield from certain provisions of the General Laws and authorizing it to lease certain park land (House, No. 3818) [Local Approval Received];

Hull,— land.

Relative to certain bonds issued by the town of Hull (House, No. 3855) [Local Approval Received];

Brian Sheehan,— sick leave.

Establishing a sick leave bank for Brian Sheehan, an employee of the Middlesex Sheriff’s Office (House, No. 3921); and

Robert Stevens,— sick leave.

Establishing a sick leave bank for Robert Stevens, an employee of the Massachusetts Department of Housing and Community Development (House, No. 3925);

Under suspension of Rule 7A, in each instance, on motion of Mr. Kafka of Stoughton, the bills severally were read a second time forthwith; and they were ordered to a third reading.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the Bill relative to substance use, treatment, education and prevention (House, No. 3926) [Cost: Greater than \$100,000.00], ought to pass. Read; and referred, under Rule 33, to the committee on Ways and Means.

Opiates,—
abuse and
treatment.

Orders of the Day.

The Senate amendments of the House Bill authorizing the Division of Capital Asset Management and Maintenance to lease a certain parcel of land in the town of Southborough (House, No. 3762), reported by the committee on Bills in the Third Reading to be correctly drawn, was considered.

Southborough,—
land.

Pending the question on adoption of the amendments, in concurrence, Mr. Speliotis of Danvers moved that the House concur with the Senate in its amendments with a further amendment in section 1, in line 4, by striking out the word “may” (inserted by amendment by the Senate), and inserting in place thereof the word “shall” (stricken out by amendment by the Senate). The further amendment was adopted.

The House then concurred with the Senate in its amendments, as amended. Sent to the Senate for concurrence in the further amendment.

The Senate Bill establishing a department of public works in the town of Plainville (Senate, No. 2037), reported by the committee on Bills in the Third Reading to correctly drawn, was read a third time; and it was passed to be engrossed, in concurrence.

Third
reading
bill.

House bills

Relative to nitrogen loading easements in the town of Sterling (House, No. 3244); and

Third
reading
bills.

Providing for a selectmen–town manager form of government in the town of Wellesley (House, No. 3883);

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.

The House Bill authorizing the town of Norfolk to continue the employment of fire chief Coleman Bushnell (House, No. 3196), reported by the committee on Bills in the Third reading to be correctly drawn, was read a third time.

Norfolk,—
Coleman
Bushnell.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 1, in lines 7 to 11, inclusive, by striking out the sentence contained in those lines and inserting in place thereof the following sentence: “No further deductions shall be made from the regular compensation of Coleman Bushnell under chapter 32 of the General Laws for any service subsequent to March 28, 2017, and upon retirement, he shall receive a superannuation retire-

Norfolk,—
Coleman
Bushnell.

ment allowance equal to that which he would have been entitled had he retired on that date.”

The amendment was adopted; and the bill (House, No. 3196, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Norfolk,—
Charles H.
Stone, Jr.

The House Bill authorizing the town of Norfolk to continue the employment of police chief Charles H. Stone, Jr. (House, No. 3197), 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, Mr. Speliotis of Danvers moved to amend it in section 1, in lines 7 to 11, inclusive, by striking out the sentence contained in those lines and inserting in place thereof the following sentence: “No further deductions shall be made from the regular compensation of Charles H. Stones, Jr. under chapter 32 of the General Laws for any service subsequent to September 10, 2017, and upon retirement, he shall receive a superannuation retirement allowance equal to that which he would have been entitled had he retired on that date.”

The amendment was adopted; and the bill (House, No. 3197, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Lincoln,—
liquor
license.

The House Bill authorizing the town of Lincoln to grant a license for the sale of alcoholic beverages to be drunk on the premises (House, No. 3711), 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, Mr. Speliotis of Danvers moved to amend it in section 1, in lines 1 to 6, inclusive, by striking out the paragraph contained in those lines and inserting in place thereof the following paragraph:

“Notwithstanding sections 11 and 17 of chapter 138 of the General Laws or of any other general or special law to the contrary, the licensing authority of the town of Lincoln may grant an additional license for the sale of all alcoholic beverages to be drunk on the premises pursuant to section 12 of said chapter 138 to Blazes LLC at a location in the town of Lincoln to be determined by Blazes LLC and approved by the licensing authority. The license shall be subject to all of said chapter 138 except said section 17.”

The amendment was adopted; and the bill (House, No. 3711, amended) was passed to be engrossed. 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 eighteen minutes after eleven o’clock A.M., on motion of Mr. Barrows of Mansfield (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.

JOURNAL OF THE HOUSE.

Monday, January 11, 2016.

Met at five minutes after 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.

Message from the Governor.

The following message was received from the office of His Excellency the Governor, to wit:— Governor,—
list of
pardons.

OFFICE OF THE GOVERNOR
COMMONWEALTH OF MASSACHUSETTS
STATE HOUSE, BOSTON, MA 02133

January 5, 2016.

To the Honorable Senate and House of Representatives:

In compliance with Chapter 127, Section 152 of the Massachusetts General Laws, I submit herewith a report of the exercise of the pardon-ing power by the Governor, with the advice and consent of the Council from January 1, 2015 to December 31, 2015:

Pardons (issued by Governor Deval L. Patrick)	2
Commutations	0

Respectfully,

CHARLES D. BAKER,
Governor.

The message (House, No. 3941) was read; and it was sent to the Senate for its information.

Resolutions.

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

Resolutions (filed by Mr. Bradley of Hingham and other members of the House) congratulating William R. "Bill" Farmer on his retirement as the Executive Director of the Plymouth County Retirement Association; William
Farmer.

Resolutions (filed by Messrs. Garballey of Arlington and Rogers of Cambridge) commending the Arlington METCO program on its fifti-eth anniversary; and Arlington
METCO.

Resolutions (filed by Ms. Hogan of Stow) congratulating Michael M. Travalent on receiving the Eagle Award of the Boy Scouts of America; Michael
Travalent.

Mr. Galvin of Canton, 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. Scaccia 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.

Communication.

Hydroelectric
power
sites.

A communication from the Department of Energy Resources (see Section 47 of Chapter 209 of the Acts of 2012) relative to the status of a study into the process for reactivation of pre-existing hydroelectric power sites, including a review by said department of all necessary permitting and approvals to determine whether and how the process can be expedited and streamlined, was placed on file.

Annual Reports.

Annual Reports

Bristol
District,—
wiretaps.

Of the Office of the District Attorney for the Bristol District (under Section 99 of Chapter 272 of the General Laws) submitting wiretap interceptions for the year 2015;

Cape and
Islands,—
wiretaps.

Of the Office of the District Attorney for the Cape and Islands District (under Section 99 of Chapter 272 of the General Laws) submitting interceptions of wire and oral communications for the calendar year 2015;

Norfolk
district,—
wiretaps.

Of the Office of the District Attorney for the Norfolk District (under Section 99 of Chapter 272 of the General Laws) submitting statistics of interceptions during the year 2015; and

Worcester
district,—
wiretaps.

Of the Office of the District Attorney of the Worcester Trial Court (under Section 99 (R) of Chapter 272 of the General Laws) indicating that said office made no applications for wiretap warrants during the calendar year 2015;

Severally were placed on file.

Petition.

Charlton and
Southbridge,—
water charges.

Representative Durant of Spencer and Senator Gobi presented a joint petition (subject to Joint Rule 12) of Peter J. Durant and Anne M. Gobi (by vote of the town of Charlton) that the town of Charlton be authorized to collect outstanding water charges due under an inter-municipal agreement with the town of Southbridge; and the same was referred, under Rule 24, to the committee on Rules.

Paper from the Senate.

East Boston,—
affordable
housing.

A Bill further regulating certain affordable housing in the East Boston section of the city of Boston (Senate, No. 1966) (on a petition) [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.

Reports of Committees.

Substance
abuse and
treatment,—
procedures.

Mr. Galvin of Canton, for the committee on Rules, reported (under the provisions of House Rules 7B and 7C) an Order relative to special procedures for consideration of the House Bill relative to substance use, treatment, education and prevention (House, No. 3926) (for order,

see House, No. 3942).

Pending the question on adoption of the order, Mr. Jones of North Reading moved to amend it in line 5 by striking out the following: “five P.M. on Tuesday, January 12” and inserting in place thereof the following: “ten A.M. on Wednesday, January 13”. The amendment was adopted.

The order (House, No. 3942, amended) then also was adopted.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of Kay Khan and others relative to persons under the age of 22 with special needs. To the committee on Children, Families and Persons with Disabilities.

Special needs,— services.

Petition (accompanied by bill) of Garrett J. Bradley relative to relief from liabilities on joint tax returns. To the committee on Revenue.

Joint tax returns,— liabilities.

Under suspension of the rules, on motion of Mr. Smizik of Brookline, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill providing for recall elections in the town of East Bridgewater (printed as Senate, No. 1953) [Local Approval Received], be scheduled for consideration by the House:

East Bridgewater,— recall elections.

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

By Mr. Straus of Mattapoisett, for the committee on Transportation, on House, Nos. 2958, 2976, 3014 and 3095, a Bill concerning the safety of school children embarking and disembarking school buses (House, No. 3095). Read; and referred, under Rule 33, to the committee on Ways and Means.

School bus safety.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill protecting motorists and emergency personnel (House, No. 3033).

Breakdown lanes.

By the same member, for the same committee, on a petition, a Bill requiring medical exams for certain school bus drivers (House, No. 3544).

School bus drivers.

By the same member, for the same committee, on a petition, a Bill designating a certain bridge in the town of Harwich as the U.S. Navy Lt. Jr. Ralph Wallace Burns memorial bridge (House, No. 3801, changed in section 1, in lines 2 and 3, by striking out, in each instance, the following: “Lt. Jr.” and inserting in place thereof the words “Lieutenant Junior Grade”).

Harwich,— Ralph Wallace Burns bridge.

By the same member, for the same committee, on a petition, a Bill designating a certain traffic island in the town of Hingham as the Frank Massa memorial island (House, No. 3808).

Hingham,— Frank Massa island.

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

Minors,—
sexual
orientation.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill relative to abusive practices to change sexual orientation and gender identity in minors (House, No. 97), be scheduled for consideration by the House; and under Rule 7A, it was placed in the Orders of the Day for the next sitting for a second reading.

Engrossed Bills.

Engrossed bills

Bills
enacted.

Establishing a department of public works in the town of Plainville (see Senate, No. 2037) (which originated in the Senate); and

Further regulating the authority of the town manager in the town of Duxbury to negotiate and execute certain contracts (see House, No. 3343, amended) (which 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 it were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

Senate bills

Third
reading
bills.

Authorizing the town of Dalton to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (Senate, No. 1927, amended); and

Authorizing the town of Mount Washington to establish, own and operate broadband infrastructure services and to issue bonds and notes therefor (Senate, No. 1978);

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.

Designating a certain basketball court in the city of Boston as the Richard "Jazz" Maffie memorial basketball court (House, No. 2760) (its title having been changed by the committee on Bills in the Third Reading);

Authorizing the town of Sheffield to appoint certain members to the conservation commission (House, No. 3749); and

Relative to certain bonds issued by the town of Hull (House, No. 3855);

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,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Wednesday next at eleven o'clock A.M.

At seventeen 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 Wednesday at eleven o'clock A.M.

JOURNAL OF THE HOUSE.

Wednesday, January 13, 2016.

Met according to adjournment at eleven o'clock A.M., 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.

Statement of Representative Barber of Somerville.

A statement of Ms. Barber of Somerville was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present in the House Chamber for the sitting of Wednesday last due to a previously scheduled family commitment. Had I been present, I would have voted in the affirmative on roll call number 181, on passing to be enacted the engrossed Bill regulating sewer betterment assessments in the Commonwealth (see House, No. 3654); and in the affirmative on roll call number 183, on passing to be engrossed, in concurrence, the Senate Bill relative to motor vehicle license suspension (Senate, No. 2021, amended). My missing of roll calls that day was due entirely to the reason stated.

Statement of
Ms. Barber of
Somerville.

Statement of Representative Cariddi of North Adams.

A statement of Ms. Cariddi of North Adams was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present in the House Chamber for the earlier portion of today's sitting due to being selected for jury duty for today. My missing of any roll calls today was due entirely to the reason stated.

Statement of
Ms. Cariddi of
North Adams.

Statement Concerning Representative Devers of Lawrence.

A statement of Mr. Rushing of Boston concerning Mr. Devers of Lawrence was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Devers of Lawrence, is unable to be present in the House Chamber for today's sitting due to his attendance at a meeting pertaining to improving ties with higher education institutions, being held in the Dominican Republic. His missing of roll calls today is due entirely to the reason stated.

Statement
concerning
Mr. Devers of
Lawrence.

Statement Concerning Representative Tosado of Springfield.

A statement of Mrs. Haddad of Somerset concerning Mr. Tosado of Springfield was spread upon the records of the House, as follows:

Statement concerning Mr. Tosado of Springfield.

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Tosado of Springfield, is unable to be present in the House Chamber for today's sitting due to personal family business outside of the Commonwealth. His missing of roll calls today is due entirely to the reason stated.

Resolutions.

Eleanor Schimelman.

Resolutions (filed with the Clerk by Mr. Rushing of Boston) congratulating Eleanor Schimelman for her many years of commitment to art, children, and cross cultural understanding, were referred under Rule 85, to the committee on Rules.

Mr. Galvin of Canton, for said committee, then reported that the resolutions ought to be adopted. Under suspension of the Rules, on motion of Mr. O'Day of West Boylston, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communications.

Communications

Mass DOT,—performance management.

From the Massachusetts Department of Transportation (see Section 5 of Chapter 25 of the Acts of 2009) submitting the sixth annual Performance Management report for the fiscal year 2015; and

Pharmacy Board,—advisory report.

From the Department of Public Health (see Section 24 of Chapter 159 of the Acts of 2014) submitting the report of the Advisory Committee to the Board of Registration in Pharmacy;

Severally were placed on file.

Reports.

Reports

Autism Waiver Program.

Of the Department of Developmental Services (under item 5920-3010 of Chapter 46 of the Acts of 2015) submitting the Autism Waiver Program 2015 legislative report;

Essex District,—wiretaps.

Of the Office of the District Attorney of the Essex District (under Section 99(R) of Chapter 272 of the General Laws) indicating that said office made no applications for wiretap warrants during the calendar year 2015; and

Vaccine Purchase Trust Fund.

Of the Department of Public Health (under Section 24N of Chapter 111 of the General Laws) submitting the Vaccine Purchase Trust Fund report for fiscal years 2015 and 2016;

Severally were placed on file.

Papers from the Senate.

Norwood,—liquor licenses.

The House Bill authorizing the town of Norwood to grant additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 3684) (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 text contained in Senate document numbered 2089. The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Petitions severally were referred, in concurrence, under suspension of Joint Rule 12, as follows:

Petition (accompanied by bill, Senate, No. 2096) of James E. Timilty for legislation relative to New England Convenience Stores and Energy Marketers Association. To the committee on Environment, Natural Resources and Agriculture. Energy Marketers Association.

Petition (accompanied by bill, Senate, No. 2095) of Marc R. Pacheco and Patricia A. Haddad for legislation to establish a sick leave bank for Tina Jennings, an employee of the Department of Developmental Services. To committee on Public Service. Tina Jennings,—sick leave.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of Brian M. Ashe and others for legislation to further regulate the practice of sheet metal work. To the committee on Consumer Protection and Professional Licensure. Sheet metal work.

Petition (accompanied by bill) of James M. Cantwell relative to transferring funds to the Commonwealth Stabilization Fund. To the committee on Revenue. Stabilization Fund.

Under suspension of the rules, on motion of Mr. Cantwell of Marshfield, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mr. Honan of Boston, for the committee on Housing, on a petition, a Bill relative to manufactured housing communities (House, No. 1104). Manufactured housing.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill authorizing the Division of Capital Asset Management and Maintenance to grant an easement in certain land in the city of Salem (House, No. 2838, changed in section 1, in line 1, by striking out the figures “38” and inserting in place thereof the figures “37”). Salem,—land.

By the same member, for the same committee, on a petition, a Bill authorizing the Division of Fisheries and Wildlife to convey property to the town of Acton in exchange for other real property (House, No. 3792, changed in section 1, in line 1, by striking out the words: “any general or special law to the contrary” and inserting in place thereof the words “sections 32 to 37, inclusive, of chapter 7C of the General Laws”). Acton,—land.

By the same member, for the same committee, on a joint petition, a Bill relative to the conveyance of a certain parcel of land in the town of Grafton for the Massachusetts State Police Museum and Learning Center (House, No. 3844). Grafton,—land.

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

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill designating inflammatory breast cancer awareness day (House, No. 2768). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Inflammatory breast cancer awareness day.

Engrossed Bills.

Engrossed bills

Bills
enacted.

Authorizing the town of Dalton to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (see Senate, No. 1927, amended);

Authorizing the town of Mount Washington to establish, own and operate broadband infrastructure and services and to issue bonds or notes therefor (see Senate, No. 1978);

(Which severally originated in the Senate); and

Extending a certain property tax exemption for seniors in the town of Sudbury (see House, No. 3890) (which 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 it were signed by the acting Speaker and sent to the Senate.

Recess.

Recess.

At nine minutes after eleven o'clock A.M., on motion of Mr. D'Emilia of Bridgewater (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock P.M.; and at nineteen minutes after one o'clock, the House was called to order with the Speaker in the Chair.

Quorum.

Quorum.

Mr. Vieira of Falmouth thereupon asked for a count of the House to ascertain if a quorum was present. The Speaker, having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Quorum,—
yea and nay
No. 184.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 142 members were recorded as being in attendance.

[See Yea and Nay No. 184 in Supplement.]

Therefore a quorum was present.

*Reports of Committees.*Substance
use,—
treatment.

Prior to the noon recess,— By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill relative to substance use, treatment, education and prevention (House, No. 3926), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 3944). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Kafka of Stoughton, 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.

Subsequently, the noon recess having terminated, under suspension of the rules, on motion of Ms. Malia of Boston, the bill (reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time.

After debate on passing the bill to be engrossed, Representatives Lyons of Andover and O'Connell of Taunton moved to amend it by adding the following section:

“SECTION 42. Chapter 123 of the General Laws is hereby amended by inserting after section 35 the following 2 sections:—

Section 35A. (a) Any physician who is licensed pursuant to section 2 of chapter 112 or qualified psychiatric nurse mental health clinical specialist authorized to practice as such under regulations promulgated pursuant to section 80B of said chapter 112 or a qualified psychologist licensed pursuant to sections 118 to 129, inclusive, of said chapter 112, or a licensed independent clinical social worker licensed pursuant to sections 130 to 137, inclusive, of chapter 112 who, after examining a person, has reason to believe that failure to commit such person for treatment would create a likelihood of serious harm by reason of an alcohol or substance use disorder may restrain or authorize the restraint of such person and apply for the treatment of such person for a 3-day period at a facility authorized for such purposes by the department of public health or the department of mental health.

If an examination is not possible because of the emergency nature of the case or because of the refusal of the person to consent to such examination, the physician, qualified psychologist, qualified psychiatric nurse mental health clinical specialist or licensed independent clinical social worker on the basis of the facts and circumstances may determine that treatment is necessary and may apply therefore. In an emergency situation, if a physician, qualified psychologist, qualified psychiatric nurse mental health clinical specialist or licensed independent clinical social worker is not available, a police officer, who believes that failure to treat a person would create a likelihood of serious harm by reason of an alcohol or substance use disorder may restrain such person and apply for the treatment of such person for a 3-day period at a facility authorized for such purpose by the department of public health or the department of mental health.

An application for treatment shall state the reasons for the restraint of such person and any other relevant information which may assist the admitting clinician. Whenever practicable, prior to transporting such person, the applicant shall telephone or otherwise communicate with a facility to describe the circumstances and known clinical history and to determine whether the facility is the proper facility to receive such person and also to give notice of any restraint to be used and to determine whether such restraint is necessary.

(b) Only if the application for treatment under this section is made by a physician specifically designated to have the authority to admit to a facility in accordance with the regulations of the department of mental health or department of public health shall the person be admitted to the facility immediately after the person's reception. If the application is made by someone other than a designated physician, the person shall be given an examination by a designated physician within a reasonable amount of time after the person's reception at such facility. If the physician determines that failure to treat the person would create a likelihood of serious harm by reason of an alcohol or substance use disorder the physician may admit the person to the facility for care and treatment.

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Upon admission of a person under this subsection, the facility shall inform the person that, upon the person's request, the facility will notify the committee for public counsel services of the name and location of the person admitted. The committee for public counsel services shall forthwith appoint an attorney who shall meet with the person. If the appointed attorney determines that the person voluntarily and knowingly waives the right to be represented, or is presently represented or will be represented by another attorney, the appointed attorney shall so notify the committee for public counsel services, which shall withdraw the appointment.

Any person admitted under this subsection, who has reason to believe that such admission is the result of an abuse or misuse of this subsection, may request, or request through counsel an emergency hearing in the juvenile court or district court in whose jurisdiction the facility is located, and unless a delay is requested by the person or through counsel, the district court shall hold such hearing on the day the request is filed with the court or not later than the next business day. The superintendent of the facility, if he or she seeks to retain the person for treatment, shall at the time of the hearing file a petition for commitment pursuant to subsection (e).

(c) No person shall be admitted to a facility under this section unless the person, or if the person is a minor, the person's parent, is given an opportunity to apply for voluntary admission under section 35B.

(d) A person shall be discharged at the end of the 3-day period unless the superintendent applies for a commitment order under subsection (e) or the person remains on a voluntary status.

(e) The superintendent of a facility may petition the district court or the division of the juvenile court department in whose jurisdiction the facility is located for the commitment of a person to the facility if the superintendent determines that the failure to provide continued treatment would create a likelihood of serious harm by reason of an alcohol or substance use disorder.

(f) Whenever a court receives a petition filed under subsection (e) for an order of commitment of a person to a facility, the court shall notify the person and, if under 18, the person's parent or guardian of the receipt of the petition and of the date a hearing on the petition is to be held. Except where a person has requested an emergency hearing under subsection (b), the hearing shall be commenced within 5 days of the filing of the petition, unless a delay is requested by the person or the person's counsel. The periods of time prescribed or allowed under this section shall be computed pursuant to Rule 6 of the Massachusetts Rules of Civil Procedure.

(g) After a hearing which shall include expert testimony and may include other evidence, the district court or the division of the juvenile court department shall order the commitment of the person to a facility for continued treatment if the court finds that (1) the person has an alcohol or substance use disorder, and (2) the discharge of the person from the facility would create a likelihood of serious harm as a result of the person's alcohol or substance use disorder. A person who is the subject of a petition under subsection (e) may waive the right to a hearing, in which case the court may make its finding based on the credible

evidence offered in support of the petition filed pursuant to subsection (e). A waiver of the right to a hearing must be made in writing.

(h) The court shall render its decision on the petition filed under subsection (e) within 10 days of the completion of the hearing or within 10 days of the court's receipt of a written waiver of the right to a hearing by the person who is the subject of the petition; provided, that for reasons stated in writing by the court, the administrative justice for the district court department may extend the 10 day period.

(i) Upon making the finding required under subsection (g), the court may order such person to be committed for a period not to exceed 90 days, followed by the availability of case management services provided by the department of public health for up to 1 year; provided, however, that a review of the necessity of the commitment shall take place by the superintendent on days 30, 45, 60 and 75 as long as the commitment continues; and provided further, that combined periods of treatment under this section shall not exceed 90 days. A person so committed may be released prior to the expiration of the period of commitment upon written determination by the superintendent of the facility that release of that person will not result in a likelihood of serious harm. Such commitment shall be for the purpose of inpatient care for the treatment of an alcohol or substance use disorder in a facility licensed or approved by the department of public health or the department of mental health; provided further, that subsequent to the issuance of a commitment order, the department of public health and the department of mental health may transfer a patient to a different facility for continuing treatment.

If the department of public health informs the court that there are no other suitable facilities available for treatment, or if the court makes a specific finding that the only appropriate setting for treatment for the person is a secure facility, then the person may be committed to a secure facility for women approved by the department of public health or the department of mental health, if a female; or to the Massachusetts correctional institution at Bridgewater, if a male; provided, however, that any person so committed shall be housed and treated separately from persons currently serving a criminal sentence. Such person shall, upon release, be encouraged to consent to further treatment and shall be allowed voluntarily to remain in the facility for such purpose.

The court, in its order, shall specify whether such commitment is based upon a finding that the person is a person with an alcohol use disorder, substance use disorder, or both. The court, upon ordering the commitment of a person found to be a person with an alcohol use disorder or substance use disorder pursuant to this section, shall transmit the person's name and nonclinical identifying information, including the person's social security number and date of birth, to the department of criminal justice information services. The court shall notify the person that such person is prohibited from being issued a firearm identification card pursuant to section 129B of chapter 140 or a license to carry pursuant to sections 131 and 131F of said chapter 140 unless a petition for relief pursuant to section 35 is subsequently granted.

Section 35B. (a) (1) Pursuant to regulations on admission procedures, the superintendent of a facility may receive and treat on a voluntary basis any person who has been temporarily restrained under

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subsection (a) of section 35A; provided, that the person is in need of care and treatment for an alcohol or substance use disorder; and provided further, that the admitting facility is suitable for such care and treatment and approved or licensed by the department of public health or the department of mental health. The application for treatment may be made by a person who has attained the age of 16 or by a parent of a person under the age of 18 years. Prior to accepting an application for a voluntary admission, the superintendent shall afford the person making the application the opportunity for consultation with an attorney, or with a person who is working under the supervision of an attorney, concerning the legal effect of a voluntary admission. The superintendent may discharge any person admitted under this subsection at any time the superintendent deems the discharge in the best interest of the person; provided, however, that if a parent made the application for admission, 14 days' notice shall be given to the parent prior to discharge.

(2) Pursuant to regulations, the superintendent of a facility may treat a person as an outpatient; provided that the application for outpatient treatment is made in accordance with paragraph (1). The superintendent may, in the best interest of the person, discontinue the outpatient treatment of a person at any time.

(b) A person admitted to a facility under subsection (a) shall be free to leave such facility at any time, and any parent who requested the admission of such person may withdraw such person at any time, upon giving written notice to the superintendent; provided, however, that the superintendent may restrict the right to leave or withdraw to normal working hours and weekdays and, in the superintendent's discretion, may require the person or the person's parent to give 3 days' written notice of his or her intention to leave or withdraw. If a person or the person's parent provides a notice of intention to leave or withdraw, the superintendent may require an examination of the person to determine the person's clinical progress, the person's suitability for discharge and to investigate other aspects of the person's case including the person's legal competency and family, home or community situation. Such person may be retained at the facility beyond the expiration of the 3 day notice period if, prior to the expiration of the 3 day notice period, the superintendent files a petition for commitment under subsection (e) of section 35A.

Before accepting an application for voluntary admission where the superintendent may require 3 days written notice of intention to leave or withdraw, the admitting or treating physician shall assess the person's capacity to understand that: (i) the person is agreeing to stay or remain at the facility; (ii) the person is agreeing to accept treatment; (iii) the person may be required to provide the facility with 3 days written advance notice of the person's intention to leave the facility; and (iv) the facility may petition a court for an extended commitment of the person under section 35A and that the person may be held at the facility until the petition is heard by the court. If the physician determines that the person lacks the capacity to understand these facts and consequences, the application for voluntary admission shall not be accepted."

Amendment
rejected,—

After debate on the question on adoption of the amendment (Mr. Donato of Medford being in the Chair), the sense of the House was taken by

yeas and nays, at the request of Mr. Lyons of Andover; and on the roll call 34 members voted in the affirmative and 116 in the negative.

yea and nay
No. 185.

[See Yea and Nay No. 185 in Supplement.]

Therefore the amendment was rejected.

Mr. Pignatelli of Lenox and other members of the House then moved to amend the bill by adding the following seven sections:

“SECTION 42. Chapter 32A of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting after section 17N the following section:

Section 17O. The commission shall provide to an active or retired employee of the commonwealth who is insured under the group insurance commission coverage for acupuncture and oriental medicine based diagnosis and treatment in the areas of pain management, post-traumatic stress disorder and substance abuse treatment.

SECTION 43. Chapter 175 of the General Laws, as so appearing, is hereby amended by inserting after section 47GG the following section:

Section 47HH. All individual or group accident and health insurance policies and health service contracts delivered, issued or renewed by an insurer or nonprofit health service corporation which provide benefits to individual subscribers and members within the commonwealth or to all group members having a principal place of employment within the commonwealth shall provide benefits for acupuncture and oriental medicine based diagnosis and treatment in the areas of pain management, post-traumatic stress disorder and substance abuse treatment.

SECTION 44. Said chapter 175, as so appearing, is hereby amended by inserting after the section 205 the following section:

Section 205A. The commissioner shall not approve a policy under section 205 that does not provide benefits for acupuncture and oriental medicine based diagnosis and treatment in the areas of pain management, post-traumatic stress disorder and substance abuse treatment.

SECTION 45. Chapter 176A of the General Laws, as so appearing, is hereby amended by inserting after section 8HH the following section:

Section 8II. Any contract between a subscriber and the corporation under an individual or group hospital service plan delivered, issued or renewed in the commonwealth shall provide as benefits to all individual subscribers and members within the commonwealth and to all group members having a principal place of employment within the commonwealth acupuncture and oriental medicine based diagnosis and treatment in the areas of pain management, post-traumatic stress disorder and substance abuse treatment.

SECTION 46. Chapter 176B of the General Laws, as so appearing, is hereby amended by inserting after section 4II the following section:

Section 4JJ. Any subscription certificate under an individual or group medical service agreement delivered, issued or renewed in the commonwealth shall provide benefits to all individual subscribers and members within the commonwealth and to all group members having a principal place of employment within the commonwealth for acupuncture and oriental medicine based diagnosis and treatment in the areas of pain management, post-traumatic stress disorder and substance abuse treatment.

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SECTION 47. Chapter 176G of the General Laws is hereby amended by inserting after section 4AA the following section:

Section 4BB. Any group health maintenance contract shall provide coverage for acupuncture and oriental medicine based diagnosis and treatment in the areas of pain management, post-traumatic stress disorder and substance abuse treatment.

SECTION 48. Notwithstanding any general or special law to the contrary, no third party payer of health care services shall differentiate reimbursement rates for acupuncture services by provider type. Only licensed acupuncturists or medical doctors shall be reimbursed for acupuncture services.”

After remarks the amendment was rejected.

Mr. Cantwell of Marshfield then moved to amend the bill (as changed by the committee on Bills in the Third Reading) by adding the following section:

“SECTION 42. Notwithstanding any general or special law to the contrary, the department of public health, in consultation with the executive office of public safety and security and representatives from acute and community hospitals, shall investigate and report on: (i) the current capacity of health care facilities in the Commonwealth, including hospital emergency departments, to screen patients for non-medical use of fentanyl, and the extent to which laboratory tests commonly used in these settings are able to identify misuse of fentanyl when it is not used in concert with other substances; (ii) the current capacity of medical examiners in the Commonwealth to identify and report on the number of overdose deaths associated primarily or solely with fentanyl abuse; and, (iii) the feasibility and costs associated with implementing or expanding the capacity of medical facilities and medical examiners to test for abuse of fentanyl, whether or not it is used in concert with other drugs.

The department shall report to the general court the results of its study and its recommendations, if any, together with drafts of legislation necessary to carry out its recommendations by filing the same with the clerks of the senate and house of representatives, the joint committee on mental health and substance abuse and the senate and house committees on ways and means not later than December 31, 2016.”

The amendment was adopted.

Ms. DiZoglio of Methuen then moved to amend the bill by inserting after section 36 (as published) the following section:

“SECTION 36A. Item 4000-0005 of section 2 of chapter 46 of the acts of 2015 is hereby amended by inserting after the word ‘programs’ the second time it is used, the following words:— provided further, that any grant awarded may also be used to target youth and adult substance misuse.”

The amendment was adopted.

The same member then moved to amend the bill by adding the following section:

“SECTION 43. The department of public health shall promulgate rules and regulations relative to practitioners, as defined in section 1 of chapter 94C of the General Laws, advertising opiates, benzodiazepines, and narcotics on their premises by posting or distributing written material.

For the purposes of this section, the following terms shall have the following meanings: narcotic shall mean ‘narcotic’ as defined in section 1 of chapter 94C; opiate shall mean ‘opiate’ as defined in section 1 of chapter 94C; and benzodiazepine shall mean any substance or drug which contains a benzene ring fused to a 7 member diazepine ring, results in the depression of the central nervous system and is primarily intended to treat insomnia and anxiety, including alprazolam, clonazepam, diazepam, lorazepam, and temazepam.”.

The amendment was adopted.

Ms. Kane of Shrewsbury and other members of the House then moved to amend the bill by adding the following section:

“SECTION 44: The department of public health and the bureau of substance abuse services shall recommend each municipality designate at least one prescription drug drop box and other safe locations at which to dispose of prescription drugs. Locations may include but are not limited to: police stations, pharmacies, local health departments and areas approved by the local authority.”.

The amendment was adopted.

Mr. Kuros of Uxbridge and other members of the House then moved to amend the bill by adding the following section:

“SECTION 45. Notwithstanding any special or general law there shall be a special commission to study the alternatives and develop recommendations to broaden the availability of naloxone without prescription, including but not limited to recommendations on the standing order process, the collaborative practice agreement process, and/or legislative recommendations.

The special commission shall consist of: the secretary of health and human services or their designee, who shall serve as chair; the commissioner of the division of insurance or their designee; three members to be appointed by the governor, which shall include: one person who is a prescribing physician, one person who is a stakeholder within a retail pharmacy company, and one member of the general citizenry impacted by the opiate epidemic; two members of the house of representatives, one of whom to be appointed by the minority leader; two members of the senate, one of whom to be appointed by the minority leader; the director of the board of pharmacy or their designee; the director of the bureau of substance abuse services or their designee; provided, however, that the first meeting of the commission shall take place not later than March 1, 2016.

The special commission shall submit its recommendations, together with drafts of any legislation, to the clerks of the house of representatives and the senate, the chairs of the joint committee on mental health and substance abuse not later than July 1, 2016.”.

The amendment was adopted.

There being no objection, Mr. Lawn of Watertown moved to amend the bill in section 36 (as published), in line 382, by inserting after the word “pharmacists;” the following: “with respect only to clause (iv) of subsection (a), the President of the Massachusetts Biotechnology Council”; and the amendment was adopted.

Mr. Mariano of Quincy then moved to amend the bill by inserting after section 41 (as published) the following section:

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“SECTION 40A. There shall be a special commission to investigate and study state licensed addiction treatment centers.

The commission shall consist of: the secretary of health and human services or a designee, who shall serve as chair; the commissioner of mental health or a designee; the commissioner of public health or a designee; the director of medicaid or a designee; the inspector general or a designee; and 6 members who shall be appointed by the secretary of health and human services: 3 of whom shall be advocates from the addiction treatment community and 3 of whom shall be a family members of individuals who have been treated at a state licensed addiction treatment center.

The commission shall: (1) solicit information and input from addiction treatment service providers, consumers, families and any other parties or entities the commission considers appropriate; (2) examine the effectiveness of addiction treatment services in promoting successful outcomes of recovery and wellness, (3) examine ways to encourage engagement from individuals in recovery from substance use disorders in policy development related to service delivery and the training and evaluation of services, (4) consider best practice models of delivery and the provision of recovery oriented services in other states; (6) examine mental health considerations when an individual enters an addiction treatment center, including, but not limited to, patient access to mental health services and (7) recommend legislation to improve services for people in a state licensed addiction treatment center.

The commission shall submit a report to the general court of the results of its investigation and its recommendations, if any, together with any drafts of proposed legislation, with the clerks of the senate and the house of representatives, the chairs of the joint committee on mental health and substance abuse, and the chairs of the senate and house committees on ways and means not later than January 1, 2017.”.

The amendment was adopted.

Mr. Naughton of Clinton then moved to amend the bill in section 36 (as published), in line 360, by inserting after the word “medications” the words “not limited to expanding the use of prescription medication drop box sites at locations other than police departments”.

The amendment was adopted.

Mrs. Haddad of Somerset being in the Chair,—

Mr. Jones of North Reading and other members of the House then moved to amend the bill in section 12, in lines 92 and 93, by striking out the words “issuance to a patient every time for a prescription for an extended-release long-acting opioid in a non-abuse deterrent form for outpatient use” and inserting in place thereof the words “prescribing an opioid”; and by inserting after section 40A (inserted by amendment) the following section:

“SECTION 40B. Section 12 shall take effect October 1, 2016.”.

The amendments were adopted.

Quorum.

Pending the question on passing the bill, as amended, to be engrossed, Mr. Jones asked for a count of the House to ascertain if a quorum was present. The Chair, having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call (the Speaker being in the Chair) 140 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 186.

[See Yea and Nay No. 186 in Supplement.]

Therefore a quorum was present.

After debate on the question on passing the bill, as amended, to be engrossed, Mr. Jones of North Reading and other members of the House moved to amend it by striking out section 14 and inserting in place thereof the following section: "SECTION 14. said chapter 94C of the General Laws is hereby further amended by inserting after section 19C the following section:—

Section 19D. (a) When issuing a prescription for an opiate to adult patient for outpatient use for first time, a practitioner shall not issue a prescription for more than a 5-day supply. A practitioner shall not issue an opiate prescription to a minor for more than a 5-day supply at any time and shall discuss with the parent or guardian of the minor the risk associated with opiate use and the reasons why the prescription is necessary.

(b) Notwithstanding subsection (a), if in the professional medical judgment of a practitioner more than a 5-day supply of an opiate is required to treat the adult or minor patient's acute medical condition, or is necessary for the treatment of chronic pain management, pain associated with a cancer diagnoses or for palliative care, then the practitioner may issue a prescription for the quantity needed to treat said acute medical condition, chronic pain, pain associated with a cancer diagnosis or pain experienced while the patient is in palliative care. The condition triggering prescription of an opiate for more than a 5-day supply shall be documented in the patient's medical record and the practitioner shall indicate that a non-opiate alternative was not appropriate to address the medical condition."

On the question on adoption of the amendment (Mrs. Haddad of Somerset having returned to the Chair), the sense of the House was taken by yeas and nays, at the request of Mr. Hill of Ipswich; and on the roll call 33 members voted in the affirmative and 115 in the negative.

Amendment
rejected,—
yea and nay
No. 187.

[See Yea and Nay No. 187 in Supplement.]

[Mr. Madden of Nantucket answered "Present" in response to his name.]

Therefore the amendment was rejected.

Mr. Zlotnik of Gardner then moved to amend the bill in section 9, in line 56, by inserting after the word "website." the following sentence: "Guidance and recommendations may include educating parents or guardians on recognizing warning signs of substance abuse and providing available resources." The amendment was adopted.

Mr. Gordon of Bedford then moved to amend the bill by adding the following two sections:

"SECTION 46. Section 24A Chapter 94C of the General Laws is hereby amended in subsection (c) by striking the language ' , to a patient for the first time,'.

SECTION 47. The department of public health shall investigate and study the occurrence of opiate prescribing to patients who have experienced nonfatal opiate overdoses. The study shall include, but not be limited to: (i) an analysis of the number of patients who have been administered a schedule II controlled substance utilized in

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order to prevent an opiate-related adverse event and subsequently prescribed an opiate medication; (ii) an examination of the feasibility of including a schedule II controlled substance utilized in order to prevent an opiate-related adverse event and any other opiate antagonist medications in the prescription monitoring database established under section 24A of chapter 94C; (iii) an examination of strategies to enhance awareness of and access to substance use disorder treatment and services for persons that have experienced an overdose, including the disclosure of a directory of available treatment options by emergency medical service professionals upon the administration of a schedule II controlled substance utilized in order to prevent an opiate-related adverse event. The department shall file a report on its finding and recommendations with the clerks of the house of representatives and the senate, the chairs of the joint committee on mental health and substance abuse, the chairs of the joint committee on public health, the chairs of the joint committee on health care financing, and the chairs of the house and senate committee on ways and means, not later than October 1, 2016. Within 180 days of the completion of said study, the department of public health shall take all operational steps necessary to ensure all professionals licensed to prescribe or dispense controlled substances, schedule II to V, inclusive, and certain additional drugs pursuant to Chapter 94C, shall maintain the ability to document a nonfatal opiate-related adverse event within the prescription monitoring program. Implementation of said provision by the department shall take into account all applicable state and federal patient privacy laws.”.

The amendment was adopted.

Mr. Jones of North Reading and other members of the House then moved to amend the bill in section 16, in lines 216, 217 and 218, by striking out the paragraph contained in those lines and inserting in place thereof the following paragraph:

“(d) If a person has received a substance evaluation and returns to an acute care hospital or emergency satellite facility within seven days of receipt of such evaluation suffering from an opiate-related overdose or has recently been administered naloxone, the attending physician may authorize the restraint of such person and apply for the treatment of such person for a 3-day period at a facility authorized for such purposes by the department of public health or the department of mental health.”.

Amendment
rejected,—
yea and nay
No. 188.

After debate on the question on adoption of the amendment, the sense of the House was taken by yeas and nays, at the request of Mr. Jones of North Reading; and on the roll call 38 members voted in the affirmative and 109 in the negative.

[See Yea and Nay No. 188 in Supplement.]

Therefore the amendment was rejected.

Mr. Bradley of Hingham then moved to amend the bill by adding the following section:

“SECTION 48. Section 35 of chapter 123 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out the fifth sentence in the third paragraph and inserting in place thereof the following sentence:— If such person is not immediately presented before a judge of the district court, the warrant shall continue

day after day for up to 5 consecutive days, excluding Saturdays, Sundays and legal holidays, or until such time the person is presented to the court, whichever is sooner; provided, however that an arrest on such warrant shall not be made unless the person may be presented immediately before a judge of the district court.”.

The amendment was adopted.

The same member then moved to amend the bill by adding the following section:

“SECTION 49. The department of public health shall create a central navigation model, utilizing real-time information on treatment bed and services availability across the system, available as a consumer-facing dashboard available to the public to efficiently refer consumers to appropriate care settings, and improve access to and understanding of the substance abuse treatment system, including, but not limited to, treatment provider directories, facility operator, service settings, client characteristics, insurance requirements and information for consumers to petition any district or juvenile court for an order of commitment for an individual believed to be a person with an alcohol or substance use disorder under section 35 of chapter 123 of the General Laws. The department shall be allowed to amend contracts as needed to ensure access to real-time treatment bed and services availability.”.

After remarks the amendment was adopted.

After debate on passing the bill, as amended, to engrossed, Mr. Heroux of Attleboro moved to amend it in section 11, in line 74, by inserting after the word “form” the words “, or any immediate release opioid,”; and amendment was adopted.

Mr. Cusack of Braintree then moved to amend the bill in section 14 by adding the following paragraph:

“(c) Notwithstanding the provisions of subsection (a) and subsection (b) this section shall not apply to medications designed for the treatment of substance abuse or opioid dependence.”.

The amendment was adopted.

Messrs. Dooley of Norfolk and Jones of North Reading then moved to amend the bill by adding the following section:

“SECTION 50. Notwithstanding any general or special law to the contrary, there shall be a special commission, known as the Partial Fill Prescribing Method Advisory Commission, to investigate the feasibility of implementing a partial fill method of prescribing narcotics to patients which would enable patients to fill a prescription in increments, depending on their needs, and to exempt patients from paying any additional copayments to fill the remainder of their prescription. The intent of this legislation is to limit the amount of narcotics dispensed and, consequently, the amount of excess narcotics left over in households, thus reducing the amount of prescription drug abuse by those who have access to this excess medication.

The commission shall consist of the secretary of the executive office of Health and Human Services, or his designee; the commissioner of the Department of Public Health, or his designee; the president of the Massachusetts Association of Health Plans, or his designee; 1 representative of a health consumer organization appointed by the attorney general; Director of Medicaid or his designee; Director of the Board of Registration in Medicine, or his designee; Director of the Board of Registration

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in Dentistry, or his designee; Director of the Board of Registration in Pharmacy, or his designee; 1 member of the senate to be appointed by the senate president, 1 member of the senate to be appointed by the senate minority leader; 1 member of the house of representatives to be appointed by the speaker of the house; 1 member of the house of representatives appointed by the house minority leader.

The scope of the commission shall include, but not be limited to, studying (i) the feasibility of creating and administering this new process for writing and filling prescriptions and how this method of prescribing medication would be implemented for all types of narcotics, dosages and diagnoses, (ii) the feasibility of integrating this method of filling prescriptions into the processing of pharmacy claims by public and private health insurance entities, (iii) the ability of this method to effectively reduce the amount of excess prescription narcotics available to be abused by those who do not have a prescription and have no medical need to take said medication.

The commission shall submit its findings, along with any draft of legislation, to the joint committee on public health, the joint committee on health care financing, the joint committee of mental health and substance abuse and the clerks of the house of representatives and the senate on or before June 1, 2016.”

The amendment was adopted.

There being no objection, Representatives Fernandes of Milford and Dykema of Holliston then moved to amend the bill by adding the following section:

“SECTION 51. Chapter 94C, Section 24A is hereby amended by striking (h) and inserting in place thereof the following:

(h) The department may provide de-identified information to a public or private entity for statistical research or educational purposes.”

The amendment was adopted.

Mr. Jones of North Reading and other members of the House then moved to amend the bill in section 11, in line 84, by inserting after the word “programs” the following: “; provided, that each board shall, at a minimum, require 5 hours of training every 2 years in one or more of the aforementioned topic areas.” The amendment was adopted.

Ms. Ferrante of Gloucester then moved to amend the bill in section 16, in line 201, by striking out the word “admission” and inserting in place thereof the word “presentation”; and the amendment was adopted.

Ms. Dykema of Holliston then moved to amend the bill in section 36 (as published), in line 360, by inserting before the word “; and”, the words “and the utilization of out-of-state treatment beds;”. The amendment was adopted.

Mr. Collins of Boston then moved to amend the bill by adding the following section:

“SECTION 52. Notwithstanding any rule, regulation, special or general law to the contrary, the Department of Public Health shall issue, not later than July 1, 2016 recommendations to encourage the co-prescription of naloxone to patients at risk who are taking opioid analgesics.”

The amendment was adopted.

Ms. Campbell of Methuen and other members of the House then moved to amend the bill in section 16 by adding the following two paragraphs:

“(f) Upon discharge of a patient who experienced an opiate-related overdose, the acute-care hospital shall notify the patient’s primary care physician, if known, of the opiate-related overdose and any recommended further treatment.

(g) Upon discharge of a patient who experienced an opiate-related overdose, the acute-care hospital shall record the opiate-related overdose on the patient’s electronic medical record.”.

The amendment was adopted.

Ms. DiZoglio of Methuen then moved to amend the bill by adding the following section:

“SECTION 53. The second paragraph of section 21 of chapter 94C, as appearing in the 2014 Official Edition, is hereby amended, in line 24, inserting after the figure ‘17’ the following:—

In addition to the previously listed, the department shall also include information on the risk of the addictive properties as well as the use and misuse of opiates.”.

The amendment was adopted.

Mr. Fernandes of Milford then moved to amend the bill in section 16, in line 204, by inserting after the word “patient.” the following sentence: “No physician shall be held liable in a civil suit for releasing a patient who does not wish to remain in the emergency department after stabilization, but before a substance abuse evaluation has taken place.”. The amendment was adopted.

Representatives Fernandes of Milford and Farley-Bouvier of Pittsfield then moved to amend the bill in section 15 by adding the following paragraph:

“The department shall work in conjunction with the respective boards of licensure to annually determine each practitioner’s schedule II and schedule III opiate prescribing quantity and volume and the practitioner’s standing with regard to the mean and median quantity and volume for the practitioner’s category of specialty or practice type. A practitioner may request the practitioner’s own percentile ranking within the practitioner’s own category of practice; such information shall be confidential, shall not constitute a public record as defined in clause twenty-sixth of section 7 of chapter 4, shall not be admissible as evidence in a civil or criminal proceeding, and shall not be the sole basis for investigation by a licensure board. The department shall also coordinate with the respective boards of licensure to make resources available to prescribers regarding ways to change prescribing practices and incorporate alternative pain management options into a prescriber’s practice.”.

The amendment was adopted.

Mr. Nangle of Lowell then moved to amend the bill by adding the following section:

“SECTION 54. Chapter 15A of the General Laws is hereby amended by adding the following section:—

Section 45. The board of higher education shall ensure that each public institution of higher education has a policy regarding substance use prevention and the education of its students about the dangers of substance abuse. Student orientation shall include the topics of: misuse

Substance
use,—
treatment.

of drugs in combination with alcohol and possible drug interactions; misuse of opioids, other prescription drugs and street drugs. Each public institution of higher education shall provide for training of designated employees in recognizing signs of substance abuse and appropriate actions to take.

The board of higher education, in consultation with the department of public health, shall provide guidance and recommendations in order to assist schools with developing and implementing effective substance use prevention and abuse education policies and shall make such guidance and recommendations publicly available on the board's website. Guidance and recommendations shall be reviewed and regularly updated to reflect applicable research and best practices.

The board of higher education shall provide to each public institution of higher education a standardized, annual and anonymous survey of students to measure the scope and trends in alcohol and substance abuse. Such survey shall be conducted by each such public institution in the commonwealth and shall include methods of misuse of consumption of alcohol and substance abuse by injection, inhalation and ingestion. The results of the survey shall be publicly available on the board's website."

The amendment was adopted.

Mr. Fernandes of Milford and other members of the House then moved to amend the bill by inserting after section 17 the following six sections:

"SECTION 17A. Section 3 of chapter 111B of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting the following words after the words 'or alcoholics', in line 17:— , or any acute-care hospital or satellite emergency facility, as defined in section 511/2 of chapter 111.

SECTION 17B. Said section 3 of said chapter 111B, as so appearing, is hereby further amended by striking out, in lines 24 and 25, the words 'the condition of an intoxicated person who, by reason of the consumption of intoxicating liquor is' and inserting in place thereof the following words:— the condition of a person who, by reason of the consumption of an intoxicating liquor, controlled substance, toxic vapor or other substance that causes the individual to become.

SECTION 17C. Said section 3 of said chapter 111B, as so appearing, is hereby further amended by striking out, in lines 35 and 36, the words 'intoxicated persons and alcoholics' and inserting in place thereof the following words:— individuals with an alcohol use disorder or substance use disorder, or any acute-care hospital or satellite emergency facility, as defined in section 511/2 of chapter 111.

SECTION 17D. Said section 3 of said chapter 111B, as so appearing, is hereby further amended by inserting the following after the words 'of alcoholics', in line 40:— , or any acute-care hospital or satellite emergency facility, as defined in section 51½ of chapter 111.

SECTION 17E. Section 8 of said chapter 111B, as so appearing, is hereby amended by striking out, in lines 13 through 23, the words 'Any person who is administered a breathalyzer test, under this section, shall be presumed not to be intoxicated if evidence from said test indicated that the percentage of alcohol in his blood is five one hundredths or less and shall be released from custody forthwith. If any per-

son who is administered a breathalyzer test, under this section, and evidence from said test indicates that the percentage of alcohol in his blood is more than five one hundredths and is less than ten one hundredths there shall be no presumption made based solely on the breathalyzer test. In such instance a reasonable test of coordination or speech coherency must be administered to determine if said person is intoxicated' and inserting in place thereof the following words:— If evidence from said breathalyzer test indicates that the percentage of alcohol in the person's blood is less than ten one hundredths, a reasonable test of coordination or speech coherency must be administered to determine if said person is incapacitated.

SECTION 17F. Section 8 of said chapter 111B, as so appearing, is hereby amended by striking out, in all instances, the word 'intoxicated' and inserting in place thereof the following word:— incapacitated.”

The amendment was adopted.

Mr. Dempsey of Haverhill then moved to amend the bill by inserting after section 2 (as published) the following two sections:

“SECTION 1A. Section 4 of chapter 17 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out, in line 11, the words 'with the advice of the advisory council on alcoholism and'.

SECTION 1B. Said section 4 of said chapter 17 is hereby further amended by striking out, in lines 14 and 15, the words:— with the advice of the drug rehabilitation advisory board and.”;

By striking out section 7 and inserting in place thereof the following section:

“SECTION 7. Section 17N of said chapter 32A, as so appearing, is hereby amended by inserting after the words figure '7', in line 28, the following words:— ; provided further, the commission shall provide to any active or retired employee of the commonwealth who is insured under the group insurance commission coverage for, without preauthorization, substance abuse evaluations ordered pursuant to section 51½ of chapter 111.”; By inserting after section 8, the following three sections:

“SECTION 8A. Section 1P of chapter 69 of the General Laws, as so appearing, is hereby amended by striking out, in line 97, the figure '18' and inserting in place thereof the figure '19';

SECTION 8B. Said section 1P of said chapter 69, is hereby further amended by striking out, in line 127, the figure '3' and inserting in place thereof the figure:— 4.

SECTION 8C. Said section 1P of said chapter 69 is hereby further amended by inserting after the word 'schools' in line 136, the following words:— ; 1 of whom shall be a representative of Massachusetts Recovery High Schools with expertise in adolescent substance use disorders.”;

In section 16, in lines 174 and 175, by striking out the words “nurse mental health clinical specialist” and inserting in place thereof, the words “psychiatric clinical nurse specialist.”;

By inserting after section 17F (inserted by amendment) the following section:

“SECTION 17G. Section 1 of chapter 111E of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out the definition of 'advisory board'.”;

Substance
use,—
treatment.

By inserting after section 18 (as published) the following section:
“SECTION 18A. Section 4 of said chapter 111E is hereby amended by striking out, in lines 6 and 7, the words ‘the advisory board.’”;

By inserting after section 21 (as published) the following section:

“SECTION 25A. Section 47GG of said chapter 175, as so appearing, is hereby amended by striking out, in line 21, the word ‘118M’ and inserting in place thereof the following word:— 111M.”;

By striking out section 24 (as published) and inserting in place thereof the following section:

“SECTION 28. Section 8II of said chapter 176A, as so appearing, is hereby amended by inserting after the figure ‘7’, in line 28, the following words:— ; provided further, any contract between a subscriber and the corporation under an individual or group hospital service plan which is delivered, issued or renewed within the commonwealth, shall cover, without preauthorization, a substance abuse evaluation ordered pursuant to section 51½ of chapter 111.”;

By striking out section 26 (as published) and inserting in place thereof the following section:

“SECTION 30. Section 4II of said chapter 176B, as so appearing, is hereby amended by inserting after the words figure ‘7’, in line 28, the following words:— ; provided further, any subscription certificate under an individual or group medical service agreement delivered, issued or renewed within the commonwealth shall provide coverage for, without preauthorization, a substance abuse evaluation ordered pursuant to section 51½ of chapter 111.”;

By striking out section 28 (as published) and inserting in place thereof the following section:

“SECTION 32. Section 4AA of said chapter 176G, as so appearing, is hereby amended by inserting after the figure ‘7’, in line 27, the following words:— ; provided further, an individual or group health maintenance contract that is issued or renewed shall provide coverage for, without preauthorization, a substance abuse evaluation ordered pursuant to section 51½ of chapter 111.”;

In section 36 (as published), in line 382, by inserting after the word “pharmacists” the following: “, 1 of whom shall be a member from the Association of Behavioral Healthcare, 1 of whom shall be a representative from the Massachusetts Biotechnology Council”, in lines 383 and 384, by striking out the words “and at the pleasure of the governor”; and by striking out section 39 (as published).

The amendments were adopted.

On the question on passing the bill, as amended, to be engrossed, the sense of the House was taken by yeas and nays, at the request of Ms. Malia of Boston; and on the roll call 149 members voted in the affirmative and 0 in the negative.

[See Yeas and Nays No. 189 in Supplement.]

Therefore the bill (House, No. 3947, published as amended) was passed to be engrossed. Sent to the Senate for concurrence.

Bill passed to
be engrossed,—
yeas and nays
No. 189.

*Motions to Discharge Certain Matters
in the Orders of the Day.*

The Senate amendment of the House Bill authorizing the town of Scituate to convey certain land (House, No. 3599), reported by the committee on Bills in the Third Reading to be correctly drawn, was taken from its position in the Orders of the Day, under suspension of Rule 47, on motion of Mr. Cantwell of Marshfield; and it was adopted, in concurrence. Scituate,—
land.

The House Bill establishing a sick leave bank for Nicole Medina, an employee of the Department of Public Health (House, No. 3874), reported by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time forthwith, under suspension of Rule 47, on motion of Mr. Scaccia of Boston; and it was passed to be engrossed. Sent to the Senate for concurrence. Nicole
Medina,—
sick leave.

The House Bill establishing a sick leave bank for Lisa Hershowitz, an employee of the Department of Developmental Services (House, No. 3876), reported by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time forthwith, under suspension of Rule 47, on motion of Mr. Smola of Warren; and it was passed to be engrossed. Sent to the Senate for concurrence. Lisa
Hershowitz,—
sick leave.

Order.

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

Mr. D'Emilia of Bridgewater then moved that the House adjourn; and the motion prevailed. Accordingly, without proceeding to consideration of the matters in the Orders of the Day, at fourteen minutes before seven o'clock P.M. (Mrs. Haddad of Somerset being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Thursday, January 14, 2016.

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).

Pledge of
allegiance.

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.

Resolutions.

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

Brandon
Pereira.

Resolutions (filed by Mr. Dooley of Norfolk) congratulating Brandon Pereira on receiving the Eagle Award from the Boy Scouts of America;

Adam
Sorel.

Resolutions (filed by Mr. Dooley of Norfolk) congratulating Adam Sorel on receiving the Eagle Award from the Boy Scouts of America;

Jeffrey
Kennan.

Resolutions (filed by Mr. Linsky of Natick) congratulating Jeffrey Carl Kennan on receiving the Eagle Award of the Boy Scouts of America; and

James
Whitaker.

Resolutions (filed by Mr. Linsky of Natick) congratulating James Alyanakian Whitaker on receiving the Eagle Award of the Boy Scouts of America;

Mr. Galvin of Canton, 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. Wong of Saugus, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communications.

Communications

Hampden
district,—
wiretaps.

From the Office of the District Attorney of the Hampden District (see Section 99R of Chapter 272 of the General Laws) relative to wire-tap interceptions during the calendar year 2015;

Pharmacy
board,—
investigations.

From the Department of Public Health (see Section 25A of Chapter 112 of the General Laws) submitting the annual report on Investigations and Disciplinary Actions of the Board of Registration in Pharmacy for 2015; and

Collaborative
Workspace
Program.

From MassDevelopment (see Section 46(m) of Chapter 23G of the General Laws) submitting the annual report of the Transformative Development Fund Collaborative Workspace Program [copies of the report were forwarded to the committees on Ways and Means; Economic Development and Emerging Technologies; and Labor and Workforce Development, as required by said law];

Severally were placed on file.

Annual and Special Reports.

The sixth annual report of the Special Commission on the Status of Grandparents Raising Grandchildren (under Section 69(h) of Chapter 3 of the General Laws) of its activities for the calendar year 2015; and

Grandparents raising grandchildren.

Reports

Of the Department of Public Health (under sections 9G, 25, 43 and 78 of Chapter 112 of the General Laws) submitting the Licensure Annual Report of the Division of Health Professionals for the fiscal year 2015; and

Health professionals,—licensure.

Of the Department of Youth Services (under Section 22 of Chapter 120 of the General Laws) submitting its annual report for calendar year 2014;

Youth Services report.

Severally were placed on file.

Petition.

Representative Jones of North Reading and Senator Tarr presented a joint petition (subject to Joint Rule 12) of Bradley H. Jones, Jr., Bruce E. Tarr and Theodore C. Speliotis for legislation to establish a sick leave bank for Helen Annese, an employee of the Trial Court; and the same was referred, under Rule 24, to the committee on Rules.

Helen Annese,—sick leave.

Paper from the Senate.

A Bill establishing a sick leave bank for Tina Jennings, an employee of the Department of Developmental Services (Senate, No. 2095) (on a petition), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Tina Jennings,—sick leave.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Ms. Peake of Provincetown, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently under further suspension of the rules, on motion of Mr. Wong of Saugus, 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, in concurrence.

Reports of Committees.

By Ms. Peisch of Wellesley, for the committee on Education, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 417) of Louis L. Kafka and others that students with diabetes attending public or private schools be permitted to possess certain medical supplies and administer necessary treatments,— and recommending that the same be referred to the committee on Public Health. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Students,—diabetes treatment.

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

Bellingham,—
liquor
license.

The Senate Bill authorizing the town of Bellingham to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (Senate, No. 148) [Local Approval Received]; and
House bills

Boston,—
housing.

Relative to certain affordable housing in the city of Boston (House, No. 3617) [Local Approval Received];

Harwich,—
bridge.

Designating a certain bridge in the town of Harwich as the U.S. Navy Lt. Jr. Ralph Wallace Burns memorial bridge (House, No. 3801, changed) [Local Approval Received]; and

Hull,—
traffic
island.

Designating a certain traffic island in the town of Hingham as the Frank Massa memorial island (House, No. 3808);

Under suspension of Rule 7A, in each instance, on motion of Ms. Peake of Provincetown, the bills severally were read a second time forthwith; and they were ordered to a third reading.

Boston,—
snow
removal.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill relative to snow removal penalties (House, No. 3326) [Local Approval Received]. Read; and referred, under Rule 33, to the committee on Ways and Means.

Leominster,—
unpaid
bill.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a joint petition, a Bill authorizing the city of Leominster to pay a certain unpaid bill (House, No. 3866) [Local Approval Received].

Dedham,—
energy
fund.

By the same member, for the same committee, on a joint petition, a Bill relative to the creation of a renewable energy fund in the town of Dedham (House, No. 3881) [Local Approval Received].

Nantucket
Islands
Land Bank.

By the same member, for the same committee, on a joint petition, a Bill authorizing the Nantucket Islands Land Bank to convey certain land held for open space, recreational or conservation purposes to the town of Nantucket for the same purposes (House, No. 3892) [Local Approval Received].

Tewksbury,—
town
manager.

By the same member, for the same committee, on a petition, a Bill relative to the town manager in the town of Tewksbury (House, No. 3893) [Local Approval Received].

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

Orders of the Day.

Third
reading
bill.

The Senate Bill relative to the off-street parking board in the city of Worcester (Senate, No. 2012), 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.

House bills

Third
reading
bills.

Relative to the town of Foxborough (House, No. 3582); and
Relative to the position of highway surveyor in the town of Hanson (House, No. 3738);

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.

The House Bill authorizing the sale of certain real property known as 233 Quincy Street in Springfield, from the city of Springfield to Habitat for Humanity (House, No. 3562), was read a third time. Third reading
bill amended.

The committee on Bills in the Third Reading reported recommending that the bill be amended by substitution of a Bill authorizing the city of Springfield to transfer certain property to Habitat for Humanity (House, No. 3948), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

The Senate amendment of the House Bill authorizing the town of Tyngsborough to grant additional licenses for the sale of alcoholic beverages (House, No. 3691), reported by the committee on Bills in the Third Reading to be correctly drawn, was considered. Tyngsborough,—
liquor
licenses.

Mr. Speliotis of Danvers then moved that the House concur with the Senate in its amendment with a further amendment by striking out all after the enacting clause (inserted by amendment by the Senate) and inserting in place thereof the following:

“SECTION 1. (a) Notwithstanding section 17 of chapter 138 of the General Laws, the licensing authority of the town of Tyngsborough may grant: (i) 4 additional licenses for the sale of all alcoholic beverages to be drunk on the premises pursuant to section 12 of said chapter 138; (ii) 2 additional licenses for the sale of wines and malt beverages to be drunk on the premises pursuant to said section 12 of said chapter 138; and (iii) 2 additional licenses for the sale of all alcoholic beverages not to be drunk on the premises pursuant to section 15 of said chapter 138, to operators and locations to be determined by the licensing authority in accordance with this section. The licenses shall be subject to this section and to all of said chapter 138 except said section 17.

(b) The licensing authority of the town of Tyngsborough shall restrict the licenses authorized by this section in the following manner: (i) 1 license for the sale of all alcoholic beverages to be drunk on the premises pursuant to said section 12 of said chapter 138 shall be restricted to an entity located in the town center, a designated economic development zone which is 2,000 feet from the intersection of Middlesex road and Kendall road, and with a maximum of 50 seats; (ii) 1 license for the sale of all alcoholic beverages to be drunk on the premises pursuant to said section 12 of said chapter 138 shall be restricted to an entity located in the town center with a maximum of 75 seats; (iii) 1 license for the sale of all alcoholic beverages to be drunk on the premises pursuant to said section 12 of said chapter 138 shall be restricted to an entity located in the town center with a maximum of 100 seats; (iv) 1 license for the sale of wines and malt beverages to be drunk on the premises pursuant to said section 12 of said chapter 138 shall be restricted to an entity located in the town center with a maximum of 50 seats; and (v) 2 licenses for the sale of all alcoholic beverages not to be drunk on the premises pursuant to section 15 of said section 138 shall be restricted to entities located on the east side of the Merrimack river; provided, however, 1 license for the sale of all alcoholic beverages to be drunk on the premises or 1 license for the sale of wines and malt beverages to be drunk on the premises granted

Tyngsborough,—
liquor
licenses.

pursuant to this subsection shall also be restricted to an entity with frontage on Kendall road, Middlesex road or Pawtucket boulevard and such frontage shall be as required by the zoning by-laws of the town of Tyngsborough or by variance or shall be a legal preexisting, nonconforming lot.

(c) The licensing authority may approve the transfer of any license issued pursuant to this section to another location if the applicant files with the licensing authority a letter from the department of revenue and a letter from the department of unemployment assistance indicating that the license is in good standing with those departments and that all applicable taxes, fees and contributions have been paid; provided, however, that any such license shall remain subject to any restriction set forth in subsection (b) that applied to the license as initially issued.

(d) If a license granted pursuant to this section is cancelled, revoked or no longer in use, the license shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the licensing authority and the licensing authority may then grant the license to a new applicant under the same conditions specified in this section.

SECTION 2. (a) Notwithstanding section 17 of chapter 138 of the General Laws, the licensing authority of the town of Tyngsborough may grant 6 additional licenses for the sale of all alcoholic beverages to be drunk on the premises pursuant to section 12 of said chapter 138. The licenses shall be subject to all of said chapter 138 except said section 17.

(b) Once issued, the licensing authority shall not approve the transfer of a license granted pursuant to this section to any other location but it may grant the license to a new applicant at the same location if the applicant files with the licensing authority a letter from the department of revenue and a letter from the department of unemployment assistance indicating that the license is in good standing with those departments and that all applicable taxes, fees and contributions have been paid.

(c) If a license granted pursuant to this section is cancelled, revoked or no longer in use, it shall be returned physically, with all legal rights, privileges and restrictions pertaining thereto, to the licensing authority and the licensing authority may then grant the license to a new applicant at the same location under the same conditions as specified in this section.

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

The further amendment was adopted.

The House then concurred with the Senate in its amendment, as amended. Sent to the Senate for concurrence in the further amendment.

Canton,—
liquor
licenses.

The Senate amendment of the House Bill authorizing the town of Canton to grant additional licenses for the sale of alcoholic beverages not to be drunk on the premises (House, No. 3768), reported by the committee on Bills in the Third Reading to be correctly drawn, was considered.

Mr. Speliotis of Danvers then moved that the House concur with the Senate in its amendment with a further amendment by striking out section 1 (inserted by amendment by the Senate) and inserting in place thereof the following section:

“SECTION 1. (a) Notwithstanding section 17 of chapter 138 of the General Laws, the licensing authority of the town of Canton may grant 2 additional licenses for the sale of all alcoholic beverages not to be drunk on the premises pursuant to section 15 of said chapter 138. A license granted pursuant to this act shall be subject to the conditions set by the licensing authority and shall be subject to all of said chapter 138 except said section 17.

(b) The licensing authority shall not approve the transfer of a license granted pursuant to this act to any other person, partnership, corporation, limited liability company, organization or other entity or to any other location.

(c) If a license granted pursuant to this act is cancelled, revoked or no longer in use, the license shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the licensing authority and the licensing authority may then grant the license to a new applicant at the same location under the same conditions as authorized in this act if the applicant files with the licensing authority a letter from the department of revenue and a letter from the department of unemployment assistance indicating that the license is in good standing with those departments and that all applicable taxes, fees and contributions have been paid.”

The further amendment was adopted.

The House then concurred with the Senate in its amendment, as amended. Sent to the Senate for concurrence in the further amendment.

The Senate amendment of the House Bill authorizing the town of Canton to grant additional licenses for the sale of alcoholic beverages to be drunk on the premises (House, No. 3769, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was considered. Id.

Mr. Speliotis of Danvers then moved that the House concur with the Senate in its amendment with a further amendment by striking out section 1 (inserted by amendment by the Senate) and inserting in place thereof the following section:

“SECTION 1. (a) Notwithstanding section 17 of chapter 138 of the General Laws, the licensing authority of the town of Canton may grant 5 additional licenses for the sale of all alcoholic beverages to be drunk on the premises pursuant to section 12 of said chapter 138. A license granted pursuant to this act shall be subject to the conditions set by the licensing authority and shall be subject to all of said chapter 138 except said section 17.

(b) The licensing authority shall not approve the transfer of a license granted pursuant to this act to any other person, partnership, corporation, limited liability company, organization or other entity or to any other location.

(c) If a license granted pursuant to this act is cancelled, revoked or no longer in use, the license shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the licensing authority and the licensing authority may then grant the license to a new applicant at the same location under the same conditions as authorized in this act if the applicant files with the licensing authority a letter from the department of revenue and a letter from the department of

Canton,—
liquor
licenses.

unemployment assistance indicating that the license is in good standing with those departments and that all applicable taxes, fees and contributions have been paid.”.

The further amendment was adopted.

The House then concurred with the Senate in its amendment, as amended. Sent to the Senate for concurrence in the further amendment.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Tuesday next at eleven o'clock A.M.

At twenty-six minutes before twelve o'clock noon, on motion of Mr. D'Emilia of Bridgewater (Mr. Kafka of Stoughton being in the Chair), the House adjourned, to meet the following Tuesday at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Tuesday, January 19, 2016.

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.

Message from the Governor.

A message for His Excellency the Governor (under the provisions of Section 8 of Article LXXXIX of the Amendments to the Constitution) recommending legislation relative to authorizing the recertification of the fiscal year 2016 tax rate for the town of Holbrook (House, No. 3951), was filed in the office of the Clerk on Thursday, January 14. Holbrook,— tax rate.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Revenue. Sent to the Senate for concurrence.

Guests of the House.

During the session, the Chair (Mr. Kafka of Stoughton) declared a brief recess, and introduced the Blackstone Millville Regional High School "Chargers" Marching Band and Color Guard, Group IV Open 2015 USBands National Champions. The "Chargers" marching band has a rich tradition of excellence focused on educating and instilling a love for the activity and music as a whole. At the invitation of the Chair (Mr. Kafka), Mr. Kuros of Uxbridge, accompanied by Senator Fattman, took the Chair and presented the Band's Director, Todd Shafer, with Citations of the House congratulating them of their accomplishments. They were the guests of Mr. Kuros. Blackstone Millville Regional High School Marching Band.

Communications.

Communications
From the Department of Labor Relations (see Clause(a) of Subdivision 3 of Section 1 of Chapter 589 of the Acts of 1987) submitting a report on dispute resolution; and Dispute resolution.

From the Massachusetts District Attorneys Association (see item 0340-2100 of Chapter 46 of the Acts of 2015) submitting the annual report on the prosecution statistics of the District Attorneys relative to their criminal prosecutions and workloads for fiscal year 2015; District Attorneys,— prosecution statistics.

Severally were placed on file.

Annual Report.

The annual report of the Public Employee Retirement Administration Commission (under sections 21, 102 and 103 of Chapter 32 of the General Laws) relative to the per centum change in the average cost-of-living as shown by the United States Consumer Price Index for the Retirees,— cost-of-living adjustments.

year 2015 (House, No. 3949), was referred to the committee on Public Service. Sent to the Senate for concurrence.

Report.

Comprehensive Annual Financial Report.

A report of the Office of the Comptroller (under Section 12(c) of Chapter 7A of the General Laws) submitting the Comprehensive Annual Financial Report for the fiscal year ended June 30, 2015, was placed on file.

Petitions.

Peeping or peering.

Petitions severally were presented and referred as follows:
By Mr. Bradley of Hingham, a petition (subject to Joint Rule 12) of Garrett J. Bradley for legislation to establish the crime of peeping or peering into dwelling houses.

Parenting time.

By Mr. Dooley of Norfolk, a petition (subject to Joint Rule 12) of Shawn Dooley relative to court ordered parenting time.

International students,—driving.

By Mr. Walsh of Framingham, a petition (subject to Joint Rule 12) of Chris Walsh and others for legislation to authorize international students with F-1 visas who have obtained a drivers permit to drive.

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

Papers from the Senate.

Fair Health Care Pricing Act.

An initiative petition of Jerald N. Fishbein and others for the passage of An Act Massachusetts Fair Health Care Pricing Act (House, No. 3931), came from the Senate with the endorsement that said branch had non-concurred with the House in its reference to the committee on Financial Services, and had referred said message, in non-concurrence, to the committee on the Health Care Financing.

On motion of Ms. Hogan of Stow, the House then receded from its reference; and the initiative petition (House, No. 3931) was referred, in concurrence, to the committee on Health Care Financing.

Opiates,—treatment, etc.

The House Bill relative to substance use, treatment, education and prevention (House, No. 3947), came from the Senate with the endorsement that it had been passed to be engrossed, in concurrence, by said branch with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2103.

Conference committee.

Under suspension of the rules, on motion of Ms. Malia of Boston, the amendment was considered forthwith. The House then non-concurred with the Senate in its amendment; and, on motion of Mr. Dempsey of Haverhill, appointed a committee of conference on the disagreeing votes of the two branches. Representatives Dempsey, Malia and Hunt of Sandwich then were appointed the committee on the part of the House. Sent to the Senate to be joined.

Id.

Subsequently the bill came from the Senate with the endorsement that said branch had insisted on its amendment, concurred with the House in the appointment of a committee of conference; and that Senators Spilka, Flanagan and deMacedo had been appointed the committee on the part of the Senate.

The House Bill authorizing the town of Maynard to grant 6 additional licenses for the sale of all alcoholic beverages to be drunk on the premises and 1 additional license for the sale of wines and malt beverages not to be drunk on the premises (House, No. 3371, amended), came from the Senate passed to be engrossed, in concurrence, with amendments in section 4 (as amended by the House), at the end of the first paragraph, adding the words “ ; provided, however, that a transfer of a license granted pursuant to this act shall only be granted to a new applicant if the new applicant files with the licensing authority a letter from the department of revenue and a letter from the department of unemployment assistance indicating that the license is in good standing with those departments and that all applicable taxes, fees and contributions have been paid”; and in the second paragraph, striking out the words “if the applicant files with the licensing authority a letter from the department of revenue and a letter from the department of unemployment assistance indicating that the license is in good standing with those departments and that all applicable taxes, fees and contributions have been paid”. The amendments were referred, under Rule 35, to the committee on Bills in the Third Reading.

Maynard,—
liquor
licenses.

The following order was adopted, in concurrence, as follows:

Ordered, That, a convention of the two branches be held at a quarter before seven o’clock P.M., on Thursday, January 21, 2016, for the purpose of receiving such communication as the Governor, Charles D. Baker, may be pleased to make to them relating to the concerns of the Commonwealth.

State of
the state
address.

A Bill relative to the appointment of assistant city clerks in the city of Gardner (Senate, No. 2002) (on a petition) [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.

Gardner,—
clerks.

Petitions severally were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 2091) of Marc R. Pacheco, Thomas J. Calter, Susan Williams Gifford and Keiko M. Orrall (by vote of the town) for legislation to authorize the town of Middleborough to grant an additional license for the sale of wines and malt beverages not to be drunk on the premises. To the committee on Consumer Protection and Professional Licensure.

Middleborough,—
liquor
license.

Petition (accompanied by bill, Senate, No. 2090) of Marc R. Pacheco, Susan Williams Gifford, Keiko M. Orrall and Thomas J. Calter (by vote of the town) for legislation to authorize the town of Middleborough to exchange certain parcels of conservation land. To the committee on Municipalities and Regional Government.

Middleborough,—
land.

A petition (accompanied by bill) of Joan B. Lovely and Ellen Story for legislation relative to postpartum depression screening, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Health Care Financing.

Postpartum
depression
screening.

Postpartum depression screening.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2104) was referred, in concurrence, to the committee on Health Care Financing.

The following notice was received from the Clerk of the Senate, to wit:—

January 15, 2016.

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 Stanley C. Rosenberg, President of the Senate has announced the following appointments:

MassHealth payment board.

Ray McCarthy (pursuant to Section 16M Chapter 6A of the General Laws) to the MassHealth Payment Advisory Board;

Commission on Ovarian Cancer.

Elaine Zollo and Doctor Ursula Matulonisto (pursuant to Section 154 of Chapter 46 of the Acts of 2015) to the Special Commission on Ovarian Cancer; and

Asian American Commission.

Viraphanh Douangmany Cage (pursuant to Section 68 of Chapter 3 of the Acts of 2006) of Amherst to the Asian American Commission.

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

Seafood marketing.

Bruce E. Tarr (himself) (pursuant to Section 8 of Chapter 287 of the Acts of 2014) to the permanent steering committee to assist the Division of Marine Fisheries in the administration of its seafood marketing program;

Food policy council.

Senator Ryan C. Fattman (pursuant to Section 6C of Chapter 20 of the General Laws and Chapter 277 of the Acts of 2010) to serve as his designee to the Massachusetts Food Policy Council; and

Grandparents raising grandchildren.

Ms. Margo Chevers of Wales (pursuant to Section 69 of Chapter 3 of the General Laws) to the Commission on the Status of Grandparents Raising Grandchildren.

Respectfully submitted,

WILLIAM F. WELCH,
Clerk of the Senate.

Reports of Committees.

Helen Annese,—
sick leave.

By Mr. Galvin of Canton, 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 Bradley H. Jones, Jr., Bruce E. Tarr and Theodore C. Speliotis for legislation to establish a sick leave bank for Helen Annese, an employee of the Trial Court. Under suspension of the rules, on motion of Mr. Tucker of Salem, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on the Judiciary. Sent to the Senate for concurrence.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill designating inflammatory breast cancer awareness day (House, No. 2768), be scheduled for consideration by the House. Breast cancer awareness day.

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

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill protecting motorists and emergency personnel (House, No. 3033), be scheduled for consideration by the House. Motorist protection.

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

By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on a petition, a Bill regarding spouses as caregivers (House, No. 70). Referred, under Joint Rule 1E, to the committee on Health Care Financing. Caregivers.

By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on a petition, a Bill relative to special education funding (House, No. 85). Special education,—funding.

By Mr. Sannicandro of Ashland, for the committee on Higher Education, on a petition, a Bill relative to the creation of the battlefield to STEM field incentive program (House, No. 1039). Veterans,—STEM incentive program.

By the same member, for the same committee, on Senate, No. 665 and House, No. 1060, a Bill establishing an education loan repayment program for social workers in areas of need (House, No. 1060). Social workers,—education loan repayment.

By the same member, for the same committee, on a petition, a Bill creating a scholarship fund to further the study of developmental disabilities (House, No. 1065). Developmental disabilities,—scholarships.

By the same member, for the same committee, on House, No. 1069, a Bill allowing public higher education institutions to retain in-state tuition (House, No. 3950). State colleges,—tuitions.

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

Emergency Measurers.

The engrossed Bill establishing a sick leave bank for Tina Jennings, an employee of the Department of Developmental Services (see Senate, No. 2095), 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. Tina Jennings,—sick leave.

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 8 to 0. Sent to the Senate for concurrence.

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. Bill enacted.

Jennifer Fitzgibbon,—
sick leave.

The engrossed Bill establishing a sick leave bank for Jennifer Fitzgibbon, an employee of the Trial Court (see House, No. 3902), 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 8 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 House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Elizabeth Browning,—
sick leave.

The engrossed Bill establishing a sick leave bank for Elizabeth Missett Browning, an employee of the Trial Court (see House, No. 3913), 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 7 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 House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Engrossed Bills.

Engrossed bills

Bills enacted.

Relative to the off-street parking board in the city of Worcester (see Senate, No. 2012) (which originated in the Senate);

Authorizing the town of Norfolk to continue the employment of fire chief Coleman Bushnell (see House, No. 3196, amended); and

Authorizing the town of Norfolk to continue the employment of police chief Charles H. Stone, Jr. (see House, No. 3197, amended);

(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.

Norwood,—
liquor license.

The Senate amendment of the House Bill authorizing the town of Norwood to grant additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 3684, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

Third reading bill.

The Senate Bill relative to the position of constable in the town of Carver (Senate, No. 1926), 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.

The House Bill establishing a sick leave bank for Brian Sheehan, an employee of the Middlesex County Sheriff's Office (House, No. 3921) (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; and it was passed to be engrossed. Sent to the Senate for concurrence.

Third
reading
bill.

Recess.

At twenty-six minutes before twelve o'clock noon, on motion of Mr. Wong of Saugus (Mr. Kafka of Stoughton being in the Chair), the House recessed subject to the call of the Chair; and at eight minutes after one o'clock P.M., the House was called to order with Mr. Kafka in the Chair.

Recess.

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.

Mr. Berthiaume of Spencer then moved that as a mark of respect to the memory of Robert D. Wetmore, a member of the House from Barre from 1965 to 1976, inclusive; and a member from the Senate from 1976 to 1996, inclusive, the House adjourn; and the motion prevailed.

Accordingly at twelve minutes after one o'clock P.M., on motion of Mr. Wong of Saugus (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.

JOURNAL OF THE HOUSE.

Thursday, January 21, 2016.

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.

Statement of Representative Sannicandro of Ashland.

A statement of Mr. Sannicandro of Ashland was spread upon the records of the House, as follows:

Statement of Mr. Sannicandro of Ashland.

MR. SPEAKER: I would like to call to the attention of the House the fact that I was absent from the House Chamber for the session held on Wednesday, January 13, due to a scheduling conflict. Had I been present, I would have voted in the affirmative on passing to be engrossed House bill No. 3944, An Act relative to substance use, treatment, education and prevention. My missing of roll calls that day was due entirely to the reason stated.

Resolutions.

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

Catholic Schools Week.

Resolutions (filed by Representatives Poirier of North Attleborough and Heroux of Attleboro) in observance of National Catholic Schools Week by Bishop Feehan High School in Attleboro;

Id.

Resolutions (filed by Representatives Poirier of North Attleborough and Heroux of Attleboro) in observance of National Catholic Schools Week by St. John's School in Attleboro;

Id.

Resolutions (filed by Representatives Poirier of North Attleborough, Barrows of Mansfield and Kafka of Stoughton) in observance of National Catholic Schools Week by St. Mary's School in Mansfield;

Id.

Resolutions (filed by Mrs. Poirier of North Attleborough) in observance of National Catholic Schools Week by St. Mary's/Sacred Heart School in North Attleborough;

Justin Conner.

Resolutions (filed by Mr. Calter of Kingston) congratulating Justin Thomas Conner on receiving the Eagle Award of the Boy Scouts of America;

Francis Saba.

Resolutions (filed by Mr. Fernandes of Milford and other members of the House) congratulating Francis M. Saba on the occasion of his retirement;

Northborough,—anniversary.

Resolutions (filed by Representatives Gregoire of Marlborough and Naughton of Clinton) commemorating the two hundred and fiftieth anniversary of the incorporation of the town of Northborough; and

Alexander Whearty.

Resolutions (filed by Messrs. Kafka of Stoughton, Dooley of Norwood and McMurtry of Dedham) congratulating Alexander Whearty on receiving the Eagle Award of the Boy Scouts of America;

Mr. Galvin of Canton, 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. Tucker of Salem, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petitions.

Mr. Dwyer of Woburn presented a petition (accompanied by bill, House, No. 3957) of James J. Dwyer, Jay R. Kaufman and Kenneth J. Donnelly (with the approval of the mayor and city council) that the city of Woburn be authorized to use a certain parcel of land in said city for recreational purposes; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Woburn,—
land.

Petitions severally were presented and referred as follows:

By Ms. Balsler of Newton (by request), a petition (subject to Joint Rule 12) of Thomas Sheff providing for an investigation and study (including members of the General Court) by a special commission relative to the feasibility of development over the Massachusetts Turnpike in the city of Newton.

Newton,—
Masspike
development.

By Representative Garry of Dracut and Senator L'Italien, a joint petition (subject to Joint Rule 12) of Colleen M. Garry, Barbara A. L'Italien and others relative to air quality monitoring for new gas pipeline facilities in the Commonwealth.

Gas
pipelines,—
air quality.

By Mr. McGonagle of Everett, a petition (subject to Joint Rule 12) of Joseph W. McGonagle, Jr., for legislation to establish a sick leave bank for Robert Fothergill, an employee of the Trial Court.

Robert
Fothergill,—
sick leave.

By Mr. Muradian of Grafton (by request), a petition (subject to Joint Rule 12) of Eric Denison relative to the violation of an ordinance, by-law or a misdemeanor offense as a civil infraction.

Civil
infractions.

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

Reports of Committees.

The committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2103) of the House Bill relative to substance use, treatment, education and prevention (House, No. 3947), reported, in part, a Bill relative to civil commitments for alcohol and substance use disorders (House, No. 3956). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Opiates,—
treatment,
etc.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Tucker of Salem, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

By Mr. Galvin of Canton, 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 David Paul Linsky and Karen E.

Public works
employees,—
death
benefits.

Public works employees,— death benefits.

Spilka for legislation to include public works employees for killed-in-the-line-of-duty benefits. Under suspension of the rules, on motion of Mr. McGonagle of Everett, 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.

Holbrook,— tax rate.

By Mr. Kaufman of Lexington, for the committee on Revenue, on a message from His Excellency the Governor, a Bill authorizing the recertification of the fiscal year 2016 tax rate for the town of Holbrook (printed in House, No. 3951). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. McGonagle of Everett, 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. Mariano of Quincy, 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.

State entities.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the Senate Bill further regulating the designation of certain state entities (Senate, No. 2083) (on Senate bill No. 2082), be scheduled for consideration by the House.

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

Children,— wellbeing.

By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on Senate, No. 94 and House, No. 429, a Bill relative to ensuring the wellbeing of all children in the Commonwealth (House, No. 429).

Access to services.

By the same member, for the same committee, on a petition, a Bill ensuring equal access to services for all residents of the commonwealth [sic] (House, No. 125).

Technology,— seniors and disabled.

By the same member, for the same committee, on a petition, a Bill relative to living at home with use of technology for people with disabilities and seniors (House, No. 126).

Culturally competent services.

By the same member, for the same committee, on a petition, a Bill relative to providing culturally competent services in the commonwealth [sic] (House, No. 3207).

Piggeries,— regulate.

By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, on a petition, a Bill to ensure appropriate regulation of piggeries (House, No. 652).

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

Commissions,— people with disabilities.

By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on a petition, a Bill affirming inclusion of people with disabilities on commissions of the Commonwealth

(House, No. 120, changed in line 1 by striking out the year “2012” and inserting in place thereof the year “2014”). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

By Mr. Sannicandro of Ashland, for the committee on Higher Education, on a part of House, No. 1068, a Bill providing capital funding for public higher education (House, No. 3954). Read; and referred, under Rule 17G, to the House committee on Bonding, Capital Expenditures and State Assets.

Public higher education,—
capital funds.

By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on a petition, a Bill requiring the Department of Housing and Community Development to track and report on the use of emergency shelter services by families (House, No. 90, changed in line 4 by striking out the words “transitional assistance” and inserting in place thereof the words “housing and community development”, and in the title by striking out the words “Transitional Assistance” and inserting in place thereof the words “Housing and Community Development”).

Emergency shelter services,—
usage.

By the same member, for the same committee, on a petition, a Bill to increase the Commonwealth’s compliance with federal law meeting requirements of the Americans with Disabilities Act (House, No. 110, changed in line 1 by striking out the year “2008” and inserting in place thereof the year “2014” and in line 15 by striking out the year “2015” and inserting in place thereof the year “2016”).

Americans with Disabilities Act.

By the same member, for the same committee, on a petition, a Bill establishing an independent office of quality assurance for developmentally disabled persons (House, No. 131).

Disabled,—
quality assurance.

By the same member, for the same committee, on a petition, a Bill providing for a study by the Executive Office of Health and Human Services relative to nonprofit group homes (House, No. 133).

Nonprofit group homes,—
study.

By the same member, for the same committee, on a petition, a Bill relative to programs to promote self-sufficiency and decrease dependence on government provided assistance (House, No. 3379, changed in line 2 by striking out the following: “5H” and inserting in place thereof the following: “5N”, and in line 3 by striking out the following: “5I” and inserting in place thereof the following: “5O”).

Self-sufficiency programs.

By the same member, for the same committee, on a joint petition, a Bill relative to ABLE accounts (House, No. 3753).

ABLE accounts.

By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, on a petition, a Bill relative to the Sudbury watershed advisory committee (House, No. 653).

Sudbury,—
watershed committee.

By Mr. Sannicandro of Ashland, for the committee on Higher Education, on House, Nos. 1044, 1045, 1046, 1058, 1062, 1074 and the residue of House, No. 1068, a Bill relative to strengthening and expanding affordable, quality higher education opportunities for residents of the Commonwealth (House, No. 3955).

Public higher education,—
funding.

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

Canoe River
aquifer
committee.

By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, on a petition, a Bill relative to the Canoe River aquifer advisory committee (House, No. 3800). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Engrossed Bills.

Bills
enacted.

Engrossed bills
Relative to the position of constable in the town of Carver (see Senate, No. 1926) (which originated in the Senate);
Establishing a department of municipal finance in the town of Milford (see House, No. 3634);
Authorizing the town of Natick to lease certain town-owned property (see House, No. 3645);
Authorizing the town of Natick to lease certain town-owned property (see House, No. 3646);
Authorizing the town of Norwood to grant additional licenses for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 3684, amended); and
Relative to civil commitments for alcohol and substance use disorders (House, No. 3956);
(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 it were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

Third
reading
bill.

The House Bill establishing a sick leave bank for Ronald Brace, an employee of the Department of Youth Services (House, No. 3916), 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.

Recesses.

Recess.

At half past eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at twelve minutes before two o'clock P.M. the House was called to order with Mr. Donato in the Chair.

The House thereupon took a further recess, on motion of Mr. Wong of Saugus, until half past six o'clock; and at that time the House was called to order with Mr. Donato in the Chair.

Engrossed Bill.

Bill
enacted.

The engrossed Bill authorizing the recertification of the fiscal year 2016 tax rate for the town of Holbrook (see House bill printed in House, No. 3951) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for 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.

Pursuant to assignment, at fourteen minutes before seven o'clock, the two branches met in

Joint Session
of the two
branches.

JOINT SESSION

In the Chamber of the House of Representatives, for the purpose of receiving such communication as His Excellency Charles D. Baker, Governor of the Commonwealth, may be pleased to make relative to the concerns of the Commonwealth; and were called to order by the Honorable Stanley C. Rosenberg, President of the Senate.

Order Adopted.

On motion of Mr. Tarr,—

Ordered, That a committee be appointed to consist of members of the Senate and House of Representatives to wait upon Her Honor Karyn E. Polito, the Lieutenant-Governor, the Constitutional Officers, members of the Executive Council, the Supreme Judicial Court and other distinguished guests of the Governor and inform them that the two branches are now in Convention and request the honor of their presence.

Notification of
Lieutenant-
Governor and
Constitutional
officers.

Senators Chandler, Lovely, Brownsberger, Humason and deMacedo were appointed on the part of the Senate; and Representatives Nangle of Lowell, Poirier of North Attleborough, Berthiaume of Spencer, Carvalho of Boston, D'Emilia of Bridgewater, Kelcourse of Amesbury, McGonagle of Everett, McKenna of Webster, Mom of Lowell, Muradian of Grafton, Vieira of Falmouth, Vincent of Revere, Madaro of East Boston, Zlotnik of Gardner and González of Springfield, were appointed on the part of the House.

Subsequently, Ms. Chandler, for the committee, reported that the Lieutenant-Governor, Constitutional officers, the Executive Council, members of the Supreme Judicial Court and distinguished guests would immediately attend upon the convention.

Shortly thereafter, the Lieutenant-Governor, Constitutional officers, members of the Executive Council, members of the Supreme Judicial Court, and distinguished guests entered the Chamber under the escort of the Sergeant-at-Arms.

Prayer.

The President then introduced Reverend Dr. Sarah Drummond of the Andover Newton Theological School, who gave the following Invocation:

Invocation.

Holy One, we call You by many names and seek You walking different paths. We honor each other's pursuit of truth. As we acknowledge the Spirit that we can't see, measure, or even describe, we are bold to ask that we might be blessed with that Spirit tonight. We bid the presence of whatever each of us calls holy on this night of reflecting back and looking forward toward the future of our Commonwealth.

We pray for those who heard the call to a life of service and answered it through giving of themselves to our beloved Massachusetts. Leadership is... difficult... particularly at a time when stakes are high, scrutiny is constant, and neither trust nor forgiveness is easy to come by. We give thanks that Your children gathered here have taken up the yoke

Invocation.

despite the sacrifices service requires. May those who lead — even when they're criticized, or when they try and fail — sense that the rewards for what they do for others will come back to them in the form of a flourishing world.

Tonight we especially lift up Your servant, Charles Duane Baker IV. We thank You that he cares for those in our Commonwealth who are most vulnerable: people afflicted with addiction; women, men, and children without homes; those who are detained or in prison; cities and small towns that seek to build community in the midst of scarce resources. We ask that Governor Baker's words might come from his heart, and that his heart might be strengthened by the presence of all who have gathered to hear his vision.

We look ahead to this evening together as a time when we might grow in unity. May the God of our understandings bless this gathering and bring new life to our Commonwealth through all that is said and done in this venerable, historic space, tonight and always. Amen.

Order Adopted.

The President in the Chair, on motion of Ms. Forry,—

Notification
of the
Governor.

Ordered, That a committee be appointed to consist of members of the Senate and the House of Representatives to wait upon His Excellency the Governor and inform him that the two branches are now in Convention for the purpose of receiving such communication as he may be pleased to make to them, relating to the concerns of the Commonwealth.

Senators Spilka, Petrucci, DiDomenico, Ross and Fattman were appointed on the part of the Senate; and Representatives Donato of Medford, Jones of North Reading, Hill of Ipswich, Barrows of Mansfield, Ayers of Quincy, Day of Stoneham, Ehrlich of Marblehead, Ferguson of Holden, Garballey of Arlington, Holmes of Boston, Livingstone of Boston, Muratore of Plymouth, Tucker of Salem, Ultrino of Malden, Tosado of Springfield, Whipps Lee of Athol, were appointed on the part of the House.

Dignitaries
recognized.

The President then recognized several dignitaries seated throughout the Chamber

Subsequently, Ms. Spilka, for the committee, reported that His Excellency the Governor, Charles D. Baker, would immediately attend upon the convention.

Honor
Guard.

Honor Guard.

Posting of the Colors was executed by the Massachusetts State Police, Massachusetts State Police Pipes and Drums, Massachusetts National Guard, Department of Conservation and Recreation, Massachusetts Environmental Police, UMass Amherst ROTC, MBTA transit Police and Massachusetts Department of Correction.

National
Anthem.

National Anthem.

The President then introduced Boston Police Officer Kim Tavares who performed the National Anthem.

Pledge of Allegiance.

The President then introduced Rhys Argeo Adams, Francesca Alice Adams and Gabriel Cellucci Westberg, the grandchildren of former Governor Argeo Paul Cellucci, who led the Convention in the pledge of allegiance to the flag. Pledge of allegiance.

Shortly thereafter, His Excellency the Governor, Charles D. Baker entered the Chamber under the escort of the Sergeant-at-Arms.

The President then introduced His Excellency the Governor, Charles D. Baker, who thereupon addressed the Convention relative to the concerns of the Commonwealth (Senate, No. 2115). State of the Commonwealth address.

The President in the Chair, he then introduced the UMass Lowell Gospel Choir who performed the gospel song “Freedom”. UMass Lowell Gospel Choir.

Benediction.

The President in the Chair, he then introduced Archbishop A. Livingston Foxworth of the Grace Church for All Nations, who gave the following Benediction. Benediction.

Well this feels like church! Let us pray.

Heavenly Father, we come to Thee one more time on this night with grateful hearts for the time that You have graced us with for the purpose of coming together in this historic chamber forming this blended and aghast aggregation to hear our Governor His Excellency Charles D. Baker, share with us those things which have been done, things which are in progress, as well as his vision for this Commonwealth to prosper now and in the future.

We know God that it is Your will that we prosper and be in health even as our souls, our minds continue to prosper. Therefore Father it is my prayer that we leave this place with these words of the wise King Solomon found in the book of Proverbs which admonishes us to trust in the Lord with all our heart, and lean not into our own understanding, but in all our ways acknowledge Him and He will direct our path.

Bless our Governor. Bless this legislative body. Bless all our elected officials. Imbue them with an endowment of divine wisdom to lead this great Commonwealth according to thy will. And finally Father, bless the families of our leaders, especially their spouses, and in particular the First Lady of this Commonwealth Lauren Baker, so that they might be renewed in their strength each day as they support our leaders on their way.

And now God, may Your grace and mercy rest with us and abide in us now, henceforth and forever more. May Your joy which is our strength be rich and full in us and flow from us to touch those with whom we come in contact. And may our tomorrow, our Governor’s tomorrow and all our elected officials tomorrow be more blessed than our today, through Christ our Lord we pray, world without end. Amen.

The President in the Chair, His Excellency the Governor, Charles D. Baker, Lieutenant-Governor, Karyn E. Polito, the Constitutional officers, the members of the Executive Council, members of the Supreme Judicial

Court and distinguished guests then withdrew from the Chamber under the escort of the Sergeant-at-Arms.

On motion of Mr. Lewis, at twenty-one minutes past eight o'clock P.M., the Convention of the Two Branches was dissolved; and the Senate withdrew from the Joint Session, under the escort of the Sergeant-at-Arms.

Called to
order.

At twenty-one minutes after eight o'clock P.M., the House was called to order with the Speaker in the Chair.

Order.

On motion of Mr. Mariano of Quincy,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Monday next at eleven o'clock A.M.

At twenty-one minutes after eight o'clock P.M., on motion of Mr. Puppolo of Springfield (the Speaker being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Monday, January 25, 2016.

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.

Message from the Governor — Bill Returned with Recommendation of Amendment.

A message from His Excellency the Governor returning with recommendation of amendment the engrossed Bill extending a certain property tax exemption for seniors in the town of Sudbury [see House, No. 3890] (for message, see House, No. 3965), was filed in the office of the Clerk on Friday, January 22. Sudbury,—
senior tax
exemption.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was thereupon "before the General Court and subject to amendment and re-enactment".

Pending the question on adoption of the amendment recommended by His Excellency, the bill was referred, on motion of Mr. Speliotis of Danvers, to the committee on Bills in the Third Reading.

Subsequently said committee reported recommending that the amendment recommended by the Governor be considered in the following form:

By striking out all after the enacting clause and inserting in place thereof the following:

"SECTION 1. Chapter 169 of the acts of 2012 is hereby amended by striking out section 8 and inserting in place thereof the following section:—

Section 8. (a) The town meeting of the town of Sudbury shall, between January 2 and June 29 in the year 2018 and every 3 calendar years thereafter, provided that this act has not sooner expired pursuant to subsection (c), vote on the following question:

'Shall an act passed in the general court in the year 2012 entitled, "An act authorizing the town of Sudbury to establish a means tested senior citizen property tax exemption" be extended for another 3 years?'

(b) If any vote taken at town meeting pursuant to subsection (a) is in the affirmative then this act shall continue in effect.

(c) If any vote taken at town meeting pursuant to subsection (a) is in the negative then this act shall expire.

SECTION 2. This act shall be submitted to the voters of the town of Sudbury at an annual or special town election in the form of the following question: 'Shall an act passed by the general court in the year 2016, entitled "An Act extending a certain property tax exemption for seniors in the town of Sudbury", be accepted?'

If a majority of the votes cast in answer to this question is in the affirmative, section 1 of this act shall take effect immediately in the town of Sudbury, but not otherwise.

SECTION 3. This act shall take effect upon its passage.”
 The report was accepted; and the amendment was adopted.
 Sent to the Senate for its action.

Resolutions.

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

Dorothy
Gibson.

Resolutions (filed by Mr. Coppinger of Boston) congratulating Justice Dorothy M. Gibson on the occasion of her retirement;

Colin
Greene.

Resolutions (filed by Mr. Dooley of Norfolk) congratulating Colin W. Greene on receiving the Eagle Award from the Boy Scouts of America;

Avinash
Gundimeda.

Resolutions (filed by Mr. Dooley of Norfolk) congratulating Avinash Gundimeda on receiving the Eagle Award from the Boy Scouts of America;

Michael
Midura.

Resolutions (filed by Mr. Dooley of Norfolk) congratulating Michael A. Midura on receiving the Eagle Award from the Boy Scouts of America;

Devin
Rafferty.

Resolutions (filed by Mr. Dooley of Norfolk) congratulating Devin M. Rafferty on receiving the Eagle Award from the Boy Scouts of America;

Garrett
Schneider.

Resolutions (filed by Mr. Dooley of Norfolk) congratulating Garrett T. Schneider on receiving the Eagle Award from the Boy Scouts of America;

Eric
Buckenmaier.

Resolutions (filed by Mr. Fernandes of Milford) congratulating Eric Buckenmaier on receiving the Boys Scouts of America rank of Eagle Scout;

Alexander
Hastings.

Resolutions (filed by Mr. Fernandes of Milford) congratulating Alexander Hastings on receiving the Boys Scouts of America rank of Eagle Scout;

Brandon
Kee.

Resolutions (filed by Mr. Fernandes of Milford) congratulating Brandon Kee on receiving the Boys Scouts of America rank of Eagle Scout;

Thomas
Grant.

Resolutions (filed by Representatives Gifford of Wareham, Orrall of Lakeville and Calter of Kingston) congratulating Thomas Grant on receiving the Eagle Award of the Boy Scouts of America;

James
Casali.

Resolutions (filed by Ms. Peisch of Wellesley) congratulating James Casali on receiving the Eagle Award of the Boy Scouts of America;

Stuart
Hull.

Resolutions (filed by Ms. Peisch of Wellesley) congratulating Stuart Bemis Hull on receiving the Eagle Award of the Boy Scouts of America; and

Samuel
Levens.

Resolutions (filed by Ms. Peisch of Wellesley) congratulating Samuel Levens on receiving the Eagle Award of the Boy Scouts of America;

Mr. Galvin of Canton, 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. Smizik of Brookline, 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 Mr. Muratore of Plymouth, a petition (accompanied by bill, House, No. 3967) of Mathew Muratore and others (by vote of the town) that the town of Plymouth be authorized to lease the Simes House in said town; and Plymouth,—
Simes
House.

By Mr. Muratore of Plymouth, a petition (accompanied by bill, House, No. 3968) of Mathew Muratore and others (by vote of the town of Plymouth) that the town of Plymouth be authorized to make certain changes to the charter of said town; Plymouth,—
charter.

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

Petitions severally were presented and referred as follows:

By Representative Madden of Nantucket and Senator Wolf, a joint petition (subject to Joint Rule 12) of Timothy R. Madden and Daniel A. Wolf for legislation to authorize the issuance of bonds or notes by the District Committee of the Martha's Vineyard Refuse Disposal and Resource Recovery District. Martha's
Vineyard,—
refuse, etc.
district.

By Mr. McMurtry of Dedham, a petition (subject to Joint Rule 12) of Paul McMurtry and others for legislation to require gas stations to provide air compressors for free public use. Air
compressors.

By Mr. Ultrino of Malden, a petition (subject to Joint Rule 12) of Steven Ultrino relative to the composition of the board of elementary and secondary education. Elementary
and
secondary
education.

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

Papers from the Senate.

Bills

Establishing the paint stewardship program (Senate, No. 2109) (on Senate bill No. 2052); and Paint,—
regulate.

To prohibit the use of mobile telephones while operating a motor vehicle (Senate, No. 2110) (on Senate bill No. 2093); Drivers,—
mobile
phones.

Severally passed to be engrossed by the Senate were read; and they were referred, under Rule 33, to the committee on Ways and Means.

A petition (accompanied by bill, Senate, No. 2106) of Ryan C. Fattman and Peter J. Durant (by vote of the town) for legislation to authorize the town of Southbridge to place a certain question on the ballot relative to amending the charter of the town of Southbridge, was referred, in concurrence, to the committee on Municipalities and Regional Government. Southbridge,—
town charter
question.

Reports of Committees.

By Mr. Galvin of Canton, 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 Garrett J. Bradley for legislation to establish the crime of peeping or peering into dwelling houses. Under suspension of the rules, on motion of Kafka of Stoughton, the report was considered forthwith. Joint Rule 12 was Peeping or
peering.

suspended; and the petition (accompanied by bill) was referred to the committee on the Judiciary. Sent to the Senate for concurrence.

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

Bus drivers. Requiring medical exams for certain school bus drivers (House, No. 3544);

Nantucket,—land. Authorizing the Nantucket Islands Land Bank to convey certain land held for open space, recreational or conservation purposes to the town of Nantucket for the same purposes (House, No. 3892) [Local Approval Received]; and

Tewksbury,—town manager. Relative to the town manager in the town of Tewksbury (House, No. 3893) [Local Approval Received];

Under suspension of Rule 7A, in each instance, on motion of Mr. Kafka of Stoughton, the bills severally were read a second time forthwith; and they were ordered to a third reading.

Framingham,—board of health. By Mr. O’Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill to amend Chapter 27 of the Acts of 1996 (House, No. 3935). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Kafka of Stoughton, the bill was read a second time forthwith.

Pending the question on ordering the bill to a third reading, it was recommitted to the committee on Municipalities and Regional Government, on motion of Mr. O’Day.

Tyringham,—health insurance. By Mr. Murphy of Weymouth, for the committee on Public Service, on a joint petition, a Bill relative to the health insurance of certain elected individuals in the town of Tyringham (House, No. 3649) [Local Approval Received].

HIV and hepatitis fund. By Mr. Kaufman of Lexington, for the committee on Revenue, on House, No. 2448, a Bill relative to a state public health HIV and hepatitis fund (House, No. 3960).

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

University boards. By Mr. Sannicandro of Ashland, for the committee on Higher Education, on House, No. 14 and a part of House, No. 8, a Bill relative to higher education boards of trustees (House, No. 3959).

Victim witness advocates. By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill relative to victim witness advocate retirement classification (House, No. 2347).

Manufacturing inventory,—taxation. By Mr. Kaufman of Lexington, for the committee on Revenue, on House, No. 2701, a Bill relative to the taxation of inventory in manufacturing (House, No. 3962).

Agricultural land,—taxation. By the same member, for the same committee, on House, No. 3507, a Bill to establish estate tax valuation for farms (House, No. 3963).

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

By Mr. Mahoney of Worcester, for the committee on Election Laws, on a joint petition, a Bill providing for recall elections in the town of Bolton (House, No. 3640) [Local Approval Received].

Bolton,—
election.

By the same member, for the same committee, on a message from His Excellency the Governor, a Bill validating the actions taken at the annual town election held in the town of Dudley (printed in House, No. 3778).

Dudley,—
election.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill authorizing the city of Everett to establish a linkage fee revolving fund (House, No. 3828) [Local Approval Received].

Everett,—
revolving
fund.

By the same member, for the same committee, on a petition, a Bill relative to the town of Mattapoisett general bylaws (House, No. 3924) [Local Approval Received].

Mattapoisett,—
bylaws.

By the same member, for the same committee, on a petition, a Bill relative to the creation of a community enhancement fee stabilization fund in the city of Everett (House, No. 3831) [Local Approval Received].

Everett,—
rainy day
fund.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill relative to firefighters cessation program (House, No. 2257).

Firefighters,—
smoking.

By the same member, for the same committee, on a petition, a Bill relative to Dartmouth Fire District No. 2 (House, No. 3875).

Dartmouth,—
fire district.

By Mr. Kaufman of Lexington, for the committee on Revenue, on House, No. 2689, a Bill relative to local control of boat excise revenue (House, No. 3961).

Boat excise,—
control.

Severally read; and 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 following matters ought to pass:

Bills

Creating a special commission studying cutting, welding and hot work processes regulated by the State Fire Code (House, No. 2111); and

Fire Code,—
study.

Establishing Massachusetts Farm to School Month and commend- ing farm to school programs (House, No. 2782); and the

Farm to
school.

Resolve providing for an investigation and study by a special com- mission relative to gender-responsive programming for juvenile justice system involved girls (House, No. 82);

Girls,—
juvenile
system.

Severally referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Mr. Nangle of Lowell, for said committee, then reported that the matters be scheduled for consideration by the House.

Severally placed in the Orders of the Day for the next sitting for a second reading.

By Mr. Dempsey of Haverhill, for the committee, on Ways and Means, that the Bill relative to employment benefits for Patricia Kannler (House, No. 2208), ought to pass with an amendment in line 5 by striking

Patricia
Kannler,—
benefits.

out the word “installments” and inserting in place thereof the words “enter into an installment agreement to pay”.

Cummington,—
land.

By the same member, for the same committee, that the Bill authorizing the release of certain land in the town of Cummington from the operation of an agricultural preservation restriction (House, No. 3416), ought to pass with an amendment in line 6 by inserting after the word “used” the words “by the town”.

Acton,—
land.

By the same member, for the same committee that the Bill authorizing the Division of Fisheries and Wildlife to convey property to the town of Acton in exchange for other real property (House, No. 3792, changed), ought to pass with an amendment by striking out section 4 and inserting in place thereof the following section:

“SECTION 4. Notwithstanding any general or special law to the contrary, the town of Acton shall be responsible for all costs and expenses relating to the conveyance of property pursuant to section 1, including, but not limited to, costs associated with any engineering, surveys, historical reviews, appraisals and deed preparation related to the conveyances and transfers authorized by this act as such costs may be determined by the commissioner of capital asset management and maintenance.”.

Health,—
racial, etc.
disparities.

By the same member, for the same committee, that the Bill to eliminate racial and ethnic health disparities in the Commonwealth (House, No. 2048), ought to pass with an amendment by substitution of a bill with the same title (House, No. 3969).

Salem,—
land.

By the same member, for the same committee, that the Bill authorizing the Division of Capital Asset Management and Maintenance to grant an easement in certain land in the city of Salem (House, No. 2838, changed), ought to pass with an amendment by substitution of a bill with the same title (House, No. 3970).

Pension
statute.

By the same member, for the same committee, that the Bill relative to a technical correction of the pension statute (House, No. 3566), ought to pass with an amendment by substitution of a bill with the same title (House, No. 3971).

Workers’
compensation.

By the same member, for the same committee, that the Bill relative to workers’ compensation (House, No. 3765), ought to pass with an amendment by substitution of a bill with the same title (House, No. 3972).

Grafton,—
land.

By the same member, for the same committee, that the Bill relative to the conveyance of a certain parcel of land in the town of Grafton for the Massachusetts State Police Museum and Learning Center (House, No. 3844), ought to pass with an amendment by substitution of a bill with the same title (House, No. 3973).

Severally referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Mr. Nangle of Lowell, for said committee, then reported that the matters be scheduled for consideration by the House.

Severally placed in the Orders of the Day for the next sitting for a second reading, with the amendments pending.

Engrossed Bills.

Bill
re-enacted.

The engrossed Bill extending a certain property tax exemption for seniors in the town of Sudbury (see House, No. 3890) (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 bills

Relative to certain elections by the city council in the city of Lawrence (see House, No. 3600); Bills enacted.

Relative to members of the city council in the city of Lawrence (see House, No. 3601);

Relative to the standing committee on housing for the city of Lawrence (see House, No. 3602);

Relative to publication and public hearing requirements for proposed ordinances in the city of Lawrence (see House, No. 3603);

Providing for the appointment of a superintendent of streets in the town of Hardwick (see House, No. 3865); and

Providing for a selectmen – town manager form of government in the town of Wellesley (see House, No. 3883);

(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 it were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

The House Bill designating a certain traffic island in the town of Hingham as The Frank Massa Memorial Island (House, No. 3808) (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; and it was passed to be engrossed. Sent to the Senate for concurrence. Hingham,—
Frank Massa
Island.

The Senate Bill relative to the Templeton Development Center Reuse Committee (Senate, No. 1083), was read a third time. Third reading
bill amended.

The committee on Bills in the Third Reading reported recommending that the bill be amended by striking out all after the enacting clause and inserting in place thereof the following:

“Section 1 of chapter 59 of the acts of 2009 is hereby amended by striking out the definition of ‘TDC committee’ and inserting in place thereof the following definition:—

‘TDC committee’, the Templeton Developmental Center Reuse Committee, which shall include 3 representatives of the town of Templeton, 1 of whom shall be a member of the board of selectmen or his designee who shall serve as chairperson, 1 of whom shall be a member of the planning board or his designee, and 1 of whom shall be chosen by the board of selectmen; 4 representatives of the town of Phillipston, 1 of whom shall be a member of the board of selectmen, 1 of whom shall be a member of the planning board, 1 of whom shall be a member of the open space committee and 1 of whom shall be a representative of the fire department; 1 representative of the community preservation committee; 1 representative of the division of capital asset management and maintenance; 1 representative of the department of develop-

Third reading
bill amended.

mental services; and 1 representative of the legal guardians of the clients currently housed at Templeton Developmental Center. Such members, other than the representatives of the state agencies, shall be appointed annually by the local governing authority. The senator and representative who represent the town shall serve as ex-officio members.”

The amendment was adopted; and the bill (Senate, No. 1083, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment.

Watertown,—
liquor
licenses.

The House Bill authorizing the town of Watertown to grant 15 additional licenses for the sale of alcoholic beverages to be drunk on the premises (House, No. 3720), 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, Mr. Speliotis of Danvers moved to amend it by substitution of a bill with the same title (House, No. 3975), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. 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 Wednesday next at eleven o'clock A.M.

Next
sitting.

At five minutes after twelve o'clock noon, on motion of Mrs. Harrington of Groton (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Wednesday at eleven o'clock A.M..

JOURNAL OF THE HOUSE.

Wednesday, January 27, 2016.

Met according to adjournment at eleven o'clock A.M., 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 Prayers.

At the request of Messrs. Bradley of Hingham and Murphy of Weymouth, the members, guests and employees stood in a moment of silent tribute to the memory of Hingham resident, Corporal Christopher Orlando of Hingham. Corporal Christopher Orlando of Hingham.

Orlando, United States Marine Corps who was killed in a training mission off the coast of Hawaii. He was a member of the Marine Heavy Helicopter Squadron 463 – Marine Aircraft Group 24, 1st Marine Aircraft Wing.

At the request of Mr. Collins of Boston, the members, guests and employees stood in a moment of silent tribute to the memory of Charles W. McCarthy of South Boston, a Korean War Veteran who earned the Korean Service Medal, the United Nations Service Medal, the National Defense Service Medal and a Bronze Service Star for his service during the war. Charles W. McCarthy.

Upon returning from Korea, he worked with the Postal Service for 30 years and also served the Boston Police Department's School Traffic Division.

Charles was born on July 23, 1931 and married Pauline Sidonio on August 9, 1952. They had 7 children, 15 grandchildren, one of whom is our own Representative Nick Collins of Boston, and 1 great grandchild.

Messages from the Governor.

A message from His Excellency the Governor submitting the annual budget of the Commonwealth for the fiscal year beginning July 1, 2016 (House, No. 2), was filed this day in the office of the Clerk. General Appropriation Bill.

The message was read; and it was referred, under Rule 30, with the accompanying schedules, to the committee on Ways and Means.

A message from His Excellency the Governor recommending legislation relative to promoting sustainable economic development in Massachusetts (House, No. 3978), was filed this day in the office of the Clerk. Economic development.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Economic Development and Emerging Technologies. Sent to the Senate for concurrence.

Guests of the House.

Speaker's
sister Carol
Maniglia
and
Robert
Spellane.

Prior to the Speaker's Address to the Citizens of the Commonwealth, he introduced, seated behind the Third Reading Committee Rostrum, his sister Carol Maniglia of Lynnfield; and, after his remarks, he introduced, standing at the rear of the Chamber, former Representative Robert P. Spellane of Worcester.

Senator
Jack M.
Martins of
New York
State.

During the session, the Speaker declared a brief recess and introduced New York State Senator Jack M. Martins of the 7th Senate District of New York State. Senator Jack M. Martins was accompanied by Massachusetts State Senator Rodrigues. They were the guests of Representatives Cabral of New Bedford, Carvalho of Boston, Fernandes of Milford, Silvia of Fall River and Vieira of Falmouth.

Brazilian
Federal
Deputies
Pastor
Eurico.

Later in the session, the Chair (Mr. Donato of Medford) introduced Federal Deputies Pastor Eurico, a member of the Brazilian Chamber of Deputies, accompanied by an entourage of several men. They were the guests of the Speaker and Mr. Donato.

Resolutions.

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

Andrew
Barrick.

Resolutions (filed by Messrs. Barrows of Mansfield and Howitt of Seekonk) congratulating Andrew Barrick on receiving the Eagle Award of the Boy Scouts of America;

Charles W.
McCarthy.

Resolutions (filed by Mr. Collins of Boston) recognizing Charles W. McCarthy for his outstanding military service and a life spent in public service; and

Seth
Morris.

Resolutions (filed by Mr. Kocot of Northampton) honoring Seth Morris on the occasion of his sixtieth birthday;

Mr. Galvin of Canton, 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. Tucker of Salem, 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:

Falmouth,—
land.

By Representative Madden of Nantucket and Senator deMacedo, a joint petition (accompanied by bill, House, No. 3976) of Timothy R. Madden and Viriato M. deMacedo (by vote of the town) that the town of Falmouth be authorized to convey a certain parcel of land to West Falmouth Library, Inc. To the committee on Municipalities and Regional Government.

Plymouth,—
land.

By Mr. Muratore of Plymouth, a petition (accompanied by bill, House, No. 3966) of Mathew Muratore and others (by vote of the town) that the town of Plymouth be authorized to repeal a certain act authorizing said town to lease certain land. To the committee on State Administration and Regulatory Oversight.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Ms. Atkins of Concord, a petition (subject to Joint Rule 12) of Cory Atkins and Carole A. Fiola relative to informed consent for concurrent surgical procedures. Concurrent surgeries.

By Mr. Durant of Spencer, a petition (subject to Joint Rule 12) of Peter J. Durant relative to the death benefits of fraternal benefits societies and cemetery corporations. Death benefits.

By the same member, a petition (subject to Joint Rule 12) of Peter J. Durant and Colleen M. Garry for legislation to prohibit a municipality or regional school district from using public funds or other public resources for the recruitment of students from outside the municipality or regional school district. School districts,—recruitment.

By Mr. Lyons of Andover, a petition (subject to Joint Rule 12) of James J. Lyons, Jr., and Joseph D. McKenna for legislation to restrict the public funding of Planned Parenthood Federation of America and its affiliates. Planned Parenthood,—funding.

By Messrs. Muradian of Grafton and Whelan of Brewster, a petition (subject to Joint Rule 12) of David K. Muradian, Jr., Timothy R. Whelan and others for legislation to regulate certain synthetic hallucinogenic substances. Synthetic hallucinogenic substances.

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

Papers from the Senate.

The Senate Bill relative to motor vehicle license suspension (Senate, No. 2021, amended), came from the Senate with the endorsement that said branch had concurred with the House in its amendments (inserting after section 4 the following section: Motor vehicle license suspensions.

“SECTION 4A. Chapter 90 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting the following new section:—

22½. The registrar shall suspend, without hearing, the license or right to operate of a person who is convicted of a violation of paragraphs (b) (c) or (d) of section 32E of chapter ninety-four C or adjudged a delinquent child by reason of having violated paragraphs (b) (c) or (d) of section 32E of chapter ninety-four C; provided, however, that the period of such suspension shall not exceed five years; and provided further, however, that such person may after the completion of any time served apply for and shall be granted a hearing before the registrar for the purpose of requesting the issuance of a new license for employment or educational purposes or any other hardship purpose for the balance of any such license suspension. The registrar, at his or her discretion, may issue such license under such terms or conditions as he may prescribe.”; by striking out sections 5, 6 and 7 and inserting in place thereof, the following section:

“SECTION 5. Sections 2 and 4 shall take effect July 1, 2016.”; and by inserting before the enacting clause the following emergency preamble:

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith for the prohibition of automatic license suspensions for non-vehicle-related drug offenses, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience”) with a further

Motor vehicle
license
suspensions.

amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2094.

Under suspension of the rules, on motion of Mr. Straus of Mat-tapoisett, the amendments were considered forthwith.

Committee of
conference.

The House then non-concurred with the Senate in its further amend-ment; and, on further motion of the same member, asked for a committee of conference on the disagreeing votes of the two branches. Representa-tives Straus, Fernandes of Milford and Hill of Ipswich were appointed the committee on the part of the House. Sent to the Senate to be joined.

Roxbury
section of
Boston,—
redevelopment.

A Bill further regulating redevelopment in the Roxbury section of the city of Boston (Senate, No. 1058, changed in line 8 by striking out the word “and”, and in line 9 by inserting after the word “designees” (as published) the words “and the sitting mayor of the city of Boston or respective designee; provided further, that”) (as changed by the Senate committee on Bills in the Third Reading) (on a petition), passed to be engrossed by the Senate was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Petitions were referred, in concurrence, as follows:

Salisbury,—
liquor
licenses.

A petition (accompanied by bill, Senate, No. 2111) of Kathleen O’Connor Ives and James M. Kelcourse (by vote of the town) for leg-islation relative to liquor licenses within the town of Salisbury. To the committee on Consumer Protection and Professional Licensure.

Milton,—
selectmen.

A petition (accompanied by bill, Senate, No. 2112) of Brian A. Joyce, Daniel Cullinane and Walter F. Timilty (by vote of the town) for legislation to increase the membership of the Board of Selectmen of the town of Milton from three to five members. To the committee on Municipalities and Regional Government.

Petitions severally were referred, in concurrence, under suspension of Joint Rule 12, as follows:

High schools,—
mental health
education.

Petition (accompanied by bill, Senate, No. 2114) of Jennifer L. Flanagan for legislation relative to the promotion of mental health edu-cation in Massachusetts high schools. To the committee on Education.

Safe driving,—
open
containers.

Petition (accompanied by bill, Senate, No. 2116) of Bruce E. Tarr, William N. Brownsberger, James Arciero, Shawn Dooley and other members of the General Court for legislation relative to safe driving and open containers. To the committee on the Judiciary.

Bellingham,—
water main.

Petition (accompanied by bill, Senate, No. 2117) of Ryan C. Fattman and Kevin J. Kuros for legislation relative to the town of Belling-ham and water main easement. To the committee on State Administra-tion and Regulatory Oversight.

Reports of Committees.

Gas stations,—
air
compressors.

By Mr. Galvin of Canton, for the committee on Rules and the com-mittees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the petition of Paul McMurtry and others for legislation to require gas stations to provide air compressors for free public use. Under suspension of the rules, on motion of Mr. Kafka of Stoughton, the report was considered forthwith. Joint Rule 12 was

suspended; and the petition (accompanied by bill) was referred to the committee on Transportation. Sent to the Senate for concurrence.

By Mr. Galvin of Canton, 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 Chris Walsh and others for legislation to authorize international students with F-1 visas who have obtained a drivers permit to drive. Under suspension of the rules, on motion of Mr. Walsh of Framingham, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Transportation. Sent to the Senate for concurrence.

International students,—
driving.

By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, that the following matters ought to pass:

Bill to create the position of poet laureate for the Commonwealth of Massachusetts (House, No. 2927); and

Poet laureate.

Resolve establishing a commission to study art in public spaces (House, No. 2928);

Study,—
art.

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

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on Senate, No. 1282 and House, Nos. 2094, 2101, 2123 and 2161, a Bill relative to the safety of students (House, No. 2161).

Students,—
school buses.

By the same member, for the same committee, on a petition, a Bill requiring the hands-free use of mobile telephones while driving (House, No. 3474).

Driving,—
mobile phones.

By Mr. Murphy of Weymouth, for the committee on Public Service, on House, Nos. 2306 and 3492, a Bill relative to amending disability or death caused by certain conditions of cancer (House, No. 3492).

State police,—
disabilities.

By the same member, for the same committee, on House, No. 2289, a Bill relative to the PRIM board (House, No. 3964).

PRIM board.

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

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on a joint petition, a Bill authorizing the town of Walpole to grant five liquor licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 3872) [Local Approval Received].

Walpole,—
liquor licenses.

By the same member, for the same committee, on a joint petition, a Bill authorizing the town of Shrewsbury to grant an additional liquor license (House, No. 3880) [Local Approval Received].

Shrewsbury,—
liquor license.

By the same member, for the same committee, on a joint petition, a Bill authorizing the city of Salem to grant one additional license for the sale of wine and malt beverages to be drunk on the premises (House, No. 3891) [Local Approval Received].

Salem,—
liquor license.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Westborough to grant an additional liquor license (House, No. 3896) [Local Approval Received].

Westborough,—
liquor license.

Beverly,—
liquor
licenses.

By the same member, for the same committee, on a joint petition, a Bill further authorizing the city of Beverly to issue additional liquor licenses (House, No. 3934) [Local Approval Received].

Shirley,—
elections.

By Mr. Mahoney of Worcester, for the committee on Election Laws, on a joint petition, a Bill providing for recall elections in the town of Shirley (House, No. 3784) [Local Approval Received].

North
Attleborough,—
government.

By the same member, for the same committee, on a petition, a Bill relative to the form of representative town government in the town of North Attleborough (House, No. 3853) [Local Approval Received].

Rochester,—
town
meeting.

By the same member, for the same committee, on a message from His Excellency the Governor, a Bill relative to a town meeting held in the town of Rochester (printed in House, No. 3918).

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

Emergency Measure.

Janaina
Euriques,—
sick leave.

The engrossed Bill establishing a sick leave bank for Janaina Euriques, an employee of the Department of Children and Families (see House, No. 3900), 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 3 to 0. Sent to the Senate for concurrence.

Engrossed Bill.

Bill
enacted.

The engrossed Bill authorizing the town of Tyngsborough to grant additional licenses for the sale of alcoholic beverages (see House, No. 3691, amended) (which originated in the House), 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.

Recess.

Recess.

At twenty-five minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock P.M.; and at six minutes after one o'clock, the House was called to order with Mr. Donato in the Chair.

Quorum.

Quorum.

Mr. Mariano of Quincy thereupon asked for a count of the House to ascertain if a quorum was present. The Chair (Mr. Donato), having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Quorum,—
yea and nay
No. 190.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call (the Speaker being the Chair) 142 members were recorded as being in attendance.

[See Yea and Nay No. 190 in Supplement.]

Therefore a quorum was present.

Pledge of Allegiance.

The Speaker then introduced and praised Boston Police Officer Brian Delahanty who led the members, guests and employees in reciting the pledge of allegiance to the flag. Officer Delahanty is the son of Patricia Delahanty of the House Business Office.

Pledge of
allegiance.

Address of Speaker Robert A. DeLeo of Winthrop.

The address of Speaker Robert A. DeLeo of Winthrop to the Citizens of the Commonwealth was spread upon the records of the House, there being no objection, as follows:

Address of
Speaker
Robert A.
DeLeo of
Winthrop.

Colleagues: I am proud to stand before you today to mark the beginning of a new year and discuss our agenda; an agenda shaped by conversations with each of you, whether here in the State House or in your communities across the Commonwealth.

Under the Massachusetts Constitution, members of the House of Representatives have a unique job. You bring the individual voices of 6.75 million Massachusetts residents to Beacon Hill. With each of you representing some 40,000 residents, it is you who hear local concerns first.

Your sacred role as the voice of the people in Massachusetts government comes with tremendous challenges and weighty responsibilities.

And, I'm proud to say, you've met these challenges.

With this as our foundation, the House will continue its legacy of constructing practical and sustainable solutions that address the concerns of your constituents. With 160 members, one of the first things every representative learns is that none of us can accomplish anything alone.

In the House, consensus drives us.

We embrace our reputation as consensus builders. We owe that to our constituents; and that, my friends, has made our state a national leader.

From education, to energy to transportation; from economic development bills that focus on diverse regions and industries, to our nationally-heralded gun safety legislation; we are known for pairing bold ideas with commitment to collaboration.

We also know that excellence – the historic excellence that makes Massachusetts a national model in areas like education – is achieved by laying groundwork for continuous improvement over time.

Although we recognize that we're facing real financial constraints, the House will keep its focus on our most precious resource: our children. We have one shot to get this right. And we will.

That's why more than a decade ago, members of the House had the insight to create the first-in-the-nation Department of Early Education and Care. Access to high-quality early education provides short and long-term benefits that not only impact an individual, but impact our society on the whole: everything from kindergarten readiness, to financial independence, to widespread economic health, to incarceration rates.

We will seek ways to improve and revitalize the Massachusetts EEC framework in a responsible, sustainable and forward-looking way.

We will help build a system that early educators, parents, and, most of all, our children deserve. To do so, we will enhance our three-tiered strategy which places a premium on building a strong workforce to ensure improved access to high-quality EEC programming.

Address of
Speaker
Robert A.
DeLeo of
Winthrop.

In 2014, the House was proud to pass a thoughtful, balanced and consensus-driven achievement gap bill. But we must not stand by idly, waiting for our goals to take shape because there are bumps in the road. Time-and-time again you have steadfastly committed to collaborating in our tried-and-true committee process; to building consensus; and to crafting legislation that is a catalyst for perpetual progress.

We will not allow ourselves to be derailed by distractions and will continue to focus on finding ways to provide educational opportunities for students, especially those most at-risk in the classroom.

We will continue to advance our standing as national leaders in education and explore ways to bring communities together so that parents and students who want innovative learning opportunities can secure them. Districts that want charters should be given the chance to pursue them, or any other option they may deem necessary, in order to do right by their students. We may not always agree on how we get there, but we must respond collectively to students who call out for opportunity.

Another issue that cries out for solution is energy. We know that energy is one of the most complicated matters facing Massachusetts. Our work has to stand the test of time. It must be comprehensive, diverse and deliberate. Because of this, the House has sought to bring all sides to the table.

While we must tackle the complicated questions that our rapidly changing energy infrastructure poses, at the same time, we have to make sure we keep the lights on at a reasonable cost to ratepayers. As I listen to advocates and policy experts, I keep in mind the seniors who have worked their entire lives to build a better future for their family only to find themselves struggling to pay for necessities such as energy. I keep in mind the new moms and dads who are struggling to keep their growing family warm.

This year, the House will pass legislation that will promote resource diversity and cleaner energy, contain costs and ensure that we maintain a reliable electric grid.

While the concepts are complex, at its core this bill will be about supporting our constituents as the Commonwealth continues to grow and compete in a dynamic economy.

When we think about energy costs we are also reminded of the small companies in our hometowns struggling to stay in business. We think about retaining the best and the brightest. We think about attracting companies that could be a game-changer for the Commonwealth's economy.

I want to congratulate all of you for your role in creating a climate that brought GE's world headquarters here. Governor Baker and Mayor Walsh deserve tremendous credit for their bipartisan collaboration in wooing this international leader here, and members of this House paved the way – making tough decisions to exercise fiscal prudence and having the foresight to back economic development programs that support innovation and attract a highly-educated workforce.

One of the reasons that I'm so proud of the House's tradition of consensus-building is because that reputation goes hand-in-hand with fostering a stable, responsible political climate: a key component to improving our economy and supporting hardworking families across the state. With this in mind, the budget coming out of Ways and Means will not contain any new taxes or fees.

In Massachusetts, we embrace innovation. In doing so, we balance time-honored notions of fairness and equity with a belief that competition is healthy. We will again take this approach as we deal with the Transportation Network Company issue. We will find a way to make companies such as Uber and Lyft part of the permanent landscape in Massachusetts while keeping in mind the benefit that competition from taxicabs and livery companies brings to the marketplace.

Consumer choice is a good thing, and we will take up legislation that accomplishes that goal in February.

Each year I look forward to speaking with you as we kickoff the new year. And while we're only a few weeks in, I'm incredibly proud to say that this year we've already passed incredibly meaningful legislation. Our substance addiction bill is a resounding example of consensus-building and bipartisanship, and I want to thank each and every one of you for your leadership and thoughtfulness in combatting this devastating epidemic.

In the House we seek, lasting, meaningful pieces of legislation that help people and reflect thoughtful action. In the months ahead, we will tackle the budget and act on education, energy and innovation.

Coming together from every corner of the Commonwealth, we will do this and more.

God bless the Commonwealth of Massachusetts. God bless America. Thank you.

Engrossed Bills — Land Takings.

The engrossed Bill authorizing the town of Scituate to convey certain land (see House, No. 3599, amended) (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.

Scituate.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 155 members voted in the affirmative and 0 in the negative.

Bill enacted (land taking),—yea and nay No. 191.

[See Yea and Nay No. 191 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

The engrossed Bill authorizing the Division of Capital Asset Management and Maintenance to lease a certain parcel of land in the town of Southborough (see House, No. 3762, amended) (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.

Southborough.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 154 members voted in the affirmative and 0 in the negative.

Bill enacted (land taking),—yea and nay No. 192.

[See Yea and Nay No. 192 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

North Reading.

The engrossed Bill authorizing the town of North Reading to convey certain park land (see House, No. 3819, amended) (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.

Bill enacted (land taking),— yea and nay No. 193.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 155 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 193 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

Stoughton,— liquor licenses.

Mr. Donato of Medford being in the Chair,—
The engrossed authorizing the town of Stoughton to grant 6 licenses for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 3695, amended) (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.

Rule 40 suspended.

Pending the question on passing the bill to be enacted, Mr. Kafka of Stoughton moved that Rule 40 be suspended; and the motion prevailed.

The same member then moved to amend the bill by striking out section 1 and inserting in place thereof the following section:

“SECTION 1. (a) Notwithstanding section 17 of chapter 138 of the General Laws, the licensing authority of the town of Stoughton may grant 6 additional licenses for the sale of all alcoholic beverages to be drunk on the premises pursuant to section 12 of said chapter 138 to establishments located within the town’s central business district and the abutting general business district to the west of the central business district bounded by the railroad tracks, Canton street and Morton street, as that district is defined by the town’s zoning map, as it existed as of May 1, 2014, upon approval of and under conditions set by the licensing authority of the town. The licenses shall be subject to all of said chapter 138 except said section 17.

(b) The licensing authority shall not approve the transfer of any license granted pursuant to this act to any location outside of the central business district and the abutting general business district as set forth in subsection (a), but it may grant the license to a new applicant at a location within the central business district and the abutting general business district, provided that the applicant files with the licensing authority a letter from the department of revenue and a letter from the department of unemployment assistance indicating that the license is in good standing with those departments and that all applicable taxes, fees and contributions have been paid.

(c) If a license granted pursuant to this act is cancelled, revoked or no longer in use, the license shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the licensing authority of the town of Stoughton and the licensing authority may then grant the license to a new applicant at a location within the central business district and the abutting general business district under the same conditions as specified in this act.”.

The amendment was adopted; and the bill (see House, No. 3695, amended) was sent to the Senate for concurrence.

*Motions to Discharge Certain Matters
in the Orders of the Day.*

The Speaker being in the Chair,—

The House Bill providing for the annual observance of the month of May as the official month of kindness (House, No. 2747) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time forthwith, under suspension of Rule 47, on motion of Mr. Gordon of Bedford; and it was passed to be engrossed. Sent to the Senate for concurrence.

Kindness
month.

Mr. Donato of Medford being in the Chair,—

Prior to the noon recess, the House Bill to eliminate racial and ethnic health disparities in the Commonwealth (House, No. 2048), was discharged from its position on the Calendar and read a second time, under suspension of Rule 47, on motion of Mr. Dempsey of Haverhill.

Health
disparities.

The amendment previously recommended by the committee on Way and Means,— that the bill be amended by substitution of a bill with the same title (House, No. 3969),— was adopted; and the substituted bill was ordered to a third reading.

Subsequently, the noon recess having terminated, under suspension of the rules (the Speaker being in the Chair), on motion of Mr. Dempsey, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time, its title having been changed by said committee to read: “An Act eliminating racial and ethnic health disparities in the Commonwealth.”

After debate on the question on passing the bill to be engrossed, Messrs. Sánchez of Boston and Rushing of Boston moved to amend it in section 4, in line 20, by inserting after the words “appointed by” the words “and report to”; and in line 47, by inserting after the following: “section 160” the words “, and the health policy commission”. The amendments were adopted.

Mr. Jones of North Reading then moved to amend the bill, in section 4, in lines 47 and 48, by striking out the words “of each year and shall be posted on the official website of the commonwealth” and inserting in place thereof the following: “, 2017 and before July 1 of each subsequent year thereafter. The report shall be posted on the official website of the commonwealth.”; and the amendment was adopted.

On the question on passing the bill, as amended, to be engrossed, the sense of the House taken by yeas and nays, at the request of Mr. Sánchez of Boston; and on the roll call 152 members voted in the affirmative and 3 in the negative.

Bill passed to
be engrossed,—
yea and nay
No. 194.

[See Yea and Nay No. 194 in Supplement.]

Therefore the bill (House, No. 3969, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Reports of Committees.

Imitation
firearms,—
regulation.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on a petition, a Bill relative to imitation firearms (House, No. 3476, changed in section 2, in line 11, by inserting after the word “aluminum;” the word “and”; and in lines 13 to 15, inclusive, by striking out the following: “and (iii) has a barrel at least 1 inch in diameter that is closed for a distance of not less than one-half inch from the front-end of its barrel with the same material of which the imitation firearm is made”) [Senator Flanagan dissenting]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Bradley of Hingham, the bill was read a second time.

Pending the question on ordering the bill to a third reading, it was referred to the committee on the Judiciary, on motion of the same member. Sent to the Senate for concurrence.

Tanning
facilities.

Prior to the noon recess,— By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the Bill further regulating tanning facilities (Senate, No. 1994), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

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

Subsequently, the noon recess having terminated, under suspension of the rules (the Speaker being in the Chair), on motion of Mr. Sánchez, the bill (reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time.

After debate on the question on passing the bill to be engrossed, in concurrence (Mr. Donato of Medford being in the Chair), Mr. Dwyer of Woburn moved to amend it by adding the following two sections:

“SECTION 4. All tanning facilities shall be required by the department of public health to prominently post, within one foot of each tanning device, a warning statement outlining the risks in tanning including but not limited to the failure to wear appropriate protective eyewear, such as goggles, can lead to short- and long-term eye injury, long exposures can lead to burning, tanning while using certain medications or cosmetics may make you more sensitive to UV radiation, and the significant risks for skin cancers.

SECTION 5. The department of public health shall promulgate regulations to carry out this act by January 1, 2017.”

The amendment was rejected.

On the question on passing the bill to be engrossed, in concurrence, the sense of the House was taken by yeas and nays, at the request of Ms. Hogan of Stow; and on the roll call 147 members voted in the affirmative and 8 in the negative.

[See Ye and Nay No. 195 in Supplement.]

Therefore the bill (Senate, No. 1994) was passed to be engrossed, in concurrence.

Bill passed to
be engrossed,—
yea and nay
No. 195.

Orders of the Day.

House bills

Creating a special commission studying cutting, welding and hot work processes regulated by the State Fire Code (House, No. 2111); and Second reading bills and resolve.

Establishing Massachusetts farm to school month and commending farm to school programs (House, No. 2782); and

The House Resolve providing for an investigation and study by a special commission relative to gender-responsive programming for juvenile justice system involved girls (House, No. 82);

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

The House Bill relative to employment benefits for Patricia Kannler (House, No. 2208), was read a second time. Second reading bill amended.

The amendment previously recommended by the committee on Ways and Means,— that the bill be amended in line 5 by striking out the word “installments” and inserting in place thereof the words “enter into an installment agreement to pay”— was adopted; and the bill (House, No. 2208, amended) was ordered to a third reading.

The House Bill authorizing the Division of Capital Asset Management and Maintenance to grant an easement in certain land in the city of Salem (House, No. 2838, changed), was read a second time. Id.

The amendment previously recommended by the committee on Ways and Means,— that the bill be amended by substitution of a bill with the same title (House, No. 3970),— was adopted; and the substituted bill was ordered to a third reading.

The House Bill authorizing the release of certain land in the town of Cummington from the operation of an agricultural preservation restriction (House, No. 3416), was read a second time. Id.

The amendment previously recommended by the committee on Ways and Means,— that the bill be amended in section 1, in line 6, by inserting after the word “used” the words “by the town”— was adopted; and the bill (House, No. 3416, amended) was ordered to a third reading.

The House Bill relative to a technical correction of the pension statute (House, No. 3566), was read a second time. Id.

The amendment previously recommended by the committee on Ways and Means,— that the bill be amended by substitution of a bill with the same title (House, No. 3971),— was adopted; and the substituted bill was ordered to a third reading.

The House Bill relative to workers’ compensation (House, No. 3765), was read a second time. Id.

The amendment previously recommended by the committee on Ways and Means,— that the bill be amended by substitution of a bill with the same title (House, No. 3972),— was adopted; and the substituted bill was ordered to a third reading.

Second reading
bill amended.

The House Bill authorizing the Division of Fisheries and Wildlife to convey property to the town of Acton in exchange for other real property (House, No. 3792, changed), was read a second time.

The amendment previously recommended by the committee on Ways and Means,— that the bill be amended by striking out section 4 and inserting in place thereof the following section:

“SECTION 4. Notwithstanding any general or special law to the contrary, the town of Acton shall be responsible for all costs and expenses relating to the conveyance of property pursuant to section 1, including, but not limited to, costs associated with any engineering, surveys, historical reviews, appraisals and deed preparation related to the conveyances and transfers authorized by this act as such costs may be determined by the commissioner of capital asset management and maintenance.”— was adopted; and the bill (House, No. 3792, changed and amended) was ordered to a third reading.

Id.

The House Bill relative to the conveyance of a certain parcel of land in the town of Grafton for the Massachusetts State Police Museum and Learning Center (House, No. 3844), was read a second time.

The amendment previously recommended by the committee on Ways and Means,— that the bill be amended by substitution of a bill with the same title (House, No. 3973),— was adopted; and the substituted bill was ordered to a third reading.

Order.

On motion of Mr. DeLeo of Winthrop,—

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

Next
sitting.

Accordingly, without further consideration of the remaining matters in the Orders of the Day, at fourteen minutes after three o'clock P.M., on motion of Mrs. Harrington of Groton (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Thursday, January 28, 2016.

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 Robert F. Fennell of Lynn.

January 20, 2016.

Speaker Robert DeLeo
State House, Room 356
Boston, MA 02133

Dear Mr. Speaker:

It is with a heavy heart that I am writing to inform you that I will be resigning from the Great and General Court as I was recently hired to be the next Deputy Director of the Lynn Water and Sewer Commission. Resignation of
Representative
Robert F.
Fennell of
Lynn.

Please accept this correspondence as a notice of my resignation as the State Representative from the 10th Essex District at the close of business on February 12, 2016. It has been the greatest honor and privilege to have served in this august body representing the citizens of Lynn for the past twenty-one years.

I thank you for your friendship and for all the kindness that you have extended to me during my tenure, and for your leadership in guiding this great Commonwealth forward. I look ahead to continuing our friendship and professional relationship for many future years.

Sincerely,

ROBERT F. FENNELLS,
*State Representative,
10th Essex District—Lynn.*

Orders.

An Order (offered by Speaker DeLeo of Winthrop) was considered forthwith, there being no objection; and it was adopted, as follows:

Ordered, That the House irrevocably accepts the resignation, dated January 20, 2016 and effective at the close of business on February 12, 2016, of Robert F. Fennell as the Representative in the General Court from the 10th Essex District in Lynn, and declares that, by reason of this resignation, the office of Representative from that district is vacant as of February 12, 2016; and be it further Tenth Essex
Representative
District,—
vacancy
and time for
filling of
vacancy.

Ordered, That, the precept to be issued by the Speaker, under the provisions of Section 141 of Chapter 54 of the General Laws, appointing a time for the election to fill the vacancy that shall exist in the

office of Representative in the General Court from said Tenth Essex District shall designate Tuesday, May 10, 2016, as the time ordered by the House of Representatives for said election.

Communication.

Naloxone education.

A communication from the Department of Public Health (see item 4512-0204 of Chapter 46 of the Acts of 2015) submitting its report entitled "Overdose Education and Naloxone Distribution and First Responder Naloxone Grants", was placed on file.

Reports.

Reports

Welfare investigations.

Of the Office of the State Auditor (under Section 17 of Chapter 11 of the General Laws) submitting its quarterly report of the Bureau of Special Investigations from April 1, 2015 to June 30, 2015; and

Public utilities.

Of the Office of the Department of Public Utilities (under Section 2 of Chapter 25 of the General Laws) submitting its annual report for the year 2015; and

Unemployment Insurance Trust Fund.

The monthly report of the Executive Office of Labor and Workforce Development (under the provisions of Section 14F of Chapter 151A of the General Laws) relative to the condition of the Commonwealth's Unemployment Insurance Trust Fund for January, 2016;

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

Carlo Casarano.

By Mr. Cutler of Duxbury, a petition (subject to Joint Rule 12) of Josh S. Cutler for legislation to establish a sick leave bank for Carlo Casarano, an employee of the Department of Unemployment Assistance.

Vocational students,—machinery.

By Mr. Moran of Lawrence, a petition (subject to Joint Rule 12) of Frank A. Moran for legislation to authorize minors enrolled in a course of study and training in a vocational technical education program or a co-operative education program to operate hoisting machinery or motor vehicles.

Donna Juarez.

By Mr. Petrolati of Ludlow, a petition (subject to Joint Rule 12) of Thomas M. Petrolati for legislation to establish a sick leave bank for Donna Juarez, an employee of the Department of Developmental Services.

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

Paper from the Senate.

Motor vehicle license suspensions.

The Senate Bill relative to motor vehicle license suspension (Senate, No. 2021), came from the Senate with the endorsement that said branch had insisted on its further amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2094) (in which the House had non-concurred).

Committee of conference.

The bill bore the further endorsement that said branch had concurred with the House in the appointment of a committee of conference on the disagreeing votes of the two branches; and that Senators McGee, Chandler and Tarr had been joined as the committee on the part of the Senate.

Reports of Committees.

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

The Senate Bill further regulating certain affordable housing in the East Boston section of the city of Boston (Senate, No. 1966) [Local Approval Received]; and

Boston,—
housing.

Relative to the creation of a community enhancement fee stabilization fund in the city of Everett (House, No. 3831) [Local Approval Received];

Everett,—
rainy day
fund.

Relative to the creation of a renewable energy fund in the town of Dedham (House, No. 3881) [Local Approval Received];

Dedham,—
energy fund.

Relative to a town meeting held in the town of Rochester (printed in House, No. 3918); and

Rochester,—
town meeting.

Relative to the town of Mattapoisett general bylaws (House, No. 3924) [Local Approval Received];

Mattapoisett,—
by-laws.

Under suspension of Rule 7A, in each instance, on motion of Mr. Smizik of Brookline, the bills severally were read a second time forthwith; and they were ordered to a third reading.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, that the recommitted Bill to amend Chapter 27 of the Acts of 1996 (House, No. 3935), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 3977). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling with the amendment pending.

Framingham,—
board of
health.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on a petition, a Bill relative to donations of alcoholic beverages to non-profit organizations (House, No. 166).

Non-profits,—
alcohol.

By the same member, for the same committee, on a petition, a Bill increasing the experience and background necessary to operate low pressure processed steam boilers (House, No. 272).

Steam boilers,—
operating.

By the same member, for the same committee, on a petition, a Bill relative to notifying automobile lien holders of certain towing and storage costs (House, No. 3590).

Towing and
storage costs.

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

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on a petition, a Bill relative to the Blue Laws (House, No. 169).

Sundays,—
business
hours.

By the same member, for the same committee, on a petition, a Bill relative to in-house cafes (House, No. 220).

In-house cafes,—
liquor.

By the same member, for the same committee, on a petition, a Bill to allow non-profits to purchase alcohol from retail package stores for charitable events (House, No. 230).

Non-profits,—
alcohol.

By the same member, for the same committee, on a petition, a Bill regulating the granting of temporary licenses for the sale of wine, beer, and malt liquor at auctions (House, No. 247).

Auctions,—
liquor
licenses.

Non-profits,—
liquor
licenses.

By the same member, for the same committee, on a petition, a Bill relative to special alcohol licenses for nonprofit organizations (House, No. 248).

Prize
payments.

By the same member, for the same committee, on a petition, a Bill relative to issuing prize payments to charities (House, No. 275).

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

Engrossed Bills.

Bill
enacted.

The engrossed Bill establishing a sick leave bank for Janaina Euriques, an employee of the Department of Children and Families (see House, No. 3900) (which originated in the House), in respect to which the Senate had concurred in adoption of the emergency preamble, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Id.

The engrossed Bill further regulating tanning facilities (see Senate, No. 1994) (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.

Taunton and
Lakeville,—
land.

The Senate amendment of the House Bill authorizing the town of Lakeville to convey certain property to the city of Taunton (House, No. 3789, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

Third
reading
bill.

The Senate Bill establishing a sick leave bank for Roger Sweeney, an employee of the Department of Correction (Senate, No. 2035), 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.

Bolton,—
liquor
license.

The House Bill authorizing the town of Bolton to grant a license for the sale of all alcoholic beverages to be drunk on the premises (House, No. 3761) (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.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 1, in lines 7 to 15, inclusive, by striking out the two paragraphs contained in those lines and inserting in place thereof the following two paragraphs:

“(b) The licensing authority shall not approve the transfer of the license to any other location but it may, subject to all of the procedures set forth in section 15A of said chapter 138, grant the license to a new applicant at the same location if the applicant files with the licensing authority a letter from the department of revenue and a letter from the department of unemployment assistance indicating that the license is in good standing with those departments and that all applicable taxes, fees and contributions have been paid.

(c) If the license granted pursuant to this section is cancelled, revoked or no longer in use, it shall be returned physically, with all of the legal

rights, privileges and restrictions pertaining thereto, to the licensing authority and the licensing authority may then grant the license to a new applicant at the same location under the same conditions as specified in this act.”.

The amendment was adopted; and the bill (House, No. 3761, amended) was passed to be engrossed. 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 nineteen 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 Monday at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Monday, February 1, 2016.

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.

Message from the Governor — Bill Returned with Recommendation of Amendment.

Norwood,—
liquor
license.

A message from His Excellency the Governor returning with recommendation of amendment the engrossed Bill authorizing the town of Norwood to grant additional licenses for the sale of all alcoholic beverages [see House, No. 3684, amended] (for message, see House, No. 3982), was filed in the office of the Clerk on Friday, January 29.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was thereupon “before the General Court and subject to amendment and re-enactment”.

Pending the question on adoption of the amendment recommended by His Excellency, the bill was referred, on motion of Mr. Speliotis of Danvers, to the committee on Bills in the Third Reading.

Messages from the Governor.

Economic
opportunities.

A message from His Excellency the Governor recommending legislation relative to providing opportunities for all (House, No. 3983), was filed in the office of the Clerk on Thursday, January 28.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Economic Development and Emerging Technologies. Sent to the Senate for concurrence.

Hudson,—
town
meeting.

A message from His Excellency the Governor (under Section 8 of Article LXXXIX of the Amendments to the Constitution) recommending legislation relative to validating the actions taken at an annual town meeting held in the town of Hudson (House, No. 3984), was filed in the office of the Clerk on Friday, January 29.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Election Laws. Sent to the Senate for concurrence.

Resolutions.

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 Ferris J. Costa on receiving the Eagle Award of the Boy Scouts of America; and

Ferris Costa.

Resolutions (filed by Mrs. Haddad of Somerset) congratulating Samuel Robert Goodwin on receiving the Eagle Award of the Boy Scouts of America;

Samuel Goodwin.

Mr. Galvin of Canton, 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. Smizik of Brookline, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Appointment to a Special Commission.

The Speaker announced that he had appointed Ms. Dykema of Holliston to the special commission established (under Section 30 of Chapter 119 of the Acts of 2015) to make an investigation and study relative to development challenges being experienced by edge communities, such as needs to address transportation, water, cellular and energy infrastructure, transit services, residential development, reuse of former industrial facilities and historic mills, brownfields reclamation, downtown redevelopment and other constraints.

495/Metro West Suburban Edge Communities Commission,— appointment.

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Bradley of Hingham, a petition (subject to Joint Rule 12) of Garrett J. Bradley, Viriato M. deMacedo and Hannah Kane relative to naming a certain building at the Massachusetts College of Art and Design as the William J. Hannon Design and Media Center.

William J. Hannon design center.

By Mr. Heroux of Attleboro (by request), a petition (subject to Joint Rule 12) of Russ Morin relative to tipping of employees who perform duties in the kitchen but provide no direct services to customers.

Tipping,— kitchen staff.

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

Papers from the Senate.

Bills

Further regulating the processing of lobsters (Senate, No. 469) (on a petition);

Lobsters.

Relative to 2030 and 2040 emissions benchmarks (Senate, No. 2121) (on Senate, No. 2092); and

Emission benchmarks.

To establish pay equity (Senate, No. 2119) (on Senate, No. 2107);

Pay equity.

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 33, to the committee on Ways and Means.

Bills

Establishing a sick leave bank for Robert Albany, an employee of the Department of Correction (Senate, No. 2073, amended in line 4 by inserting after the word “Albany” the words “to care for his spouse”) (on a petition); and

Robert Albany,— sick leave.

Wallace
Seward,—
sick leave.

Establishing a sick leave bank for Wallace Seward, an employee of the Department of Correction (Senate, No. 2118) (on Senate bill, No. 2031);

Severally passed to engrossed by the Senate, were read; and they were referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

The following notice was received from the Clerk of the Senate, to wit:—

February 1, 2016.

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

Dear Mr. Speaker:

Senate
appointments.

I have the honor to inform you that the Honorable Stanley C. Rosenberg, President of the Senate, with the approval of the Majority Party Caucus, has announced the following appointments:

Kenneth J. Donnelly as Majority Whip;

Michael J. Rodrigues as Assistant Majority Whip;

Joan B. Lovely as a member of the Senate Committee on Ways and Means and the Joint Committee on Ways and Means;

Cynthia Stone Creem, who has voluntarily resigned as Vice Chair of the Senate Committee on Rules, as Vice Chair of Senate Committee on Bills in Third Reading;

Eileen M. Donoghue, who has voluntarily resigned as a member of the Senate Committee on Bills in the Third Reading, as Vice Chair of the Senate Committee on Rules; and

John F. Keenan as a member of the Senate Committee on Bills in Third Reading.

Respectfully submitted,

WILLIAM F. WELCH,
Clerk of the Senate.

*Report of a Committee on a Proposal for an
Initiative Amendment to the Constitution.*

Constitution,—
tax on higher
incomes.

A report of the committee on Revenue, in accordance with a provision of Joint Rule 23, that the Initiative petition of Marven-Rhode Hyppolite and others for an initiative amendment to the Constitution to provide resources for education and transportation through an additional tax on incomes in excess of one million dollars (House, No. 3933), ought to pass [for Majority Report, see Senate, No. 2122, and for Minority Report, see Senate, No. 2123.]

Reports of Committees.

Pipelines,—
air quality.

By Mr. Galvin of Canton, 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 Colleen M. Garry, Barbara A. L'Italien and others relative to air quality monitoring for new gas pipeline facilities in the Commonwealth. Under suspension of the rules, on motion of Mr. McMurtry of Dedham, 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.

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

Authorizing the city of Everett to establish a linkage fee revolving fund (House, No. 3828) [Local Approval Received]; Everett,—
revolving fund.

Authorizing the town of Walpole to grant five liquor licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 3872) [Local Approval Received]; and Walpole,—
liquor
licenses.

Authorizing the city of Salem to grant one additional license for the sale of wine and malt beverages to be drunk on the premises (House, No. 3891) [Local Approval Received]; Salem,—
liquor
license.

Under suspension of Rule 7A, in each instance, on motion of Mr. Kafka of Stoughton, the bills severally were read a second time forthwith; and they were ordered to a third reading.

By Mr. Fernandes of Milford, for the committee on the Judiciary, on a message from His Excellency the Governor, a Bill to comply with the Uniform Interstate Family Support Act (printed in House, No. 3848). Read; and referred, under Rule 33, to the committee on Ways and Means. Uniform
Interstate
Family
Support Act.

By Mr. Mahoney of Worcester, for the committee on Election Laws, on a petition, a Bill relative to electronic poll books (House, No. 587). Electronic
poll books.

By Mr. Fernandes of Milford, for the committee on the Judiciary, on a joint petition, a Bill establishing a sick leave bank for Helen Annese, an employee of the Trial Court (House, No. 3958). Helen
Annese,—
sick leave.

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

Emergency Measures.

The engrossed Bill establishing a sick leave bank for Roger Sweeney, an employee of the Department of Correction (see Senate, No. 2035), 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. Roger
Sweeney,—
sick leave.

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
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.

Lisa
Hershowitz,—
sick leave.

The engrossed Bill establishing a sick leave bank for Lisa Hershowitz, an employee of the Department of Developmental Services (see House, No. 3876), 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
enacted.

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

Engrossed Bills.

Engrossed bills

Bills
enacted.

Relative to juries and the office of jury commissioner (see House, No. 1354); Mr. McMurtry of Dedham being in the Chair,— Authorizing the town of Dedham to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 3372);

Mr. Donato of Medford having returned to the Chair,— Authorizing the town of Lakeville to convey certain property to the city of Taunton (see House, No. 3789, amended); and

Designating a certain overpass in the city of Fall River as the Patrolman Edward Joaquin memorial overpass (see House, No. 3794);

(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 it were signed respectfully by the acting speakers and sent to the Senate.

Orders of the Day.

Senate bills

Third
reading
bills.

Authorizing the merger of the Annawon Council, Inc., Boy Scouts of America into the Narragansett Council, Boy Scouts of America (Senate, No. 2041); and

Further regulating the designation of certain state entities (Senate, No. 2083);

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.

Third
reading
bill.

The House Bill establishing a sick leave bank for Angela Cappelucci, an employee of the Department of Transitional Assistance (House, No. 3915), 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.

The House Bill designating the Massachusetts Hospital School as the Pappas Rehabilitation Hospital for Children (House, No. 2739), was read a third time. Pappas
Rehabilitation
Hospital.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved by striking out section 2 and by inserting before the enacting clause the following emergency preamble:

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to designate the Massachusetts Hospital School as the Pappas Rehabilitation Hospital for Children, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The amendments were adopted; and the bill (House, No. 2739, amended) was passed to be engrossed. 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 Wednesday next at eleven o'clock A.M. Next
sitting.

At twenty-one minutes after eleven o'clock A.M., on motion of Mrs. Orrall of Lakeville (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Wednesday at eleven o'clock A.M.

JOURNAL OF THE HOUSE.

Wednesday, February 3, 2016.

Met according to adjournment at eleven o'clock A.M., 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.

Gordon
Martin.

Resolutions (filed by Ms. Peisch of Wellesley) honoring Gordon Martin on the occasion of his retirement from Wellesley Department of Public Works were referred, under Rule 85, to the committee on Rules.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Nangle of Lowell, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petition.

Medford,—
land.

Representative Donato of Medford and Senator Jehlen presented a joint petition (accompanied by bill, House, No. 3986) of Paul J. Donato, Patricia D. Jehlen and others (with the approval of the mayor and city council) that the city of Medford be authorized to use a certain parcel of land in said city for municipal purposes; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Papers from the Senate.

Bills

All Westfield
Patriots Bridge.

Designating a certain bridge in the city of Westfield as the All Westfield Patriots Bridge (Senate, No. 1839) (on a petition); and

Milton,—
town
administrator.

Relative to the town administrator in the town of Milton (Senate, No. 1987) (on a petition) [Local Approval Received];

Severally passed to engrossed by the Senate, were read; and they were referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Fair
wages.

A petition (accompanied by bill) of Sal N. DiDomenico, Michael J. Barrett, Thomas M. McGee, Jason M. Lewis and other members of the Senate for legislation relative to fair wages, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Labor and Workforce Development.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2125) was referred, in concurrence, to the committee on Labor and Workforce Development.

Reports of Committees.

By Mr. Galvin of Canton, 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 Timothy R. Madden and Daniel A. Wolf for legislation to authorize the issuance of bonds or notes by the District Committee of the Martha's Vineyard Refuse Disposal and Resource Recovery District. Under suspension of the rules, on motion of Mr. O'Day of West Boylston, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Martha's
Vineyard
refuse, etc.
district.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bills authorizing the town of Shrewsbury to grant an additional liquor license (House, No. 3880) [Local Approval Received], be scheduled for consideration by the House.

Shrewsbury,—
liquor
license.

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. Malia of Boston, for the committee on Mental Health and Substance Abuse, on a petition, a Bill relative to creating a pilot program to transfer high acuity behavioral health and dual diagnosis patients away from overcrowded emergency departments (House, No. 1793).

Emergency
departments,—
pilot
program.

By the same member, for the same committee, on a petition, a Bill relative to juvenile mental health (House, No. 1798).

Juveniles,—
mental health.

By the same member, for the same committee, on a petition, a Bill relative to behavioral health telemedicine (House, No. 1810).

Telemedicine.

By the same member, for the same committee, on a petition, a Bill relative to addictions training (House, No. 1811).

Addictions.

By the same member, for the same committee, on a petition, a Bill regarding the rights of persons receiving services through the Department of Mental Health (House, No. 1814).

Mental health
services.

By the same member, for the same committee, on a petition, a Bill relative to the civil commitment of mentally ill persons to Bridgewater State Hospital (House, No. 1817).

Bridgewater
Hospital.

By the same member, for the same committee, on a petition, a Bill relative to applications for temporary involuntary hospitalization (House, No. 1818).

Involuntary
hospitalization.

By the same member, for the same committee, on a petition, a Bill relative to services for persons with mental illness who are living with older family members or primary caretakers (House, No. 1820).

Mentally ill,—
services.

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

Emergency Measure.

The engrossed Bill further regulating the designation of certain state entities (see Senate, No. 2083), 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.

State
entities.

State
entities.

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.

Bills
enacted.

Engrossed bills

Authorizing the merger of the Annawon Council, Inc., Boy Scouts of America into the Narragansett Council, Boy Scouts of America (see Senate, No. 2041) (which originated in the Senate);

Authorizing the town of Southborough to grant an additional license for the sale of alcoholic beverages not to be drunk on the premises (see House, No. 3719, amended);

Authorizing the town of Sheffield to appoint certain members to the conservation commission (see House, No. 3749);

Designating a certain bridge in the town of Barnstable as the Louis Karras memorial bridge (see House, No. 3795, amended); and

Mr. Kafka of Stoughton being in the Chair,— Authorizing the town of Stoughton to grant 6 licenses for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 3695, amended);

(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 it were signed by the acting Speaker and sent to the Senate.

Recess.

Recess.

At nine minutes after eleven o'clock A.M., on motion of Mr. Smola of Warren (Mr. Kafka of Stoughton being in the Chair), the House recessed until one o'clock P.M.; and at that time the House was called to order with the Speaker in the Chair.

*Joint Session of the Two Houses to Consider
Specific Amendments to the Constitution.*

Joint Session
of the two
branches.

At fourteen minutes past one o'clock P.M., the two Houses met in

JOINT SESSION

and were called to order by the Honorable Stanley C. Rosenberg, President of the Senate.

Pledge of
allegiance.

The President, members, guests and employees then recited the pledge of allegiance to the flag.

Pursuant to an order previously adopted, the two Houses are in Joint Session for the purpose of considering proposals for amendments to the Constitution. The matters that have been called for consideration are seasonably laid before this session in conformity with the provisions of Articles XLVIII and LXXXI of the Amendments to the Constitution.

The following additional initiative proposal for amendments to the Constitution was seasonably laid before the joint session for consideration:

Proposal for an Initiative Amendment to the Constitution to provide resources for education and transportation through an additional tax on incomes in excess of one million dollars (House, No. 3933), having been reported ought to pass from the committee on Revenue [For majority report, see Senate, No. 2122] [For minority report, see Senate, No. 2123].

Constitution,—
higher income
taxation.

The Proposal for a Legislative Amendment to the Constitution relative to corporate rights and political spending (see Senate, No. 53),— was read twice in accordance with the provisions of the special rules.

Political
spending,—
corporate
rights.

The Proposal was as follows:—

ARTICLE OF AMENDMENT

ARTICLE CXXI

Section 1. Corporations are not people and may be regulated. The rights afforded to the human inhabitants of the Commonwealth, under this Constitution, are not applicable to corporations, limited liability companies, any corporate entity or any artificial person. Any references to persons, citizens, inhabitants, subjects, men, women, people, individuals or like terms in this Constitution, are not to be construed in any way to be referring to a corporation, limited liability company, any corporate entity or any artificial person. Corporations, limited liability companies, any corporate entity or any artificial person, shall do business in this state under the regulation of laws passed by the legislature which shall set the rights of such entities to do business to promote the common good and strengthen the social compact of this Commonwealth.

Section 2. Money is not free speech and may be regulated. To protect the political process and the functioning of government to serve in the best interests of the citizens of the Commonwealth, money shall not be considered free speech. The legislature shall have the power to regulate the raising and spending of money and inkind equivalents for any primary or election of a public official and for ballot measures. This shall include regulation of any advertising for or against any candidate in a primary or election for public office and any ballot measure.

Section 3. Nothing contained in this Amendment shall be construed to abridge the freedom of the press.

After remarks, on motion of Mr. Donnelly, the further consideration of the proposal was postponed, until after disposition of the remaining matters in the Orders of the Day.

The Proposal for a Legislative Amendment to the Constitution requiring a supermajority vote for the utilization of rainy day funds (Senate, No. 61),— was read twice in accordance with the provisions of the special rules.

Rainy day
funds,—
supermajority
vote.

The Proposal was as follows:—

ARTICLE OF AMENDMENT

The constitution is hereby amended by inserting at the end thereof the following new article:— In the furtherance of the foregoing powers, the general court shall have the power to appropriate funds held, in

Rainy day
funds.—
supermajority
vote.

the stabilization fund, so-called, as provided for by section 2H of chapter 29, and shall expend those funds in said manner provided that said funds shall be expended in laws enacted by a two thirds vote, taken by yeas and nays, of each branch of the General Court.

After debate, the question on ordering the proposal to a third reading was determined by a call of the yeas and nays at four minutes past two o'clock P.M. as follows to wit (Yeas 49 - Nays 140) [Senate Yeas and Nays No. 235] [House Yeas and Nays No. 196]:

YEAS.

Senators.

deMacedo, Viriato M.	Ross, Richard J.
Fattman, Ryan C.	Tarr, Bruce E.
Humason, Donald F., Jr.	Timilty, James E. — 6.

YEAS.

Representatives.

Barrows, F. Jay	Jones, Bradley H., Jr.
Berthiaume, Donald R., Jr.	Kane, Hannah E.
Boldyga, Nicholas A.	Kelcourse, James M.
Calter, Thomas J.	Kuros, Kevin J.
Campanale, Kate D.	Lombardo, Marc T.
Cutler, Josh S.	Lyons, James J., Jr.
DeCoste, David F.	McKenna, Joseph D.
D'Emilia, Angelo L.	Mirra, Leonard
Diehl, Geoff	Muradian, David K., Jr.
Dooley, Shawn	Muratore, Matthew J.
Durant, Peter J.	O'Connell, Shaunna L.
Orrall, Keiko M.	Poirier, Elizabeth A.
Dwyer, James J.	Rogers, John H.
Ferguson, Kimberly N.	Rosa, Dennis A.
Frost, Paul K.	Smola, Todd M.
Garry, Colleen M.	Stanley, Thomas M.
Gifford, Susan Williams	Vieira, David T.
Harrington, Sheila C.	Whelan, Timothy R.
Heroux, Paul R.	Whipps Lee, Susannah M.
Hill, Bradford R.	Wong, Donald H.
Howitt, Steven S.	Zlotnik, Jonathan D. — 43.
Hunt, Randy	

NAYS.

Senators.

Barrett, Michael J.	Keenan, John F.
Brady, Michael D.	Lewis, Jason M.
Brownsberger, William N.	L'Italien, Barbara A.
Chandler, Harriette L.	Lovely, Joan B.
Chang-Diaz, Sonia	McGee, Thomas M.
Creem, Cynthia Stone	Montigny, Mark C.
DiDomenico, Sal N.	Moore, Michael O.
Donnelly, Kenneth J.	O'Connor Ives, Kathleen
Donoghue, Eileen M.	Pacheco, Marc R.
Downing, Benjamin B.	Rodrigues, Michael J.
Eldridge, James B.	Rosenberg, Stanley C.
Flanagan, Jennifer L.	Rush, Michael F.
Forry, Linda Dorcena	Spilka, Karen E.
Gobi, Anne M.	Welch, James T.
Jehlen, Patricia D.	Wolf, Daniel A. — 31.
Joyce, Brian A.	

NAYS.

Representatives.

Arciero, James	Khan, Kay
Ashe, Brian M.	Kocot, Peter V.
Atkins, Cory	Koczera, Robert M.
Ayers, Bruce J.	Kulik, Stephen
Balser, Ruth B.	Lawn, John J., Jr.
Barber, Christine P.	Linsky, David Paul
Benson, Jennifer E.	Livingstone, Jay D.
Bradley, Garrett J.	Madaro, Adrian
Brodeur, Paul	Madden, Timothy R.
Cabral, Antonio F. D.	Mahoney, John J.
Campbell, Linda Dean	Malia, Elizabeth A.
Cantwell, James M.	Mannal, Brian R.
Cariddi, Gailanne M.	Mariano, Ronald
Carvalho, Evandro C.	Mark, Paul W.
Chan, Tackey	Markey, Christopher M.
Collins, Nick	McGonagle, Joseph W., Jr.
Coppinger, Edward F.	McMurtry, Paul
Crighton, Brendan P.	Miceli, James R.
Cronin, Claire D.	Michlewitz, Aaron
Cullinane, Daniel R.	Mom, Rady
Cusack, Mark J.	Moran, Frank A.
Day, Michael S.	Moran, Michael J.
Decker, Marjorie C.	Murphy, James M.
DeLeo, Robert A.	Nangle, David M.
Dempsey, Brian S.	Naughton, Harold P., Jr
Devers, Marcos A.	O'Day, James J.
DiZoglio, Diana	Parisella, Jerald A.
Donahue, Daniel M.	Peake, Sarah K.
Donato, Paul J.	Peisch, Alice Hanlon
DuBois, Michelle M.	Petrolati, Thomas M.
Dykema, Carolyn C.	Pignatelli, William Smitty
Ehrlich, Lori A.	Provost, Denise
Farley-Bouvier, Tricia	Puppolo, Angelo J., Jr.
Fennell, Robert F.	Rogers, David M.
Fernandes, John V.	Roy, Jeffrey N.
Ferrante, Ann-Margaret	Ryan, Daniel J.
Finn, Michael J.	Sánchez, Jeffrey
Fiola, Carole A.	Scaccia, Angelo M.
Galvin, William C.	Schmid, Paul A., III
Garballey, Sean	Scibak, John W.
Garlick, Denise C.	Silvia, Alan
Gentile, Carmine Lawrence	Smizik, Frank I.
Golden, Thomas A., Jr.	Story, Ellen
González, Carlos	Straus, William M.
Gordon, Kenneth I.	Swan, Benjamin
Gregoire, Danielle W.	Timilty, Walter F.
Haddad, Patricia A.	Toomey, Timothy J., Jr
Hecht, Jonathan	Tosado, José F.
Hogan, Kate	Tucker, Paul
Holmes, Russell E.	Ultrino, Steven
Honan, Kevin G.	Vega, Aaron
Hunt, Daniel J.	Velis, John C.
Kafka, Louis L.	Vincent, RoseLee
Kaufman, Jay R.	Wagner, Joseph F. — 109.
Keefe, Mary S.	

Rainy day
funds,—
supermajority
vote.

ABSENT OR NOT VOTING.

Senators.

Lesser, Eric P. — 1.

ABSENT OR NOT VOTING.

Representatives.

Fox, Gloria L.
Rushing, Byron
Sannicandro, Tom

Speliotis, Theodore C.
Walsh, Chris — 5.

The yeas and nays having been completed at twelve minutes past two o'clock P.M., the proposal was rejected.

Independent
redistricting
commission.

The Proposal for a Legislative Amendment to the Constitution for an independent redistricting commission (see House, No. 567),— was read twice in accordance with the provisions of the special rules.

The Proposal was as follows:—

ARTICLE OF AMENDMENT

Article CI of the Articles of Amendment to the Constitution of the Commonwealth is hereby annulled, and the following is adopted in place thereof:—

Article CI

SECTION 1. The house of representatives shall consist of 160 members, each of whom shall be elected from one representative district. Every representative shall have been an inhabitant of the district for which he is chosen for at least one year at least immediately preceding his election and shall cease to represent such district when he shall ceases to be an inhabitant of the commonwealth; provided, however, that for the first redistricting following the adoption of this article, the general court may suspend the residency requirement of this section.

SECTION 2. The senate shall consist of 40 members, each of whom shall be elected from one senatorial district. Every senator shall have been an inhabitant of the commonwealth for at least five years immediately preceding his election and shall be an inhabitant of the district for which he has been selected at the time of his election and shall cease to represent such senatorial district when he ceases to be an inhabitant of the commonwealth.

SECTION 3. The manner of calling and conducting the elections for the choice of representatives, senators, and councilors, and of ascertaining their election, shall be prescribed by law.

SECTION 4. The federal census shall be the basis for determining the representative, senatorial, and governor's council districts for the ten year period beginning with the first Wednesday of the third January following the commencement of the taking of said census.

SECTION 5. In the year after each census is commenced, and only in that year, an independent redistricting commission, herein referred to as the commission, shall be convened and shall divide the commonwealth into 160 representative districts, 40 senatorial districts, and eight councilor districts. All districts shall comprise contiguous territory, shall be equal in population to the extent required by law, and

shall comply with federal constitutional and statutory requirements. No district shall be drawn for the purpose or with the effect of diluting the voting strength of any group based on race, ethnicity or language minority status, or for the purpose of augmenting or diluting the voting strength of a political party, or any individual. In drawing district lines, the commission shall not consider residential address, party affiliation, or partisan voting history of any individual or groups of individuals, except to the extent necessary to avoid dilution of voting strength based on race, ethnicity or language minority status. In addition, to the maximum extent possible, district boundaries shall be drawn so as to: (1) maintain the unity of well-defined municipal neighborhoods; (2) observe municipal boundaries; (3) establish senatorial districts that follow representative district boundaries; (4) establish councilor districts that follow representative district boundaries and (5) promote geographic compactness of districts. If it is not possible to draw district boundaries that fully comply with these criteria while also complying with the mandatory requirements set forth herein, then districts shall be drawn to optimize the criteria in the order of priority set forth hereinabove. The commission shall also consider communities of interest in determining which cities, towns, or neighborhoods thereof to aggregate into a single district.

SECTION 6. (a) The commission shall consist of seven member commissioners. On or before January 15 of the year following the commencement of the federal census, the following offices shall each appoint one member of the commission: the governor of the commonwealth, who shall appoint a dean or professor of law or political science or government at an institution of higher learning in the commonwealth; the attorney general of the commonwealth, who shall appoint a retired justice who resides in the commonwealth; and the secretary of the commonwealth, who shall appoint an expert in civil rights law who is a resident of the commonwealth.

(b) By the same date, the house speaker, the house minority leader, the senate president, and the senate minority leader shall each nominate three individuals. The appointees chosen by the governor, attorney general, and secretary of the commonwealth shall then select one of the three nominees named by each said official.

(c) If nominations or appointments are not made by January 15 of such year, the office responsible for making the appointment or nominations shall forfeit its rights under this section and the remaining direct appointees shall then make an appointment to fill the vacancy. Nominations and appointments shall reflect the geographic, racial, ethnic, gender, and age diversity of the commonwealth to the maximum extent feasible and shall be selected on the basis of civic involvement and knowledge of redistricting policy, civil rights, political science, demographics or statistics, election expertise, voting rights, community organizing, or law. No person nominated or appointed to the commission, in the five years preceding such nomination or appointment, shall have held Congressional, state legislative or statewide elective office, or shall have served as mayor or city councilor of a city in the commonwealth, governor's councilor, or shall have been elected to a state or federal party committee; or shall be a current employee, agent or family member of any of the above; or, in the two years preceding

Independent
redistricting
commission.

such nomination or appointment, shall have been a legislative agent. The commissioners shall agree: (1) not to stand for election to the general court, congress, or the governor's council until districts are redrawn following the next census; (2) to apply the provisions of this article in an honest, independent, and impartial fashion; and (3) to act at all times so as to uphold public confidence in the integrity of the redistricting process.

SECTION 7. The commission shall be convened no later than February 15 of the year following the commencement of the decennial census. The commission shall disband only upon final adoption and exhaustion of judicial review of challenges to representative, councilor, and senatorial districts.

SECTION 8. The commission shall hire staff and may retain experts to assist it in the performance of its duties. The commission shall establish rules governing its operation and procedures. Commissioners may receive compensation for actual time spent on commission duties and shall be reimbursed for reasonable and necessary expenses. The budget of the commonwealth shall provide adequate funding for the operation of the commission.

SECTION 9. A member of the commission or an appointing authority may petition the supreme judicial court to remove a commissioner on the grounds of neglect, misconduct, or inability to perform the duties of a commissioner. A vacancy so created shall be filled by the office which appointed the removed commissioner or by the nomination and selection process set forth in section 6, as applicable.

SECTION 10. All meetings of the commission shall be open to the public, consistent with the laws of the commonwealth concerning open meetings as of the date of the adoption of this Article. All documents produced by or for the commission shall be public. The commission shall hold public hearings in at least five geographically disbursed counties. The public shall be afforded the opportunity to submit proposed maps for consideration by the commission and the commission shall make map-making software available for public use. The commission shall take all steps necessary to ensure that the public can exercise its right to review and comment on proposed district maps before they are approved and shall publish all preliminary and final plans in publicly accessible forums that are free of charge and that ensure wide public distribution. Proposed districts shall be presented in both graphic and narrative form.

SECTION 11. (a) Within 120 days of the completion of the decennial census, the commission shall prepare and publish for public comment a preliminary plan for representative, councilor, and senatorial districts. The public shall have a three-week period to comment on the preliminary district plan. The commission may revise the preliminary district plan in response to public comment and shall submit the revised plan to the general court, which shall vote on the revised plan. If the plan is rejected, the commission shall prepare, publish, revise, and submit a second-round preliminary district plan in the same manner as the first. Following the period for public comment, the commission shall submit the revised plan to the general court for a vote. If the general court votes to reject the second-round plan, the commission shall prepare, publish, revise, and submit a third-round preliminary

district plan, in the same manner as the first. If the general court rejects the third-round plan, then the commission shall prepare, publish, and revise a fourth-round plan in the same manner. The plan, so revised, shall become law without submission to or approval by the general court.

(b) With respect to each plan the commission submits to the general court for a vote, the vote must be taken within two weeks of submission. No amendments to the plan as submitted may be made. If the plan is approved by a majority of the members of the house of representatives and the senate present and voting or if no vote is taken within the two-week period, then the plan as submitted shall become law.

SECTION 12. Original jurisdiction is hereby vested in the supreme judicial court upon the petition of any voter of the commonwealth for judicial relief relative to the establishment of the representative, councilor, and senatorial districts. The general court may by law limit the time within which judicial proceedings may be instituted to challenge any redistricting map.

After debate, the question on ordering the proposal to a third reading was determined by a call of the yeas and nays at twenty-seven minutes before three o'clock P.M. as follows to wit (Yeas 43 - Nays 146) [Senate Yeas and Nays No. 236] [House Yeas and Nays No. 197]:

YEAS.

Senators.

deMacedo, Viriato M.	Jehlen, Patricia D.
Downing, Benjamin B.	Joyce, Brian A.
Eldridge, James B.	Ross, Richard J.
Fattman, Ryan C.	Tarr, Bruce E. — 9.
Humason, Donald F., Jr.	

YEAS.

Representatives.

Barrows, F. Jay	Kane, Hannah E.
Berthiaume, Donald R., Jr.	Kelcourse, James M.
Boldyga, Nicholas A.	Kuros, Kevin J.
Campanale, Kate D.	Lombardo, Marc T.
DeCoste, David F.	Lyons, James J., Jr.
D'Emilia, Angelo L.	McKenna, Joseph D.
Diehl, Geoff	Mirra, Leonard
Dooley, Shawn	Muradian, David K., Jr.
Durant, Peter J.	Muratore, Matthew J.
Ferguson, Kimberly N.	O'Connell, Shaunna L.
Frost, Paul K.	Orrall, Keiko M.
Gifford, Susan Williams	Poirier, Elizabeth A.
Harrington, Sheila C.	Smola, Todd M.
Hill, Bradford R.	Vieira, David T.
Howitt, Steven S.	Whelan, Timothy R.
Hunt, Randy	Whipps Lee, Susannah M.
Jones, Bradley H., Jr.	Wong, Donald H. — 34.

NAYS.

Senators.

Barrett, Michael J.	Chandler, Harriette L.
Brady, Michael D.	Chang-Diaz, Sonia
Brownsberger, William N.	Creem, Cynthia Stone

Independent
redistricting
commission.

DiDomenico, Sal N.
Donnelly, Kenneth J.
Donoghue, Eileen M.
Flanagan, Jennifer L.
Forry, Linda Dorcena
Gobi, Anne M.
Keenan, John F.
Lewis, Jason M.
L'Italien, Barbara A.
Lovely, Joan B.
McGee, Thomas M.

Montigny, Mark C.
Moore, Michael O.
O'Connor Ives, Kathleen
Pacheco, Marc R.
Rodrigues, Michael J.
Rosenberg, Stanley C.
Rush, Michael F.
Spilka, Karen E.
Timilty, James E.
Welch, James T.
Wolf, Daniel A. — 28.

NAYS.

Representatives.

Arciero, James
Ashe, Brian M.
Atkins, Cory
Ayers, Bruce J.
Balsler, Ruth B.
Barber, Christine P.
Benson, Jennifer E.
Bradley, Garrett J.
Brodeur, Paul
Cabral, Antonio F. D.
Calter, Thomas J.
Campbell, Linda Dean
Cantwell, James M.
Cariddi, Gailanne M.
Carvalho, Evandro C.
Chan, Tackey
Collins, Nick
Coppinger, Edward F.
Cronin, Claire D.
Cullinane, Daniel R.
Cusack, Mark J.
Cutler, Josh S.
Day, Michael S.
Decker, Marjorie C.
DeLeo, Robert A.
Dempsey, Brian S.
Devers, Marcos A.
DiZoglio, Diana
Donahue, Daniel M.
Donato, Paul J.
DuBois, Michelle M.
Dwyer, James J.
Dykema, Carolyn C.
Ehrlich, Lori A.
Farley-Bouvier, Tricia
Fennell, Robert F.
Fernandes, John V.
Ferrante, Ann-Margaret
Finn, Michael J.
Fiola, Carole A.
Galvin, William C.
Garballey, Sean
Garlick, Denise C.
Garry, Colleen M.

Gentile, Carmine Lawrence
Golden, Thomas A., Jr.
González, Carlos
Gordon, Kenneth I.
Gregoire, Danielle W.
Haddad, Patricia A.
Hecht, Jonathan
Heroux, Paul R.
Hogan, Kate
Holmes, Russell E.
Honan, Kevin G.
Hunt, Daniel J.
Kafka, Louis L.
Kaufman, Jay R.
Keefe, Mary S.
Khan, Kay
Kocot, Peter V.
Koczera, Robert M.
Kulik, Stephen
Linsky, David Paul
Livingstone, Jay D.
Madaro, Adrian
Madden, Timothy R.
Mahoney, John J.
Malia, Elizabeth A.
Mannal, Brian R.
Mariano, Ronald
Mark, Paul W.
Markey, Christopher M.
McGonagle, Joseph W., Jr.
McMurtry, Paul
Miceli, James R.
Michlewitz, Aaron
Mom, Rady
Moran, Frank A.
Moran, Michael J.
Murphy, James M.
Nangle, David M.
Naughton, Harold P., Jr
O'Day, James J.
Parisella, Jerald A.
Peake, Sarah K.
Peisch, Alice Hanlon
Petrolati, Thomas M.

Pignatelli, William Smitty	Speliotis, Theodore C.
Provost, Denise	Stanley, Thomas M.
Puppolo, Angelo J., Jr.	Story, Ellen
Rogers, David M.	Straus, William M.
Rogers, John H.	Swan, Benjamin
Rosa, Dennis A.	Timilty, Walter F.
Roy, Jeffrey N.	Toomey, Timothy J., Jr
Ryan, Daniel J.	Tosado, José F.
Sánchez, Jeffrey	Tucker, Paul
Sannicandro, Tom	Ultrino, Steven
Scaccia, Angelo M.	Vega, Aaron
Schmid, Paul A., III	Velis, John C.
Scibak, John W.	Vincent, RoseLee
Silvia, Alan	Wagner, Joseph F.
Smizik, Frank I.	Zlotnik, Jonathan D. — 118.

ABSENT OR NOT VOTING.

Senators.

Lesser, Eric P. — 1.

ABSENT OR NOT VOTING.

Representatives.

Crighton, Brendan P.	Rushing, Byron
Fox, Gloria L.	Walsh, Chris — 5.
Lawn, John J., Jr.	

The yeas and nays having been completed at eighteen minutes before three o'clock P.M., the proposal was rejected.

The Proposal for a Legislative Amendment to the Constitution to declare that corporations are not people, money is not speech (see House, No. 933),— was then read twice in accordance with the provisions of the special rules. Corporate entities,— rights.

The Proposal was as follows:—

ARTICLE OF AMENDMENT

Corporations are not people and may be regulated. The rights afforded to the human inhabitants of the commonwealth, under this constitution, are not applicable to corporations, limited liability companies or any other corporate entity. Any references to persons, citizens, inhabitants, subjects, men, people, individuals or like terms in this constitution, are not to be construed in any way to be referring to a corporation, limited liability company or any other corporate entities.

After remarks, on motion of Mr. Rogers of Cambridge, the further consideration of the proposal was postponed, until after disposition of the remaining matters in the Orders of the Day.

Without further action on the matters duly and constitutionally assigned for consideration, at sixteen minutes before three o'clock P.M., on motion of Mr. Tarr, the Joint Session was recessed until Wednesday, April 6, 2016 at one o'clock P.M.

The House then reconvened with Mr. Donato of Medford in the Chair.

Statement of Representative Crighton of Lynn.

A statement of Mr. Crighton of Lynn was spread upon the records of the House, as follows:

Statement of
Mr. Crighton
of Lynn.

MR. SPEAKER: I would like to call to the attention of the House the fact that I was absent from the House Chamber for a portion of the Joint Session due to official business in another part of the State House. My missing of House roll call No. 197, during the Joint Session, on ordering to a third reading the Proposal for a Legislative Amendment to the Constitution for an independent redistricting commission (see House, No. 567), was due entirely to the reason stated.

Resolutions.

Campaign
contributions
and
financing.

Prior to the noon recess,— Resolutions (filed by Mr. Fernandes of Milford) urging the Congress of the United States to enact and put forth for ratification an amendment to the United States Constitution relating to campaign contributions and public campaign financing (House, No. 3985), were referred, under Rule 85, to the committee on Rules.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Nangle of Lowell, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith. Pending the question on adoption of the resolutions, further consideration thereof was postponed, on motion of Mr. Smola of Warren, until the hour of one o'clock P.M.

The noon recess and the Joint Session having terminated,— after remarks on the question on adoption of the resolutions, Mr. Jones of North Reading and other members of the House moved to amend them by striking out the text contained therein and inserting in place thereof the following text:

“Resolutions memorializing the Congress of the United States to pass and send to the states for ratification a Constitutional Amendment to restore the First Amendment and fair elections to the people.

Whereas, For the past 3 decades, a divided united states supreme court has allowed for corporations, unions, political action committees and super political action committees to influence the political process and democratically-enacted reforms; and

Whereas, The first amendment has been greatly impacted by the united states supreme court's recent ruling in Citizens United v. The Federal Elections Commission; and

Whereas, The United States Supreme Court's ruling in Citizens United overturned longstanding precedent prohibiting these interests from spending general treasury funds in democratic elections; and

Whereas, The United States Supreme Court's ruling in citizens united will allow corporations, unions, political action committees and super political action committees limitless and unprecedented campaign spending and thus disproportionate influence, threatening the fairness of the democratic process; and

Whereas, The people of the United States have previously used the constitutional amendment process to overturn supreme court decisions that present a risk to the democratic process and self-government; now therefore be it

Resolved, That the Massachusetts House hereby memorializes the congress of the United States to pass and send to the states for ratification a constitutional amendment to restore the first amendment and fair elections to the people; and be it further

Resolved, That a copy of these resolutions be transmitted forthwith by the Clerk of the House to the President of the United States, to the presiding officer of each branch of Congress and to the members of those branches from the Commonwealth of Massachusetts.”

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of Mr. Jones of North Reading; and on the roll call 34 members voted in the affirmative and 119 in the negative.

Amendment rejected,—yea and nay No. 198.

[See Yea and Nay No. 198 in Supplement.]

Therefore the amendment was rejected.

On the question on adoption of the resolutions, the sense of the House was taken by yeas and nays at the request of Mr. Fernandes of Milford; and on the roll call 119 members voted in the affirmative and 34 in the negative.

Resolutions adopted,—yea and nay No. 199.

[See Yea and Nay No. 199 in Supplement.]

Therefore the resolutions (House, No. 3985) were adopted.

Reports of Committees.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill to comply with the Uniform Interstate Family Support Act (printed in House, No. 3848), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Uniform Interstate Family Support Act.

Mr. Nangle of Lowell, for said committee, then reported that the matter 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.

Subsequently, the noon recess having terminated, under suspension of the rules, on motion of Mr. Fernandes of Milford, the bill (reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time.

After remarks on the question on passing the bill to be engrossed, the sense of the House was taken by yeas and nays, at the request of Mr. Fernandes; and on the roll call 153 members voted in the affirmative and 0 in the negative.

Bill passed to be engrossed,—yea and nay No. 200.

[See Yea and Nay No. 200 in Supplement.]

Therefore the bill (printed in House, No. 3848) was passed to be engrossed. Sent to the Senate for concurrence.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill relative to electronic poll books (House, No. 587), be scheduled for consideration by the House.

Electronic poll books.

Electronic
poll books.

Under suspension of Rule 7A, on motion of the same member, the bills severally were read a second time forthwith.

Pending the question on ordering the bill to a third reading, it was recommitted to the committee on Election Laws, on motion of Mr. Mahoney of Worcester.

Orders of the Day.

Norwood,—
liquor
licenses.

The engrossed Bill authorizing the town of Norwood to grant additional license for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 3684, amended), which had been returned by His Excellency the Governor with recommendation of amendment (for message, see House, No. 3982), was considered.

The committee on Bills in the Third Reading reported that the amendment recommended by the Governor be considered in the following form:

By striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. (a) Notwithstanding section 17 of chapter 138 of the General Laws, the licensing authority of the town of Norwood may grant 4 additional licenses for the sale of wines and malt beverages to be drunk on the premises pursuant to section 12 of said chapter 138, to establishments located within the town’s South Norwood General Business District, as that district is defined as extending from Short street north along Washington street to Lenox street, as shown on a certain plan contained in a ‘Vision Plan & Action Strategy, dated November 10, 2003, prepared by Larry Koff & Associates’ and approved by the planning board and the board of selectmen on December 16, 2003. A license granted pursuant to this act shall be clearly marked on its face ‘South Norwood General Business District Only’ and shall be subject to all of said chapter 138 except said section 17.

(b) The licensing authority shall not approve the transfer of a license granted pursuant to this act to a location outside of the town’s South Norwood General Business District, but it may grant a license to a new applicant within the South Norwood General Business District if the applicant files with the licensing authority a letter from the department of revenue and a letter from the department of unemployment assistance indicating that the license is in good standing with those departments and that all applicable taxes, fees and contributions have been paid.

(c) If a license granted pursuant to this act is cancelled, revoked or no longer in use at the location of original issuance, the license shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the licensing authority and the licensing authority may then grant the license to a new applicant under the same conditions as specified in this act.

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

The report was accepted; and the amendment was adopted. Sent to the Senate for its action.

The Senate Bill establishing a sick leave bank for Jared Forgues, an employee of the Department of Correction (Senate, No. 2084), 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.

The House Bill authorizing the commissioner of Capital Asset Management and Maintenance to convey certain land to the town of Acton in exchange for other real property (House, No. 3792) (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; and it was passed to be engrossed. Sent to the Senate for concurrence. Id.

Order.

On motion of Mr. DeLeo of Winthrop,—

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M. Next sitting.

Accordingly, without further consideration of the remaining matters in the Orders of the Day, at twenty-nine minutes before four o'clock P.M., on motion of Mrs. Orrall of Lakeville (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Thursday, February 4, 2016.

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.

Statement of Representative Walsh of Framingham.

A statement of Mr. Walsh of Framingham was spread upon the records of the House, as follows:

Statement of Mr. Walsh of Framingham.

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present in the House Chamber yesterday due to a family medical emergency. Had I been present for House Yea and Nay Nos. 196 and 197 [in the Joint Session], I would have voted in the negative, in both instances. In the House session, for Yea and Nay No. 198, I would have voted in the negative; and for Yea and Nay Nos. 199 and 200, I would have voted, in each instance, in the affirmative. My missing of roll calls yesterday in both the House Session and the Joint Session was due entirely to the reason stated.

Resolutions.

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

Adele Kearnan.

Resolutions (filed by Mr. Fernandes of Milford) congratulating Adele Civinini Kearnan on the occasion of her one hundredth birthday;

Heart Defect Awareness Week.

Resolutions (filed by Miss Garry of Dracut and other members of the House) recognizing the week of February seventh through the fourteenth as Congenital Heart Defect Awareness Week; and

Benjamin Carney.

Resolutions (filed by Messrs. Roy of Franklin and Fernandes of Milford) congratulating Benjamin Robert Carney on receiving the Eagle Award of the Boy Scouts of America;

Mr. Galvin of Canton, 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. Barber of Somerville, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communication.

Safe and Supportive Schools.

A communication from the Department of Elementary and Secondary Education (see Section 1P(g) of Chapter 284 of the Acts of 2014) submitting the first annual report of the Safe and Supportive Schools Commission, was placed on file.

Report.

Expanded Learning Grant.

A report of the Department of Elementary and Secondary Education (under item 7061-9412 of Chapter 46 of the Acts of 2015) relative to

the cost and expenditures of the Expanded Learning Time Grant, was placed on file.

Petitions.

Ms. Ferrante of Gloucester presented a petition (subject to Joint Rule 12) of Ann-Margaret Ferrante and Paul J. Donato relative to the prosecution of persons seeking assistance or treatment for drug related addictions at police stations; and the same was referred, under Rule 24, to the committee on Rules.

Police stations,—
drug related
addictions.

Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending Joint Rule 12 be suspended. Under suspension of the rules, on motion of Ms. Barber of Somerville, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on the Judiciary. Sent to the Senate for concurrence.

Reports of Committees.

By Mr. Galvin of Canton, 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 Alice Hanlon Peisch relative to reviving and continuing the special commission established (under Chapter 449 of the Acts of 2014) to make an investigation and study of the development and implementation process of a six year career plan to be coordinated by licensed school guidance counselors for all students in grades 6 to 12. Under suspension of the rules, on motion of Ms. Barber of Somerville, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Education. Sent to the Senate for concurrence.

Six year
career plan,—
study.

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

Authorizing the town of Athol to establish a special fund for the rehabilitation of certain properties (Senate, No. 31) [Local Approval Received];

Athol,—
property
fund.

Relative to the appointment of assistant city clerks in the city of Gardner (Senate, No. 2002) [Local Approval Received];

Gardner,—
city clerks.

Establishing a sick leave bank for Robert Albany, an employee of the Department of Correction (Senate, No. 2073, amended); and

Robert
Albany.

Establishing a sick leave bank for Wallace Seward, an employee of the Department of Correction (Senate, No. 2118); and

Wallace
Seward.

House bills

Relative to the Blue Laws (House, No. 169);

Blue Laws.

Relative to in-house cafes (House, No. 220);

Cafes.

Authorizing the city of Leominster to pay a certain unpaid bill (House, No. 3866) [Local Approval Received];

Leominster,—
unpaid bill.

Relative to Dartmouth Fire District No. 2 (House, No. 3875);

Dartmouth.

Authorizing the town of Westborough to grant an additional liquor license (House, No. 3896) [Local Approval Received];

Westborough,—
liquor license.

Further authorizing the city of Beverly to issue additional liquor licenses (House, No. 3934) [Local Approval Received]; and

Beverly,—
liquor licenses.

Helen
Annese,—
sick leave.

Establishing a sick leave bank for Helen Annese, an employee of the Trial Court (House, No. 3958);

Under suspension of Rule 7A, in each instance, on motion of Ms. Barber of Somerville, the bills severally were read a second time forthwith; and they were ordered to a third reading.

Innovative
communities.

By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, that the Bill relative to innovative communities (Senate, No. 1986), ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

Nursing home
residents,—
income.

By Ms. Garlick of Needham, for the committee on Elder Affairs, on a petition, a Bill relative to the calculation of income for spouses of nursing home residents (House, No. 519).

Behavioral
health,—
access.

By Ms. Malia of Boston, for the committee on Mental Health and Substance Abuse, on a petition, a Bill to ensure behavioral health integration (House, No. 1786).

Substance
abuse.

By the same member, for the same committee, on a petition, a Bill relative to substance abuse accountable care organizations (House, No. 1789).

Medical
necessity,—
definition.

By the same member, for the same committee, on Senate, No. 1044 and House, No. 1795, a Bill to further define medical necessity determinations (House, No. 1795).

Trial,—
competency.

By the same member, for the same committee, on Senate, No. 1039 and House, No. 1802, a Bill relative to the discharge of persons incompetent to stand trial (House, No. 1802).

Medically and
mentally ill.

By the same member, for the same committee, on a petition, a Bill to provide services for medically ill and mentally ill persons (House, No. 1821).

Mental health
facilities,—
medical care.

By the same member, for the same committee, on a petition, a Bill relative to providing appropriate medical care for persons in mental health facilities (House, No. 1822).

Restaurants,—
choking
training.

By Ms. Hogan of Stow, for the committee on Public Health, on House, No. 1885, a Bill protecting the health and safety of people in restaurants (House, No. 3987).

Vending
machines.

By the same member, for the same committee, on House, No. 2005, a Bill relative to expanding access to healthy food choices in vending machines on state property (House, No. 3988).

Veterinary
care,—
treatment.

By the same member, for the same committee, on House, No. 2061, a Bill relative to expanding veterinary treatment practices (House, No. 3989).

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

Emergency Measure.

Jared
Forgues,—
sick leave.

The engrossed Bill establishing a sick leave bank for Jared Forgues, an employee of the Department of Correction (see Senate, No. 2084), 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.

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. Bill enacted.

Engrossed Bill.

The engrossed Bill further regulating the designation of certain state entities (see Senate, No. 2083) (which originated in the Senate), in respect to which the Senate had concurred in adoption of the emergency preamble, 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

Relative to funding public libraries and the Centerville-Osterville-Marston Mills fire district (House, No. 3535) (its title having been changed by the committee on Bills in the Third Reading); and Third reading bills.

Relative to the charter of the town of Harwich (House, No. 3708);

Severally reported by the committee on Bills in the Third Reading to be correctly 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 twenty-two minutes after eleven o'clock A.M., on motion of Mrs. Orrall of Lakeville (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.

JOURNAL OF THE HOUSE.

Monday, February 8, 2016.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Ms. Peake of Provincetown 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 (Ms. Peake), the members, guests and employees joined with her in reciting the pledge of allegiance to the flag.

Special Recognition.

Asian Luner New Year.

During the Session, the Chair (Ms. Peake of Provincetown), declared a brief recess and, on behalf of Representatives Chan of Quincy, Mom of Lowell, Orrall of Lakeville, Schmid of Westport and Wong of Saugus paid tribute to the members of the Asian community of the Commonwealth on the occasion of Luner New Year.

The Lunar New Year represents a time of new beginnings and new opportunities. It is a time for families to get together to celebrate. It is a time to wish each other good health and good future for the year to come.

Papers from the Senate.

Gardner District Court.

A Bill relative to the Gardner District Court (Senate, No. 2028) (on Senate, No. 835), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Middleborough,—constables.

A Bill relative to constables in the town of Middleborough (Senate, No. 1995) (on a petition) [Local Approval Received], pass to be engrossed by the Senate was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

The following communication was received from the Clerk of the Senate, to wit:—

THE COMMONWEALTH OF MASSACHUSETTS
MASSACHUSETTS SENATE

February 4, 2016.

The Honorable William F. Welch
Clerk of the Massachusetts State Senate
State House, Room 335
Boston, MA 02133

Dear Mr. Clerk,

Senator Eric P. Lesser,—absence from Joint Session to consider Amendments to the Constitution.

I regret that I missed 2 roll call votes on February 3, 2016 at the Constitutional Convention. If I were present, I would have voted in the following manner:

- On the question of ordering Senate Bill 61 to a Third Reading, I would have voted in the negative.

- On the question of ordering House Bill 567 to a Third Reading, I would have voted in the affirmative.

I wish that these votes be recorded and a copy of this letter be entered in the journal of the Senate and the journal of the House.

Very truly yours,

ERIC P. LESSER,
First Hampden and Hampshire District.

Engrossed Bill.

The engrossed Bill further regulating the regional public safety communications and dispatch center for the city of Revere and the town of Winthrop (see House, No. 3365), 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.

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 two minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Ms. Peake of Provincetown being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Thursday, February 11, 2016.

Met at 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).

Pledge of
allegiance.

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.

Message from the Governor — Veto.

Lisa
Hershowitz,—
sick leave.

A message from His Excellency the Governor returning with his objections thereto in writing the engrossed Bill establishing a sick leave bank for Lisa Hershowitz, an employee of the Department of Developmental Services [see House, No. 3876] (for message, see House, No. 3997), was filed this day in the office of the Clerk.

The message was read; and, under House Rule 12, it was placed in the Orders of the Day for the next sitting.

Appointment to a Special Commission.

495/Metro West
Suburban Edge
Communities.

Speaker has announced that he had appointed Ms. Hogan of Stow as the House Chair of the so-called 495/Metro West Suburban Edge Communities Special Commission established (under Section 30 of Chapter 119 of the Acts of 2015) to make an investigation and study relative to development challenges being experienced by edge communities, such as needs to address transportation, water, cellular and energy infrastructure, transit services, residential development, reuse of former industrial facilities and historic mills, brownfields reclamation, downtown redevelopment and other constraints.

Resolutions.

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

Gale
Farrugia.

Resolutions (filed by Representatives Poirier of North Attleborough, Barrows of Mansfield and Kafka of Stoughton) congratulating Gale Farrugia on the occasion of her seventieth birthday;

Mark
Massa.

Resolutions (filed by Ms. Garlick of Needham) congratulating Mark Massa on receiving the Eagle Award of the Boy Scouts of America; and

Nicholas
Kearney.

Resolutions (filed by Messrs. Kafka of Stoughton, Rogers of Norwood, McMurtry of Dedham and Dooley of Norfolk) congratulating Nicholas Peter Kearney on receiving the Eagle Award of the Boy Scouts of America;

Mr. Galvin of Canton, 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. Barber of Somerville, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communications.

Communications

From the Dukes County Registry of Deeds (under Section 2KKK of Chapter 29 of the General Laws) submitting its plan for expenditure of technological improvements from the County Registers Technological Fund [copies of said report forwarded to the committee on Ways and Means and committee on Post Audit and Oversight;

Dukes County,—
technology fund.

From the Auditor of the Commonwealth (see Section 75 of Chapter 144 of the Acts of 2014) submitting the report of the Special Commission on Adjudication of Unemployment Insurance Claims [copies of said report were forwarded to the committee on Ways and Means and the joint committee on Labor and Workforce Development]; and

Unemployment Insurance Claims.

From the Massachusetts District Attorneys Association (see item 0340-2100 of Chapter 46 of the Acts of 201) relative to the District Attorneys use of private attorneys participating in voluntary prosecutor programs;

Private attorneys.

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Durant of Spencer, a petition (accompanied by bill, House, No. 3998) of Peter J. Durant (by vote of the town) that the town of Southbridge be authorized to hold town elections on the second Tuesday in June. To the committee on Election Laws.

Southbridge,—
election.

By Mr. Durant of Spencer, a petition (accompanied by bill, House, No. 3999) of Peter J. Durant (by vote of the town) that the town manager of the town of Southbridge be authorized to regulate the use of legal counsel by certain town offices in said town;

Southbridge,—
legal counsel.

By Mr. Durant of Spencer, a petition (accompanied by bill, House, No. 4000) of Peter J. Durant (by vote of the town) that the town of Southbridge be authorized to appoint a director of public works for said town;

Southbridge,—
public works.

By Mr. Durant of Spencer, a petition (accompanied by bill, House, No. 4001) of Peter J. Durant (by vote of the town) that the town of Southbridge be authorized remove the director of public works in the same manner as other department heads in said town;

Id.

By Mr. Durant of Spencer, a petition (accompanied by bill, House, No. 4002) of Peter J. Durant (by vote of the town) that the town of Southbridge be authorized to limit the membership of appointed or elected members of quasi-public boards to one such board in said town; and

Southbridge,—
quasi-public boards.

By Mr. Mark of Peru, a petition (accompanied by bill, House, No. 4003) of Paul W. Mark (with the approval of the mayor and town council) that the city known as the town of Greenfield be authorized to further regulate the implementation of the salaries of certain officials in said city;

Greenfield,—
salaries.

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

Petitions severally were presented and referred as follows:

By Ms. Barber of Somerville, a petition (subject to Joint Rule 12) of Christine P. Barber, Paul J. Donato and Patricia D. Jehlen for legislation to establish a sick leave bank for Denise Martinez, an employee of the Massachusetts Commission for the Deaf and Hard of Hearing.

Denise Martinez,—
sick leave.

Automobile insurance.

By Mr. Dwyer of Woburn, a petition (subject to Joint Rule 12) of James J. Dwyer and Eileen Cudmore for legislation to limit certain automobile insurance surcharges.

Id.

By Mr. Dwyer of Woburn, a petition (subject to Joint Rule 12) of James J. Dwyer and Eileen Cudmore relative to car insurance premium adjustments.

Call location information.

By Miss Garry of Dracut, a petition (subject to Joint Rule 12) of Colleen M. Garry and others relative to authorizing telephone companies or wireless carriers to provide call location information of telecommunication devices to requesting law enforcement agencies.

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

Disabled veterans,—sales tax exemption.

Mr. Galvin of Canton presented a petition (subject to Joint Rule 12) of William C. Galvin for legislation to exempt disabled veterans from the motor vehicle leasing sales tax; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Galvin of Canton, 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 Ms. Barber of Somerville, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Revenue. Sent to the Senate for concurrence.

Papers from the Senate.

Public records law.

The House Bill to improve public records (House, No. 3858, amended), came from the Senate passed to be engrossed, in concurrence, with amendments striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2127; and striking out the title and inserting in place thereof the following title: “An Act improving the administration and enforcement of public records law”.

Committee of conference.

Under suspension of Rule 35, on motion of Mr. Kocot of Northampton, the amendments were considered forthwith. The House then non-concurred with the Senate in its amendments; and, on further motion of the same member, asked for a committee of conference on the disagreeing votes of the two branches. Representatives Kocot of Northampton, Kulik of Worthington and Muratore of Plymouth were appointed the committee on the part of the House. Sent to the Senate to be joined.

Boy Scout councils,—merger.

The engrossed Bill authorizing the merger of the Annawon Council, Inc., Boy Scouts of America into the Narragansett Council, Boy Scouts of America (see Senate, No. 2041), came from the Senate with an amendment striking out section 1 and inserting in place thereof the following section:

“SECTION 1. Notwithstanding section 10A of chapter 180 of the General Laws or any other general or special law to the contrary, the Annawon Council, Inc., Boy Scouts of America, a nonprofit charitable corporation and a public charity as defined in said chapter 180, may merge into the Narragansett Council, Boy Scouts of America, a Rhode Island nonprofit charitable corporation.”. The amend-

ment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Subsequently the amendment (having been reported by said committee to be correctly drawn) was considered forthwith; and it was adopted, in concurrence.

A petition (accompanied by bill) of Mark C. Montigny and William M. Straus for legislation to establish a sick leave bank for Jesse B. Walker, an employee of the Trial Court, came from the Senate referred, under suspension of Joint Rule 12, to the committee on the Judiciary.

Jesse B. Walker,—
sick leave.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2129) was referred, in concurrence, to the committee on Public Service.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of Joseph W. McGonagle, Jr., for legislation to establish a sick leave bank for Robert Fothergill, an employee of the Trial Court. To the committee on the Judiciary.

Robert Fothergill,—
sick leave.

Joint petition (accompanied by bill) of Theodore C. Speliotis and Joan B. Lovely for legislation to further regulate the board of the South Essex Sewerage District. To the committee on Municipalities and Regional Government.

South Essex Sewerage District.

Petition (accompanied by bill) of Josh S. Cutler for legislation to establish a sick leave bank for Carlo Casarano, an employee of the Department of Unemployment Assistance. To the committee on Public Service.

Carlo Casarano,—
sick leave.

Under suspension of the rules, on motion of Ms. Barber of Somerville, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mr. Mahoney of Worcester, on House, Nos. 587 and 3232, a Bill to modernize election record keeping (House, No. 3232). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Election record keeping.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Vieira of Falmouth, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the Senate Bill relative to the town of administrator in the town of Milton (Senate, No. 1987) [Local Approval Received], be scheduled for consideration by the House.

Milton,—
administrator.

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

Veterans,—
benefits.

By Mr. Parisella of Beverly, for the committee on Veterans and Federal Affairs, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 3146) of James R. Miceli and others relative to veterans' retirement benefits,— and recommending that the same be referred to the committee on Public Service. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Students,—
diabetes.

By Ms. Hogan of Stow, for the committee on Public Health, on a petition, a Bill improving students' access to life saving treatments (House, No. 417).

Magnetic
fields,—
study.

By the same member, for the same committee, on Senate, No. 1222 and House, No. 2007, a Bill relative to a special commission to study electric and magnetic fields (House, No. 2007).

Concussions,—
study.

By the same member, for the same committee, on House, No. 1938, a Bill creating a commission to study concussions that occur as a result of varsity sports in public and private high schools (House, No. 3994).

Drugs,—
handling.

By the same member, for the same committee, on House, No. 1960, a Bill relative to the safe handling of hazardous drugs (House, No. 3995).

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

Southeastern
region,—
indoor track
facility.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Resolve establishing a special commission to investigate and study the feasibility of constructing a Massachusetts state indoor track facility in southeastern Massachusetts (House, No. 2713). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Charitable
solicitations.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on a petition, a Bill to increase transparency and trust in charitable solicitations (House, No. 200).

Funeral
homes.

By the same member, for the same committee, on a petition, a Bill relative to funeral homes and charitable foundations (House, No. 206).

Plumbing
code,—
agriculture.

By the same member, for the same committee, on a petition, a Bill relative to updating the plumbing code in order to accommodate agricultural uses (House No. 236).

Jefte
Rivera.

By the same member, for the same committee, on a petition, a Bill relative to licensure requirements for Jefte Rivera (House, No. 252).

Sheet metal
work.

By the same member, for the same committee, on a petition, a Bill relative to sheet metal work (House, No. 3656).

Id.

By the same member, for the same committee, on a petition, a Bill relative to sheet metal work (House, No. 3952).

Teachers,—
retirement.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill to expand teacher credible service (House, No. 3577).

Retirees,—
restoration.

By the same member, for the same committee, on a petition, a Bill relative to restoration to service (House, No. 3904).

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

- By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on a petition, a Bill updating chapter 93H data security protections to include biometric information (House, No. 225). Data security.
- By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill relative to death benefits to surviving spouses of call and volunteer firefighters (House, No. 2308, changed in section 1, in line 3, by striking out the word “age” and inserting in place thereof the words “the age of” and in section 3, in lines 9 and 10, by striking out the words “for such hospital, surgical, medical, dental and other health insurance”). Volunteer firefighters,— death benefits.
- By the same member, for the same committee, on a petition, a Bill relative to protecting the rights of custodial and other non-teaching employees of school districts (House, No. 2319). Non-teaching employees.
- By the same member, for the same committee, on a joint petition, a Bill relative to the appointment of special police officers in the town of Bridgewater (House, No. 3686) [Local Approval Received]. Bridgewater,— special police officers.
- By Mr. Kocot of Northampton for the committee on State Administration and Regulatory Oversight, on a petition, a Bill designating the last day of February as rare disease day in the Commonwealth (House, No. 2709). Rare disease day.
- By the same member, for the same committee, on a petition, a Bill relative to the official amphibian of the Commonwealth (House, No. 2729). Spring Peeper.
- By the same member, for the same committee, on a petition, a Bill to establish Uncle Sam day (House, No. 2742). Uncle Sam day.
- By the same member, for the same committee, on a petition, a Bill declaring the second Monday in October as “Italian-American Heritage Day” (House, No. 2784). Italian-American heritage day.
- By the same member, for the same committee, on a petition, a Bill declaring the third Saturday of the month of October as Massachusetts Minutemen and Militia day (House, No. 2790). Minutemen and militia day.
- By the same member, for the same committee, on a petition, a Bill designating domestic workers’ rights day (House, No. 2793). Domestic workers’ day.
- By the same member, for the same committee, on a petition, a Bill officially making the month of March multiple system atrophy awareness month (House, No. 2795). Multiple system atrophy month.
- By the same member, for the same committee, on a petition, a Bill designating the official seasoning of the Commonwealth (House, No. 2796). Bell’s seasoning.
- By the same member, for the same committee, on a petition, a Bill designating shaken baby syndrome awareness week (House, No. 2824). Shaken baby awareness week.
- By the same member, for the same committee, on a petition, a Bill establishing school bus driver day (House, No. 2825). School bus driver day.
- By the same member, for the same committee, on a petition, a Bill designating the song “14 Counties of Massachusetts” as the official county song of the Commonwealth (House, No. 2831). County song.
- By the same member, for the same committee, on a petition, a Bill designating March as Fibromuscular Dysplasia Awareness Month (House, No. 3524). Fibromuscular Dysplasia month.

School crossing guard day.

By the same member, for the same committee, on a petition, a Bill declaring the first Monday of the month of May as school crossing guard day (House, No. 3626).

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

Orders of the Day.

House bills

Third reading bills.

Designating a certain bridge in the city of Boston as The Paul C. McLaughlin Bridge (House, No. 3636, changed) (its title having been changed by the committee on Bills in the Third Reading);

Authorizing the city of Beverly to issue an additional license for the sale of all alcoholic beverages to be drunk on the premises (House, No. 3934) (its title having been changed by the committee on Bills in the Third Reading); and

Establishing a sick leave bank for Helen Annese, an employee of the Trial Court (House, No. 3958);

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

Milton,—liquor license.

The Senate Bill authorizing the town of Milton to issue an additional license for the sale of all alcoholic beverages to be drunk on the premises of a certain restaurant (Senate, No. 2051), was read a third time.

Pending the question on passing the bill to be engrossed, in concurrence, Mr. Timilty of Milton moved to amend it by striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. (a) Notwithstanding sections 11 and 17 of chapter 138 of the General Laws, the licensing authority of the town of Milton may grant an additional license for the sale of all alcoholic beverages to be drunk on the premises of the restaurant located on the second floor of 10 Bassett street in the town of Milton, to Lombardi Enterprises, LLC d/b/a/ The Plate restaurant or any successors in interest; provided, however, that any successor in interest shall be subject to approval by the Milton board of selectmen and the alcoholic beverages control commission. An application to transfer the license to a successor in interest shall be granted and approved according to the standard for a new license and all the procedures set forth in section 15A of said chapter 138 shall be applicable thereto. The license shall be subject to all of said chapter 138, except said section 17. The licensing authority of the town of Milton shall not approve the transfer of the license to any other location.

(b) The license may be reissued by the licensing authority of the town of Milton at the same location if an applicant for the license files with the licensing authority a letter from the department of revenue and a letter from the department of unemployment assistance indicating that the license is in good standing with those departments and that all applicable taxes, fees and contributions have been paid. If the license granted under this act is cancelled, revoked or no longer in use, it shall be returned physically, with all of the legal rights, privileges and

restrictions pertaining thereto to the licensing authority and the licensing authority of the town of Milton may then grant the license to a new applicant at the same location under the same conditions as specified in this act.

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

The amendment was adopted; and the bill (see Senate, No. 2051, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment.

Order.

On motion of Mr. DeLeo of Winthrop,—

Ordered, That when the House adjourns today, it adjourn to meet on Tuesday next at eleven o'clock A.M. Next sitting.

Representative Donahue of Worcester then moved that when the House adjourns today, it do so in respect to the memory of William J. Glodis, Jr., a member of the House from Worcester from 1980 to 1996, inclusive; and the motion prevailed.

Accordingly at twenty-five minutes after eleven o'clock A.M., on motion of Mr. Vieira of Falmouth (Mr. Kafka of Stoughton being in the Chair), the House adjourned, to meet on the following Tuesday at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Tuesday, February 16, 2016.

Met at according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Michlewitz of Boston 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. Michlewitz), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Messages from the Governor.

Supplemental
appropriations.

A message from His Excellency the Governor submitting recommendations for making appropriations for the fiscal year 2016 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4009), was filed in the office of the Clerk on Friday, February 12.

The message was read; and it was referred, under Rule 30, to the committee on Ways and Means.

Municipal
roads and
bridges,—
bonds.

A message from His Excellency the Governor recommending legislation relative to financing improvements to municipal roads and bridges (House, No. 4010), was filed in the office of the Clerk on Friday, February 12.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Transportation. Sent to the Senate for concurrence.

Petitions.

Dracut,—
special
police.

Miss Garry of Dracut presented a petition (accompanied by bill, House, No. 4012) of Colleen M. Garry (by vote of the town) relative to the appointment of special police officers in the town of Dracut; and the same was referred to the committee on Public Service. Sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

South Shore
Charter
School,—
retirement.

By Mr. Bradley of Hingham, a petition (subject to Joint Rule 12) of Garrett J. Bradley for legislation to authorize employees of the South Shore Charter School to join the state employees retirement system.

Animals,—
motor
vehicles.

By Mr. Moran of Lawrence, a petition (subject to Joint Rule 12) of Frank A. Moran relative to leaving animals unattended in motor vehicles under conditions that endanger the health or well-being of said animals.

National
Guard,—
benefits.

By Representative Naughton of Clinton and Senator Lesser, a joint petition (subject to Joint Rule 12) of Harold P. Naughton, Jr., and Eric P. Lesser relative to benefits for members of the Massachusetts National Guard.

Summer
learning,—
grants.

By Ms. Peisch of Wellesley, a petition (subject to Joint Rule 12) of Alice Hanlon Peisch for legislation to authorize the Department of Elementary and Secondary Education to establish a grant program to

support the development and expansion of high quality, comprehensive summer learning opportunities for students in districts with high concentrations of low income students.

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

Papers from the Senate.

The House Bill to improve public records (House, No. 3858, amended), came from the Senate with the endorsement that said branch had insisted on its amendments (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2127; and striking out the title and inserting in place thereof the following title: "An Act improving the administration and enforcement of public records law") (in which the House had non-concurred).

Public records laws.

The bill bore the further endorsement that said branch had concurred with the House in the appointment of a committee of conference on the disagreeing votes of the two branches, and that Senators Lovely, Lewis and Humason had been appointed the committee on the part of the Senate.

Committee of conference.

Bills

Further regulating the enforcement of illegal hunting practices (Senate, No. 2069, amended by inserting after section 1 the following section:—

Hunting,—illegal practices.

SECTION 1A. Section 26 of chapter 90B of the General Laws, as so appearing, is hereby amended by inserting, after the word "case" in line 69, the words "; provided, however, that during the hunting season, a person with a valid hunting license may carry, unloaded, outside such a case, for the purpose of hunting, a firearm, rifle or shotgun in or on a snow vehicle or recreation vehicle or on a trailer or sled attached to such a vehicle or trailer."; in section 10 (as published), in lines 263 and 264, by striking out the text contained in those lines; in line 427, by inserting before the article "A" the following sentence: "The compact administrator for the commonwealth shall be the director of fisheries and wildlife or a designee."; in line 471, by inserting after the word "presented" the words "by compact administrator"; and by adding the following section:

"SECTION 11. The division of fisheries and wildlife shall promulgate rules and regulations for the implementation of the Wildlife Violator Compact, established in section 10, within 6 months after of the effective date of this act.") (on Senate bill No. 446); and

To modernize firm leadership structures (Senate, No. 2126, amended in section 2, in line 6, by inserting after the word "of" the words "a license or") (on Senate bill No. 1168);

Accountancy firms.

Severally passed to be engrossed by the Senate were read; and they were referred, under Rule 33, to the committee on Ways and Means.

Bills

Further regulating condominium associations (Senate, No. 723, amended in line 4 (as published) by inserting after the word "action" the words "unless the request was unreasonable or was designed or intended

Condominium associations.

Condominium associations,—

to harass or intimidate”; and (as changed by the Senate committee on Bills in the Third Reading) by inserting the following section:—

SECTION 1. Section 1 of chapter 142A of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out the definition of “Claimant” and inserting in place thereof the following definition:—

“Claimant”, an owner and resident of a residential building, containing at least 1 but not more than 4 dwelling units, who has entered into a construction contract with a contractor to carry out construction work on the building or an owner and resident of a single condominium unit in a residential building, who has entered into a construction contract with a contractor to carry out construction work on an area of the building under that owner’s exclusive control, and who is making a claim against said contractor for failure of performance under the contract.) (on a petition); and

Newborns,— pertussis.

Providing for further protection from pertussis (Senate, No. 2074) (on Senate bill No. 1993);

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.

Erving,— Robert H. Minor.

A petition (accompanied by bill, Senate, No. 2131) of Stanley C. Rosenberg and Susannah M. Whipps Lee (by vote of the town) for legislation relative to the retirement benefits of Robert H. Minor, was referred, in concurrence, to the committee on Public Service.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Hannon Design and Media Center.

Petition (accompanied by bill) of Garrett J. Bradley, Viriato M. deMacedo and Hannah Kane relative to naming a certain building at the Massachusetts College of Art and Design as the William J. Hannon Design and Media Center. To the committee on Higher Education.

Condominium elections.

Joint petition (accompanied by bill) of Hannah Kane relative to condominium elections. To the committee on Housing.

Denise Martinez,— sick leave.

Petition (accompanied by bill) of Christine P. Barber, Paul J. Donato and Patricia D. Jehlen for legislation to establish a sick leave bank for Denise Martinez, an employee of the Massachusetts Commission for the Deaf and Hard of Hearing. To the committee on Public Service.

Under suspension of the rules, on motion of Mr. Hill of Ipswich, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

Economic development,— taxes.

By Mr. Wagner of Chicopee, for the committee on Economic Development and Emerging Technologies, asking to be discharged from further consideration of the message from His Excellency the Governor recommending legislation relative to promoting sustainable economic development in Massachusetts (House, No. 3978),— and recommending that the same be referred to the committee on Revenue.

Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on a petition, a Bill establishing a board of registration in physical therapy (House, No. 176). Physical therapy,—licensing.

By Ms. Hogan of Stow, for the committee on Public Health, on House, No. 2002, a Bill relative to nurse licensure compact in Massachusetts (House, No. 3996). Nurse licensure compact.

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on a petition, a Bill relative to cosmetology (House, No. 221). Cosmetology.

By Ms. Peisch of Wellesley, for the committee on Education, on a petition, a Bill relative to school threats (House, No. 447). Schools,—threats.

By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, on a petition, a Bill instructing the Massachusetts Department of Fish & Game to study the feasibility of repurposing the former Moon Island Sewage Treatment Plant for the purposes of fish and shellfish farms (House, No. 621). Moon Island,—fish, etc. farming.

By the same member, for the same committee, on a petition, a Bill instructing the Massachusetts Department of Conservation and Recreation to study the feasibility of establishing an animal shelter and dog park on state-owned property in the city of Quincy (House, No. 622). Quincy,—animal shelter and dog park.

By the same member, for the same committee, on a joint petition, a Bill establishing the Assawompset Pond Complex flood management district commission (House, No. 732). Assawompset Pond Complex.

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

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on a petition, a Bill regulating residential paving,—regulate. Residential paving,—regulate.

By the same member, for the same committee, on a petition, a Bill relative to the sale of children's jewelry (House, No. 253). Children's jewelry.

By the same member, for the same committee, on a petition, a Bill expanding access to craft beer (House No. 3726). Craft beer,—access.

By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, on a petition, a Bill relative to the use of Glyphosate by utility companies and/or government entities on land located within, on, or above a federally-designated sole source aquifer (House, No. 717). Glyphosate.

By Mr. Fernandes of Milford, for the committee on the Judiciary, on Senate, Nos. 822, 899 and 922 and House, No. 1557, a Bill to properly punish the solicitation of felony crimes (House, No. 4005). Felonies,—solicitation.

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

Engrossed Bills.

Bill
re-enacted.

The engrossed Bill authorizing the town of Norwood to grant additional licenses for the sale of wine and malt beverages to be drunk on the premises (see House, No. 3684, amended) (which originated in the House), 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 bills

Bills
enacted.

Authorizing the merger of the Annawon Council, Inc., Boy Scouts of America into the Narragansett Council, Boy Scouts of America (see Senate, No. 2041, amended) (which originated in the Senate); and

Further regulating the membership of the school committee in the city of Lawrence (see House, No. 3604) (which 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 it were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

Shrewsbury,—
liquor
license.

The House Bill authorizing the town of Shrewsbury to grant an additional liquor license (House, No. 3880), was read a third time.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 1, in line 10, by inserting after the word "taxes" the word "contributions".

The amendment was adopted; and the bill (House, No. 3880, amended) was sent to the Senate for concurrence in the amendment.

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.

At eight minutes after eleven o'clock A.M., on motion of Mr. Hill of Ipswich (Mr. Michlewitz of Boston being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Thursday, February 18, 2016.

Met at 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.

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

Resolutions (filed by Ms. Fox of Boston and other members of the House) commending the American Heart Association on its observance of February 2016 as American Heart Month in the Commonwealth; American
Heart
Month.

Resolutions (filed by Mr. Hecht of Watertown) congratulating Dolores L. Mitchell on the occasion of her retirement; and Dolores
Mitchell.

Resolutions (filed by Mrs. O'Connell of Taunton) congratulating Joseph Leite on receiving the Eagle Award of the Boy Scouts of America; Joseph
Leite.

Mr. Galvin of Canton, 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. Smizik of Brookline, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petitions.

Mr. Timilty of Milton presented a petition (accompanied by bill, House, No. 4014) of Walter F. Timilty and Brian A. Joyce (by vote of the town) relative to the appointment of the chief of police in the town of Milton; and the same was referred to the committee on Public Service. Sent to the Senate for concurrence. Milton,—
police chief.

Mr. Arciero of Westford presented a petition (subject to Joint Rule 12) of James Arciero and others relative to violations for passing a stopped or stationary waste or recycling collection vehicle on a public way; and the same was referred, under Rule 24, to the committee on Rules. Recycling
vehicles,—
passing.

Papers from the Senate.

A petition (accompanied by bill, Senate, No. 2130) of Anne M. Gobi and Donald R. Berthiaume, Jr. (by vote of the town) for legislation to authorize the town of Hubbardston to exchange of a parcel of land located on Ragged Hill Road for a parcel of land located on Gardner Road, was referred, in concurrence, to the committee on Municipalities and Regional Government. Hubbardston,—
land.

The following notice was received from the Clerk of the Senate, to wit:—

February 18, 2016.

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 Stanley C. Rosenberg, President of the Senate, has announced the following appointments:

Status of Women.

Ms. Joanne F. McCrea of Salem (pursuant to Section 66 of Chapter 3 of the General Laws) to the Massachusetts Commission on the Status of Women;

Utilities Commission.

Mr. Michael Lenihan of Foxborough (pursuant to Section 2 of Chapter 25 of the General Laws) to the Special Utilities Commission;

Public councils.

Ms. Katherine Craven and Mr. Bruce Miller (pursuant to Section 2 of Chapter 211D of the General Laws) to the Committee for Public Council Services; and

Workforce Development Board.

Senator Eileen M. Donoghue (pursuant to Section 3 of Chapter 142 of the Acts of 2015) to the Workforce Development Board.

Respectfully submitted,

WILLIAM F. WELCH,
Clerk of the Senate.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Vocational technical,—training.

Petition (accompanied by bill) of Frank A. Moran for legislation to authorize minors enrolled in a course of study and training in a vocational technical education program or a co-operative education program to operate hoisting machinery or motor vehicles. To the committee on Labor and Workforce Development.

Cars, etc.,—pets.

Joint petition (accompanied by bill) of Frank A. Moran relative to leaving animals unattended in motor vehicles under conditions that endanger the health or well-being of said animals. To the committee on the Judiciary.

MBTA,—recycling.

Petition (accompanied by bill) of Michael Rossi for an investigation by a special commission (including members of the General Court) relative to enhancing recycling machines at Massachusetts Bay Transportation Authority facilities. To the committee on Transportation.

Under suspension of the rules, on motion of Mr. Smizik of Brookline, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

Buildings,—revitalize.

By Mr. Wagner of Chicopee, for the committee on Economic Development and Emerging Technologies, on a petition, a Bill to help developers revitalize under-utilized buildings (House, No. 300, changed in

line 6 by striking out the following: "G.L.c." and inserting in place thereof the word "Chapter", by inserting after the word "through" the words "loans and", and in line 27 by striking out the words "will contribute" and inserting in place thereof the word "contributions").

By the same member, for the same committee, on House, No. 301, a Bill relative to charitable gaming (House, No. 4013). Charitable gaming.

By Ms. Peisch of Wellesley, for the committee on Education, on House, Nos. 313, 323, 324, 354, 423, 452, 454 and 3223, a Bill relative to school attendance (House, No. 4011). Schools,—attendance.

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

By Mr. Fernandes of Milford, for the committee on the Judiciary, on a petition, a Bill establishing a sick leave bank for Robert Fothergill, an employee of the Massachusetts Trial Court (House, No. 4006). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Robert Fothergill,—sick leave.

Orders of the Day.

The Senate Bill authorizing the town of Middlefield to continue the employment of police chief Thomas Austin (Senate, No. 1941), 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 creation of a community enhancement fee stabilization fund in the city of Everett (House, No. 3831); and Third reading bills.

Authorizing the town of Walpole to grant 5 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 3872) (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.

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 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 Monday at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Monday, February 22, 2016.

Met at 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.

Damien Sardinha.

Resolutions (filed with the Clerk by Mrs. Haddad of Somerset) congratulating Damien Curtis Sardinha on receiving the Eagle Award of the Boy Scouts of America, were referred under Rule 85, to the committee on Rules.

Mr. Galvin of Canton, for said committee, then reported that the resolutions ought to be adopted. Under suspension of the Rules, on motion of Ms. Barber of Somerville, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communications.

Northwestern District,— wiretaps.

Communications

From the District Attorney of the Northwestern District (see Section 99 of Chapter 272 of the General Laws) relative to the number of applications made for electronic surveillance warrants in 2015;

Insurance fraud bureau.

From the Insurance Fraud Bureau (see Section 1(k) of Chapter 338 of the Acts of 1990, as most recently amended by Section 5 of Chapter 279 of the Acts of 2002) submitting a semi-annual report relative to referrals involving automobile insurance fraud, workers' compensation fraud and other insurance fraud [copies of said report were referred, as required under said law, to the committees on Financial Services and Labor and Workforce Development];

Community Corrections.

From the Massachusetts Trial Court Office of Community Corrections (see Section 5 of Chapter 211F of the General Laws) submitting a report of the utilization of community corrections centers;

Norfolk County Registry of Deeds,— technology report.

From the Norfolk County Registry of Deeds (see Section 2KKK of Chapter 29 of the General Laws) submitting its plan for expenditure of technological improvements from the County Registers Technological Fund [copies of said report forwarded to the committee on Ways and Means and committee on Post Audit and Oversight];

Plymouth County,— juveniles.

From the Office of the Plymouth District Attorney (see Section 32 of Chapter 12 of the General Laws) submitting a report of the Community Based Juvenile Justice Program Report for fiscal year 2015; and

Domestic and sexual violence victims.

From the Special Commission to Study Shelter and Housing Options for Domestic and Sexual Violence Victims (see Section 47 of Chapter 260 of the Acts of 2014) notifying the House of Representatives that said commission will be submitting the recommendation report later than the June 30, 2015 deadline;

Severally were placed on file.

Reports.

Reports

Of the Department of Public Health (under item 4513-1020 of Chapter 46 of the Acts of 2015) submitting the Early Intervention program report for the second quarter of fiscal year 2016; and Early Intervention.

Of the Division of Capital Asset Management and Maintenance of the Executive Office of Administration and Finance (under Section 7C of Chapter 39 of the General Laws) submitting the Commonwealth of Massachusetts Real Property Report for 2015; Real Property Report.

Severally were placed on file.

Petitions.

Mr. Fernandes of Milford presented a petition (subject to Joint Rule 12) of John V. Fernandes relative to the payment of support to a recipient spouse who is economically dependent; and the same was referred, under Rule 24, to the committee on Rules. Alimony.

Mr. Galvin of Canton, 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 the Judiciary. Sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Chan of Quincy, a petition (subject to Joint Rule 12) of Tackey Chan relative to worker's compensation insurance. Worker's compensation.

By Representative Day of Stoneham and Senator Lewis, a joint petition (subject to Joint Rule 12) of Michael S. Day, Jason M. Lewis and others for legislation to establish an energy facilities siting board within the Department of Public Utilities. Energy facilities siting board.

By Mr. Finn of West Springfield, a petition (subject to Joint Rule 12) of Michael J. Finn that the Department of Mental Health be authorized to require certain group homes to provide community notices. Group homes,— notices.

By Mr. Kafka of Stoughton, a petition (subject to Joint Rule 12) of Louis L. Kafka and others for legislation to establish a sick leave bank for Eyma Sutton, an employee of the Department of Children and Families. Eyma Sutton,— sick leave.

By Representative Naughton of Clinton and Senator Lesser, a joint petition (subject to Joint Rule 12) of Harold P. Naughton, Jr., and Eric P. Lesser for legislation to reimburse certain life insurance premiums for members of the Massachusetts National Guard. National Guard,— life insurance.

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

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of Alice Hanlon Peisch for legislation to authorize the Department of Elementary and Secondary Education to Summer learning.

Summer
learning.

establish a grant program to support the development and expansion of high quality, comprehensive summer learning opportunities for students in districts with high concentrations of low income students. To the committee on Education.

Paul
Sinkiewicz,—
sick leave.

Joint petition (accompanied by bill) of David F. DeCoste and Michael D. Brady for legislation to establish a sick leave bank for Paul Sinkiewicz, an employee of the Department of Youth Services. To the committee on Public Service.

Under suspension of the rules, on motion of Mr. Smizik of Brookline, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

Framingham,—
board of
health.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the recommitted House Bill to amend Chapter 27 of the Acts of 1996 (House, No. 3935) [Local Approval Received], be scheduled for consideration by the House, with an amendment previously recommended by the committee on Municipalities and Regional Government pending; and the main question being on ordering the bill to a third reading.

Under suspension of Rule 7A, on motion of Mr. Kafka of Stoughton, the bill was considered forthwith.

The amendment previously recommended by the committee on Municipalities and Regional Government,— that the bill be amended by substitution of a bill with the same title (House, No. 3977),— was adopted; and the substituted bill was ordered to a third reading.

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

Firefighters.
Bolton,—
recall elections.

Relative to firefighters cessation program (House, No. 2257);
Providing for recall elections in the town of Bolton (House, No. 3640) [Local Approval Received];

Dudley,—
town elections.

Validating the actions taken at the annual town election held in the town of Dudley (printed in House, No. 3778);

Canoe River,—
committee.

Relative to the Canoe River aquifer advisory committee (House, No. 3800); and

Boat excise.

Relative to local control of boat excise revenue (House, No. 3961);
Under suspension of Rule 7A, in each instance, on motion of Mr. Kafka of Stoughton, the bills severally were read a second time forthwith; and they were ordered to a third reading.

Architect
laureate.

By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, that the Bill relative to the architect laureate (House, No. 2931), ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

Veterans,—
medical
transportation.

By Mr. Parisella of Beverly, for the committee on Veterans and Federal Affairs, on a petition, a Bill relative to emergency medical transportation provided to veterans (House, No. 3167). Referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill creating a commission to study the feasibility of divestment of fossil fuels from the Commonwealth's pension systems (House, No. 2372, changed in line 38 by striking out the date "December 31, 2015" and inserting in place thereof the date "January 1, 2017". Read; and referred, under Joint Rule 29, to the committee on Rules of the two branches, acting concurrently.

Fossil fuel divestment,— study.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill to amend retirement benefits for certain employees of the Department of Correction (House, No. 2425). Read; and referred, under Rule 33, to the committee on Ways and Means.

Department of Correction,— retirement benefits.

Engrossed Bill.

The engrossed Bill authorizing the town of Middlefield to continue the employment of Police Chief Thomas Austin (see Senate, No. 1941) (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.

Order.

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

Next sitting.

At eleven minutes after eleven o'clock A.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Wednesday at eleven o'clock A.M.

JOURNAL OF THE HOUSE.

Wednesday, February 24, 2016.

Met according to adjournment at eleven o'clock A.M., 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.

Communications.

Communications

Charter school enrollment.

From the Department of Elementary and Secondary Education (see Section 89(kk) of Chapter 71 of the General Laws) submitting the Charter School Enrollment Data annual report;

METCO.

From the Department of Elementary and Secondary Education (see item 7010-0012 of Section 2 of Chapter 182 of the Acts of 2008) submitting the METCO program report;

Early intervention,—
respite services.

From the Department of Public Health (see item 4513-1020 of Section 2 of Chapter 46 of the Acts of 2015) submitting the Early Intervention Respite Services fiscal year 2015 expenditures and referrals, approved by month;

Naloxone,—
education and
distribution.

From the Department of Public Health (see item 4512-0204 of Section 2 of Chapter 46 of the Acts of 2015) submitting a report on overdose education and naloxone distribution and first responder naloxone grants;

Prevention
and wellness
fund.

From the Department of Public Health (see Section 2G(g) of Chapter 111 of the General Laws) submitting the Prevention and Wellness Trust Fund 2015 legislative report; and

Medicaid,—
cost savings.

From the Office of Medicaid (see Section 182 of Chapter 46 of the Acts of 2015) submitting the Medicaid cost savings report;

Severally were placed on file.

Petitions.

Security
systems,—
sales tax.

Mr. Fernandes of Milford (by request) presented a petition (subject to Joint Rule 12) of Michael Barton for legislation to exempt residential security systems from the sales tax; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending Joint Rule 12 be suspended. Under suspension of the rules, on motion of Mr. McMurtry of Dedham, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Revenue. Sent to the Senate for concurrence.

Peace officer
history month.

Mr. Fernandes of Milford presented a petition (subject to Joint Rule 12) of John V. Fernandes for legislation to designate January as

peace officer history month; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending Joint Rule 12 be suspended. Under suspension of the rules, on motion of Mr. McMurtry of Dedham, 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.

Mrs. Whipps Lee of Athol presented a petition (accompanied by bill, House, No. 4025) of Susannah M. Whipps Lee (by vote of the town) that the town of Orange be authorized to exempt the position of police chief from certain provisions of the civil service law; and the same was referred to the committee on Public Service. Sent to the Senate for concurrence.

Orange,—
civil
service.

Petitions severally were presented and referred as follows:

By Mr. Cusack of Braintree, a petition (subject to Joint Rule 12) of Mark J. Cusack for legislation to further regulate domestic workers.

Domestic
workers.

By Mr. Jones of North Reading, a petition (subject to Joint Rule 12) of Bradley H. Jones, Jr., Jason M. Lewis and James J. Dwyer for legislation to establish a sick leave bank for Steven Everton, an employee of the Department of Developmental Services.

Steven
Everton,—
sick leave.

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

Papers from the Senate.

A Bill relative to segregated reserve funds in the city of Boston (Senate, No. 1999) (on a petition) [Local Approval Received], passed to engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Boston,—
reserve
funds.

A petition of Patricia D. Jehlen for legislation to provide limited health services for residents of assisted living residences, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Elder Affairs.

Assisted
living,—
health
services.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2139) was referred, in concurrence, to the committee on Elder Affairs.

Reports of Committees.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill authorizing the town of Wayland to increase the annual spending limit for its recreational programs revolving fund (House, No. 3940) [Local Approval Received].

Wayland,—
fund.

By the same member, for the same committee, on a petition, a Bill relative to the use of a parcel of land in the city of Woburn for recreational purposes (House, No. 3957) [Local Approval Received].

Woburn,—
land.

Plymouth,—
charter.

By the same member, for the same committee, on a petition, a Bill relative to the charter of the town of Plymouth (House, No. 3968) [Local Approval Received].

Falmouth,—
land.

By the same member, for the same committee, on a joint petition, a Bill authorizing the town of Falmouth to convey to West Falmouth Library, Inc., a certain parcel of land held for open space, recreational or conservation purposes, in exchange for a parcel of equal or greater value (House, No. 3976) [Local Approval Received].

Medford,—
land.

By the same member, for the same committee, on a joint petition, a Bill authorizing the city of Medford to use certain land for any municipal purpose (House, No. 3986) [Local Approval Received].

Martha's
Vineyard,—
refuse.

By the same member, for the same committee, on a joint petition, a Bill validating action taken by the Martha's Vineyard Refuse Disposal and Resource Recovery District (House, No. 3991).

Southbridge,—
legal counsel.

By the same member, for the same committee, on a petition, a Bill relative to the use of legal counsel by the town of Southbridge (House, No. 3999) [Local Approval Received].

Southbridge,—
public works.

By the same member, for the same committee, on a petition, a Bill relative to the Director of Public Works in the town of Southbridge (House, No. 4000) [Local Approval Received].

Id.

By the same member, for the same committee, on a petition, a Bill relative to the removal of the Director of Public Works in the town of Southbridge (House, No. 4001) [Local Approval Received].

Southbridge,—
boards.

By the same member, for the same committee, on a petition, a Bill relative to quasi-judicial boards in the town of Southbridge (House, No. 4002) [Local Approval Received].

Carlo
Casarano,—
sick leave.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Carlo Casarano, an employee of the Department of Unemployment Assistance (House, No. 4004).

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

Engrossed Bills.

Engrossed bills

Bills
enacted.

Relative to the Templeton Developmental Center Reuse Committee (see Senate, No. 1083, amended) (which originated in the Senate);

Authorizing the city of Fitchburg to use ImageCast precinct tabulators at a special State Primary (see House, No. 3864, amended); and

Relative to a certain license for the sale of all alcoholic beverages to be drunk on the premises in the city of Beverly (see House, No. 3934);

(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 it were signed by the acting Speaker and sent to the Senate.

Recess.

Recess.

At three minutes after eleven o'clock A.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House recessed until two o'clock P.M.; and at two minutes after two o'clock the House was called to order with Mr. Donato in the Chair.

Quorum.

Mr. D'Emila of Bridgewater thereupon asked for a count of the House to ascertain if a quorum was present. The Chair (Mr. Donato), having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum. Quorum.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call (the Speaker being in the Chair) 145 members were recorded as being in attendance. Quorum,—
yea and nay
No. 201.

[See Yea and Nay No. 201 in Supplement.]

Therefore a quorum was present.

Subsequently a statement of Mr. Rogers of Norwood was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous quorum roll call I was absent from the House Chamber on official business in another part of the State House. Statement of
Mr. Rogers
of Norwood.

Valedictory Address.

There being no objection, former Representative Robert F. Fennell of Lynn addressed the House regarding his recent departure from service in the House of Representatives. Valedictory
address.

Reports of Committees.

Mr. Donato of Medford being the Chair,—

By Mr. Galvin of Canton, 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 Louis L. Kafka and others for legislation to establish a sick leave bank for Eyma Sutton, an employee of the Department of Children and Families. Under suspension of the rules, on motion of Mr. Kafka of Stoughton, 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. Eyma
Sutton,—
sick leave.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Denise Martinez, an employee of the Massachusetts Commission for the Deaf and Hard of Hearing (House, No. 4017). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Denise
Martinez,—
sick leave.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Ms. Barber of Somerville, 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 Bill to create the position of poet laureate for the Commonwealth of Massachusetts (House, No. 2927), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Poet
laureate.

Mr. Nangle of Lowell, for said committee, then reported that the matter 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.

Mental
retardation,—
renaming.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill renaming certain facilities, departments, and references in law and regulation (House, No. 130), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4021). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported recommending that the matter 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.

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

Olmsted
Park,—
fund.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill establishing the Olmsted Park improvement fund (House, No. 3821), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4023). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported recommending that the matter 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.

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

Subsequently under suspension of the rules, on motion of Ms. Benson of Lunenburg, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time.

Bill passed to
be engrossed,—
yea and nay
No. 202.

On the question on passing the bill to be engrossed, the sense of the House was taken by yeas and nays at the request of the same member; and on the roll call 153 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 202 in Supplement.]

Therefore the bill (House, No. 4023) was passed to be engrossed. Sent to the Senate for concurrence.

Subsequently a statement of Ms. Vincent of Revere was spread upon the records of the House, as follows:

Statement of
Ms. Vincent
of Revere.

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous roll call I was absent from the House Chamber on official business in another part of the State House. Had I been present I would have voted in the affirmative.

Contractors,—
registration.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill relative to streamlining home improvement contractor registration (House, No. 261, changed), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4022). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported recommending that the matter 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.

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

Subsequently under suspension of the rules, on motion of Mr. Scibak of South Hadley, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time, its title having been changed by said committee to read: "An Act relative to home improvement contractor registration."

After remarks on the question on passing the bill to be engrossed, the sense of the House was taken by yeas and nays at the request of the same member; and on the roll call 150 members voted in the affirmative and 0 in the negative.

Bill passed to be engrossed,—yea and nay No. 203.

[See Yea and Nay No. 203 in Supplement.]

Therefore the bill (House, No. 4022) was passed to be engrossed. Sent to the Senate for concurrence.

Subsequently a statement of Ms. Hogan of Stow was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous roll call I was absent from the House Chamber on official business in another part of the State House. Had I been present I would have voted in the affirmative.

Statement of Ms. Hogan of Stow.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill improving the accuracy of eyewitness identification procedures (House, No. 3861), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4024). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Eyewitness identification.

Mr. Nangle of Lowell, for said committee, then reported recommending that the matter 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.

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

Motion to Discharge a Certain Matter in the Orders of the Day.

The House Bill relative to survivors pension benefits and qualified domestic relations orders (House, No. 3971) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time forthwith, under suspension of Rule 47, on motion of Mr. Murphy of Weymouth; and it was passed to be engrossed. Sent to the Senate for concurrence.

Survivors pension benefits.

Order.

On motion of Mr. DeLeo of Winthrop,—
Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

Next sitting.

Accordingly, without proceeding to the matters in the Orders of the Day, at twenty-nine minutes after three o'clock P.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Thursday, February 25, 2016.

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.

Communications.

Communications

From the Department of Public Health (see Section 176 of Chapter 46 of the Acts of 2015) submitting the Public Health Evaluation Grant Program; Evaluation grants.

From the Department of Early Education and Care (see Section 3(g) of Chapter 15D of the General Laws) submitting the annual legislative report of said department; Early education.

From the Massachusetts Bay Transportation Authority (see Section 11 of Chapter 161A of the General Laws) submitting the authority's efforts to maximize non-transportation revenue for fiscal year 2015; and MBTA,—
revenue.

From the Merrimack Valley Regional Transit Authority submitting a clarification to page 4 of the Management Discussion and Analysis included in the fiscal year 2015 audit [see House Docket No. 4311]; Merrimack Valley
Transit.

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

By Representative Cabral of New Bedford and Senator Montigny, a joint petition (subject to Joint Rule 12) of Antonio F. D. Cabral and others relative to benefits of individuals who have been locked out of their place of employment by their employers. Locked out employees,—
benefits.

By Ms. DiZoglio of Methuen (by request), a petition (subject to Joint Rule 12) of Justin Cann for legislation to establish a pulmonary hypertension task force. Hypertension,—
task force.

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

Reports of Committees.

By Ms. Ferrante of Gloucester, for the committee on Community Development and Small Businesses, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 3381) of Carlos González and others for legislation to establish the micro and minority business strategy committee to develop strategies for supporting micro businesses in inner city communities,— and recommending that the same be referred to the committee on Economic Development and Emerging Technologies; Inner cities,—
business
development.

Health care workers,— safety.

By Mr. Scibak of South Hadley, for the committee on Labor and Workforce Development, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 1687) of Michael D. Brady and others relative to health care worker safety,— and recommending that the same be referred to the committee on Public Safety and Homeland Security; and

By Ms. Hogan of Stow, for the committee on Public Health, asking to be discharged from further consideration:

Nurses,— patients.

Of the petition (accompanied by bill, House, No. 1958) of Denise C. Garlick and others relative to the maximum number of patients assigned to registered nurses or hospital care attendants;

Dental hygienists.

Of the petition (accompanied by bill, House, No. 1989) of Louis L. Kafka and others relative to public health dental hygienists; and

Physical therapy treatments,— study.

Of the petition (accompanied by bill, House, No. 2025) of David M. Nangle that the Center for Health Information and Analysis be directed to study potential cost savings for certain physical therapy treatments;

And recommending that the same severally be referred to the committee on Health Care Financing.

Under Rule 42, the reports severally were considered forthwith; and they were accepted. Severally sent to the Senate for concurrence.

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

Senate bills

All Westfield Patriots Bridge.

Designating a certain bridge in the city of Westfield as the All Westfield Patriots Bridge (Senate, No. 1839);

Middleborough,— constables.

Relative to constables in the town of Middleborough (Senate, No. 1995) [Local Approval Received]; and

Pertussis.

Providing for further protection from pertussis (Senate, No. 2074); and

House bills

Data security.

Updating chapter 93H [sic] data security protections to include biometric information (House, No. 225);

Non-profits,— alcohol.

To allow non-profits to purchase alcohol form retail package stores for charitable events (House, No. 230);

Auctions,— liquor licenses.

Regulating the granting of temporary licenses for the sale of wine, beer, and malt liquor at auctions (House, No. 247);

Non-profits,— liquor licenses.

Relative to special alcohol licenses for nonprofit organizations (House, No. 248);

Jewelry.

Relative to the sale of children’s jewelry (House, No. 253);

Charities.

Relative to issuing prize payments to charities (House, No. 275);

Non-teaching employees.

Relative to protecting the rights of custodial and other non-teaching employees of school districts (House, No. 2319);

Rare disease day.

Designating the last day of February as Rare Disease Day in the Commonwealth (House, No. 2709);

Spring Peeper.

Relative to the official amphibian of the Commonwealth (House, No. 2729);

Uncle Sam day.

To establish Uncle Sam day (House, No. 2742);

Minutemen and militia day.

Declaring the third Saturday of the month of October as Massachusetts Minuteman and Militia Day (House, No. 2790);

Workers’ day.

Designating Domestic Workers’ Rights Day (House, No. 2793);

Designating the official seasoning of the Commonwealth (House, No. 2796);	Bell's seasoning.
Declaring the first Monday of the month of May as school crossing guard day (House, No. 3626);	Crossing guard day.
Providing for recall elections in the town of Shirley (House, No. 3784) [Local Approval Received];	Shirley,—elections.
Relative to the form of representative town government in the town of North Attleborough (House, No. 3853) [Local Approval Received];	North Attleborough.
Relative to the use of a parcel of land in the city of Woburn for recreational purposes (House, No. 3957) [Local Approval Received];	Woburn,—land.
Establishing a sick leave bank for Carlo Casarano, an employee of the Department of Unemployment Assistance (House, No. 4004); and	Carlo Casarano.
Establishing a sick leave bank for Robert Fothergill, an employee of the Massachusetts Trial Court (House, No. 4006);	Robert Fothergill.
Under suspension of Rule 7A, in each instance, on motion of Mr. McGonagle of Everett, the bills severally were read a second time forthwith; and they were ordered to a third reading.	

By Ms. Ferrante of Gloucester, for the committee on Community Development and Small Businesses, on a petition, a Bill to address inequality, promote opportunity, and end poverty (House, No. 142). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Community action agencies.

By Ms. Ferrante of Gloucester, for the committee on Community Development and Small Businesses, on a petition, a Bill relative to bona fide business entities (House, No. 145). Read; and referred, under Rule 33, to the committee on Ways and Means.

Bona fide business entities.

Orders of the Day.

House bills

Relative to the position of poet laureate for the Commonwealth of Massachusetts (House, No. 2927)) (its title having been changed by the committee on Bills in the Third Reading); and

Third reading bills.

Validating the actions taken at a certain town meeting held in the town of Rochester (printed in House, No. 3918) (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 establishing a sick leave bank for Denise Martinez, an employee of the Massachusetts Commission for the Deaf and Hard of Hearing (House, No. 4017), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Denise Martinez,—sick leave.

Pending the question on passing the bill to be engrossed, Ms. Barber of Somerville moved to amend it by inserting before the enacting clause the following emergency preamble:

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a sick leave bank for a certain employee of the Massachusetts commission for the deaf and hard

Denise
Martinez,—
sick leave.

of hearing, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The amendment was adopted; and the bill (House, No. 4017, amended) was passed to be engrossed. 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 twenty-four minutes after eleven o'clock A.M., on motion of Mr. Hill of Ipswich (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.

JOURNAL OF THE HOUSE.

Monday, February 29, 2016.

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.

Message from the Governor.

A message from His Excellency the Governor (under Section 8 of Article LXXXIX of the Amendments to the Constitution) recommending legislation relative to the town elections and special state elections in the towns of Hull, Marshfield and Norwell (House, No. 4043), was filed in the office of the Clerk on Friday, February 26. Hull, Marshfield and Norwell,—elections.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Election Laws. Sent to the Senate for concurrence.

Communications.

Communications

From the Department of Transitional Assistance (see Section 2(B) of Chapter 18 of the General Laws) submitting the annual report detailing the number of recipients exempt from having a photo on their electronic benefit transfer card; and EBT cards.

From the State Domestic Violence Fatality Review Team (see Section 4 of Chapter 260 of the Acts of 2014) submitting the inaugural report on its work for 2015; Domestic violence.

Severally were placed on file.

Annual and Special Reports.

A report of the Department of Transitional Assistance (under Section 2(B) of Chapter 18 of the General Laws) detailing eligible noncitizens receiving transitional aid to families with dependent children; and AFDC,—eligible noncitizens.

An annual report of the District Attorney for the Plymouth District (under Section 99 of Chapter 272 of the General Laws) relative to the number of applications made for electronic surveillance warrants in 2015; Plymouth County,—wiretaps.

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Chan of Quincy, a petition (subject to Joint Rule 12) of Tackey Chan and John F. Keenan for legislation to waive certain fees for retired registered nurses. Nurses,—fees.

By Miss Garry of Dracut, a petition (subject to Joint Rule 12) of Colleen M. Garry for legislation to authorize the commissioner of Dracut,—land.

Capital Asset Management and Maintenance to convey an easement over a certain parcel of land in the town of Dracut.

Condominium owners' rights.

By Mrs. Harrington of Groton (by request), a petition (subject to Joint Rule 12) of Raymond M. Lee relative to condominium owners' rights.

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

Papers from the Senate.

Uniform Interstate Family Support Act.

The House Bill to comply with the Uniform Interstate Family Support Act (printed in House, No. 3848), came from the Senate passed to be engrossed, in concurrence, with an amendment inserting before the enacting clause the following emergency preamble:

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to establish accept [sic] forthwith the revised Uniform Interstate Family Support Act, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public safety.”

The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Lipodystrophy syndrome.

A Bill relative to HIV-associated lipodystrophy syndrome treatment (Senate, No. 2137) (on Senate bill No. 618), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Salisbury,—land.

A Bill authorizing the conveyance of certain property in the town of Salisbury (Senate, No. 1095, amended in section 1, in line 2, by inserting after the word “contrary” the following: “, but subject to paragraphs (a), (b) and (g) of section 16 of said chapter 30B”) (on a petition) [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.

Reports

Housing opportunities.

Of the committee on Community Development and Small Businesses, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 119) of Michael J. Rodrigues and Angelo J. Puppolo, Jr., for legislation to improve housing opportunities and the Massachusetts economy,— and recommending the same be referred to the committee on Housing;

Weapons, etc.,—right to bear arms.

Of the committee on Municipalities and Regional Government, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 1084) of Donald F. Humason, Jr., and Viriato M. deMacedo for legislation relative to constitutional rights,— and recommending the same be referred to the committee on Public Safety and Homeland Security; and

Patient safety.

Of the committee on Public Health, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 1206) of Marc R. Pacheco, James J. O’Day, Chris Walsh, Thomas M. McGee and other members of the General Court for legislation relative

to patient safety,— and recommending the same be referred to the committee on Health Care Financing;

Severally accepted by the Senate, were considered forthwith, under Rule 42; and they were accepted, in concurrence.

Reports of Committees.

By Ms. Hogan of Stow, for the committee on Public Health, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 1996) of Kay Khan and others relative to further regulating health care costs and the dispensing of controlled substances,— and recommending that the same be referred to the committee on Health Care Financing. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Controlled substances.

By Mr. Kaufman of Lexington, for the committee on Revenue, on House, No. 3688, a Bill authorizing the town of Saugus to designate a check-off box on its tax bills for the Saugus Veteran's Relief Fund (House, No. 4031) [Local Approval Received]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Saugus,— tax bills.

Mr. Nangle of Lowell, for said committee, then reported recommending that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. McMurtry of Dedham, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the following bills be scheduled for consideration by the House;

The Senate Bill relative to segregated reserve funds in the city of Boston (Senate, No. 1999) [Local Approval Received]; and

Boston,— fund.

The House Bill designating March as Fibromuscular Dysplasia awareness month (House, No. 3524);

Fibromuscular Dysplasia month.

Under suspension of Rule 7A, in each instance, on motion of Mr. McMurtry of Dedham, the bills severally were read a second time forthwith; and they were ordered to a third reading.

By Ms. Hogan of Stow, for the committee on Public Health, on a petition, a Bill relative to concussion prevention (House, No. 1881).

Concussion prevention.

By the same member, for the same committee, on Senate, No. 1130 and House, No. 1997, a Bill to protect sports medicine professionals (House, No. 1997).

Sports medicine professionals.

By the same member, for the same committee, on Senate, No. 1156 and House, No. 1998, a Bill relative to certified professional midwives (House, No. 1998).

Midwives.

By the same member, for the same committee, on Senate, No. 1124 and House, No. 1914, a Bill relative to safe patient handling in certain health facilities (House, No. 4039).

Safe patient handling.

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

College, etc.,—
students with
disabilities.

By Mr. Sannicandro of Ashland, for the committee on Higher Education, on House, No. 1064, a Bill creating higher education opportunities for students with intellectual disabilities, autism spectrum disorders, and other developmental disabilities (House, No. 4040).

Saugus,—
Wheelabrator
facility.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on House, No. 771, a Bill to prohibit licensing by the Department of Environmental Protection at the Wheelabrator facility in the town of Saugus (House, No. 4041).

Acquired
property.

By Mr. Kaufman of Lexington, for the committee on Revenue, on a petition, a Bill to continue tax basis rules for property acquired from descendants (House No. 2649).

Corporate
taxes.

By the same member, for the same committee, on House, Nos. 2458 and 2480, a Bill relative to the schedule of payment of estimated corporate taxes (House, No. 4027).

Municipal
finance.

By the same member, for the same committee, on House, Nos. 2462, 2537, 2688 and 3908, a Bill to modernize municipal finance and government (House, No. 4032).

Veterans,—
higher
education.

By Mr. Parisella of Beverly, for the committee on Veterans and Federal Affairs, on a petition, a Bill relative to the cost of veteran higher education (House No. 3126).

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

Lodging,—
tax
exemptions.

By Mr. Kaufman of Lexington, for the committee on Revenue, on House, No. 2451, a Bill relative to exempted accommodations (House, No. 4026).

Solar and
wind systems,—
tax exemptions.

By the same member, for the same committee, on House, Nos. 2465, 2483 and 2681, a Bill relative to clarifying property tax exemptions for solar and wind systems (House, No. 4028).

Veterans,—
tax abatements.

By the same member, for the same committee, on House, No. 2476, a Bill relative to tax abatements for disabled veterans (House, No. 4029).

Seniors,—
property
taxes.

By the same member, for the same committee, on House, No. 2524, a Bill relative to the establishment of a means tested senior citizen property tax exemption (House, No. 4030).

Veterans,—
ballot
identification.

By Mr. Parisella of Beverly, for the committee on Veterans and Federal Affairs, on a petition, a Bill relative to election ballots (House, No. 3160).

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

Emergency Measure.

Eric
Burton,—
sick leave.

The engrossed Bill establishing a sick leave bank for Eric Burton, an employee of the Suffolk County Sheriff's Department (see House, No. 3823), 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.

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. Bill enacted.

Orders of the Day.

House bills

Relative to Dartmouth Fire District No. 2 (House, No. 3875); and Third reading bills.
Establishing a sick leave bank for Carlo Casarano, an employee of the Department of Unemployment Assistance (House, No. 4004);

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.

The House Bill authorizing the city of Northampton to grant additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 3796) (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. Northampton,—
liquor licenses.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by substitution of a bill with the same title (House, No. 4042), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

At nine minutes after eleven o'clock A.M., on motion of Mrs. Poirier of North Attleborough (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at twenty-eight minutes after twelve o'clock noon the House was called to order with Mr. Donato in the Chair. Recess.

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 half past twelve o'clock noon, on motion of Mrs. Poirier of North Attleborough (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.

JOURNAL OF THE HOUSE.

Thursday, March 3, 2016.

Met at five minutes after 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:

Garrett Gillardon.

Resolutions (filed by Representatives Heroux of Attleboro and Poirier of North Attleborough) congratulating Garrett Urbano Gillardon on receiving the Eagle Award of the Boy Scouts of America;

Jake Mocker.

Resolutions (filed by Representatives Heroux of Attleboro and Poirier of North Attleborough) congratulating Jake Evan Mocker on receiving the Eagle Award of the Boy Scouts of America;

Jason Whitehead.

Resolutions (filed by Representatives Heroux of Attleboro and Poirier of North Attleborough) congratulating Jason John Whitehead, Jr., on receiving the Eagle Award of the Boy Scouts of America;

Joseph McCarthy.

Resolutions (filed by Mr. Roy of Franklin) congratulating Joseph Sean McCarthy on receiving the Eagle Award of the Boy Scouts of America; and

Delta Dental.

Resolutions (filed by Mr. Scibak of South Hadley and other members of the House) commending Delta Dental on its recognition of Oral Health Awareness Month;

Mr. Galvin of Canton, 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. Gordon of Bedford, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communications.

Communications

Plymouth County,—
technology fund.

From the Plymouth County Registry of Deeds (see Section 2KKK of Chapter 29 of the General Laws) submitting its plan for expenditure of technological improvements from the County Registers Technological Fund [copies of said report forwarded to the committee on Ways and Means and committee on Post Audit and Oversight]; and

Technology Collaborative.

From Massachusetts Technology Collaborative (see Section 8 of Chapter 40J of the General Laws) submitting the annual report for fiscal year 2015;

Severally were placed on file.

Annual Report.

The annual report of the Massachusetts Workers' Compensation Advisory Council (under the provisions of Section 17 of Chapter 23E of the General Laws) on the state of the Workers' Compensation System for fiscal year 2015 [copies of said report forwarded to the committee on Ways and Means and the committee on Labor and Workforce Development], was placed on file.

Workers' compensation.

Petitions.

Petitions severally were presented and referred as follows:

By Ms. Cronin of Easton, a petition (subject to Joint Rule 12) of Claire D. Cronin relative to the punishment for the use of rental vehicles in the commission of crimes.

Crimes,— rental vehicles.

By Mr. Mark of Peru, a petition (subject to Joint Rule 12) of Paul W. Mark and others for the adoption of resolutions by the General Court relative to debt-free higher education at public colleges and universities.

College, etc.— debt.

By Mr. McMurtry of Dedham, a petition (subject to Joint Rule 12) of Paul McMurtry and others relative to benzodiazepines and non-benzodiazepine hypnotics.

Benzodiazepines and non-benzodiazepine.

By Mr. Smola of Warren, a petition (by vote of the town) (subject to Joint Rule 12) of Todd M. Smola and Anne M. Gobi for legislation to authorize the commissioner of Capital Asset Management and Maintenance to convey a certain parcel of land to the town of Palmer for conservation purposes.

Palmer,— land.

By Mrs. Whipps Lee of Athol, a petition (subject to Joint Rule 12) of Susannah M. Whipps Lee for legislation to authorize the Franklin Regional Retirement Board to credit Dana Moore with a combination of 2 years of age and/or service to enhance his retirement benefits.

Dana Moore,— retirement.

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

*Papers from the Senate.**Reports*

Of the committee on Community Development and Small Businesses, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 121) of Bruce E. Tarr for legislation to establish the Massachusetts capital partnership program,— and recommending the same be referred to the committee on Economic Development and Emerging Technologies;

Capital partnership program.

Of the committee on the Judiciary, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 747) of Cynthia S. Creem for legislation relative to the age of tobacco purchase,— and recommending the same be referred to the committee on Public Health; and

Tobacco,— age to purchase.

Of the committee on Public Health, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 1207) of Marc R. Pacheco, William M. Straus, Angelo J. Puppolo, Jr., David Paul Linsky and other members of the General Court for legislation to remove the restrictions on the licenses of nurse practitioners and certified registered nurse anesthetists as recommended by the Institute of

Nurse practitioners and nurse anesthetists,— licenses.

Nurse practitioners and nurse anesthetists,— licenses.

Medicine and the Federal Trade Commission,— and recommending the same be referred to the committee on Health Care Financing;

Severally accepted by the Senate, were considered forthwith, under Rule 42; and they were accepted, in concurrence.

Petitions severally were referred, in concurrence, under suspension of Joint Rule 12, as follows:

Moving violations.

Petition (accompanied by bill, Senate, No. 2160) of Mark Bell for legislation relative to moving violations. To the committee on the Judiciary.

Colleen Russo,— sick leave.

Petition (accompanied by bill, Senate, No. 2161) of Anne M. Gobi and Todd M. Smola for legislation to establish a sick leave bank for Colleen Russo, an employee of the Department of Developmental Services;

John Lyons,— benefits.

Petition (accompanied by bill, Senate, No. 2162) of Richard J. Ross and Shawn Dooley for legislation to authorize the State Retirement Board to grant creditable service to John Lyons; and

Douglas Priest,— retirement.

Petition (accompanied by bill, Senate, No. 2163) of Richard J. Ross and Shawn Dooley for legislation to authorize the State Retirement Board to grant creditable service to Douglas Priest;

Severally to the committee on Public Service.

Commercial tax exemptions.

Petition (accompanied by bill, Senate, No. 2164) of Ryan C. Fattman and Kevin J. Kuros for legislation relative to the small commercial tax exemption. To the committee on Revenue.

Michael O. Maher intersection.

Petition (accompanied by bill, Senate, No. 2165) of Richard J. Ross and Shawn Dooley for legislation to designate a certain intersection in the town of Plainville as the Special Police Officer Michael O. Maher memorial intersection. To the committee on Transportation.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Students,— recruitment.

Petition (accompanied by bill) of Peter J. Durant and Colleen M. Garry for legislation to prohibit a municipality or regional school district from using public funds or other public resources for the recruitment of students from outside the municipality or regional school district. To the committee on Education.

Domestic workers.

Petition (accompanied by bill) of Mark J. Cusack for legislation to further regulate domestic workers. To the committee on Labor and Workforce Development.

Hypertension task force.

Petition (accompanied by bill) of Justin Cann for legislation to establish a pulmonary hypertension task force. To the committee on Public Health.

Steven Everton,— sick leave.

Petition (accompanied by bill) of Bradley H. Jones, Jr., Jason M. Lewis and James J. Dwyer for legislation to establish a sick leave bank for Steven Everton, an employee of the Department of Developmental Services; and

Donna Juarez,— sick leave.

Petition (accompanied by bill) of Thomas M. Petrolati for legislation to establish a sick leave bank for Donna Juarez, an employee of the Department Of Developmental Services;

Severally to the committee on Public Service.

Under suspension of the rules, on motion of Ms. Barber of Somerville, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mr. Fernandes of Milford, for the committee on the Judiciary, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 1214) of Antonio F. D. Cabral for an investigation by a special commission (including members of the General Court) relative to the feasibility of establishing state-owned title insurance,— and recommending that the same be referred to the committee on Financial Services. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Title
insurance.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill authorizing the city of Medford to use certain land for any municipal purpose (House, No. 3986) [Local Approval Received], be scheduled for consideration by the House.

Medford,—
land.

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

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

Authorizing the town of Wayland to increase the annual spending limit for its recreational programs revolving fund (House, No. 3940) [Local Approval Received]; and

Wayland,—
fund.

Relative to the establishment of a means tested senior citizen property tax exemption (House, No. 4030);

Seniors,—
tax
exemptions.

Under suspension of Rule 7A, in each instance, on motion of Mr. Kafka of Stoughton, the bills severally were read a second time forthwith; and they were ordered to a third reading.

Mr. Sánchez of Boston, for the committee on Health Care Financing, that the Bill relative to health insurance of certain elected individuals in the town of Tyngham (House, No. 3649) [Local Approval Received], ought to pass. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Tyngham,—
insurance.

By Mr. Murphy of Weymouth, for the committee on Public Service, on House, Nos. 2240 and 2313, a Bill relative to certain option B and option C retirees (House, No. 2240).

Public
retirees,—
options.

By the same member, for the same committee, on a petition, a Bill relative to stipends for interns of the General Court (House, No. 3283).

General Court,—
intern stipends.

By the same member, for the same committee, on Senate, No. 1336 and House, No. 3285, a Bill relative to the veteran allowance for public retirees (House No. 3285).

Veterans,—
retirement
allowance.

By the same member, for the same committee, on a petition, a Bill relative to retirement benefits for John G. Flores (House, No. 3825).

John G.
Flores.

By the same member, for the same committee, on House, No. 3146, a Bill relative to veteran retirement benefits (House No. 4044).

Veterans,—
benefits.

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

Paul Sinkiewicz,—
sick leave.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a joint petition, a Bill establishing a sick leave bank for Paul Sinkiewicz, an employee of the Department of Youth Services (House, No. 4035).

Eyma Sutton,—
sick leave.

By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for Eyma Sutton, an employee of the Department of Children and Families (House, No. 4036).

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

Orders of the Day.

Interstate Family Support Act.

The Senate amendment of the House Bill to comply with the Uniform Interstate Family Support Act (printed in House, No. 3848), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

Third reading bill.

The Senate Bill establishing a sick leave bank for Robert Albany, an employee of the Department of Correction (Senate, No. 2073, amended), 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.

Id.

The House Bill providing for recall elections in the town of Shirley (House, No. 3784), 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.

Bedford,—
liquor licenses.

The Senate amendment of the House Bill authorizing the town of Bedford to grant 8 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 3802), reported by the committee on Bills in the Third Reading to be correctly drawn, was considered.

Mr. Speliotis of Danvers then moved that the House concur with the Senate in its amendment with a further amendment in section 1 (as amended by the Senate) by striking out subsection (d) (inserted by amendment by the Senate) and inserting in place thereof the following subsection:

“(d) If a license granted pursuant to this act is cancelled, revoked or no longer in use, it shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the licensing authority and the licensing authority may then grant the license to a new applicant at the same location under the same conditions as authorized in this act.”; and the further amendment was adopted.

The House then concurred with the Senate in its amendment, as amended. Sent to the Senate for concurrence in the further amendment.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Monday next at eleven o'clock A.M.

THURSDAY, MARCH 3, 2016.

911

At seventeen minutes after eleven o'clock A.M., on motion of Mrs. Poirier of North Attleborough (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.

JOURNAL OF THE HOUSE.

Monday, March 7, 2016.

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:

Attleboro,—
Methodist church.

Resolutions (filed by Representatives Poirier of North Attleborough and Heroux of Attleboro) congratulating the Centenary United Methodist Church of Attleboro on its one hundred fiftieth anniversary;

Theodore Joubert.

Resolutions (filed by Mrs. Poirier of North Attleborough) congratulating Theodore "Ted" Joubert on the occasion of his retirement as fire chief for the town of North Attleborough; and

Edward Sheridan.

Resolutions (filed by Mr. Naughton of Clinton) congratulating Edward M. Sheridan on twenty years of volunteer service to the town of Clinton;

Mr. Galvin of Canton, 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. Smizik of Brookline, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petitions.

Hingham,—
fund.

Mr. Bradley of Hingham presented a petition (accompanied by bill, House, No. 4051) of Garrett J. Bradley (by vote of the town) that the town of Hingham be authorized to establish a reserve fund in said town; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

Education,—
local resources.

By Mr. Rogers of Norwood, a petition (subject to Joint Rule 12) of John H. Rogers and others for legislation to promote educational resource allocation decisions at the local level.

New Salem,—
land.

By Mrs. Whipps Lee of Athol, a petition (subject to Joint Rule 12) of Susannah M. Whipps Lee that the commissioner of Capital Asset Management and Maintenance be authorized to convey a certain parcel land in the town of New Salem.

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

Papers from the Senate.

Health disparities.

The House Bill eliminating racial and ethnic health disparities in the Commonwealth (House, No. 3969, amended) (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 amendments striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2143, amended in section 4, in line 34, inserting after the word “development” the words “including the division of insurance”, in line 40, inserting after the word “healthcare” the words “and health insurance”, in line 43, striking out the following: “and (vii)” and inserting in place thereof the following: “(vii) food and nutrition access and quality; and (viii)”; and striking out the title and inserting in place thereof the following title: “An Act eliminating health disparities.” The amendments were referred, under Rule 35, to the committee on Bills in the Third Reading.

Bills

Relative to the Architectural Access Board (Senate, No. 1323, amended by striking out section 27 and inserting in place thereof the following section: Architectural Access Board.

“SECTION 27. Said section 13A of said chapter 22, as so appearing, is hereby further amended by striking out the definition of ‘Public building’ and inserting in place thereof the following definition:—

‘Public building’, buildings constructed by the commonwealth or any political subdivision thereof with public funds and open to public use, including, but not limited to, the places of public accommodation listed in 28 CFR 36.104.”) (on a petition);

Relative to the hiring of persons with a disability (Senate, No. 2166) (on Senate bill No. 2142, amended); Disabled,— hiring.

Eliminating archaic language pertaining to individuals with disabilities in the Commonwealth of Massachusetts (Senate, No. 2167) (on Senate bill No. 2140, amended); and Disabled,— archaic language.

Updating terminology and investigative practices related to the protection of persons with a disability (Senate, No. 2168) (on Senate bill No. 2141, amended); Disabled,— protection.

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 33, to the committee on Ways and Means.

A Bill establishing a sick leave bank for Jesse B. Walker, an employee of the Trial Court (Senate, No. 2129, amended by inserting before the enacting clause the following emergency preamble: Jesse B. Walker,— sick leave.

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a sick leave bank for a certain employee of the trial court, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”) (on a petition), passed to be engrossed by the Senate was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Petitions severally were referred, in concurrence, under suspension of Joint Rule 12, as follows:

Petition (accompanied by bill, Senate, No. 2170) of Michael D. Brady for legislation relative to local public housing authorities access to the dental insurance plan managed by the group insurance commission. To the committee on the Public Service. Housing authorities,— dental insurance.

Municipal lobbying policy.

Petition (accompanied by bill, Senate, No. 2169) of Michael D. Brady, Chris Walsh, James B. Eldridge, Linda Dean Campbell and others for legislation relative to the establishment of a Massachusetts municipal lobbying policy. To the committee on Administration and Regulatory Oversight.

Reports of Committees.

Ride for hire,—procedures.

Mr. Galvin of Canton, for the committee on Rules, reported (under the provisions of House Rules 7B and 7C) an Order relative to special procedures for consideration of the House Bill relative to the ride for hire industry [House, No. 4049] (for order, see House, No. 4050), ought to be adopted. The order was considered forthwith; and it was adopted.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Benzodiazepines.

Petition (accompanied by bill) of Paul McMurtry and others relative to benzodiazepines and non-benzodiazepine hypnotics. To the committee on Mental Health and Substance Abuse.

Dracut,—land.

Petition (accompanied by bill of Colleen M. Garry for legislation to authorize the commissioner of Capital Asset Management and Maintenance to convey an easement over a certain parcel of land in the town of Dracut. To the committee on State Administration and Regulatory Oversight.

Under suspension of the rules, on motion of Mr. Smizik of Brookline, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mr. Dempsey of Haverhill, for the joint committee on Ways and Means, asking to be discharged from further consideration:

Legislation,—unfunded mandates.

Of the petition (accompanied by bill, House, No. 3177) of James Arciero, Jonathan D. Zlotnik and Geoff Diehl for legislation to require that fiscal notes be attached to legislation providing unfunded mandates on municipal governments;

Legislative budget office.

Of the petition (accompanied by bill, House, No. 3178) of Jay R. Kaufman and others for legislation to establish a legislative budget office;

Appropriation bills,—estimates.

Of the petition (accompanied by bill, House, No. 3179) of Jay R. Kaufman for legislation to require estimated amounts of appropriations for a subsequent fiscal year on appropriation bills;

Ways and Means committees,—hearings.

Of the petition (accompanied by bill, House, No. 3180) of Shaunna L. O’Connell and others for legislation to require the House and Senate committees on Ways and Means to conduct public hearings on proposed legislation to establish, increase or expand taxes or fees;

Snow removal,—liability.

Of the petition (accompanied by bill, House, No. 3181) of David T. Vieira for legislation to authorize the incurring of liability and expenditures in excess of available appropriations for snow and ice removal; and

Local aid,—distributions.

Of the petition (accompanied by bill, House, No. 3182) of Timothy R. Whelan, Timothy R. Madden and Bruce E. Tarr relative to the distribu-

tion of funds to the Gaming Local Aid Fund and the Local Aid Stabilization Fund;

And recommending that the same severally be referred to the House committee on Ways and Means.

Under Rule 42, the reports severally were considered forthwith; and they were accepted. Severally sent to the Senate for concurrence, inso-much as relates to the discharge of the joint committee.

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

Relative to the appointment of special police officers in the town of Bridgewater (House, No. 3686) [Local Approval Received]; and Bridgewater,—
special police.

Establishing a sick leave bank for Eyma Sutton, an employee of the Department of Children and Families (House, No. 4036); Eyma
Sutton,—
sick leave.

Under suspension of Rule 7A, in each instance, on motion of Mr. Kafka of Stoughton, the bills severally were read a second time forthwith; and they were ordered to a third reading.

By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, on a joint petition, a Bill relative to the disclosure of toxic chemicals in children's products (House, No. 697). Children's
products,—
chemicals.

By Ms. Malia of Boston, for the committee on Mental Health and Substance Abuse, on a petition, a Bill relative to increasing access to psychological services (House, No. 1784, changed in line 4 by inserting after the word "psychologists" the words "and licensed independent clinical social workers"). Psychological
services,—
MassHealth.

By the same member, for the same committee, on a petition, a Bill relative to expanding access and safety of mental health services (House, No. 1787). Mental health
services.

By the same member, for the same committee, on a petition, a Bill establishing a behavioral health workforce development trust fund (House, No. 1788). Workforce
trust fund.

By the same member, for the same committee, on a petition, a Bill relative to Health Policy Commission oversight of insurer transactions (House, No. 1807). Health Policy
Commission.

By the same member, for the same committee, on a petition, a Bill to promote accessibility and affordability of behavioral health and substance abuse services for recipients of MassHealth (House, No. 1812). MassHealth,—
services.

By the same member, for the same committee, on a petition, a Bill to require equitable payment from the Commonwealth (House, No. 1819). MassHealth,—
payments.

By the same member, for the same committee, on a petition, a Bill creating a special commission on applied behavior analysis (House, No. 1823). Applied
behavior.

By the same member, for the same committee, on a petition, a Bill relative to improving mental health care through innovation (House, No. 3461). Mental
health care.

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

Ride for hire
industry.

By Mr. Michlewitz of Boston, for the committee on Financial Services, on Senate, No. 559 and House, Nos. 931, 3351 and 3702, a Bill relative to the ride for hire industry (House, No. 4049). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Subsequently Mr. Galvin of Canton, for said committees, reported that the foregoing bill ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

Middlesex
Canal
Commission.

By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, on a petition, a Bill relative to Middlesex Canal Commission (House, No. 724). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Septic
installers.

By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, on a petition, a Bill relative to septic installers (House, No. 691).

Consumer
products.

By the same member, for the same committee, on Senate, No. 397 and House, No. 696, a Bill for healthy families and businesses (House, No. 696).

Green banks
program.

By the same member, for the same committee, on a petition, a Bill establishing a green banks program (House, No. 706).

Pet grooming,—
licensure.

By the same member, for the same committee, on House, No. 634, a Bill relative to pet grooming (House, No. 4046).

Saugus,—
Wheelabrator
facility.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill relative to the licensing of a certain facility by the Department of Environmental Protection (House, No. 770).

Unfunded
mandates,—
study.

By the same member, for the same committee, on a petition, a Bill creating a commission to study the effects of unfunded mandates on municipalities (House, No. 1845).

Eastern
Regional
Commission on
women and
girls.

By the same member, for the same committee, on a petition, a Bill establishing an eastern regional commission on the status of Women and girls (House, No. 3463, changed in line 10 by striking out the words "municipalities located within Norfolk and Suffolk county" and inserting in place thereof the words "all municipalities located within Norfolk and Suffolk Counties, and the cities of Everett, Malden, Medford and Melrose, located in Middlesex County").

Private utility
construction
contracts.

By Mr. Golden of Lowell, for the committee on Telecommunications, Utilities and Energy, on Senate, No. 1779 and House, No. 2858, a Bill relative to transparency in private utility construction contracts (House, No. 2858).

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

Shellfish reefs
and water.

By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, on a petition, a Bill relative to shellfish reefs and water quality (House, No. 734).

Town
officers,—
contracts.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill relating to contracts for certain town officers (House, No. 1832).

- By the same member, for the same committee, on a petition, a Bill to ensure adequate handicapped parking (House, No. 1839). Handicapped parking.
- By the same member, for the same committee, on a petition, a Bill relating to the issuance of temporary notes by cities, towns and districts (House, No. 1851). Municipal notes.
- By the same member, for the same committee, on a petition, a Bill relative to streamlining municipal finance (House, No. 1852). Municipal finance.
- By the same member, for the same committee, on a petition, a Bill extending municipal bonding terms for local infrastructure development programs (House, No. 1854). Municipal bonding,—infrastructure.
- By the same member, for the same committee, on a joint petition, a Bill relative to parking advancements for the revitalization of communities (PARC) (House, No. 1855). Municipal parking,—advancements.
- By the same member, for the same committee, on a petition, a Bill relative to vacant and abandoned property in the Commonwealth (House, No. 1860). Abandoned property.
- By the same member, for the same committee, on a petition, a Bill relative to handicap automobile licenses or placards (House, No. 1861). Handicap placards.
- By the same member, for the same committee, on a petition, a Bill relative to authorizing governmental bodies and other approved parties to use shared legal representation and consultants in matters of common interest (House, No. 1863). Municipal shared legal representation.
- By the same member, for the same committee, on a petition, a Bill relative to the effective enforcement of municipal ordinances and bylaws (House, No. 1864). Municipal ordinances.
- By the same member, for the same committee, on House, No. 3707, a Bill relative to regional school district instructors [sic] service as an elected official in the city of New Bedford (House, No. 4045) [Local Approval Received]. New Bedford,—regional school employees.
- By Mr. Golden of Lowell, for the committee on Telecommunications, Utilities and Energy, on a petition, a Bill relative to aggregated gas power (House, No. 3529). Gas power,—aggregation.
- Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

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

The Senate Bill further regulating condominium associations (Senate, No. 723, amended); and Condominium associations.

The House Bill relative to the use of glyphosate by utility companies and/or government entities on land located within, on, or above a federally-designated sole source aquifer (House, No. 717); Utility companies,—glyphosate.

Severally placed in the Orders of the Day for the next sitting for a second reading.

Emergency Measures.

The engrossed Bill establishing a sick leave bank for Robert Albany, an employee of the Department of Correction (see Senate, No. 2073, 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. Robert Albany,—sick leave.

Robert Albany,—
sick leave.

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 3 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.

Uniform Interstate Family Support Act.

The engrossed Bill to comply with the Uniform Interstate Family Support Act (see House bill printed in House, No. 3848, 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 4 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 House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Engrossed Bills.

Engrossed bills

Bills enacted.

Authorizing the town of Canton to grant additional licenses for the sale of alcoholic beverages not to be drunk on the premises (see House, No. 3768, amended);

Authorizing the town of Canton to grant additional licenses for the sale of alcoholic beverages to be drunk on the premises (see House, No. 3769, amended); and

Authorizing the town of Hull to issue certain bonds for terms of 30 years (see House, No. 3855);

(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.

Third reading bill.

The Senate Bill further regulating certain affordable housing in the East Boston section of the city of Boston (Senate, No. 1966), 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.

Id.

The House Bill relative to the town of Mattapoisett general by-laws (House, No. 3924) (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; and it was passed to be engrossed. Sent to the Senate for concurrence.



The House Bill designating a certain bridge in the town of Harwich as the U.S. Navy Lieutenant Junior Grade Ralph Wallace Burns Memorial Bridge (House, No. 3801, changed) (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.

Ralph
Wallace
Burns
Memorial
bridge.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 1 (as published), in line 1, by striking out the following: "on U.S. highway route 6, spanning state highway route 124" and inserting in place thereof the following: ", designated by the Massachusetts Department of Transportation as H-10-013 (49V) on highway route 124 spanning U.S. highway route 6"; by striking out section 2; and by inserting before the enacting clause the following emergency preamble:

"*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to designate forthwith a certain bridge in the town of Harwich as the U.S. Navy Lieutenant Junior Grade Ralph Wallace Burns Memorial Bridge, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience."

The amendments were adopted; and the bill (House, No. 3801, changed and amended) was passed to be engrossed. 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 Wednesday next at eleven o'clock A.M.

Next
sitting.

At twenty-two minutes before twelve o'clock noon, on motion of Mrs. Poirier of North Attleborough (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Wednesday at eleven o'clock A.M.

JOURNAL OF THE HOUSE.

Wednesday, March 9, 2016.

Met according to adjournment at eleven o'clock A.M., 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.

Special Communications.

The Speaker being in the Chair,—

The noon recess having terminated, the following communications, together with returns of votes and schedules therein referred to, were received from the Secretary of the Commonwealth, to wit:—

COMMONWEALTH OF MASSACHUSETTS
OFFICE OF THE SECRETARY
STATE HOUSE, BOSTON 02133

March 9, 2016.

To the Honorable House of Representatives:

Returns of votes for Representative in the Twelfth Essex District.

I have the honor to lay before you the returns of votes cast at the special election held in this Commonwealth on the first day of March, 2016, for Representative in the General Court, 12th Essex District, together with schedules showing the number of ballots which appear to have been cast for each person voted for.

These returns have been duly canvassed by the Governor and Council, and are now transmitted for examination by the House of Representatives, as required by the Constitution.

Very truly yours,

WILLIAM FRANCIS GALVIN,
Secretary of the Commonwealth.

COMMONWEALTH OF MASSACHUSETTS
OFFICE OF THE SECRETARY
STATE HOUSE, BOSTON 02133

March 9, 2016.

To the Honorable House of Representatives:

Returns of votes for Representative in the Ninth Plymouth District.

I have the honor to lay before you the returns of votes cast at the special election held in this Commonwealth on the first day of March, 2016, for Representative in the General Court, 9th Plymouth District, together with schedules showing the number of ballots which appear to have been cast for each person voted for.

These returns have been duly canvassed by the Governor and Council, and are now transmitted for examination by the House of Representatives, as required by the Constitution.

Very truly yours,

WILLIAM FRANCIS GALVIN,
Secretary of the Commonwealth.

COMMONWEALTH OF MASSACHUSETTS
OFFICE OF THE SECRETARY
STATE HOUSE, BOSTON 02133

March 9, 2016.

To the Honorable House of Representatives:

I have the honor to lay before you the returns of votes cast at the special election held in this Commonwealth on the first day of March, 2016, for Representative in the General Court, 3rd Worcester District, together with schedules showing the number of ballots which appear to have been cast for each person voted for.

Returns of votes for Representative in the Third Worcester District.

These returns have been duly canvassed by the Governor and Council, and are now transmitted for examination by the House of Representatives, as required by the Constitution.

Very truly yours,

WILLIAM FRANCIS GALVIN,
Secretary of the Commonwealth.

The communications severally were read; and, there being no objection, they were placed on file.

Order.

On motion of Mr. Holmes of Boston,—

Ordered, That a special committee be appointed to wait upon Her Honor the Lieutenant-Governor, acting Governor, and inform her that Representatives-Elect Thomas P. Walsh of the Twelfth Essex District, Gerard J. Cassidy of the Ninth Plymouth District and Stephan Hay of the Third Worcester District are in attendance in the Chamber of the House of Representatives and ready to take the oaths and affirmations of qualification.

Lieutenant-Governor notified.

The Speaker then appointed Representatives Cronin of Easton, Naughton of Clinton, Speliotis of Danvers, Parisella of Beverly, Holmes of Boston, Benson of Lunenburg, DuBois of Brockton, Rushing of Boston, Rosa of Leominster, McKenna of Webster, Diehl of Whitman, Campanale of Leicester as the special committee of the House.

Subsequently Ms. Cronin of Easton, for the committee, reported that they had attended to the duties assigned to them, and that the acting Governor had stated that she would attend forthwith and administer the oaths of office.

Distinguished Guests.

The Speaker announced that in attendance during the session were many distinguished guests, including Senators Brady, Flanagan, McGee, Rush and Timilty and Mayor of the city of Fitchburg, Stephen L. DiNatale.

Distinguished guests.

Members Qualified.

Representatives
Thomas P.
Walsh of
Peabody,
Gerard J.
Cassidy of
Brockton
and
Stephan
Hay of
Fitchburg,—
qualifications.

Soon afterward Her Honor the Lieutenant-Governor, acting Governor, accompanied by members of the Honorable Council came in; the oaths and affirmation required by the Constitution and laws were administered by the acting Governor to the members-elect then present, and were subscribed by them; after which Her Honor declared that the members were duly qualified to enter upon the discharge of their duties.

Her Honor the acting Governor and the Honorable Councillors present then departed the Chamber under escort of the Sergeant-at-Arms.

After brief remarks by each of the newly qualified members, the Speaker assigned Mr. Walsh to Seat No. 90, Mr. Cassidy to Seat No. 59 and Mr. Hay to Seat No. 33.

Resolutions.

National
Conference of
State
Legislatures.

Mr. Donato of Medford being in the Chair,—

Resolutions (filed with the Clerk by Mr. Mariano of Quincy) recognizing the public interest in supporting the National Conference of State Legislatures, were referred under Rule 85, to the committee on Rules.

Mr. Galvin of Canton, for said committee, then reported that the resolutions ought to be adopted. Under suspension of the Rules, on motion of Mr. Nangle of Lowell, 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:

Ellen
Atkinson.

By Miss Gregoire of Marlborough, a petition (subject to Joint Rule 12) of Danielle W. Gregoire for legislation to establish a sick leave bank for Ellen Atkinson, an employee of the Rehabilitation Commission.

Fall River,—
Gold Star
monument.

By Mr. Silvia of Fall River, a petition (subject to Joint Rule 12) of Alan Silvia and others for legislation to designate the Gold Star Families Memorial Monument located in Bicentennial Park in the city of Fall River as the official Gold Star Families Memorial Monument of the Commonwealth.

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

*Papers from the Senate.**Reports*

Political
expenditures.

Of the committee on Economic Development and Emerging Technologies, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 213) of James B. Eldridge, Jason M. Lewis, Peter V. Kocot, Lori A. Ehrlich and other members of the General Court for legislation relative to corporations, shareholders, and political expenditures,— and recommending the same be referred to the committee on Election Laws; and

Rape,—
confidentiality.

Of the committee on Municipalities and Regional Government, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 1105) of Bruce E. Tarr, Jennifer L. Flanagan and Diana DiZoglio for legislation relative to confidentiality of reports

of rape and related offenses,— and recommending the same be referred to the committee on the Judiciary;

Severally accepted by the Senate, were considered forthwith, under Rule 42; and they were accepted, in concurrence.

A petition (accompanied by bill) of Mark C. Montigny, Antonio F. D. Cabral, Robert M. Koczera, William M. Straus and other members of the General Court for legislation to protect locked out employees, came from the Senate referred, under suspension of Joint Rule 12, to the committee on the Labor and Workforce Development.

Locked out employees,— protection.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2172) was referred, in concurrence, to the committee on Labor and Workforce Development.

The following notice was received from the Clerk of the Senate, to wit:—

March 8, 2016.

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:

Committee appointments.

Senator Ryan C. Fattman to the committee on Environment, Natural Resources and Agriculture and to the Senate committees on Global Warming and Climate Change;

Senator Richard J. Ross to the committee on Housing;

Senator Viriato M. deMacedo to the committee on Municipalities and Regional Government;

Senator Donald F. Humason to the committee on Transportation; and

Senator Bruce E. Tarr as ranking Minority member to the Senate committee on Post Audit and Oversight.

Respectfully submitted,

WILLIAM F. WELCH,
Clerk of the Senate.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of Garrett J. Bradley for legislation to authorize employees of the South Shore Charter School to join the state employees retirement system. To the committee on Public Service.

South Shore Charter School.

Veterans,—
automobile
excise tax.

Petition (accompanied by bill) of Diana DiZoglio and others for legislation to exempt members of the armed forces serving on active duty from the automobile excise tax. To the committee on Revenue.

Under suspension of the rules, on motion of Mr. McMurtry of Dedham, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

Hearing aids,—
access.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on Senate No. 176 and House, No. 262, a Bill to provide increased access to hearing aids (House, No. 262).

Medical
physics.

By the same member, for the same committee, on House, Nos. 171 and 189, a Bill relative to medical physics (House, No. 4048).

Water review
committee.

By Mr. Schmid of Westport, for the committee Environment, Natural Resources and Agriculture, on House, Nos. 3411 and 3412, a Bill establishing an effluent water review committee (House, No. 3412).

Medicaid.

By Mr. Michlewitz of Boston, for the committee on Financial Services, on a petition, a Bill relative to Medicaid (House, No. 822).

Lipodystrophy
treatment.

By the same member, for the same committee, on a petition, a Bill relative to HIV-associated lipodystrophy treatment (House, No. 927).

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

Lottery
investigations.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on House, No. 30 and a part of House, No. 21, a Bill relative to lottery compliance investigations (House, No. 4047).

Commercial
fishing.

By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, on a petition, a Bill to establish a commercial fishing permit bank in the Commonwealth of Massachusetts (House, No. 3413).

Dams and
seawalls.

By the same member, for the same committee, on a petition, a Bill relative to the Dam and Seawall Removal Fund (House, No. 3655).

Status of
women
commission.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill establishing a Hampshire-Franklin commission on the status of women (House, No. 1867).

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

Unsolicited
mail.

By the Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on a petition, a Bill relative to unsolicited credit cards, checks, and vouchers by mail (House, No. 208).

Liquor license
applicants.

By the same member, for the same committee, on a petition, a Bill updating a certain requirement for on premises liquor license applicants (House, No. 266).

Federal Home
Loan Bank.

By Mr. Michlewitz of Boston, for the committee on Financial Services, on a petition, a Bill relative to certain loans by the Federal Home Loan Bank (House, No. 912).

Municipal
insurance.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on House, Nos. 1830 and 1862, a Bill relative to municipal use of insurance proceeds (House, No. 1830).

Stabilization
funds.

By the same member, for the same committee, on House, Nos. 1835 and 1878, a Bill relative to regional stabilization funds (House, No. 1835).

By the same member, for the same committee, on a petition, a Bill strengthening the enforcement of certain dog laws (House, No. 1866). Dog laws.

By the same member, for the same committee, on a petition, a Bill extending certain permits (House, No. 1874). Permit extension.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Marshfield to withdraw from the Metropolitan Area Planning District (House, No. 3638) [Local Approval Received]. Marshfield,—district planning.

By the same member, for the same committee, on a petition, a Bill amending the charter of the city known as the town of Greenfield (House, No. 4003) [Local Approval Received]. Greenfield,—charter.

By the same member, for the same committee, on a joint petition, a Bill relative to the South Essex Sewage District (House, No. 4007). South Essex Sewage District.

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

Engrossed Bills.

Engrossed bills

Further regulating certain affordable housing in the East Boston section of the city of Boston (see Senate, No. 1966) (which originated in the Senate); and Bills enacted.

Authorizing the town of Shrewsbury to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (see House, No. 3880, amended) (which 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.

Recess.

At the seven minutes after eleven o'clock A.M., on motion of Mrs. Poirier of North Attleborough (Mr. Donato of Medford being in the Chair), the House recessed until half past twelve o'clock noon; and at ten minutes before one o'clock P.M., the House was called to order with the Speaker in the Chair. Recess.

Reports of Committees.

Mr. Donato of Medford being in the Chair,—

The committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2103) of the House Bill relative to substance use, treatment, education and prevention (House, No. 3947), reported, on the residue, recommending the passage of a Bill with the same title (House, No. 4056). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Opiates,—treatment, etc.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Ms. Malia of Boston, the report was considered forthwith.

Conference committee report accepted,—yea and nay No. 204.

After remarks on the question on acceptance of the report, the sense of the House was taken by yeas and nays, at the request of the same member; and on the roll call 155 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 204 in Supplement.]

Therefore the report of the committee of conference was accepted. Sent to the Senate for concurrence.

Gold Star Family registration.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill relative to Gold Star Family registration eligibility (House, No. 3917). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Moran of Boston, the bill was read a second time forthwith; and it was ordered to a third reading.

Ride for hire industry.

Prior to the noon recess, By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill relative to the ride for hire industry (House, No. 4049), ought to pass [Representative Boldyga of Southwick dissenting]. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

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

Subsequently, the noon recess having terminated, under further suspension of the rules, on motion of Mr. Michlewitz of Boston, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time.

After remarks on the question on passing the bill to be engrossed, Mr. Cantwell of Marshfield moved to amend it by adding the following section:

“SECTION 17. Chapter 150A of the General Laws is hereby amended by inserting after section 3A the following section:

Section 3B. For the purposes of Chapter 150(A), ride for hire drivers will be recognized as employees and will be afforded all of the collective bargaining rights of employees as referenced in Chapter 150(A), Section 3.”.

The amendment was rejected.

The same member then moved to amend the bill in section 8, in line 536, by inserting the following paragraph:

“(8) whether ride for hire drivers should be recognized as employees for the purposes of Chapter 150(a) and be afforded all of the rights of employees as referenced in Chapter 150(a), Section 3;”, in line 537, by striking out the figure “8” and inserting in place thereof the figure “9”; and, in line 541, by inserting after the word “senate”, the second time it appears, the words “, the secretary of the department of labor and workforce development or a designee.”. The amendments were rejected.

Mr. Cantwell then moved to amend the bill in section 8, in line 536, by inserting the following paragraphs:

“(8) the level and economic fairness of Transportation Network Driver business expenses, employment benefits, and per ride rates of pay;

(9) whether ride for hire drivers should be recognized as employees for the purposes of Chapter 150(a) and be afforded all of the rights of employees as referenced in Chapter 150(a), Section 3”;

In section 8 by striking out the number (8) and inserting in place thereof the number (10); and in section 8 by inserting after the phrase “president of the senate,” the words “one member of the house appointed by the house minority leader, one member of the senate appointed by the senate minority leader, the house and senate chairs of the joint committee on labor and workforce development or designees, the secretary of the department of labor and workforce development or a designee,”. After remarks the amendments were rejected.

Ms. Garlick of Needham then moved to amend the bill in section 8, after line 549, by inserting the following paragraph:

“(9) investigate the establishment of a taxi medallion mitigation fund which may be supported by a per ride fee on rides-for-hire in the commonwealth. The investigation shall be conducted in consultation with the division of banks and the department of public utilities and shall focus on the development and deployment of financial products that mitigate the reduced value of taxi medallions in the city of Boston, city of Cambridge, and city of Somerville. Said financial products shall be available to owners of taxi medallions issued and granted for use by the city of Boston, city of Cambridge, and city of Somerville.”.

The amendment was adopted.

Mrs. Haddad of Somerset being in the Chair,—

Mr. Madden of Nantucket then moved to amend the bill in section 4, in lines 159, 160 and 161, by striking out the words “; provided, further, that in order to pass any inspection required by law or regulation, each transportation network vehicle shall have a model year no older than 10 years”; and the amendment was rejected.

The same member then moved to amend the bill by striking out section 11; and the amendment was rejected.

Miss Gregoire of Marlborough then moved to amend the bill in section 8 by adding the following paragraph:

“(10) The feasibility of transportation network companies providing within their user interface an emergency safety alert feature, which may include the following: an option to connect a call to the police; the sending of alerts about trip and driver to local authorities; contact information for the company’s incident response team and; the sending of automated messages to preselected emergency contacts that details the trip and allows for real time GPS monitoring.”.

The amendment was adopted.

Mr. Jones of North Reading then moved to amend the bill in section 4, in lines 175 to 178, inclusive, and in section 7, in lines 485 to 489, inclusive, by striking out the text contained in those lines, in each instance, by striking out section 12, and by striking out section 14.

Amendments
rejected,—
yea and nay
No. 205.

On the question on adoption of the amendments, the sense of the House was taken by yeas and nays at the request of the same member; and on the roll call 37 members voted in the affirmative and 118 in the negative.

[See Yea and Nay No. 205 in Supplement.]

Therefore the amendments were rejected.

Mr. Donato of Medford being in the Chair,—

Mr. Jones of North Reading and other members of the House then moved to amend the bill by adding the following section:

“SECTION 17. A transportation network company shall be required to maintain and update a report of incidents reported by passengers using the transportation network company’s digital network, and will be required to provide such report to the the office of the attorney general, department of public utilities and the executive office of public safety and security to determine the effectiveness of the background checks for transportation network drivers as required by this Chapter 159A½ of the General Laws. Such report shall be due the beginning of each calendar year upon passage of this act.”

The amendment was adopted.

Mr. Cusack of Braintree then moved to amend the bill in section 4, in line 223, by inserting after the word “”certificate.” the following sentence: “All current Transportation Network Company drivers may continue to operate until which time the ride for hire division under the Department of Public Utilities issues Transportation Network Driver Certificates.”. The amendment was adopted.

Representatives Toomey of Cambridge and Decker of Cambridge then moved to amend the bill by adding the following section:

“SECTION 18. Notwithstanding the provisions of any general or special law to the contrary, as a matter of public safety and security, the Massachusetts Convention Center Authority shall establish rules for the operation of transportation network company vehicles and taxicabs at the Boston Convention and Exhibition Center. At a minimum, and subject to other such requirements as Authority may establish by regulation, said rules must meet the following requirements:

(a) transportation network company vehicles that are not licensed as liveries are prohibited from accepting prearranged rides at the Boston Convention and Exhibition Center until August 1, 2021; to ensure compliance with this prohibition on transportation network company vehicles, the Authority shall prescribe, through regulation, penalties for transportation network company drivers in violation of this paragraph;

(b) taxicabs permitted to accept fares at the Boston Convention and Exhibition Center shall be limited to taxicabs that are licensed by the City of Boston; provided, however, that the Authority may extend this right to taxicabs licensed by the Cities of Cambridge and Somerville for limited periods upon a finding that:

(1) there are time periods where the availability of Boston taxicabs is insufficient to address the needs of individuals using the Boston Convention and Exhibition Center;

(2) permitting Cambridge and Somerville taxicabs to pick up fares during these time periods would significantly improve the availability of taxicabs at the Boston Convention and Exhibition Center during these time periods;

(3) registered taxicab drivers in Cambridge and Somerville that are seeking to accept fares at the Boston Convention and Exhibition Center must first meet substantially the same licensing and background check protocols imposed on Boston taxicabs before being permitted to do so;

(4) there is a means of effectively communicating with Cambridge and Somerville taxicabs when these limited time periods begin and end, such that the exclusive right of Boston taxicabs to operate at the Boston Convention and Exhibition Center is not otherwise infringed upon; and

(5) such time periods shall not constitute more than 10% of any given calendar month.”.

The amendment was adopted.

Mr. Moran of Boston then moved to amend the bill in section 4, line 350 by inserting after the word “thereunder.” the following sentence: “The failure to maintain or furnish information to the division within a timeline to be determined by the division may, at the discretion of the division, constitute cause to suspend or revoke a transportation network company permit pursuant to chapter 159A½.”. The amendment was adopted.

Mr. Madaro of Boston then moved to amend the bill section 4, in line 146, by inserting after the word “decals”, the words “designed and issued by transportation network companies to transportation network drivers,”; and the amendment was adopted.

Mr. Collins of Boston then moved to amend the bill in section 8 by adding the following paragraph:

“(11) examination of the establishment of municipal licensing commissions to regulate development and oversight of the local taxi industry, livery industry and ride for hire industry.”.

The amendment was adopted.

Mr. Dempsey of Haverhill then moved to amend the bill in section 1, in lines 5 and 9, by inserting after the word “all”, in each instance, the word “available”, in line 13, by inserting after the word “department” the words “all available”;

In section 4, in line 138, by striking out the word “Vehicle” and inserting in place thereof the words “Transportation network vehicle” or “vehicle,”;

In section 4, in lines 146, 175, 179, 266, 267, 287, 317, 336, 340, in section 6, in lines 396, 446, 459, 466, in section 7, in lines 482, 485, 488, and 489 by striking out, in each instance, the word “company”;

In section 4, in line 169, by striking out the word “systems” and inserting in place thereof, the word “services”; and

In lines 233 to 237, inclusive, by striking out the paragraph contained in those lines and inserting in place thereof the following paragraph:

“(4) the applicant has not had a conviction in the past 7 years for: (i) any sex offense or violent crime as defined in section 133E of chapter 127; (ii) a crime under section 24 of chapter 90 or assigned to an alcohol or controlled substance education, treatment or rehabilitation by a court of the commonwealth or any other jurisdiction; (iii) a hit and run; (iv) resisting arrest; (v) driving with a suspended or revoked license; (vi) felony robbery; or (vii) felony fraud; and”.

The amendments were adopted.

Bill passed to
be engrossed,—
yea and nay
No. 206.

On the question on passing the bill, as amended, to be engrossed, the sense of the House was taken by yeas and nays, at the request of Mr. Michlewitz of Boston; and on the roll call 139 members voted in the affirmative and 16 in the negative.

[See Yea and Nay No. 206 in Supplement.]

Therefore the bill, as amended, was passed to be engrossed. The bill (House, No. 4064, published as amended) then was sent to the Senate for concurrence.

*Motion to Discharge a Certain Matter
in the Orders of the Day.*

Maynard,—
liquor
licenses.

The Senate amendments of the House Bill authorizing the town of Maynard to grant 6 additional licenses for the sale of all alcoholic beverages to be drunk on the premises and one additional license for the sale of wines and malt beverages not to be drunk on the premises (House, No. 3371, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day, and considered forthwith, under suspension of Rule 47, on motion of Ms. Hogan of Stow.

Pending the question on concurring with the Senate in its amendments, Mr. Speliotis of Danvers moved that the House concur with the Senate in its amendments with a further amendment by striking out subsection (c) (as inserted by amendment by the House, changed by the Senate committee on Bills in the Third Reading and amended by the Senate), as follows:

“(c) The licensing authority of the town of Maynard shall not approve the transfer of a license granted pursuant to this act to any other person, partnership, corporation, LLC, organization or any other entity for a period of 3 years from the date of original issuance; provided, however, that a transfer of a license granted pursuant to this act shall only be granted to a new authority a letter from the department of revenue and a letter from the department of unemployment assistance indicating that the license is in good standing with those departments and that all applicable taxes, fees and contributions have been paid” and inserting in place thereof the following subsection:

“(c) Once issued, the licensing authority of the town of Maynard shall not approve the transfer of a license granted pursuant to this act to any other location, but it may grant a license to a new applicant at the same location if the applicant files with the licensing authority a letter from the department of revenue and a letter from the department of unemployment assistance indicating that the license is in good standing with those departments and that all applicable taxes, fees and contributions have been paid.”; and the further amendment was adopted.

The House then concurred with the Senate in its amendments, as amended. Sent to the Senate for concurrence in the further amendment.

Order.

On motion of Mr. DeLeo of Winthrop,—

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

Next
sitting.

Mrs. Poirier of North Attleborough then moved that the House adjourn; and the motion prevailed. Accordingly, without proceeding to consideration of the matters in the Orders of the Day, at six o'clock P.M. (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Thursday, March 10, 2016.

Met at eight minutes after 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.

Silent Prayer.

Master Sergeant Lawrence Pellegrini of Stoughton.

During the session the Chair (Mr. Donato) declared a brief recess; and at the request of Mr. Kafka of Stoughton, the members, guests and employees stood in a moment of silent prayer in the memory of Master Sergeant Lawrence Pellegrini of Stoughton, who passed away suddenly on March 4th. Larry spent the better part of his life in dedicated service to our nation, spending 33 years in the United States Air Force and Air Force National Guard. He was a devoted husband to his wife Elaine Block Pellegrini and doting father to his children Samantha and Micah. He will be deeply missed by his friends, his temple, and his community.

Paper from the Senate.

Stoughton,—land.

A petition (accompanied by bill) of Brian A. Joyce, William C. Galvin and Louis L. Kafka for legislation relative to the conveyance of certain lands in Stoughton, came from the Senate referred, under suspension of Joint Rule 12, to the committee on State Administration and Regulatory Oversight.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2173) was referred, in concurrence, to the committee on State Administration and Regulatory Oversight.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Locked out employees.

Petition (accompanied by bill) of Antonio F. D. Cabral and others relative to benefits of individuals who have been locked out of their place of employment by their employers; and

Workers' compensation.

Petition (accompanied by bill) of Tackey Chan relative to workers' compensation insurance;

Severally to the committee on Labor and Workforce Development.

Women's Defense Corps.

Petition (accompanied by bill) of Linda Dean Campbell, Paul Tucker and others relative to the annual observance of Massachusetts Women's Defense Corps remembrance day; and

Petition (accompanied by bill) of Alan Silvia and others for legislation to designate the Gold Star Families Memorial Monument located in Bicentennial Park in the city of Fall River as the official Gold Star Families Memorial Monument of the Commonwealth;

Fall River,—
Gold Star
Monument.

Severally to the committee on State Administration and Regulatory Oversight.

Under suspension of the rules, on motion of Mr. Garballey of Arlington, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 258) of Angelo J. Puppolo, Jr., relative to motor vehicle service contracts,— and recommending that the same be referred to the committee on Financial Services. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Motor
vehicles,—
service
contracts.

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

Regulating residential paving (House, No. 217);

Paving.

Relative to death benefits to surviving spouses of call and volunteer firefighters (House, No. 2308, changed);

Volunteer
firefighters.

Declaring the second Monday in October as “Italian-American Heritage Day” (House, No. 2784);

Columbus
Day.

Officially making the month of March multiple system atrophy awareness month (House, No. 2795);

Multiple
system atrophy.

Designating shaken baby syndrome awareness week (House, No. 2824);

Shaken babies.

Establishing school bus driver day (House, No. 2825);

Bus drivers.

Designating the song “14 Counties of Massachusetts” as the official county song of the Commonwealth (House, No. 2831);

Official
county song.

Relative to the health insurance of certain elected individuals in the town of Tyringham (House, No. 3649) [Local Approval Received];

Tyringham,—
benefits.

Validating action taken by the Martha’s Vineyard Refuse Disposal and Resource Recovery District (House, No. 3991);

Martha’s
Vineyard.

To properly punish the solicitation of felony crimes (House, No. 4005); and

Felony crimes.

Relative to exempted accommodations (House, No. 4026);

Accommodations.

Under suspension of Rule 7A, in each instance, on motion of Mr. Tucker of Salem, the bills severally were read a second time forthwith; and they were ordered to a third reading.

By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, that the Bill relative to Middlesex Canal Commission (House, No. 724), ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

Middlesex
Canal
Commission.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill establishing an emergency responder yellow dot

Emergency
responders,—
yellow dot.

program (House No. 3045). Referred, under Joint Rule 1E, to the committee on Health Care Financing.

Polish heritage.

By Mr. Sannicandro of Ashland, for the committee on Higher Education, on House, No. 1051, a Resolve relative to preserving Polish heritage in the Pioneer Valley (House, No. 4058).

Colleges,—textbook costs.

By the same member, for the same committee, on House, No. 1076, a Resolve establishing a special commission relative to reducing the costs associated with the purchase of college textbooks (House, No. 4060).

Historic roadways.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill establishing a special commission to identify, preserve and commemorate historic roadways in Massachusetts (House, No. 3088).

Severally read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Municipal roads and bridges,—bonds.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a part of House, No. 4010 (as relates to sections 1 to 7, inclusive and sections 10 to 19, inclusive), a Bill financing improvements to municipal road and bridges (House, No. 4057). Read; and referred, under Rule 17G, to the committee on Bonding, Capital Expenditures and State Assets.

George V. Kenneally, Jr. student center.

By Mr. Sannicandro of Ashland, for the committee on Higher Education, on a petition, a Bill relative to the Honorable George V. Kenneally, Jr. (House, No. 1047).

Community colleges,—free tuition.

By the same member, for the same committee, on Senate, No. 687 and House, No. 1070, a Bill making community colleges in Massachusetts free for residents of the state (House, No. 1070).

Matching grants program.

By the same member, for the same committee, on House, No. 1073, a Bill establishing the Massachusetts higher education matching grants program (House, No. 4059).

Quincy College,—degrees.

By the same member, for the same committee, on House, No. 3556, a Bill authorizing Quincy College to confer baccalaureate degrees (House, No. 4061) [Local Approval Received].

Taxicabs,—accessibility.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill relative to providing improved access to taxicabs for persons with disabilities (House No. 2947).

Driver education.

By the same member, for the same committee, on a petition, a Bill relative to drivers education in public high schools (House No. 3036).

Surplus rail assets.

By the same member, for the same committee, on a joint petition, a Bill to reuse surplus rail assets (House No. 3037).

Tunnel safety.

By the same member, for the same committee, on a petition, a Bill concening [sic] tunnel safety (House No. 3048).

Drivers' licenses.

By the same member, for the same committee, on a petition, a Bill relative to Massachusetts drivers [sic] license information (House No. 3053).

Regional transit fund.

By the same member, for the same committee, on a joint petition, a Bill to establish regional transit authority enterprise fund (House No. 3060).

Trucks,—inspections.

By the same member, for the same committee, on a petition, a Bill relative to truck inspections (House No. 3116).

By the same member, for the same committee, on a petition, a Bill relative to motorcycle permit requirements (House No. 3741). Motorcycles,—
permits.

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

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill relative to motorcycle inspections (House, No. 2996). Motorcycles,—
inspections.

By the same member, for the same committee, on a petition, a Bill relative to signs on the Massachusetts Turnpike (House, No. 3031). Turnpike,—
signage.

By the same member, for the same committee, on a petition, a Bill relative to speed limits in historic districts (House, No. 3035). Historic
districts,—
speed limits.

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

Orders of the Day.

House bills

Relative to certain affordable housing in the city of Boston (House, No. 3617); and Third
reading
bills.

Relative to the Canoe River aquifer advisory committee (House, No. 3800);

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.

The Senate Bill improving state reimbursements for charter schools (Senate, No. 273, amended), was read a second time; and it was ordered to a third reading. Second
reading
bill.

Recess.

At twenty-four minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at eighteen minutes before one o'clock P.M., the House was called to order with Mr. Donato in the Chair. Recess.

Emergency Measure.

The engrossed Bill relative to substance use, treatment, education and prevention (see House, No. 4056) 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. Opiates,—
treatment,
etc.

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.

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

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Monday next at eleven o'clock A.M.

At seven minutes before one o'clock P.M., 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.

JOURNAL OF THE HOUSE.

Monday, March 14, 2016.

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.

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

Resolutions (filed by Representatives Garlick of Needham and Dooley of Norfolk) congratulating Katherine Lyons on receiving the Gold Award of the Girl Scouts of America; Katherine Lyons.

Resolutions (filed by Representatives Garlick of Needham and Dooley of Norfolk) congratulating Emily Piersiak on receiving the Gold Award of the Girl Scouts of America; Emily Piersiak.

Resolutions (filed by Representatives Garlick of Needham and Dooley of Norfolk) congratulating Elizabeth Raine on receiving the Gold Award of the Girl Scouts of America; Elizabeth Raine.

Resolutions (filed by Representatives Garlick of Needham and Dooley of Norfolk) congratulating Zoe Smith on receiving the Gold Award of the Girl Scouts of America; Zoe Smith.

Resolutions (filed by Representatives Garlick of Needham and Dooley of Norfolk) congratulating Grace Sowyrda on receiving the Gold Award of the Girl Scouts of America; Grace Sowyrda.

Resolutions (filed by Representatives Garlick of Needham and Dooley of Norfolk) congratulating Julia Steeger on receiving the Gold Award of the Girl Scouts of America; Julia Steeger.

Resolutions (filed by Representatives Garlick of Needham and Dooley of Norfolk) congratulating Olivia Taylor on receiving the Gold Award of the Girl Scouts of America; and Olivia Taylor.

Resolutions (filed by Mr. Kafka of Stoughton) honoring Rabbi Dr. Meir and Anne Sender for their service to the town of Sharon and the Jewish community; Rabbi Dr. Meir and Anne Sender.

Mr. Galvin of Canton, 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. Walsh of Peabody, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Statement of Representative Ehrlich of Marblehead.

A statement of Ms. Ehrlich of Marblehead was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present in the House Chamber for the sitting Statement of Ms. Ehrlich of Marblehead.

Statement of Ms. Ehrlich of Marblehead.

of Wednesday last due to being on official business outside the Commonwealth. Had I been present for Yea and Nay Nos. 204 and 206, I would have voted, in each instance, in the affirmative. My missing of roll calls that day was due entirely to the reason stated.

Orders.

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

Elder Affairs committee,— extension of time for reporting.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Elder Affairs be granted until Monday, April 25, 2016, within which to make its final report on current Senate documents numbered 352, 363 and 370 and House documents numbered 518, 520, 535 and 3404 (House, No. 4082).

Mr. Galvin of Canton, for the committees on Rules, reported that the order ought to be adopted. Under suspension of the rules, on motion of Ms. Garlick, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

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

Environment, Natural Resources and Agriculture committee,— extension of time for reporting.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Environment, Natural Resources and Agriculture be granted until Monday, April 4, 2016, within which to make its final report on current House documents numbered 623 and 627 (House, No. 4076).

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

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

The Judiciary committee,— extension of time for reporting.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on the Judiciary be granted until Monday, May 2, 2016, within which to make its final report on current House documents numbered 5, 9, 1148, 1152, 1155, 1160, 1183, 1184, 1186, 1188, 1198, 1202, 1211, 1213, 1216, 1217, 1220, 1222, 1223, 1226, 1227, 1228, 1235, 1242, 1246, 1248, 1253, 1254, 1255, 1269, 1270, 1273, 1274, 1275, 1276, 1278, 1279, 1285, 1286, 1287, 1289, 1291, 1296, 1297, 1299, 1301, 1305, 1311, 1313, 1315, 1318, 1320, 1331, 1332, 1335, 1336, 1337, 1344, 1352, 1355, 1357, 1359, 1370, 1380, 1381, 1382, 1387, 1402, 1405, 1424, 1427, 1428, 1429, 1431, 1433, 1436, 1442, 1443, 1444, 1447, 1448, 1449, 1456, 1460, 1463, 1470, 1472, 1475, 1477, 1478, 1485, 1486, 1487, 1492, 1497, 1505, 1507, 1511, 1513, 1514, 1530, 1531, 1532, 1549, 1554, 1564, 1567, 1568, 1569, 1572, 1574, 1575, 1577, 1584, 1593, 1594, 1596, 1603, 1611, 1619, 1622, 1623, 1628, 1631, 1636, 1637, 1638, 1642, 1644, 1649, 1653, 1654, 1655, 1656, 1659, 1663, 1664, 1672, 1673, 2145, 3252, 3254, 3435,

3436, 3438, 3443, 3444, 3451, 3453, 3454, 3476, 3607, 3643, 3830, 3897, 3993 and 4018 (House, No. 4078).

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

The following order (filed by Mr. O'Day of West Boylston) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Municipalities and Regional Government be granted until Friday, April 15, 2016, within which to make its final report on current House document numbered 3906 (House, No. 4077).

Municipalities and Regional Government committee,—extension of time for reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order ought to be adopted. Under suspension of the rules, on motion of Mr. O'Day, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

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

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Public Health be granted until Thursday, June 30, 2016, within which to make its final report on current House documents numbered 177, 1884, 1889, 1894, 1895, 1896, 1902, 1904, 1905, 1907, 1912, 1917, 1921, 1926, 1944, 1961, 1962, 1965, 1970, 1971, 1973, 1976, 1977, 1979, 1983, 1986, 1988, 1991, 1995, 1999, 2003, 2006, 2012, 2013, 2022, 2029, 2031, 2032, 2033, 2035, 2041, 2042, 2045, 2067, 2068, 2070, 2072, 2073, 2079, 3271, 3465, 3468, 3471 and 3472 (House, No. 4081).

Public Health committee,—extension of time for reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order ought to be adopted. Under suspension of the rules, on motion of Ms. Hogan, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

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

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Transportation be granted until Monday, May 2, 2016, within which to make its final report on current Senate documents numbered 1807, 1809, 1817 and 1895 and House documents numbered 2974, 2977, 2985, 3009, 3073, 3102 and 3814 (House, No. 4079).

Transportation committee,—extension of time for reporting.

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

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

Veterans and Federal Affairs committee,—extension of time for reporting.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Veterans and Federal Affairs be granted until Friday, May 13, 2016, within which to make its final report on current House documents numbered 3127, 3128, 3131, 3133, 3136, 3139, 3144, 3156, 3164, 3317, 3318 and 3547 (House, No. 4080).

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

Communications.

Communications

Health Care Workforce Center.

From the Department of Public Health (see sections 25L and 25N of Chapter 111 of the General Laws) submitting a report entitled the Massachusetts Health Care Workforce Center Annual Report;

Student ID project.

From the Department of Public Health (see item 4513-1020 contained in Section 2 of Chapter 46 of the Acts of 2015) submitting a report entitled Early Intervention SASID (State Assigned Student ID) Project; and

Teen pregnancy prevention.

From the Department of Public Health (see item 4530-9000 contained in Section 2 of Chapter 46 of the Acts of 2015) submitting a report entitled Teen Pregnancy Prevention Data Collection and Evaluation Pilot: Summary of Findings, FY14-FY15;

Severally were placed on file.

Petition.

Miranda Marie Flanagan,—sick leave.

Mr. Vega of Holyoke presented a petition (subject to Joint Rule 12) of Aaron Vega and Donald F. Humason, Jr., relative to establishing a sick leave bank for Miranda Marie Flanagan, an employee of the Department of Transportation; and the same was referred, under Rule 24, to the committee on Rules.

Papers from the Senate.

Bills

Confidential healthcare.

To protect access to confidential healthcare (Senate, No. 2138, amended in section 1, in line 9, by striking out the word “maybe” and inserting in place thereof the words “may be”, in line 14, by striking out the word “an” and inserting in place thereof the word “any”, in line 30, by striking out the word “identify” and inserting in place thereof the word “specify”, in line 32, by striking out the word “advice” and inserting in place thereof the word “recommendations”, in line 46, by striking out the following: “(e)” and inserting in place thereof the following: “(d)”; in section 2, in line 65, by striking out the following: “(g)” and inserting in place thereof the following: “(f)”, in section 3, in line 68, by striking out the following: “(h)” and inserting in place thereof the following: “(g)”; in section 4, in line 70, by striking out the following: “(f)” and inserting in place thereof the following: “(e)”, in line 71, by striking out the figure “9” and inserting in place thereof the figures “12”; and by adding the following section:

“SECTION 5. Clause (iv) of subsection (b) of chapter 176O of the General Laws shall take effect 24 months after the effective date of this

act; provided, however, that any carrier that has the capacity to provide electronic access to summary of payments forms prior to that date shall do so.”) (on Senate bill No. 2081);

Relative to defense against abusive waivers (Senate, No. 2153) (on Senate, No. 958);

Abuse waivers.

Regulating the closure of state police barracks (Senate, No. 2154) (on Senate bill, No. 2060);

Police barracks.

Relative to horse riding instructor’s licenses (Senate, No. 2155, amended in section 1 by adding the following paragraph:

Horse riding instructor’s licenses.

“(b) Notwithstanding section 172 or any other general or special law to the contrary, and except as otherwise provided in subsection (a), the department may disclose, upon a request made by a parent or guardian of a child 18 years of age or under, all criminal record information of a person who purports to be a horse riding instructor for hire, who is not affiliated or contracted with a riding school or a stable licensed pursuant to section 2B of chapter 128 and who may have direct and unmonitored contact with children 18 years of age or under. The department shall obtain written consent from a horse riding instructor for hire prior to disclosing criminal record information to a parent or guardian.”) (on a petition); and

Relative to larceny (Senate, No. 2176) (on Senate bill No. 2156);

Larceny.

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 33, to the committee on Ways and Means.

The following notice was received from the Clerk of the Senate, to wit:—

March 11, 2016.

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 Stanley C. Rosenberg, President of the Senate, has announced the following appointments:

Senator Anne M. Gobi (pursuant to Section 6C of Chapter 20 of the General Laws) to the Food Policy Council;

Food Policy Council.

Senators Karen E. Spilka and James B. Eldridge (pursuant to Section 233(a) of Chapter 119 of the Acts of 2015) to 495/MetroWest Suburban Edge Communities Commission; and

MetroWest Suburban Edge.

Kate Martin (pursuant to Section 154(a) of Chapter 96 of the Acts of 2015) to the Commission on Ovarian Cancer.

Ovarian Cancer.

Respectfully submitted,

WILLIAM F. WELCH,
Clerk of the Senate.

Reports of Committees.

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

Men of color,—
study.

Of the Bill establishing a permanent commission on the social status of men and boys of color (House, No. 94);

Studies, etc.,—
disabled.

Of the Bill affirming inclusion of people with disabilities on commissions of the Commonwealth (House, No. 120, changed);

Community
agencies.

Of the Bill to address inequality, promote opportunity, and end poverty (House, No. 142);

Voc-tech,—
study.

Of the Bill establishing a commission to study vocational-technical schools (House, No. 455);

Boston Harbor
islands,—
study.

Of the Resolve to establish a special commission to perform an investigation and providing for a study relative to the long term management, maintenance and future use of the Boston Harbor Long and Moon Islands (House, No. 617, changed);

Fossil
resources.

Of the Resolve relative to protecting the archaeological, geological and fossil resources of western Massachusetts (House, No. 698);

Fossil fuels,—
pension
study.

Of the Bill creating a commission to study the feasibility of divestment of fossil fuels from the Commonwealth's pension systems (House, No. 2372, changed);

Income tax,—
study.

Of the Bill relative to creating a commission to study the feasibility of simplifying the personal income tax code (House, No. 2546);

Southeastern
region,—
track facility.

Of the Resolve establishing a special commission to investigate and study the feasibility of constructing a Massachusetts state indoor track facility in southeastern Massachusetts (House, No. 2713);

State House.
Nelson
Mandela.

Of the Bill to Enhance Tourism at the State House (House, No. 2926);

Of the Bill to establish a special commission to consider an appropriate tribute to Nelson Mandela in the city of Boston (House, No. 2929); and

Homes,—
accessibility.

Of the Resolve providing for an investigation and study by a special commission relative to the need for accessible homes for the elderly, returning veterans with disabilities, and families that include persons with disabilities (House, No. 3903).

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.

Alternative
nicotine
products.

By Mr. Fernandes of Milford, for the committee on the Judiciary, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 2434) of James Arciero and Rady Mom relative to the excise tax on alternative nicotine products and vapor products and further prohibiting the use of said products by minors,— and recommending that the same be referred to the committee on Public Health.

By Ms. Hogan of Stow, for the committee on Public Health, asking to be discharged from further consideration:

Pharmacists,—
injections,
etc.

Of the petition (accompanied by bill, House, No. 1910) of Nick Collins for legislation to authorize pharmacists to administer injectable drugs and biological products in retail settings; and

Of the petition (accompanied by bill, House, No. 2009) of Elizabeth A. Malia, Angelo M. Scaccia and Ruth B. Balsler relative to providing access to patient protection services for all residents; Patients,—
protections.

And recommending that the same severally be referred to the committee on Health Care Financing.

By Mr. Straus of Mattapoisett, for the committee on Transportation, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 3052) of Harold P. Naughton, Jr., for legislation to expand the move over law, so-called, to include vehicles operated by civilians,— and recommending that the same be referred to the committee on Public Safety and Homeland Security. Move over
law,—
expand.

Under Rule 42, the reports severally were considered forthwith; and they were accepted. Severally sent to the Senate for concurrence.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the Senate Bill establishing a sick leave bank for Jesse B. Walker, an employee of the Trial Court (Senate, No. 2129, amended), be scheduled for consideration by the House. Jesse B.
Walker,—
sick leave.

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

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

Expanding access to craft beer (House, No. 3726); and

Relative to regional school district instructors [sic] service as an elected official in the city of New Bedford (House, No. 4045) [Local Approval Received]; Craft beer.
New Bedford,—
school
instructors.

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 Ms. Hogan of Stow, for the committee on Public Health, on a petition, a Bill relative to medical peer review (House, No. 1918). Medical
peer review.

By the same member, for the same committee, on a petition, a Bill relative to needlestick injury prevention in public health facilities and settings (House, No. 1930). Needlestick
injuries.

By the same member, for the same committee, on a petition, a Bill relative to death certificates (House, No. 1982). Death
certificates.

By the same member, for the same committee, on Senate No. 1193 and House, No. 2000, a Bill relative to dental hygienists (House, No. 2000). Dental
hygienists.

By the same member, for the same committee, on Senate, No. 1208, and House, Nos. 1941 and 2069, a Bill relative to food labeling (House, No. 4065). Food,—
labeling.

By the same member, for the same committee, on House, No. 1939, a Bill relative to strengthening the consumer protections and ensuring the proper labeling of fish sold in the Commonwealth (House, No. 4066). Fish,—
labeling.

By the same member, for the same committee, on House, No. 2001, a Bill relative to home health and hospice aides (House, No. 4067). Home health
etc. aides.

Death benefits.

By the same member, for the same committee, on House, No. 2028, a Bill relative to death benefit claims (House, No. 4068).

Denture construction.

By the same member, for the same committee, on House, No. 2080, a Bill relative to denture construction safety (House, No. 4069).

Referred, under Joint Rule 1E, to the committee on Health Care Financing.

Middleton,—land.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill providing a correction with regard to the transfer of land to the town of Middleton (House, No. 2829).

Milton,—land.

By the same member, for the same committee, on a petition, a Bill authorizing the lease of a certain parcel of land to the town of Milton (House, No. 2835).

Foxborough,—land.

By the same member, for the same committee, on a petition, a Bill relating to the conveyance of certain land to the Foxborough housing authority (House, No. 3938).

Framingham,—land.

By the same member, for the same committee, on a petition, a Bill authorizing the sale of property in Framingham (House, No. 3939, changed in section 1, in line 1, by striking out the figures “38” and inserting in place thereof the of the figures “37”).

Marlborough,—land.

By the same member, for the same committee, on a petition, a Bill to convey a certain parcel of land in the city of Marlborough (House, No. 3560, changed in section 1, in line 1, by striking out the figures “34” and inserting in place thereof the of the figures “32”).

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

Emergency Measures.

Diane Ranno,—sick leave.

The engrossed Bill establishing a sick leave bank for Diane Ranno, an employee of the Department of Conservation and Recreation (see House, No. 3744), 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 enacted.

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

Denise Martinez,—sick leave.

The engrossed Bill establishing a sick leave bank for Denise Martinez, an employee of the Massachusetts Commission for the Deaf and Hard of Hearing (see House, No. 4017, 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.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) 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 bill

Relative to the appointment of special police officers in the town of Bridgewater (House, No. 3686); Third reading bills.

Establishing a sick leave bank for Robert Fothergill, an employee of the Massachusetts Trial Court (House, No. 4006); and

Authorizing the town of Saugus to collect donations to the Veterans Relief Fund on certain municipal tax bills (House, No. 4031) (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 establishing a sick leave bank for Eyma Sutton, an employee of the Department of Children and Families (House, No. 4036), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time. Eyma Sutton,—sick leave.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by inserting before the enacting clause the following emergency preamble:

“*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a sick leave bank for a certain employee of the commonwealth, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”.

The amendment was adopted; and the bill (House, No. 4036, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

At ten minutes after eleven o'clock A.M., on motion of Mrs. Gifford of Wareham (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and a quarter before four o'clock P.M., the House was called to order with Mr. Donato in the Chair. Recess.

Order.

On motion of Mr. DeLeo of Winthrop,—

Ordered, That when the House adjourns today, it adjourn to meet on Wednesday next at ten o'clock A.M. Next sitting.

At one minute after four o'clock P.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Wednesday at ten o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Wednesday, March 16, 2016.

Met at five minutes after ten 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:

South Boston Citizens' Association.

Resolutions (filed by Mr. Collins of Boston) recognizing the South Boston Citizens' Association for their outstanding contributions in memorializing Dorchester Heights and Evacuation Day; and

Evacuation Day.

Resolutions (filed by Representatives Fox of Boston, Collins of Boston and Carvalho of Boston) celebrating the two hundred and forty first commemoration of Evacuation Day;

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

Appointments to House and Joint Standing Committees.

The following communication, received this day from the Office of the Speaker of the House, was read for the information of the House; and it was placed on file.

COMMONWEALTH OF MASSACHUSETTS
HOUSE OF REPRESENTATIVES
STATE HOUSE, BOSTON 02133

March 16, 2016.

The Honorable Steven T. James, *Clerk*
House of Representatives
Commonwealth of Massachusetts
State House—Room 145
Boston, Massachusetts 02133

Dear Mr. Clerk:

Appointments to House and Joint standing committees.

Pursuant to Rule 18A, I hereby make the following appointments to fill vacancies on Joint and House standing committees, to wit:—

- Representative Gerard J. Cassidy of Brockton to the 9th positions on the House Committee on Post Audit and Oversight and Joint Committee on Higher Education;
- Representative Stephan Hay of Fitchburg to the 9th positions on the Joint Committees on Election Laws and Municipalities and Regional Government;

- Representative Thomas P. Walsh of Peabody to the 9th positions on the Joint Committees on Revenue and Tourism, Arts and Cultural Development.

Thank you for your attention to this matter.

Very truly yours,

ROBERT A. DeLEO,
Speaker of the House.

Orders.

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

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Economic Development and Emerging Technologies be granted until Wednesday, June 1, 2016, within which time to make its final report on current House documents numbered 298, 3219 and 3983 (House, No. 4090).

Economic Development and Emerging Technologies committee.—extension of time for reporting.

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

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

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Education be granted until Friday, April 15, 2016, within which time to make its final report on current Senate documents numbered 253, 262, 266, 267, 268 and 336; and House documents numbered 326, 327, 336, 341, 422, 462, 489, 498, 3225 and 3402 (House, No. 4086).

Education committee.—extension of time for reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order ought to be adopted. Under suspension of the rules, on motion of Ms. Peisch, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

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

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Education be granted until Friday, June 3, 2016, within which time to make its final report on current Senate documents numbered 261, 288, 312, 314 and 2114; and House documents numbered 312, 318, 405, 406, 444, 463, 464, 3221, 3403 and 3804 (House, No. 4087).

Id.

Mr. Galvin of Canton, for the committees on Rules, reported that the order ought to be adopted. Under suspension of the rules, on motion of Ms. Peisch, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

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

Election Laws committee,— extension of time for reporting.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Election Laws be granted until Friday, April 15, 2016, within which time to make its final report on current Senate document numbered 213 (House, No. 4085).

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

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:

Financial Services committee,— extension of time for reporting.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Financial Services be granted until Wednesday, May 18, 2016, within which time to make its final report on current Senate documents numbered 483, 485, 506, and 551; and House documents numbered 258, 793, 800, 810, 814, 843, 866, 879, 894, 920, 925, 926, 948, 958 and 3488 (House, No. 4093).

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

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

Labor and Workforce Development committee,— extension of time for reporting.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Labor and Workforce Development be granted until Monday, May 16, 2016, within which time to make its final report on current Senate documents numbered 1003 and 1008; and House documents numbered 809, 1701, 1718 and 1775 (House, No. 4089).

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

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

Public Safety and Homeland Security committee,— extension of time for reporting.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Public Safety and Homeland Security be granted until Friday, April 15, 2016, within which time to make its final report on current House documents numbered 3747 (House, No. 4096).

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

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

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on State Administration and Regulatory Oversight be granted until Wednesday, June 22, 2016, within which time to make its final report on current House document numbered 3521 (House, No. 4092).

State
Administration
and Regulatory
Oversight
committee,—
extension
of time for
reporting.

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

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

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Telecommunications, Utilities and Energy be granted until Friday, July 1, 2016, within which time to make its final report on current Senate documents numbered 1747, 1757, 1760, 1761, 1762, 1763, 1764, 1774, 1785, 1786 and 1965; and House documents numbered 644, 2851, 2861, 2881, 2888, 2889 and 2895 (House, No. 4091).

Telecommunica-
tions, Utilities
and Energy
committee,—
extension
of time for
reporting.

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

Petitions.

Representatives Kafka of Stoughton and Cronin of Easton presented a petition (subject to Joint Rule 12) of Louis L. Kafka, Claire D. Cronin and others relative to penalties for operating motor vehicles after licenses to operate have been suspended or revoked; and the same was referred, under Rule 24, to the committee on Rules.

Motor vehicle
suspension,—
penalties for
driving.

Mr. Galvin of Canton, 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. Kafka of Stoughton, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on the Judiciary. Sent to the Senate for concurrence.

Representative Donato of Medford and Senator DiDomenico presented a joint petition (subject to Joint Rule 12) of Paul J. Donato, Sal N. DiDomenico and Sean Garballey that the commissioner of Capital Asset Management and Maintenance be authorized to grant certain subsurface easements; and the same was referred, under Rule 24, to the committee on Rules.

Aberjona
River,—
subsurface
easements.

Mr. Galvin of Canton, 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. Kafka of Stoughton, the report was consid-

ered 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.

Petitions severally were presented and referred as follows:

Hypertension,—
task force.

By Ms. DiZoglio of Methuen, a petition (subject to Joint Rule 12) of Diana DiZoglio and others for legislation to establish a pulmonary hypertension task force.

Cigarettes,—
disposal.

By Mr. Heroux of Attleboro (by request), a petition (subject to Joint Rule 12) of Wayne Briggs relative to the disposal of lighted cigarettes.

Firefighters,—
creditable
service.

By Representatives Naughton of Clinton and Ferguson of Holden, a petition (subject to Joint Rule 12) of Harold P. Naughton, Jr., and Kimberly N. Ferguson relative to creditable service for permanent-intermittent or call fire fighters.

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

Papers from the Senate.

Tobacco
purchases.

A report of the committee on the Judiciary, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 747) of Cynthia S. Creem for legislation relative to the age of tobacco purchase, and recommending the same be referred to the Senate committee on the Ways and Means,— accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence, insomuch as relates to the discharge of the committee.

Reports

Of the committee on Public Health, asking to be discharged from further consideration:

Stadiums,—
restroom
parity.

Of the petition (accompanied by bill, Senate, No. 1228) of James E. Timilty for legislation relative to parity in the restroom facility requirement for stadiums,— and recommending the same be referred to the committee on Consumer Protection and Professional Licensure;

MassHealth,—
eligibility
program.

Of the petition (accompanied by bill, Senate, No. 1181) of Joan B. Lovely, James J. Dwyer, Dennis A. Rosa, Colleen M. Garry and other members of the General Court relative to providing for a presumptive eligibility program for MassHealth applicants,— and recommending the same be referred to the committee on Health Care Financing; and

Health care
proxies.

Of the petition (accompanied by bill, Senate, No. 1213) of Richard J. Ross for legislation relative to health care proxies,— and recommending the same be referred to the committee on the Judiciary;

Severally accepted by the Senate, were considered forthwith, under Rule 42; and they were accepted, in concurrence.

Petitions were referred, in concurrence, under suspension of Joint Rule 12, as follows:

Concord,—
land.

Petition (accompanied by bill, Senate, No. 2182) of Michael J. Barrett and Cory Atkins for legislation to authorize the commissioner of capital asset management and maintenance to convey a certain parcel of land in the town of Concord.

Peace Day.

Petition (accompanied by bill, Senate, No. 2181) of John F. Keenan, Mark J. Cusack and Ronald Mariano for legislation to establish Peace Day in the Commonwealth.

Severally to the committee on State Administration and Regulatory Oversight.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of Evandro C. Carvalho relative to voter registration. To the committee on Election Laws. Voter registration.

Petition (accompanied by bill) of Marjorie C. Decker and others relative to recording persons receiving medical attention. To the committee on Public Health. Patients,—
videos.

Petition (accompanied by bill) of Danielle W. Gregoire for legislation to establish a sick leave bank for Ellen Atkinson, an employee of the Rehabilitation Commission. To the committee on Public Service. Ellen Atkinson,—
sick leave.

Under suspension of the rules, on motion of Mr. Kafka of Stoughton, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mr. Parisella of Beverly, for the committee on Veterans and Federal Affairs, on Senate, Nos. 1905, 1910 and 1913 and House, Nos. 3138, 3150, 3151, 3154, 3157, 3158, 3159, 3161, 3162, 3166 and 3319, an Order relative to authorizing the committee on Veterans and Federal Affairs to make an investigation and study of certain Senate and House documents concerning veterans affairs issues (House, No. 4083). Veterans affairs,—
study.

By the same member, for the same committee, on Senate, Nos. 1906, 1907, 1908, 1911 and 1912 and House, Nos. 3129, 3132, 3134, 3135, 3137, 3140, 3141, 3142, 3143, 3145, 3147, 3148, 3149, 3152, 3153, 3155, 3163, 3165, 3168, 3169, 3171, 3172, 3174, 3175, 3320, 3362 and 3832, an Order relative to authorizing the committee on Veterans and Federal Affairs to make an investigation and study of certain Senate and House documents concerning veterans benefits issues (House, No. 4084). Veterans benefits,—
study.

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Mr. Galvin of Canton, for said committees, reported, in each instance, asking to be discharged from further consideration of the orders; 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.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on a joint petition, a Bill to establish licensing standards for drain cleaners (House, No. 165). Drain cleaners.

By Mr. Mahoney of Worcester, for the committee on Election Laws, on a petition, a Bill automatically registering eligible voters and enhancing safeguards against fraud (House, No. 3937). Voter registration.

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

Businesses,—
telemarketing.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on a petition, a Bill to protect businesses from unwanted telemarketing (House, No. 159).

License
violations.

By the same member, for the same committee, on a petition, a Bill relative to fines for license violations (House, No. 232).

Businesses,—
location.

By the same member, for the same committee, on a petition, a Bill prohibiting intentional misrepresentation by a business of its location (House, No. 250).

Pub
breweries.

By the same member, for the same committee, on a petition, a Bill relative to the wholesale of malt beverages produced by a pub brewery (House, No. 282).

Candidates,—
expenditures.

By Mr. Mahoney of Worcester, for the committee on Election Laws, on a petition, a Bill enhancing disclosure requirements for expenditures made to support or oppose candidates by certain committees (House, No. 541).

Special
elections.

By the same member, for the same committee, on a petition, a Bill relative to contribution limits for candidate [sic] running for office in a special election (House, No. 542).

Campaign
contributions.

By the same member, for the same committee, on a petition, a Bill relative to enhanced disclosure of top-five contributors information (House, No. 543).

Voter
registration.

By the same member, for the same committee, on a petition, a Bill relative to voter registration for program participants (House, No. 603).

Hudson,—
town meeting.

By the same member, for the same committee, on a message from His Excellency the Governor, a Bill validating the actions taken at an annual town meeting held in the town of Hudson (printed in House, No. 3984).

Southbridge,—
elections.

By the same member, for the same committee, on a petition, a Bill relative to the date of town elections in the town of Southbridge (House, No. 3998) [Local Approval Received].

Hull, Norwell
and
Marshfield,—
elections.

By the same member, for the same committee, on a message from His Excellency the Governor, a Bill relative to the annual town elections and special state election in the towns of Hull, Marshfield and Norwell (printed in House, No. 4043).

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

Emergency Measure.

Helen
Annese,—
sick leave.

The engrossed Bill establishing a sick leave bank for Helen Annese, an employee of the Trial Court (see House, No. 3958), 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 2 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 House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Reconsideration.

Ms. Garlick of Needham asked that the vote be reconsidered by which the House, at the previous sitting adopted the following order:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Elder Affairs be granted until Monday, April 25, 2016, within which to make its final report on current Senate documents numbered 352, 363 and 370 and House documents numbered 518, 520, 535 and 3404 (House, No. 4082).

Elder Affairs committee,—extension of time for reporting.

The motion was entertained; and it prevailed.

Pending the recurring question on adoption of the order, the same member moved to amend it in line 3, by striking out the word “documents”, the first time it appears, and inserting in place thereof the word “document” and in said line by striking out the following: “352, 363, and”; and in line 4 by striking out the figures “520,”. The amendments were adopted.

The order (House, No. 4082, amended) then also was adopted. Sent to the Senate for concurrence.

Recesses.

At eighteen minutes after ten o'clock A.M., on motion of Mrs. Gifford of Wareham (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at four minutes before twelve o'clock noon, the House was called to order with Mr. Donato in the Chair.

Recesses.

At eighteen minutes after twelve o'clock noon, on further motion of Mrs. Gifford (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at twelve minutes after four P.M., the House was called to order with Mr. Donato in the Chair.

Papers from the Senate.

The following order, having been approved by the committees on Rules of the two branches, acting concurrently, came from the Senate with the endorsement that it had been adopted by said branch, as follows:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Consumer Protection and Professional Licensure be granted until June 15, 2016, within which time to make its final report on current House documents numbered 29, 172, 184, 237 and 245 and current Senate documents numbered 142, 151 and 187, all relative to consumer protection and professional licensure (Senate, No. 2185).

Consumer Protection and Professional Licensure committee,—extension of time for reporting.

Under suspension of the rules, on motion of Mr. Speliotis of Danvers, the order was considered forthwith; and it was adopted, in concurrence.

The following order, having been approved by the committees on Rules of the two branches, acting concurrently, came from the Senate with the endorsement that it had been adopted by said branch, as follows:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on the Judiciary be granted until May 2, 2016, within which time to make its final report on current Senate documents numbered 730, 731, 735, 741, 768, 810, 836, 843, 847, 883, 900, 901, 906, 914, 1116, 1801, 1964 and 2116, relative to judicial matters (Senate, No. 2177).

The Judiciary committee,—extension of time for reporting.

Under suspension of the rules, on motion of Mr. Speliotis of Danvers, the order was considered forthwith; and it was adopted, in concurrence.

The following order, having been approved by the committees on Rules of the two branches, acting concurrently, came from the Senate with the endorsement that it had been adopted by said branch, as follows:

Public Health committee,—
extension of time for reporting.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Public Health be granted until May 16, 2016, within which time to make its final report on current Senate document numbered 1165, relative to the dispensing of certain cancer related drugs (Senate, No. 2179).

Under suspension of the rules, on motion of Mr. Speliotis of Danvers, the order was considered forthwith; and it was adopted, in concurrence.

The following order, having been approved by the committees on Rules of the two branches, acting concurrently, came from the Senate with the endorsement that it had been adopted by said branch, as follows:

Id.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Public Health be granted until May 16, 2016, within which time to make its final report on current Senate document numbered 1141, relative to volunteer ambulance service (Senate, No. 2180).

Under suspension of the rules, on motion of Mr. Speliotis of Danvers, the order was considered forthwith; and it was adopted, in concurrence.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next sitting.

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

At twenty-nine minutes after four o'clock P.M., on motion of Mrs. Gifford of Wareham (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Thursday, March 17, 2016.

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.

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

Resolutions (filed by Ms. Hogan of Stow) congratulating Zackery W. Carme on receiving the Eagle Award of the Boy Scouts of America; and Zackery Carme.

Resolutions (filed by Mr. Kulik of Worthington) commending the AdMeTech Foundation on hosting the eighth annual Prostate Cancer Awareness Day; Prostate Cancer Awareness.

Mr. Galvin of Canton, 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. Kelcourse of Amesbury, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communications.

A communication from the Division of Banks (under the provisions of section 2A of Chapter 167 of the General Laws) submitting a summary of proposed amendments to 209 CMR 40.00 et seq., Unfair and Deceptive Practices in Consumer Transactions (House, No. 4104), was referred to the committee on Financial Services. Sent to the Senate for concurrence. Division of Banks,—regulations.

Communications

From the Department of Elementary and Secondary Education (see item 7061-9412 of Section 2 of Chapter 46 of the Acts of 2015) submitting a report on the Expanded Learning Time Grant: Costs and Expenditures; Expanded Learning Time Grant.

From the Department of Elementary and Secondary Education (see item 7010-0012 of Chapter 182 of the Acts of 2008) submitting the METCO program report; METCO.

From the Department of Elementary and Secondary Education (see Section 94(q) of Chapter 71 of the General Laws) submitting the fiscal year 2015 virtual schools report to the General Court [a copy of the report was forwarded to the committee on Education]; Virtual Schools.

From the Massachusetts Housing and Shelter Alliance (see item 7004-0104 of Section 2 of Chapter 46 of the Acts of 2015) relative to the progress of the Home and Healthy for Good Program [copies of said report were forwarded to the committee on Ways and Means]; and Home and Healthy for Good program.

Statistical
report.

From the Office of Community Corrections within the Administrative Office of the Trial Court (see item 0339-1003 of Chapter 476 of the Acts of 2015) submitting its annual statistical report for July 2015 through January 2016;

Severally were placed on file.

Paper from the Senate.

Veterans,—
police and
firefighters.

A report of the committee on Public Service, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 1340) of Sal N. DiDomenico, Benjamin Swan and Timothy J. Toomey, Jr., for legislation relative to age restrictions for veterans applying to be police officers and firefighters, and recommending the same be referred to the committee on Veterans and Federal Affairs,—accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence.

Reports of Committees.

Dana
Moore,—
benefits.

By Mr. Galvin of Canton, 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 (accompanied by bill) of Susannah M. Whipps Lee for legislation to authorize the Franklin Regional Retirement Board to credit Dana Moore with a combination of 2 years of age and/or service to enhance his retirement benefits. To the committee on Public Service. Under suspension of the rules, on motion of Mr. Kelcourse of Amesbury, 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.

Municipal
roads.

By Mr. Cabral of New Bedford, for the committee on Bonding, Capital Expenditures and State Assets, on House, No. 4057, reported, in part (so much as relates to sections 1, 2A, 4 and 6), a Bill financing improvements to roads and bridges (House, No. 4095) [Bond Issue: General Obligation Bonds: \$200,000,000.00]. Read; and referred, under Rule 33, to the committee on Ways and Means.

By Mr. Galvin of Canton, for the committee on Rules, that the following matters ought to pass:

Fossil fuels,—
divestment.

Bill creating a commission to study the feasibility of divestment of fossil fuels from the Commonwealth's pension systems (House, No. 2372, changed); and

State
indoor track
facility,—
study.

Resolve establishing a special commission to investigate and study the feasibility of constructing a Massachusetts state indoor track facility in southeastern Massachusetts (House, No. 2713);

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

Incarcerated
women,—
anti-shackling.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on a petition, a Bill to ensure compliance with

the anti-shackling law for pregnant incarcerated women (House, No. 3679). Referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on House, Nos. 2133 and 2163, a Bill relative to vertical reciprocating conveyors (House, No. 2163). Vertical conveyors.

By the same member, for the same committee, on a petition, a Bill establishing the building code coordinating council (House, No. 2196). Building code council.

By the same member, for the same committee, on a petition, a Bill providing for a study of the necessity of certain snow safety procedures (House, No. 3833). Snow safety procedures.

By Mr. Straus of Mattapoissett, for the committee on Transportation, on House, No. 3877, a Bill relative to transportation infrastructure value capture (House, No. 4094). Transportation,— infrastructure.

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

Orders of the Day.

The Senate Bill relative to the town administrator in the town of Milton (Senate, No. 1987), 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.

The House Bill validating action taken by the Martha's Vineyard Refuse Disposal and Resource Recovery District (House, No. 3991), 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. Id.

The House Bill authorizing the Division of Capital Asset Management and Maintenance to grant an easement in certain land in the city of Salem (House, No. 3970), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time. Salem,— land.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 1, in line 12, by striking out the word "Commission" and inserting in place thereof the words "division of capital asset management and maintenance"; and, in line 29, by striking out the word "commissioner" and inserting in place thereof the words "division of capital asset management and maintenance".

The amendments were adopted; and the bill (House, No. 3970, amended) was passed to be engrossed. 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 eleven minutes after eleven o'clock A.M., on motion of Mrs. Gifford of Wareham (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.

JOURNAL OF THE HOUSE.

Monday, March 21, 2016.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Speliotis of Danvers 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. Speliotis), 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. Jones of North Reading) commending Eva Foley on the occasion of her retirement; Eva
Foley.

Resolutions (filed by Ms. Cariddi of North Adams) congratulating the Benevolent and Protective Order of Elks Adams Lodge #1335 on its centennial; Elks
Lodge 1335.

Resolutions (filed by Representatives Gregoire of Marlborough, Dykema of Holliston and Kane of Shrewsbury) commending Harry's Restaurant and Dairy Bar on its seventieth anniversary; and Harry's
Restaurant.

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Boy Scout Troop 1 Islington of Westwood on its ninetieth anniversary; Westwood,—
Boy Scouts.

Mr. Galvin of Canton, 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. Smizik of Brookline, 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 Ms. Campanale of Leicester, a petition (subject to Joint Rule 12) of Kate D. Campanale and others for legislation to establish tax credits and personal income tax deductions for student loan assistance. Student
loans,—
tax credits.

By Representatives DuBois of Brockton and Gentile of Sudbury, a petition (subject to Joint Rule 12) of Michelle M. DuBois, Carmine L. Gentile and others for legislation to protect victims of rape and children conceived during the commission of said offense. Rape
victims,—
protections.

By Mr. Mark of Peru, a petition (subject to Joint Rule 12) of Paul W. Mark relative to blasting. Blasting.

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

Papers from the Senate.

The House Order (House, No. 4093) relative to extending until Wednesday May, 18, 2016, the time within which the committee on Financial Services is authorized to report on current Senate documents numbered 483, 485, 506, and 551, and House documents numbered 258, 793, 800, 810, 814, 843, 866, 879, 894, 920, 925, 926, 948, 958, Financial
Services,—
extension of
time for
reporting.

Financial Services,— extension of time for reporting.

and 3488, came from the Senate with the endorsement that it had been adopted, in concurrence, with amendments, in line 4 striking out, in each instance, the figures “ , 793”, “ , 894”, and “ , 948”.

Under suspension of Rule 35, on motion of Mr. Walsh of Peabody, the amendments were considered forthwith; and they were adopted, in concurrence.

Motorcycle noise.

A report of the committee on Transportation, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 1845) of Thomas P. Kennedy for legislation relative to motorcycle noise,— and recommending the same be referred to the Senate committee on Ways and Means,— accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence, insomuch as relates to the discharge of the committee.

Home care services.

A report of the committee on Elder Affairs, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 361) of Barbara L’Italien, Colleen M. Garry, Dennis A. Rosa, James J. Dwyer and other members of the General Court for legislation relative to home care services,— and recommending the same be referred to the committee on Health Care Financing,— accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence.

Partition fences.

A petition (accompanied by bill) of Benjamin B. Downing and Gailanne M. Cariddi for legislation relative to partition fences, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Municipalities and Regional Government.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2188) was referred, in concurrence, to the committee on Municipalities and Regional Government.

Reports of Committees.

Convicted persons,— driver’s licenses.

By Mr. Straus of Mattapoisett, for the committee of conference on the disagreeing votes of the two branches, with reference to the Senate further amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2094) of the Senate Bill relative to motor vehicle license suspension (Senate, No. 2021, amended), recommending that the House recede from its non-concurrence with the Senate in its further amendment and concur therein with a still further amendment (by striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4088); and that the Senate concur in the still further amendment. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, reported that the matter be scheduled for consideration by the House. Placed in the Orders of the Day for the next sitting, the question being on acceptance of the report of the committee of conference.

By Mr. Galvin of Canton, 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 Diana DiZoglio and others for legislation to establish a pulmonary hypertension task force. Under suspension of the rules, on motion of Mr. Kafka of Stoughton, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Health. Sent to the Senate for concurrence.

Pulmonary hypertension,—task force.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on House, Nos. 13, 2707, 2708, 2710, 2711, 2712, 2714, 2715, 2716, 2717, 2720, 2721, 2722, 2723, 2724, 2725, 2728, 2731, 2733, 2734, 2740, 2741, 2746, 2748, 2751, 2752, 2753, 2754, 2755, 2758, 2759, 2761, 2762, 2763, 2764, 2765, 2766, 2770, 2774, 2775, 2776, 2777, 2778, 2780, 2781, 2783, 2785, 2786, 2787, 2788, 2789, 2792, 2798, 2799, 2800, 2801, 2804, 2806, 2807, 2815, 2816, 2821, 2822, 2827, 2828, 2832, 2833, 2834, 2841, 2842, 2844, 2846, 3301, 3303, 3304, 3517, 3518, 3519, 3523, 3690, 3697, 3728 and 3889 and on a part of House, No. 8, an Order relative to authorizing the committee on State Administration and Regulatory Oversight to make an investigation and study of certain House documents concerning state administration issues (House, No. 4102). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

State Administration and Regulatory Oversight,—study.

Subsequently, Mr. Galvin of Canton, for said committees, reported asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules.

Under Rule 42, the report was considered forthwith; and it was accepted.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on a petition, a Bill requiring carbon monoxide alarms in all residential, governmental and commercial structures (House, No. 2097).

Buildings,—carbon monoxide alarms.

By the same member, for the same committee, on a petition, a Bill relative to fire protection systems for buildings and structures (House, No. 2143).

Buildings,—fire protection.

By the same member, for the same committee, on a petition, a Bill requiring carbon monoxide alarms in schools (House, No. 2156) [Representative Vieira of Falmouth dissenting].

Schools,—carbon monoxide alarms.

By the same member, for the same committee, on a petition, a Bill relative to multi-year licensing (House, No. 2164).

Detectives,—licensing.

By the same member, for the same committee, on a petition, a Bill relative to emergency planning (House, No. 2167).

Power plants,—safety.

By the same member, for the same committee, on a joint petition, a Bill relative to sheriffs (House, No. 2190).

Sheriffs.

By the same member, for the same committee, on House, No. 2099, a Bill relative to the safety of schools, residences, and public assemblies (House, No. 4103).

Buildings,—fire and carbon monoxide.

By Mr. Parisella of Beverly, for the committee on Veterans and Federal Affairs, on a petition, a Bill exempting veterans from civil service exam fees (House, No. 3170).

Veterans,—fee exemption.

Persian Gulf,—
veteran
bonus.

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. 3176).

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

Uniform
Probate Code,—
decedents.

By Mr. Fernandes of Milford, for the committee on the Judiciary, on a petition, a Bill to correct procedural omission regarding actions against certain decedents under Uniform Probate Code (House, No. 1194).

Parent-child
privilege.

By the same member, for the same committee, on a petition, a Bill relative to parent-child privilege (House, No. 1245).

Grand jurors.

By the same member, for the same committee, on a petition, a Bill providing further protection for grand jurors (House, No. 1556).

Safety belts,—
violations.

By the same member, for the same committee, on House, No. 1187, a Bill relative to increasing fines for safety belt violations (House, No. 4105).

Depositions,—
audiovisual.

By the same member, for the same committee, on House, No. 1193, a Bill to allow audiovisual depositions (House, No. 4106).

Incapacitated
persons.

By the same member, for the same committee, on House, No. 1250, a Bill protecting incapacitated persons (House, No. 4108).

Radio
communication.

By the same member, for the same committee, on House, No. 1536, a Bill relative to an unauthorized radio telecommunication (House, No. 4109).

Alimony,—
reform.

By the same member, for the same committee, on House, No. 4034, a Bill reforming alimony in the Commonwealth (House, No. 4110).

Elevators,—
inspection.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on a petition, a Bill relative to elevator inspections (House, No. 2084).

Veterans'
agents,—
appointment.

By Mr. Parisella of Beverly, for the committee on Veterans and Federal Affairs, on a petition, a Bill relative to the appointment of veterans' agents (House, No. 3130).

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

Engrossed Bills.

Bills
enacted.

Engrossed bills

Relative to the town administrator in the town of Milton (see Senate, No. 1987) (which originated in the Senate);

Relative to town meetings in the town of Framingham (see House, No. 3195); and

Authorizing the town of Bolton to grant a license for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 3761, amended);

(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 it were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

The Senate Bill establishing a sick leave bank for Jesse B. Walker, an employee of the Trial Court (Senate, No. 2129, amended), 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 health insurance of certain elected individuals in the town of Tyringham (House, No. 3649); and Third reading bills.

Authorizing the Nantucket Islands Land Bank to convey certain land held for open space, recreational or conservation purposes to the town of Nantucket for the same purposes (House, No. 3892);

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 Wednesday next at eleven o'clock A.M. Next sitting.

At ten minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Speliotis of Danvers being in the Chair), the House adjourned, to meet the following Wednesday at eleven o'clock A.M.

JOURNAL OF THE HOUSE.

Wednesday, March 23, 2016.

Met according to adjournment at eleven o'clock A.M., 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.

Silent Prayers.

Brussels,—terrorist attacks.

During the session (Mr. Donato of Medford being in the Chair), all the members of the House, guests and employees rose for a moment of silent tribute to the memory of the victims of the terrorist attacks in Brussels on Tuesday. The House of Representatives extended its deepest condolences to the families of those who have died and to the people Belgium.

Thomas L. Clardy of Hudson.

During the session (Mr. Donato of Medford being in the Chair), at the request of Representatives Hogan of Stow and Whelan of Brewster, the members guests and employees stood for a moment of silent tribute in memory of Thomas L. Clardy of Hudson, a Massachusetts State Trooper who died on Wednesday, March 16, 2016 from injuries he sustained in the line of duty.

Trooper Clardy served his country for 13 years in the United States military as a member of the U.S. Army and the U.S. Marine Corps. He then served the Commonwealth for 11 years as a Massachusetts State Trooper. Trooper Clardy served as a member of the Troop C Community Action Team and was stationed at the Charlton Barracks.

Trooper Clardy will be remembered as a loving husband to Reisa A. Clardy and father to six children, Tyler J. Clardy, Gabryella R. Clardy, Lily B. Clardy, Emma G. Clardy, Eva E. Clardy, and Noah J. Clardy. The Massachusetts House of Representatives is forever grateful for Trooper Clardy's dedication and service to the Commonwealth of Massachusetts and to the United States of America.

Resolutions.

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

Wilber Anderson.

Resolutions (filed by Mrs. Haddad of Somerset) congratulating Wilber H. O. Anderson on receiving the Eagle Award of the Boy Scouts of America;

Jared Lam.

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Jared Lam on receiving the Eagle Award of the Boy Scouts of America;

Matthew Mason.

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Matthew Mason on receiving the Eagle Award of the Boy Scouts of America;

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Matthew Wagner on receiving the Eagle Award of the Boy Scouts of America;

Matthew Wagner.

Resolutions (filed by Messrs. Smizik of Brookline, Sánchez of Boston and Moran of Boston) congratulating Dr. Robert Sperber on his outstanding contributions to the town of Brookline; and

Robert Sperber.

Resolutions (filed by Mr. Vega of Holyoke) honoring the Rotary Club of Holyoke on the occasion of its one hundredth anniversary;

Holyoke,—
Rotary Club.

Mr. Galvin of Canton, 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. 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.

Order.

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

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Elder Affairs be granted until Tuesday, May 3, 2016, within which time to make its final report on a current Senate document numbered 2139 (House, No. 4119).

Elder Affairs committee,—
extension of time for reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order ought to be adopted. Under suspension of the rules, on motion of Ms. Garlick, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Petitions.

Mr. Muradian of Grafton presented a petition (subject to Joint Rule 12) of David K. Muradian, Jr., Ryan C. Fattman and Michael O. Moore for legislation to establish a sick leave bank for Leanna Babineau, an employee of the Department of Developmental Services; and the same was referred, under Rule 24, to the committee on Rules.

Leanna Babineau,—
sick leave.

Mr. Galvin of Canton, 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. Kafka of Stoughton, 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.

Representative Pignatelli of Lenox and Senator Downing presented a joint petition (subject to Joint Rule 12) of William Smitty Pignatelli and Benjamin B. Downing for legislation to establish a sick leave bank for Shannon Wilkins, an employee of the Massachusetts Department of Transportation; and the same was referred, under Rule 24, to the committee on Rules.

Shannon Wilkins,—
sick leave.

Mr. Galvin of Canton, 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. Kafka of Stoughton, the report was considered

Shannon
Wilkins,—
sick leave.

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.

Marlborough,—
land.

Petitions severally were presented and referred as follows:
By Miss Gregoire of Marlborough, a petition (subject to Joint Rule 12) of Danielle W. Gregoire and Carmine L. Gentile that the commissioner of the Division of Capital Asset Management and Maintenance be authorized to acquire a certain parcel of land in the city of Marlborough.

Belchertown,—
land.

By Representative Petrolati of Ludlow and Senator Lesser, a joint petition (subject to Joint Rule 12) of Thomas M. Petrolati and Eric P. Lesser relative to certain state owned land in the town of Belchertown.

Health
procedures.

By Mr. Sannicandro of Ashland, a petition (subject to Joint Rule 12) of Tom Sannicandro relative to price transparency for certain health procedures.

Boston,—
Gale
Bridge.

By Mr. Scaccia of Boston, a petition (subject to Joint Rule 12) of Angelo M. Scaccia and Michael F. Rush for legislation to designate a certain bridge in the city of Boston as the Navy Cross Recipient PFC Alvin Richard Gale, USMC Memorial Bridge.

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

Paper from the Senate.

David T.
Doyle
courtroom.

A Bill designating Courtroom G within the first district court of Essex in the city of Salem as the Honorable David T. Doyle Courtroom (Senate, No. 866) (on a petition), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Reports of Committees.

Miranda
Marie
Flanagan,—
sick leave.

By Mr. Galvin of Canton, 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 and Donald F. Humason, Jr., relative to establishing a sick leave bank for Miranda Marie Flanagan, an employee of the Massachusetts Department of Transportation. Under suspension of the rules, on motion of Mr. Vega of Holyoke, 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.

Town
meeting,—
exemption.

Mr. Galvin of Canton, for the committee on Rules, on the Order relative to authorizing the committee on State Administration and Regulatory Oversight to make an investigation and study of certain House documents concerning state administration issues (House, No. 4102) reported, in part, asking to be discharged from further consideration of petition (accompanied by bill, House, No. 2774) of Peter V. Kocot and others for legislation to exempt the deliberations of public bodies at town meeting from the open meeting law,— and recommending that the same be recommitted to the committee on State Administration and Regulatory Oversight. Under Rule 42, the report was considered forthwith; and it was accepted.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Steven Everton, an employee of the Department of Developmental Services (House, No. 4054).

Steven
Everton,—
sick leave.

By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for Donna Juarez, an employee of the Massachusetts Department Of [sic] Developmental Services (House, No. 4055).

Donna
Juarez,—
sick leave.

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

Mr. Nangle of Lowell, for said committee, reported 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 were read a second time forthwith; and they were ordered to a third reading.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the Senate Bill authorizing the conveyance of certain property in the town of Salisbury (Senate, No. 1095, amended), be scheduled for consideration by the House.

Salisbury,—
land.

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. Wagner of Chicopee, for the committee on Economic Development and Emerging Technologies, on House, Nos. 286 and 295, an Order relative to authorizing the committee on Economic Development and Emerging Technologies to make an investigation and study of certain House documents concerning economic development issues (House, No. 4118). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Economic
development,—
study.

Subsequently, Mr. Galvin of Canton, for said committees, reported asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules.

Under Rule 42, the report was considered forthwith; and it was accepted.

By Ms. Hogan of Stow, for the committee on Public Health, on a petition, a Bill to ensure patient medication adherence (House, No. 1915).

Medication
adherence.

By the same member, for the same committee, on a petition, a Bill relative to the definition of a pharmacy (House, No. 1985).

Pharmacies.

By the same member, for the same committee, on a petition, a Bill promoting radon testing (House, No. 2044).

Radon
testing.

By the same member, for the same committee, on a petition, a Bill expanding eligibility for the Massachusetts loan repayment program for dental providers (House, No. 2053).

Dental
providers.

By the same member, for the same committee, on a joint petition, a Bill relative to the restoration of MassHealth adult dental benefits (House, No. 2062).

MassHealth,—
dental
benefits.

By the same member, for the same committee, on House, No. 1919, a Bill to prevent death and disability from stroke (House, No. 4113).

Stroke
prevention.

Robotic surgery.

By the same member, for the same committee, on House, No. 1994, a Resolve providing for an investigation and study by a special commission relative to robotic surgery in the Commonwealth (House, No. 4114).

Referred, under Joint Rule 1E, to the committee on Health Care Financing.

Primary elections,— participation.

By Mr. Mahoney of Worcester, for the committee on Election Laws, on a petition, a Bill increasing voter participation in primary elections (House, No. 585). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Safe school fund.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill establishing a community safe school fund (House, No. 1829).

Westfield,— land.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill providing for transfers of land in Westfield (House, No. 2840).

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

Voters,— qualifications.

By Mr. Mahoney of Worcester, for the committee on Election Laws, on a petition, a Bill relative to specially qualified voters (House, No. 602).

Voters,— absentee.

By the same member, for the same committee, on a petition, a Bill relative to absentee voters (House, No. 605).

Boston,— voting.

By the same member, for the same committee, on a petition, a Bill regarding decennial division of wards and precincts in the city of Boston (House, No. 3321) [Local Approval Received].

Permitting reforms.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill to establish commonsense permitting reforms for businesses and landowners (House, No. 1844).

Residential lots.

By the same member, for the same committee, on a petition, a Bill to protect residential building lots (House, No. 1876).

Somerville,— institutional master plans.

By the same member, for the same committee, on a joint petition, a Bill granting the city of Somerville the authority to require the adoption of institutional master plans subject to the review and approval by the municipality (House, No. 3851) [Local Approval Received].

Public nuisances.

By the same member, for the same committee, on House, No. 1825, a Bill to hold property owners accountable for recurring public nuisance (House, No. 4115).

Plymouth,— land.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill relative to certain land in the town of Plymouth (House, No. 3966) [Local Approval Received].

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

Emergency Measure.

Jesse B. Walker,— sick leave.

The engrossed Bill establishing a sick leave bank for Jesse B. Walker, an employee of the Trial Court (see Senate, No. 2129, 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 2 to 0. Sent to the Senate for concurrence.

Engrossed Bills.

Engrossed bills

Designating a certain basketball court in the city of Boston as the Richard "Jazz" Maffie Memorial Basketball Court (see House, No. 2760); and

Bills enacted.

Further regulating the appointment and removal of certain personnel in Dartmouth Fire District Number Two (see House, No. 3875);

(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 it were signed by the acting Speaker and sent to the Senate.

Recess.

At ten minutes after eleven o'clock A.M., on motion of Mrs. Gifford of Wareham (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock P.M.; and at six minutes after one o'clock, the House was called to order with Mr. Donato in the Chair.

Recess.

Quorum.

Mrs. Gifford of Wareham thereupon asked for a count of the House to ascertain if a quorum was present. The Chair (Mr. Donato of Medford), having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Quorum.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 150 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 207.

[See Yea and Nay No. 207 in Supplement.]

Therefore a quorum was present.

Subsequently a statement of Ms. Barber of Somerville was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous quorum roll call I was absent from the House Chamber on official business outside of the State House.

Statement of
Ms. Barber of
Somerville.

Subsequently a statement of Mrs. Harrington of Groton was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous quorum roll call I was absent from the House Chamber on official business in another part of the State House; and I was not notified that the quorum roll call was being taken.

Statement of
Mrs. Harrington
of Groton.

Subsequently a statement of Mr. Scibak of South Hadley was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous quorum roll call I was absent from the House Chamber on official business in another part of the State House.

Statement of
Mr. Scibak of
South Hadley.

*Motions to Discharge Certain Matters
in the Orders of the Day.*

Drug offenses,—
driver's licenses.

The report of the committee of conference on the disagreeing votes of the two branches, with reference to the Senate further amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2094) of the Senate Bill relative to motor vehicle license suspension (Senate, No. 2021, amended) (for report, see House document numbered 4088), was considered forthwith, under suspension of Rule 47, on motion of Mr. Straus of Mattapoisett.

Conference committee report accepted,—
yea and nay
No. 208.

After remarks on the question on acceptance of the report, the sense of the House was taken by yeas and nays, at the request of the same member; and on the roll call 157 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 208 in Supplement.]

Therefore the report of the committee of conference was accepted. Sent to the Senate for concurrence.

Gold Star Family registration plates.

The House Bill relative to Gold Star Family motor vehicle registration eligibility (House, No. 3917) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time, under suspension of Rule 47, on motion of Mr. Jones of North Reading.

Pending the question on passing the bill to be engrossed, the same member moved to amend it, in lines 5 to 8, inclusive, by striking out the sentence contained in those lines and inserting in place thereof the following two sentences: "Possession of a Gold Star Lapel Button and a letter of approval, both issued by the United States Department of Defense, shall be sufficient proof of eligibility for the registrar to furnish a Gold Star Family registration plate. The possession of a Gold Star Lapel Button shall not be a requirement of eligibility for persons who have otherwise presented satisfactory evidence of Gold Star family member status as determined by the registrar."

The amendment was adopted; and the bill, as amended, was passed to be engrossed. The bill (House, No. 3917, amended) then was sent to the Senate for concurrence.

Reports of Committees.

Supplemental appropriations.

Prior to the noon recess, Mr. Dempsey of Haverhill, for the committee on Ways and Means, on House, No. 4009, reported, in part, a Bill making appropriations for the fiscal year 2016 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4116) [Total appropriation: \$157,771,768.00]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, 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, the noon recess having terminated, under further suspension of the rules, on motion of Mr. Dempsey of Haverhill, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time.

After remarks on the question on passing the bill to be engrossed, the same member moved moves to amend it in section 2, by inserting after item 7061-9400 the following item:

“STATE UNIVERSITIES.

University of Massachusetts.

7100-0200 \$10,901,699”;

In section 2A, by striking out item 1599-4299; and

In section 11, in line 215, by striking out the words “medical security” and inserting in place thereof the words “office of Medicaid.”.

The amendments were adopted.

On the question on passing the bill, as amended, to be engrossed, the sense of the House was taken by yeas and nays, at the request of Mr. Dempsey; and on the roll call 157 members voted in the affirmative and 0 in the negative.

Bill passed to be engrossed,—
yea and nay
No. 209.

[See Yea and Nay No. 209 in Supplement.]

Therefore the bill, as amended, was passed to be engrossed. The bill (House, No. 4116, amended) then was 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 tomorrow at eleven o’clock A.M.

Next sitting.

Mrs. Gifford of Wareham then moved that the House adjourn; and the motion prevailed. Accordingly, without proceeding to consideration of the matters in the Orders of the Day, at twenty-nine minutes after two o’clock P.M. (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o’clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Thursday, March 24, 2016.

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.

Guests of the House.

Freetown-Lakeville Middle School.

At the beginning of the session, the Chair (Mr. Donato of Medford), declared a brief recess and introduced students from the Freetown-Lakeville Middle School in Lakeville. At the invitation of the Chair, the students participated in the pledge of allegiance to the flag. They were the guests of Representatives Orrall of Lakeville, Fiola of Fall River and Schmid of Westport.

Resolutions.

Parkinson's disease.

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

Resolutions (filed by Ms. DiZoglio of Methuen) recognizing April as Parkinson's Disease Awareness month; and

Michael Lyons.

Resolutions (filed by Mr. Rogers of Norwood) commending Michael Lyons on the occasion of his retirement from the Board of Selectmen in the town of Norwood;

Mr. Galvin of Canton, 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 Mrs. Orrall of Lakeville, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petition.

Human trafficking,—exploitation.

Mr. Day of Stoneham presented a petition (subject to Joint Rule 12) of Michael S. Day and others for legislation to reduce sexual exploitation of victims of human trafficking; and the same was referred, under Rule 24, to the committee on Rules.

Paper from the Senate.

Watertown,—liquor licenses.

The House Bill authorizing the city known as the town of Watertown to grant 15 additional licenses for the sale of alcoholic beverages to be drunk on the premises (House, No. 3975), came from the Senate passed to be engrossed, in concurrence, with an amendment striking out section 2 and inserting in place thereof the following section:

“SECTION 2. (a) Once a license is granted pursuant to this act, the licensing authority shall not approve the transfer of the license to any other location or area, but it may grant the license to a new applicant under the same conditions as specified in this act if the applicant files

with the licensing authority a letter from the department of revenue and a letter from the department of unemployment assistance indicating that the license is in good standing with those departments and that all applicable taxes, fees and contributions have been paid. No license granted hereunder may be sold or otherwise transferred for financial consideration.

(b) If a license granted pursuant to this act is cancelled, revoked or no longer in use, it shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the licensing authority and the licensing authority may then grant the license to a new applicant under the same conditions specified in this act.”.

The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of Thomas M. Petrolati and Eric P. Lesser relative to certain state owned land in the town of Belchertown. Belchertown,—land.

Petition (accompanied by bill) of Danielle W. Gregoire and Carmine L. Gentile that the commissioner of the Division of Capital Asset Management and Maintenance be authorized to acquire a certain parcel of land in the city of Marlborough. Marlborough,—land.

Severally to the committee on State Administration and Regulatory Oversight.

Under suspension of the rules, on motion of Mr. Day of Stoneham, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Ms. Ferrante of Gloucester, for the committee on Community Development and Small Businesses, on House, Nos. 138, 139, 143, 146, 147, 148 and 3382, an Order relative to authorizing the committee on Community Development and Small Businesses to make an investigation and study of certain House documents concerning community development, small businesses and other issues (House, No. 4120). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently. Community Development and Small Businesses,—study.

Subsequently, Mr. Galvin of Canton, for said committees, reported asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules.

Under Rule 42, the report was considered forthwith; and it was accepted.

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

To protect businesses from unwanted telemarketing (House, No. 159); Telemarketing.
Relative to unsolicited credit cards, checks, and vouchers by mail (House, No. 208); Unsolicited mail.

- Violations. Relative to fines for license violations (House, No. 232);
- Businesses. Prohibiting intentional misrepresentation by a business of its location (House, No. 250);
- Pub breweries. Relative to the wholesale of malt beverages produced by a pub brewery (House, No. 282);
- Campaigns. Relative to contribution limits for candidate running for office in a special election (House, No. 542);
- Voters. Relative to voter registration for program participants (House, No. 603);
- Shellfish. Relative to shellfish reefs and water quality (House, No. 734);
- Loans. Relative to certain loans by the Federal Home Loan Bank (House, No. 912);
- Uniform Probate Code. To correct procedural omission regarding actions against certain decedents under Uniform Probate Code (House, No. 1194);
- Family freedom. Relative to parent-child privilege (House, No. 1245);
- Insurance. Relative to municipal use of insurance proceeds (House, No. 1830);
- Towns. Relating to contracts for certain town officers (House, No. 1832);
- Rainy day fund. Relative to regional stabilization funds (House, No. 1835);
- Municipal notes. Relating to the issuance of temporary notes by cities, towns and districts (House, No. 1851);
- Municipalities. Relative to streamlining municipal finance (House, No. 1852);
- Parking. Relative to parking advancements for the revitalization of communities (PARC) (House, No. 1855);
- Id. Relative to handicap automobile licenses or placards (House, No. 1861);
- Municipal legal representation. Relative to authorizing governmental bodies and other approved parties to use shared legal representation and consultants in matters of common interest (House, No. 1863);
- Zoning. Extending certain permits (House, No. 1874);
- Elevators. Relative to elevator inspections (House, No. 2084);
- Motorcycles. Relative to motorcycle inspections (House, No. 2996);
- Speed limits. Relative to speed limits in historic districts (House, No. 3035);
- Veteran's agents. Relative to the appointment of veterans' agents (House, No. 3130);
- Election ballots. Relative to election ballots (House, No. 3160);
- Marshfield,—district. Authorizing the town of Marshfield to withdraw from the Metropolitan Area Planning District (House, No. 3638) [Local Approval Received];
- Plymouth,—charter. Relative to the charter of the town of Plymouth (House, No. 3968) [Local Approval Received];
- Falmouth,—land. Authorizing the town of Falmouth to convey to West Falmouth Library, Inc., a certain parcel of land held for open space, recreational or conservation purposes, in exchange for a parcel of equal or greater value (House, No. 3976) [Local Approval Received];
- Southbridge,—legal counsel. Relative to the use of legal counsel by the town of Southbridge (House, No. 3999) [Local Approval Received];
- Southbridge,—public works. Relative to the director of public works in the town of Southbridge (House, No. 4000) [Local Approval Received];
- Id. Relative to the removal of the director of public works in the town of Southbridge (House, No. 4001) [Local Approval Received];
- Southbridge,—boards. Relative to quasi-judicial boards in in the town of Southbridge (House, No. 4002) [Local Approval Received];
- Greenfield,—charter. Amending the charter of the city known as the town of Greenfield (House, No. 4003) [Local Approval Received];

- Relative to the South Essex Sewerage District (House, No. 4007);
 Relative to tax abatements for disabled veterans (House, No. 4029);
 Establishing a sick leave bank for Paul Sinkiewicz, an employee of the Department of Youth Services (House, No. 4035);
 Relative to the annual town elections and special state election in the towns of Hull, Marshfield and Norwell (printed in House, No. 4043);
 To allow audiovisual depositions (House, No. 4106);
 Protecting incapacitated persons (House, No. 4108); and
 Relative to an unauthorized radio telecommunication (House, No. 4109);
 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 Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on a petition, a Bill providing for the public disclosure of quality indicators for the developmentally disabled (House, No. 71).
 Disabled,—quality indicators.
- By the same member, for the same committee, on a petition, a Bill to support the transition to adult services for persons with disabilities (House, No. 78).
 Disabled,—adult services.
- By the same member, for the same committee, on a petition, a Bill relative to health disparities council (House, No. 81).
 Health disparities.
- By the same member, for the same committee, on a petition, a Bill ensuring the appropriate and timely payment and residential service placement for children deemed to be a safety risk (House, No. 95).
 Children,—placement.
- Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.
- By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on a joint petition, a Resolve establishing a special commission on two-generation approaches to childhood education (House, No. 136). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.
 Childhood education.
- By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on a petition, a Bill relative to the tuition of children in department of housing and community development family shelters (House, No. 96).
 Family shelters,—tuitions.
- By the same member, for the same committee, on a petition, a Bill to prevent homelessness among recipients of transitional assistance (House, No. 118).
 Transitional assistance.
- By the same member, for the same committee, on a petition, a Bill affirming inclusion of individuals with disabilities within civil rights protections and nondiscrimination provisions in the Commonwealth of Massachusetts (House, No. 121).
 Disabled,—civil rights.
- By the same member, for the same committee, on a petition, a Bill regarding group care facility (House, No. 3945).
 Group care.
- By the same member, for the same committee, on House, No. 79, a Bill providing immediate childcare assistance to homeless families (House, No. 4117).
 Homeless,—childcare.
- Severally read; and referred, under Rule 33, to the committee on Ways and Means.

Social workers,— addresses.

By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on a joint petition, a Bill protecting Department of Children and Families social workers' home addresses (House, No. 112). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Engrossed Bill.

Bill enacted.

The engrossed Bill establishing a sick leave bank for Jesse B. Walker, an employee of the Trial Court (see Senate, No. 2129, amended) (which originated in the Senate), in respect to which the Senate had concurred in adoption of the emergency preamble, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Reconsideration.

Driver's license suspension for drug offenses.

Mr. Straus of Mattapoisett asked that the vote be reconsidered by which the House, on January 6, adopted Resolutions relative to driver's license suspension for drug offenses (House, No. 3936). The motion was entertained; and it prevailed.

Pending the recurring question on adoption of the resolutions, Mr. Speliotis of Danvers moved to amend them by striking out all after the title and inserting in place thereof the following:

“*Resolved*, That as required by 23 U.S.C 159 (A)(3)(B)(II), The House of Representatives hereby opposes a law that requires the suspension, revocation or delay in issuance or reinstatement of the driver's license of drug offenders that conforms To 23 U.S.C 159; and be it further

Resolved, That a copy of this Resolution shall be transmitted forthwith by the Clerk of the House of Representatives to the Governor, Charles D. Baker.”. The amendment was adopted.

The resolutions, as amended, then also were adopted.

Recess.

Recess.

At twenty-five minutes before twelve o'clock noon, on motion of Mrs. Gifford of Wareham (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at fourteen minutes before one o'clock P.M., the House was called to order with Mr. Donato in the Chair.

Emergency Measure.

Drug offenses,— motor vehicle license suspension.

The engrossed Bill relative to motor vehicle license suspension (see Senate, No. 2021, 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 3 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.

Orders of the Day.

The Senate Bill establishing a sick leave bank for Wallace Seward, an employee of the Department of Correction (Senate, No. 2118), 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.

The House Bill relative to the use of Glyphosate by utility companies and/or government entities on land located within, on, or above a federally-designated sole source aquifer (House, No. 717), was read a second time. Second reading bill referred to Telecommunications, Utilities and Energy.

Pending the question on ordering the bill to a third reading, it was referred, on motion of Mr. Nangle of Lowell, to the committee on Telecommunications, Utilities and Energy. Sent to the Senate for concurrence in the reference.

The House Bill designating a certain bridge in the city of Boston The Honorable Arthur J. Lewis, Jr. Bridge (House, No. 3637), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time. Boston,— Arthur J. Lewis, Jr. Bridge.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moves to amend it in line 1, by striking out the words “The bridge” and inserting in place thereof the following: “Bridge B-16-181(4EN)”. Steven Everton,— sick leave.

The amendment was adopted; and the bill (House, No. 3637, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill establishing a sick leave bank for Steven Everton, an employee of the Department of Developmental Services (House, No. 4054), 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, Mr. Speliotis of Danvers moves to amend it in line 6, by striking out the words “department paid” and inserting in place thereof the words “extended illness”.

The amendment was adopted; and the bill (House, No. 4054, amended) was passed to be engrossed. 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 two minutes before one o’clock P.M., on motion of Mrs. Gifford of Wareham (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.

JOURNAL OF THE HOUSE.

Monday, March 28, 2016.

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.

Appointment by the Minority Leader.

Water
Infrastructure
Advisory
Committee.

The Minority Leader announced that (under Section 12A of Chapter 359 of the Acts of 2014) he had appointed Mary J. Brittain of the town of Lee to serve as his designee on the Water Infrastructure Advisory Committee established to monitor the progress of closing the gap in funding for water, wastewater and storm water infrastructure.

Resolutions.

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

Marblehead,—
UU Church.

Resolutions (filed by Ms. Ehrlich of Marblehead) commending the Unitarian Universalist Church of Marblehead on its three hundredth anniversary; and

John
Hughes.

Resolutions (filed by Ms. Garlick of Needham) commending Chief John M. Hughes III, on the occasion of his retirement;

Mr. Galvin of Canton, 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. Walsh of Peabody, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communication.

Worcester,—
revoked civil
service lists.

A communication from the Human Resources Department of the city of Worcester (under Section 25 of Chapter 31 of the General Laws) submitting a listing of civil service eligible lists that have been revoked by the delegated Personnel Administrator of the city of Worcester, as of March 16, 2016, was placed on file.

Petitions.

New Bedford,—
liquor license.

Mr. Cabral of New Bedford presented a petition (accompanied by bill, House, No. 4132) of Antonio F. D. Cabral and others (with the approval of the mayor and city council) that the city of New Bedford be authorized to issue an additional license for the sale of all alcoholic beverages not to be drunk on the premises; and the same was referred to the committee on Consumer Protection and Professional Licensure. Sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Representative Calter of Kingston and Senator Brady, a joint petition (subject to Joint Rule 12) of Thomas J. Calter, Michael D. Brady and others relative to zoning regulations of structures used for growing, cultivation, distribution or dispensation of marijuana or marihuana. Zoning,—
marijuana or
marihuana.

By Mr. Crighton of Lynn (by request), a petition (subject to Joint Rule 12) of Charles J. Lawless, Jr., relative to medical delays for the payment of civil motor vehicle fines and municipal parking tickets for persons suffering from a serious illness. Motor vehicle
fines,—
medical
delays.

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

Papers from the Senate.

Bills

Expanding the community college workforce training incentive program (Senate, No. 2183, amended by adding the following section:

“SECTION 4. The department of higher education, in conjunction with the executive office of labor and workforce development, shall conduct a feasibility study to expand the rapid response incentive program and explore additional methods to incentivize employers to participate in the rapid response incentive program, including, but not limited to, providing tax credits to participating employers. Community
college,—
workforce
training.

The department of higher education shall file its findings and recommendations with the clerks of the senate and house of representatives, the joint committee on higher education, the joint committee on labor and workforce development and the house and senate committees on ways and means not later than October 1, 2016.”) (on Senate bill, No. 657);

Relative to unsolicited loans (Senate, No. 2194) (on Senate, No. 175); and Loans.

Relative to uniform financial aid information (Senate, No. 2195 (on Senate No. 2184); Financial
aid.

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 33, to the committee on Ways and Means.

A petition (accompanied by bill, Senate, No. 2189) of Donald F. Humason, Jr., and Nicholas A. Boldyga (by vote of the town) for legislation to authorize the town of Southwick to continue the employment of police chief David Ricardi, was referred, in concurrence, to the committee on Public Service. Southwick,—
police chief
David
Ricardi.

Reports of Committees.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill granting the city of Somerville the authority to require the adoption of institutional master plans subject to the review and approval by the municipality (House, No. 3851) [Local Approval Received], be scheduled for consideration by the House. Somerville,—
master plan
approvals.

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

Financial services,— study.

By Mr. Michlewitz of Boston, for the committee on Financial Services, on House, Nos. 24, 25, 33, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 792, 793, 795, 796, 798, 799, 801, 803, 806, 807, 808, 811, 812, 813, 815, 817, 818, 819, 820, 824, 826, 828, 829, 830, 831, 832, 833, 835, 836, 837, 838, 840, 842, 844, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 857, 858, 859, 860, 861, 862, 863, 865, 867, 868, 869, 870, 872, 873, 874, 875, 876, 877, 878, 880, 881, 882, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 900, 902, 904, 905, 906, 907, 908, 909, 910, 911, 915, 916, 917, 918, 919, 921, 922, 929, 930, 935, 936, 937, 938, 940, 942, 943, 944, 945, 948, 951, 952, 954, 955, 957, 959, 960, 1923, 3245, 3246, 3247, 3248, 3421, 3422, 3727, 3730, 3731 and 3760, an Order relative to authorizing the committee on Financial Services to make an investigation and study of certain House documents concerning financial services issues (House, No. 4111). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Subsequently, Mr. Galvin of Canton, for said committees, reported asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules.

Under Rule 42, the report was considered forthwith; and it was accepted.

MassHealth,— behavioral health access.

By Ms. Malia of Boston, for the committee on Mental Health and Substance Abuse, on a petition, a Bill providing equitable access to behavioral health services for MassHealth consumers (House, No. 1805, changed by adding the following sentence: “The Division shall obtain the approval of the Secretary of the Executive Office of Health and Human Services for all behavioral health services, benefits, and medications, including but not limited to policies, protocols, standards, contract specifications, utilization review and utilization management criteria and outcome measurements, used by all contracted accountable care organizations, contracted insurers, health plans, health maintenance organizations, behavioral health management firms and third party administrators under contract to a Medicaid managed care organization or primary care clinician plan.”).

Behavioral health promotion.

By the same member, for the same committee, on House, No. 3898, a Resolve establishing a special commission on behavioral health promotion and upstream prevention (House, No. 4128).

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

Residential selling,— regulation.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on House, No. 155, a Bill to facilitate and regulate residential selling practices (House, No. 4125).

Higher education,— faculty.

By Mr. Sannicandro of Ashland, for the committee on Higher Education, on House, No. 1055, a Bill to invest in higher education faculty (House, No. 4127).

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

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on House, No. 162, a Bill relative to promoting fair housing practices (House, No. 4126). Fair housing,—training.

By the same member, for the same committee, on House, No. 3846, a Bill relative to streamlined low-voltage alarm system installation and permitting (House, No. 4129). Alarm systems.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill relative to the lease of the Simes House in the town of Plymouth for its historic preservation, restoration and rehabilitation (House, No. 3967, changed by striking out section 2) [Local Approval Received]. Plymouth,—Simes House.

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

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

Enhancing disclosure requirements for expenditures made to support or oppose candidates by certain committees (House, No. 541); Campaign disclosures.

Relative to enhanced disclosure of top-five contributors information (House, No. 543); Id.

Relative to signs on the Massachusetts Turnpike (House, No. 3031); Masspike signs.

Relative to aggregated gas power (House, No. 3529); Gas power.

Relative to clarifying property tax exemptions for solar and wind systems (House, No. 4028); and Solar, etc. systems.

Relative to increasing fines for safety belt violations (House, No. 4105); Seat belts.

Severally placed in the Orders of the Day for the next sitting for a second reading.

Emergency Measures.

The engrossed Bill establishing a sick leave bank for Wallace Seward, an employee of the Department of Correction (see Senate, No. 2118), 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. Wallace Seward,—sick leave.

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.

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 Senate to the Senate. Bill enacted.

The engrossed Bill establishing a sick leave bank for Robert Fothergill, an employee of the Trial Court (see House, No. 4006), having been certified by the Clerk to be rightly and truly prepared for final Robert Fothergill,—sick leave.

Robert Fothergill,—
sick leave.

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 5 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 House) was passed to be enacted; and it was signed by the acting Speaker and Senate to the Senate.

Engrossed Bills.

Engrossed bills

Bills enacted.

Authorizing the town of Maynard to grant 6 additional licenses for the sale of all alcoholic beverages to be drunk on the premises and 1 additional license for the sale of wines and malt beverages not to be drunk on the premises (see House, No. 3371, amended); and

Relative to the street closure permitting process in the city of Boston (see House, No. 3729);

(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.

House bills

Third reading bills.

Validating the actions taken at the annual town election held in the town of Dudley (printed in House, No. 3778); and

Relative to the form of representative town government in the town of North Attleborough (House, No. 3853);

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,—

Next sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Wednesday next at eleven o'clock A.M.

At nineteen minutes after eleven o'clock A.M., on motion of Mr. Frost of Auburn (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Wednesday at eleven o'clock A.M.

JOURNAL OF THE HOUSE.

Wednesday, March 30, 2016.

Met according to adjournment at eleven o'clock A.M., 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.

Guests of the House.

At the beginning of the session, the Chair (Mr. Donato of Medford), declared a brief recess and introduced students from Tenacre Country Day School in Wellesley, they were accompanied by teacher Kevin Richards. At the invitation of the Chair, the students participated in the pledge of allegiance to the flag. They were the guests of Ms. Peisch of Wellesley. Wellesley,—
Tenacre
Country Day
School.

Statement Concerning Representative Arciero of Westford.

A statement of Mrs. Haddad of Somerset concerning Mr. Arciero of Westford was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Arciero of Westford, is unable to be present in the House Chamber for today's sitting due to the imminent arrival of his first child, and will be with his wife during this most important and special time. He has asked that I extend his apology to you, Mr. Speaker, and to the members of the House on his absence. His missing of roll calls today is due entirely to the reason stated. Statement
concerning
Mr. Arciero of
Westford.

Statement of Representative Naughton of Clinton.

A statement of Mr. Naughton of Clinton was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was absent from the House Chamber for a portion of today's session because I was attending funeral services for a dear friend in my district. Additionally, I was delayed for approximately 20 minutes in front of the State House due to the traffic attendant with the visit of the President of Armenia to the State House. My missing of the roll call today was due entirely to the reason stated. Statement of
Mr. Naughton
of Clinton.

Resolutions.

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

Resolutions (filed by Messrs. Kafka of Stoughton, Rogers of Norwood, McMurtry of Dedham and Dooley of Norfolk) congratulating Domenic Colace, Jr., on receiving the Eagle Award of the Boy Scouts of America; Domenic
Colace.

Liam Cullinane.

Resolutions (filed by Messrs. Kafka of Stoughton, Rogers of Norwood, McMurtry of Dedham and Dooley of Norfolk) congratulating Liam Cullinane on receiving the Eagle Award of the Boy Scouts of America;

Paul Ferraro.

Resolutions (filed by Messrs. Kafka of Stoughton, Rogers of Norwood, McMurtry of Dedham and Dooley of Norfolk) congratulating Paul Ferraro on receiving the Eagle Award of the Boy Scouts of America; and

William Heiberger.

Resolutions (filed by Messrs. Kafka of Stoughton, Rogers of Norwood, McMurtry of Dedham and Dooley of Norfolk) congratulating William J. Heiberger on receiving the Eagle Award of the Boy Scouts of America;

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

Report.

Registers of Deeds,— technology fund.

A report of the Secretary of the Commonwealth (under the provisions of Section 2JJJ of Chapter 29 of the General Laws) submitting the Registers Technology Fund Spending Plan for the registers of deeds in the Commonwealth [copies of said report forwarded to the committee on Ways and Means and committee on Post Audit and Oversight as required by statute], was placed on file.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Collection vehicles,— passing.

Petition (accompanied by bill) of James Arciero and others relative to violations for passing a stopped or stationary waste or recycling collection vehicle on a public way.

Child sexual abuse cases.

Petition (accompanied by bill) of Bassam Haddad relative to the statute of limitations in civil child sexual abuse cases.

Palmer,— land.

Severally to the committee on the Judiciary.
Petition (accompanied by bill) of Todd M. Smola and Anne M. Gobi (by vote of the town) for legislation to authorize the commissioner of Capital Asset Management and Maintenance to convey a certain parcel of land to the town of Palmer for conservation purposes. To the committee on State Administration and Regulatory Oversight.

Exhaust sound.

Petition (accompanied by bill) of Mr. Rick Couto relative to motor vehicle exhaust sound levels.

PFC Alvin Richard Gale bridge.

Petition (accompanied by bill) of Angelo M. Scaccia and Michael F. Rush for legislation to designate a certain bridge in the city of Boston as the Navy Cross Recipient PFC Alvin Richard Gale, USMC Memorial Bridge. Severally to the committee on Transportation.

Under suspension of the rules, on motion of Mr. Kaufman of Lexington, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mr. Murphy of Weymouth, for the committee on Public Service, asking to be discharged from further consideration:

Of the petition (accompanied by bill, House, No. 2299) of Sean Garballey relative to the effects of military service on salary or vacation allowance of public employees; and Employees,—
military
service.

Of the petition (accompanied by bill, House, No. 2300) of Sean Garballey relative to disability retirement benefits for veterans; Veterans,—
disability
retirement.

And recommending that the same severally be referred to the committee on Veterans and Federal Affairs.

Under Rule 42, the reports severally were considered forthwith; and they were accepted. Severally sent to the Senate for concurrence.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill authorizing the sale of property in Framingham (House, No. 3939, changed), ought to pass with an amendment in line 1 by striking out the figures “38”, and inserting in place thereof, the figures “37”. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment pending. Framingham,—
land.

Mr. Nangle of Lowell, for said committee, then reported that the matter 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.

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

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

To convey a certain parcel of land in the city of Marlborough (House, No. 3560, changed); and Marlborough,—
land.

Relating to the conveyance of certain land to the Foxborough housing authority (printed in House, No. 3938). Foxborough,—
land.

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

Mr. Nangle of Lowell, for said committee then reported, in each instance, recommending that bills be scheduled for consideration by the House.

Under suspension of Rule 7A, in each instance, on motion of the same member, the bills were read a second time forthwith; and they were ordered to a third reading.

By Mr. Mahoney of Worcester, for the committee on Election Laws, on Senate, Nos. 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 387, 388, 389, 390, 391, 392, 393 and 394 and House, Nos. 536, 537, 538, 539, 540, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 568, 569, 570, 571, 572, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 586, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 604, 606, 607, 608, 609, 610, 611, 612, 613, 616, 3230, 3231, 3233, 3359, 3406, 3407, 3408 and 3409, an Order relative to authorizing the committee on Election Laws to make an investigation and study of certain Senate and House documents concerning election laws issues Election
laws,—
study.

Election laws,—
study.

(House, No. 4134). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Subsequently Mr. Galvin of Canton, for said committees, reported asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules.

Under Rule 42, the report was considered forthwith; and it was accepted.

Pain management.

By Ms. Hogan of Stow, for the committee on Public Health, on a petition, a Bill requiring pain assessment and management in health-care facilities (House, No. 1993). Referred, under Joint Rule 1E, to the committee on Health Care Financing.

Lottery commission.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on House, No. 28 and on a part of House, No. 21, a Bill relative to the Massachusetts State Lottery Commission (House, No. 28).

Horse racing.

By the same member, for the same committee, on a petition, a Bill relative to thoroughbred horse racing (House, No. 154).

College,—
grant program.

By Mr. Sannicandro of Ashland, for the committee on Higher Education, on a petition, a Bill to establish a finish line grant program to encourage college completion (House, No. 1042).

College,—
savings program.

By the same member, for the same committee, on House, Nos. 1063 and 1067, a Bill creating a college savings program for every child born in Massachusetts (House, No. 1067).

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

Consumer protection.

By Ms. Benson on Lunenburg, for the committee on Consumer Protection and Professional Licensure, on a petition, a Bill relative to protecting consumers of the Commonwealth (House, No. 241).

Motor vehicle purchase.

By the same member, for the same committee, on a petition, a Bill making municipalities eligible to attend auctions for the purchase of motor vehicles (House, No. 246).

Alcohol sales.

By the same member, for the same committee, on a petition, a Bill relative to the sale of alcohol on Sundays (House, No. 280).

Direct mailings.

By the same member, for the same committee, on a petition, a Bill relative to clarity and truthfulness in direct mailings (House, No. 3214).

College of Art and Design.

By Mr. Sannicandro of Ashland, for the committee on Higher Education, on a petition, a Bill designating a certain building at the Massachusetts College of Art and Design (House, No. 4015).

Children,—
family law.

By Mr. Fernandes of Milford, for the committee on the Judiciary, on Senate No. 834 and House No. 1207, a Bill relative to child-centered family law (House, No. 4107).

Fire safety.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on a petition, a Bill relative to fire safety (House, No. 2112).

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

Recess.

At the eight minutes after eleven o'clock A.M., on motion of Mr. Frost of Auburn (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock P.M.; and at four minutes after one o'clock P.M., the House was called to order with Mr. Donato in the Chair.

Recess.

Reports of Committees.

Prior to the noon recess, by Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill financing improvements [sic] to municipal roads (House, No. 4095), ought to pass with an amendment substituting therefor a Bill financing improvements to municipal roads (House, No. 4133). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Municipal roads,— finances.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Kafka of Stoughton, 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.

Subsequently, the noon recess having terminated, under further suspension of the rules, on motion of Mr. Straus of Mattapoisett, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time.

After remarks on the question on passing the bill to be engrossed, the sense of the House was taken by yeas and nays, at the request of the same member; and on the roll call 153 members voted in the affirmative and 0 in the negative.

Bill passed to be engrossed,— yea and nay No. 210.

[See Yea and Nay No. 210 in Supplement.]

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

Subsequently a statement of Mr. Fernandes of Milford was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous roll call I was absent from the House Chamber on official business in another part of the State House. Had I been present I would have voted in the affirmative.

Statement of Mr. Fernandes of Milford.

Order.

On motion of Mr. DeLeo of Winthrop,—

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

Next sitting.

Mr. Frost of Auburn then moved that the House adjourn; and the motion prevailed. Accordingly, without proceeding to consideration of the matters in the Orders of the Day, at twenty-four minutes before two o'clock P.M. (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Thursday, March 31, 2016.

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.

Message from the Governor.

Municipal roads,— terms of bonds.

A message from His Excellency the Governor transmitting to the General Court a letter making recommendations (pursuant to Section 3 of Article 62 of the Amendments to the Constitution) relative to the terms of bonds issued for the municipal road and bridge program (House, No. 4147), was filed in the office of the Clerk on Wednesday, March 30.

The message was read; and it was referred, under Rule 17G, to the committee on Bonding, Capital Expenditures and State Assets.

Resolutions.

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

Norfolk County Agricultural School.

Resolutions (filed by Mr. Kafka of Stoughton and other members of the House) commending Norfolk County Agricultural High School on its one hundredth anniversary;

Hemophilia Day.

Resolutions (filed by Mr. McKenna of Webster) recognizing April 17, 2016 as "World Hemophilia Day" in Massachusetts; and

John Olds.

Resolutions (filed by Mr. Mirra of West Newbury) congratulating John David Olds on receiving the Eagle Award of the Boy Scouts of America;

Mr. Galvin of Canton, 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. McGonagle of Everett, 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 Monthly Reports.

Toxic Use Reduction Program.

The annual report of the Executive Office of Energy and Environmental Affairs (under the provisions of Section 3 of Chapter 21I of the General Laws) relative to the Toxics Use Reduction Program activities and accomplishments, for the year 2015; and

Unemployment Trust Fund.

A monthly report of the Department of Unemployment Assistance (under the provisions of Section 14F of Chapter 151A of the General Laws) relative to the condition of the Commonwealth's Unemployment Insurance Trust Fund through February, 2016;

Several were placed on file.

Papers from the Senate.

The House Bill making appropriations for the fiscal year 2016 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4116, amended), 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 2196. Supplemental appropriations.

Under suspension of the rules, on motion of Mr. Dempsey of Haverhill, the amendment was considered forthwith.

The same member then moved that the House concur with the Senate in its amendment with a further amendment by striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4146; and the further amendment was adopted.

The House then concurred with the Senate in its amendment, as amended. Sent to the Senate for concurrence in the further amendment.

A petition (accompanied by bill) of Kathleen O'Connor Ives, James M. Kelcourse and Leonard Mirra for legislation relative to a regional veterans' services district in Essex County, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Veterans and Federal Affairs. Essex County,—veterans' services.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2205) was referred, in concurrence, to the committee on Veterans and Federal Affairs.

Reports of Committees.

By Mr. Galvin of Canton, 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 W. Mark and others for the adoption of resolutions by the General Court relative to debt-free higher education at public colleges and universities. Under suspension of the rules, on motion of Mr. Garballey of Arlington, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by resolutions) was referred to the committee on Higher Education. Sent to the Senate for concurrence. Public higher education,—debt.

By Mr. Scibak of South Hadley, for the committee on Labor and Workforce Development, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 976) of James B. Eldridge, Carmine L. Gentile, Barbara L'Italien, Benjamin Swan and other members of the General Court for legislation to increase injured workers' access to medical care and workers' compensation benefits,—and recommending that the same be referred to the committee on Health Care Financing. Workers,—medical care.

Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill relative to streamlined low-voltage alarm system installation and permitting (House, No. 4129), be scheduled for consideration by the House. Low-voltage alarm systems.

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

Retirement,—
tax status.

By Ms. Peisch of Wellesley, for the committee on Education, on House, No. 19 and on a part of House, No. 18, a Bill relative to protecting the federal tax qualification status of Massachusetts public retirement plans (House, No. 19).

Librarian
certification.

By the same member, for the same committee, on a petition, a Bill regarding certification of librarians (House, No. 374).

Interscholastic
group.

By the same member, for the same committee, on House, Nos. 381 and 438, a Bill establishing an interscholastic athletic competition working group (House, No. 381).

Students with
disabilities.

By the same member, for the same committee, on a petition, a Bill to assure opportunity for all students with disabilities (House, No. 393).

Department of
Early Education
and Care.

By the same member, for the same committee, on Senate, No. 285 and House, No. 432, a Bill creating assignment levels in the Department of Early Education and Care (House, No. 432).

Wilmington,—
service
program.

By the same member, for the same committee, on a petition, a Bill relative to the Wilmington Wildcat Community Service Program (House, No. 3887).

Career
planning.

By the same member, for the same committee, on a joint petition, a Resolve reviving and continuing a certain advisory committee relative to career planning (House, No. 3992).

Summer
learning.

By the same member, for the same committee, on a petition, a Bill to increase access to high quality summer learning opportunities (House, No. 4033).

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

Teacher
dismissal.

By Ms. Peisch of Wellesley, for the committee on Education, on a petition, a Bill relative to the dismissal of teachers (House, No. 315).

Head
injuries.

By the same member, for the same committee, on a petition, a Bill to prevent concussion and head injury (House, No. 3799).

Credit
unions.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on House, No. 1879, a Bill to allow municipalities to invest in credit unions (House, No. 4148).

Shannon
Wilkins,—
sick leave.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a joint petition, a Bill establishing a sick leave bank for Shannon Wilkins, an employee of the Massachusetts Department of Transportation (House, No. 4122).

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

Orders of the Day.

Watertown,—
liquor
licenses.

The Senate amendment of the House Bill authorizing the city known as the town of Watertown to grant 15 additional licenses for the sale of alcoholic beverages to be drunk on the premises (House, No. 3975), having been reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

House bills

Amending the charter of the city known as the town of Greenfield (House, No. 4003); Third reading bills.

Relative to the South Essex Sewerage District (House, No. 4007); and

Relative to the annual town elections and special state election in the towns of Hull, Marshfield and Norwell (printed in House, No. 4043);

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.

Recess.

At eighteen minutes after eleven o'clock A.M., on motion of Mr. Frost of Auburn (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at twelve minutes after two o'clock P.M., the House was called to order with Mr. Donato in the Chair. Recess.

Emergency Measure.

The engrossed Bill making appropriations for the fiscal years 2016 to provide for supplementing certain existing appropriations and for certain other activities and projects (see House, No. 4116, 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. Supplemental appropriations.

A separate vote then 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 2 to 0. Sent to the Senate for concurrence.

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

Engrossed Bills.

The engrossed Bill relative to the annual town elections and special state election in the towns of Hull, Marshfield and Norwell (see House bill printed in House, No. 4043) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for 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.

The engrossed Bill authorizing the city known as the town of Watertown to grant 15 additional licenses for the sale of alcoholic beverages to be drunk on the premises (see House, No. 3975, amended) (which originated in the House), 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. Id.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Monday next at eleven o'clock A.M.

At twenty-nine minutes before three o'clock P.M., 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.

JOURNAL OF THE HOUSE.

Monday, April 4, 2016.

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.

Appointments of the Speaker.

The Speaker announced that he had made the following appointments:

That Representative Peake of Provincetown had been appointed (under Executive Order No. 502 of 2008) as his designee to the Plymouth, Massachusetts 400th Anniversary Commission; and Plymouth 400th
Anniversary
Commission.

That Representative Cariddi of North Adams had been appointed (under Section 42 of Chapter 46 of the Acts of 2015) as his designee to the Rural Policy Advisory Commission. Rural Policy
Advisory
Commission.

Communication.

A communication from the Pension Reserves Investment Management Board (see Section 23 of Chapter 32 of the General Laws) submitting a report listing all tobacco related investments and their book value as of December 1, 2015, was placed on file. PRIM Board,—
tobacco
investments.

Annual and Special Reports.

Annual reports

Of the Division of Administrative Law Appeals (pursuant to Section 4H of Chapter 7 of the General Laws) for calendar year 2015; Administrative
Law Appeals.

Of the Pension Reserves Investment Management Board (under Section 6 of Chapter 232 of the Acts of 2010) relative to divestment from Iran restricted securities; and Iran,—
divestment.

Of the Pension Reserves Investment Management Board (under Section 4 of Chapter 151 of the Acts of 2007) relative to divestment from Sudan restricted securities; and Sudan,—
divestment.

A report of the Massachusetts 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 2014 through 2018; MBTA,—
per passenger
mile ratios.

Severally were placed on file.

Resolutions.

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

Attleboro
area
churches.

Resolutions (filed by Representatives Poirier of North Attleborough and Heroux of Attleboro) honoring the Attleboro Area Council of Churches on the occasion of its seventieth anniversary;

Armenian
Genocide.

Resolutions (filed by Messrs. Hecht of Watertown, Rogers of Cambridge, Muradian of Grafton, Lawn of Watertown and Miceli of Wilmington) commending the Knights of Vartan Ararat Lodge 1 of the City of Boston for its contributions to the commemoration of the Armenian Genocide;

Id.

Resolutions (filed by Messrs. Hecht of Watertown, Rogers of Cambridge, Muradian of Grafton, Lawn of Watertown and Miceli of Wilmington) commending the Armenian Genocide Education Committee of Merrimack Valley for its contribution to the commemoration of the Armenian Genocide;

Dusty
Rhodes.

Resolutions (filed by Messrs. Hecht of Watertown, Rogers of Cambridge, Muradian of Grafton, Lawn of Watertown and Miceli of Wilmington) commending Dusty Rhodes and Conventures, Inc. on their contributions to the commemoration of the Armenian Genocide; and

Stanley
Fedak.

Resolutions (filed by Mr. Wagner of Chicopee) congratulating Stanley Fedak on the occasion of his ninetieth birthday;

Mr. Galvin of Canton, 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. Garballey of Arlington, 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:

Foxborough,—
liquor
licenses.

By Representative Barrows of Mansfield and Senator Timilty, a joint petition (accompanied by bill, House, No. 4157) of F. Jay Barrows (by vote of the town) that the town of Foxborough be authorized to grant two additional licenses for the sale of all alcoholic beverages to be drunk on the premises. To the committee on Consumer Protection and Professional Licensure.

Rehoboth,—
land.

By Representative Howitt of Seekonk and Senator Timilty, a joint petition (accompanied by bill, House, No. 4158) of Steven S. Howitt (by vote of the town) that the town of Rehoboth be authorized to convey a certain parcel of town owned land in said town; and

Springfield,—
land.

By Mr. Swan of Springfield, a petition (accompanied by bill, House, No. 4159) of Benjamin Swan and Mayor Domenic J. Sarno (with the approval of the mayor and city council) that the city of Springfield be authorized to convert certain lands to construct a senior center and a replacement park;

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

Papers from the Senate.

Contractor
registration.

The House Bill relative to home improvement contractor registration (House, No. 4022), came from the Senate passed to be engrossed, in concurrence, with an amendment in section 4, in

line 20, striking out the word “July” and inserting in place thereof the word “October”. The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Bills

To further define standards of employee safety (Senate, No. 2190, amended in section 1, in line 16, by inserting after the word “designee”, the second time it appears, the following: “; 1 representative of a community based safety organization; 3 representatives of organized labor submitted by the president of the Massachusetts AFL-CIO”; and in section 2 by striking out the word “January” and inserting in place thereof the “July”) (on Senate bill, No. 999); and

Employee safety standards.

Establishing the MassMade Program (Senate, No. 2191, amended in line 5 by inserting after the word “commonwealth” the words “; identify obstacles to conducting business in the commonwealth”; and by adding the following section:

MassMade Program.

“SECTION 2. Not later than December 1, 2016, the division of capital asset management and maintenance shall submit a report to the clerks of the senate and house of representatives detailing methods to promote and provide support to businesses that are headquartered or have a principal place of business in the commonwealth and are engaged in the division’s bidding process. The report shall, at a minimum, examine the factors considered in selecting bidders for projects and provide recommendations on effective strategies to elicit the participation of businesses that are headquartered or have a principal place of business in the commonwealth.”) (on Senate, No. 2135);

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 33, to the committee on Ways and Means.

A report of the committee on Public Health, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 2434) of James Arciero and Rady Mom relative to the excise tax on alternative nicotine products and vapor products and further prohibiting the use of said products by minors,— and recommending the same be referred to the Senate committee on Ways and Means,— accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence, inasmuch as relates to the discharge.

Alternative nicotine products,— tax.

Reports of Committees.

By Mr. Galvin of Canton, 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 Thomas J. Calter, Michael D. Brady and others relative to zoning regulations of structures used for growing, cultivation, distribution or dispensation of marijuana or marihuana. Under suspension of the rules, on motion of Mr. McMurtry of Dedham, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Marijuana,— zoning.

Financial Services,— study.

Mr. Galvin of Canton, for the committee on Rules, on the Order relative to authorizing the committee on Financial Services to make an investigation and study of certain House documents concerning financial services (House, No. 4111), reported, in part, asking to be discharged from further consideration:

Healthcare,— transparency.

Of the petition (accompanied by bill, House, No. 792) of Jennifer E. Benson and others for legislation to provide transparency in the data contained in the payer and provider claims database;

Health care sharing.

Of the petition (accompanied by bill, House, No. 793) of Donald R. Berthiaume, Jr., and others for legislation to include participation in a health care sharing ministry as a qualifying student health insurance plan;

Human service providers,— insurance.

Of the petition (accompanied by bill, House, No. 891) of Kay Khan and others relative to access to health insurance for human service providers and their employees;

Nurse midwives.

Of the petition (accompanied by bill, House, No. 894) of Kay Khan and others relative to requiring insurance carriers to recognize nurse midwives as participating providers; and

Contraceptive coverage equity law.

Of the petition (accompanied by bill, House, No. 948) of John W. Scibak and others for legislation to update the contraceptive coverage equity law to require insurance carriers to provide all contraceptive methods without a co-pay;

And recommending that the same severally be recommitted to the committee on Financial Services.

Under Rule 42, the reports severally were considered forthwith; and they were accepted.

Motorcycles,— sound levels.

By Mr. Straus of Mattapoisett, for the committee on Transportation, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 3091) of Theodore C. Speliotis for legislation to further regulate motorcycle sound levels,— and recommending that the same be referred to the committee on Ways and Means. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Orange,— police chief.

Report of the committee on Public Service, ought NOT to pass (under Joint Rule 10), on the joint petition (accompanied by bill, House, No. 4025) of Susannah M. Whipps Lee (by vote of the town) that the town of Orange be authorized to exempt the position of police chief from certain provisions of the civil service law.

Under suspension of the rules, on a motion of Mr. Kafka of Stoughton, the report was considered forthwith. Pending the question on acceptance of the report, the petition was recommitted, on motion of Mr. Murphy of Weymouth.

Shannon Wilkins,— sick leave.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill establishing a sick leave bank for Shannon Wilkins, an employee of the Massachusetts Department of Transportation (House, No. 4122), be scheduled for consideration by the House.

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

By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, that the Bill establishing a special commission to identify, preserve and commemorate historic roadways in Massachusetts (House, No. 3088), ought to pass. Referred, under Rule 33, to the committee on Ways and Means. Historic roadways,— study.

By Ms. Garlick of Needham, for the committee on Elder Affairs, on a petition, on a Bill relative to nursing facility care (House, No. 528). Nursing facility care.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill relative to implementing the Massachusetts yellow dot program (House, No. 3024). Drivers, etc.— yellow dot program.

Severally, referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Ms. Garlick of Needham, for the committee on Elder Affairs, on Senate, Nos. 351, 357, 358 and 368 and House, Nos. 521, 533 and 534, a Bill creating a task force on Massachusetts older adults of all incomes (House, No. 4155). Elders,— task force.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill relative to a feasibility study of a taxi license database (House, No. 3698). Taxi license database,— study.

Severally read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on Senate, Nos. 180 and 206 and House, Nos. 254 and 3385, a Bill providing for an out of state license to be valid proof of age (House, No. 4135). Drivers' licenses,— age proof.

By Ms. Peisch of Wellesley, for the committee on Education, on House, No. 310, a Bill to provide equal access to the Bureau of Special Education Appeals (House, No. 4137). Special education,— appeals.

By the same member, for the same committee, on House, Nos. 394 and 459, a Bill relative to teacher preparation and certification (House, No. 4138). Teachers,— task force.

By the same member, for the same committee, on House, Nos. 461, 482 and 3227, a Bill relative to the school choice program (House, No. 4139). School choice program.

By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, on a petition, a Bill relative to the feeding of wildlife (House, No. 636). Wildlife,— feeding.

By the same member, for the same committee, on a petition, a Bill to promote regionalization with watershed based permitting (House, No. 654). Watersheds,— permitting.

By the same member, for the same committee, on a petition, a Bill regarding underground storage tank remediation (House, No. 685, changed in line 4 by inserting after the word “suffering” the words “, regardless of whether there is an adjudication in a legal proceeding”). Underground storage tanks.

Underground storage tanks.

By the same member, for the same committee, on a petition, a Bill regarding underground storage tanks (House, No. 686).

Environmental appeals board.

By the same member, for the same committee, on a petition, a Bill establishing a Department of Environmental Protection appeals board (House, No. 695).

Agriculture infrastructure.

By the same member, for the same committee, on a petition, a Bill to strengthen the Massachusetts agricultural infrastructure relative to meat and poultry production and processing (House, No. 711).

Livestock,—care.

By the same member, for the same committee, on a petition, a Bill to promote the care and well-being of livestock (House, No. 713) [Representative Livingstone of Boston dissenting].

Food labeling.

By the same member, for the same committee, on House, No. 3242, a Bill establishing the genetic engineering transparency food labeling act (House, No. 4156).

Public housing.

By Mr. Honan of Boston, for the committee on Housing, on a petition, a Bill establishing a task force on elderly and disabled persons residing in public housing (House, No. 1094).

Housing,—production.

By the same member, for the same committee, on House, Nos. 1089 and 1111, a Bill relative to housing preservation and production in the Commonwealth (House, No. 4136).

Multifamily housing.

By the same member, for the same committee, on Senate, No. 119 and House, Nos. 1080 and 1107, a Bill to expedite multifamily housing construction and cluster development (House, No. 4140) [Representatives Diehl of Whitman and DeCoste of Norwell dissenting].

Interstate highways,—off ramps.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill establishing mileage based numbering for exits along interstate highways (House, No. 3041).

MBTA,—retirement.

By the same member, for the same committee, on a petition, a Bill requiring an actuarial study of the MBTA retirement fund (House, No. 3058).

Historic markers.

By the same member, for the same committee, on a petition, a Bill to preserve historic markers (House, No. 3086).

Antique motor vehicles.

By the same member, for the same committee, on a petition, a Bill relative to antique motor vehicle inspections (House, No. 3097).

Transportation system,—assessment.

By the same member, for the same committee, on a petition, a Bill directing the board of the Massachusetts Department of Transportation to assess the current status of the Commonwealth's transportation system (House, No. 3100).

Autism, etc.,—drivers' licenses.

By the same member, for the same committee, on a petition, a Bill relative to proactively protecting automotive drivers (House, No. 3793).

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

Water resource funds.

By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, on a petition, a Bill providing for the establishment of sustainable water resource funds (House, No. 657).

Orleans,—Cedar Pond.

By the same member, for the same committee, on a joint petition, a Bill relative to abating a public nuisance on Cedar Pond in the town of Orleans (House, No. 3662) [Local Approval Received].

By Mr. Straus of Mattapoisett, for the committee on Transportation, on House, No. 11 and on a part of House, No. 8, a Bill relative to disabled persons' parking placards (House, No. 11). Disabled,— parking.

By the same member, for the same committee, on a petition, a Bill relative to split-screen technology (House, No. 2951). Drivers,— video images.

By the same member, for the same committee, on a petition, a Bill relative to historic route designations (House, No. 3018). Historic route designations.

By the same member, for the same committee, on a petition, a Bill protect bicyclists in bicycle lanes [sic] (House, No. 3072). Bicyclists,— safety.

By the same member, for the same committee, on a petition, a Bill relative to the used vehicle record book (House, No. 3074). Used vehicle record book.

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

Engrossed Bill.

The engrossed Bill further regulating survivors' pension benefits and qualified domestic relations orders (see House, No. 3971) (which originated in the House), 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.

The Senate Bill regulating preliminary elections in the city of Gloucester (Senate, No. 45), 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.

The Senate Bill amending the town manager act of Arlington authorizing the town manager to appoint the director of assessments (Senate, No. 1934), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time. Arlington,— director of assessments.

Pending the question on passing the bill to be engrossed, in concurrence, Mr. Speliotis of Danvers moved to amend it in section 2, in line 9, by inserting after the word "personnel" the words " , except for the board of assessors,".

The amendment was; and the bill (Senate, No. 1934, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment.

The House Bill designating March the 26th as first responders day (House, No. 2791) (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. First responders day.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by substitution of a Bill designating the Sunday preceding the third Monday in April as first responder day (House, No. 4161), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

JOURNAL OF THE HOUSE,

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Wednesday next at eleven o'clock A.M.

At thirteen 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 Wednesday at eleven o'clock A.M.

JOURNAL OF THE HOUSE.

Wednesday, April 6, 2016.

Met according to adjournment at eleven o'clock A.M., with Mrs. Haddad of Somerset 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 (Mrs. Haddad), the members, guests and employees joined with her in reciting the pledge of allegiance to the flag. Pledge of allegiance.

Silent Prayers.

During the session (Mrs. Haddad of Somerset being in the Chair), at the request of Mr. Collins of Boston, the members, guests and employees stood for a moment of silent tribute in memory of Francis P. Markuns of South Boston, who passed away peacefully on March 31st at age 91. Francis P. Markuns.

At age 18, Francis entered the U.S. Army, landing on Omaha Beach two weeks into the D-Day Invasion.

Francis fought at St. Malo and the Citadel and was among the first group of infantrymen to be awarded the Combat Infantryman's Badge. He later fought in the Hurtgen Forest and in December 1944 was seriously wounded near Duren Germany, earning the Purple Heart.

In 2014, the French government presented him with its highest award, the Legion of Honour, at a ceremony in Sainteny, France.

He is predeceased by his brother Albert Markuns and sister Alice Gudis; and is survived by his wife Virginia, sister Lucy Gaputis, three sons John, James and Richard, two daughters, Ann Marie Arsenaault and Joanne Southborough, nine grandchildren, ten great grandchildren and many loving cousins, nieces and nephews.

During the session (Mrs. Haddad of Somerset being in the Chair), at the request of Mr. Madden of Nantucket, the members, guests and employees stood for a moment of silent tribute in memory of former Representative Robert F. Mooney. Mr. Mooney served as Lieutenant in the United States Navy and attended Harvard Law School where he graduated with honors in 1958. Robert F. Mooney.

During his second year in law school, he was elected to the Massachusetts House of Representatives for Nantucket, where he served three terms. Bob's legal career included twelve years of service as Assistant District Attorney for the Cape and the Islands. Bob also served several years on the Massachusetts Board of Library Commissioners, served as President of the Nantucket Athenaeum, was one of the original 9 founding trustees of the Nantucket Conservation Foundation and Nantucket Life Saving Museum, and was an advisor to the Nantucket Historical Association. He was also the author of several books on the history of Nantucket.

Bob, the beloved husband of the late Betty Bowker, leaves behind his sons Robert L. Mooney and his wife Erika, Daniel T. Mooney and his wife Anna, grandchildren Gannon and Marin, and was predeceased by son Michael C. Mooney.

Statement Concerning Representative Donato of Medford.

A statement of Mr. Kafka of Stoughton concerning Mr. Donato of Medford was spread upon the records of the House, as follows:

Statement
concerning
Mr. Donato
of Medford.

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Donato of Medford, was unable to be present in the House Chamber for today's sitting due to illness. If he had been present for the roll call on acceptance of the report of the committee of conference on the Senate Bill relative to solar energy (Senate, No. 1979, amended), he would have voted in the affirmative. His missing of the roll call taken today was due entirely to the reason stated.

Statement Concerning Representative Fernandes of Milford.

A statement of Mr. Bradley of Hingham concerning Mr. Fernandes of Milford was spread upon the records of the House, as follows:

Statement
concerning
Mr. Fernandes
of Milford.

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Fernandes of Milford, was unable to be present in the House Chamber for today's sitting due to the death of his mother-in-law. If he had been present for the roll call on acceptance of the report of the committee of conference on the Senate Bill relative to solar energy (Senate, No. 1979, amended), he would have voted in the affirmative. His missing of the roll call taken today was due entirely to the reason stated.

Statement of Representative Mom of Lowell.

A statement of Mr. Mom of Lowell was spread upon the records of the House, as follows:

Statement of
Mr. Mom
of Lowell.

MR. SPEAKER: I would like to call to the attention of the House the fact that I will not be present in the House Chamber for the remainder of today's sitting due to a family medical concern. If I could be present for the roll call on acceptance of the report of the committee of conference on the Senate Bill relative to solar energy (Senate, No. 1979, amended), I would vote in the affirmative. My missing of any roll calls today will be due entirely to the reason stated.

Guests of the House.

Alexandria
Murphy.

Prior to the convening of the Joint Session, the Speaker took the Chair, declared a brief recess, and introduced Alexandria Murphy, Massachusetts Cherry Blossom Princess-2016. She was the guest of Senator Rodrigues and Speaker Pro-Tempore Haddad.

Resolutions.

Mrs. Haddad of Somerset being in the Chair,—

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

Patti
Mason.

Resolutions (filed by Mr. Arciero of Westford) congratulating Patti Mason on being named the 2016 Roudenbush Community Center Person of the Year;

- Resolutions (filed by Mr. Fernandes of Milford) congratulating Andrew Rizoli on receiving the Eagle Award of the Boy Scouts of America; Andrew Rizoli.
- Resolutions (filed by Mr. Mom of Lowell) in celebration of the Cambodian New Year on April 13, 2016; Cambodian New Year.
- Resolutions (filed by Ms. Peisch of Wellesley) honoring Sister Rita Cummings on the occasion of her one hundredth birthday; Rita Cummings.
- Resolutions (filed by Mr. Roy of Franklin) congratulating Sean Casey Cronin on receiving the Eagle Award of the Boy Scouts of America; Sean Cronin.
- Resolutions (filed by Mr. Roy of Franklin) congratulating Brandon John Carl McKearney on receiving the Eagle Award of the Boy Scouts of America; and Brandon McKearney.
- Resolutions (filed by Mr. Roy of Franklin) congratulating Benjamin Nichols Waters on receiving the Eagle Award of the Boy Scouts of America; Benjamin Waters.

Mr. Galvin of Canton, 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. Nangle of Lowell, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Orders.

An order (filed this day by Mr. Galvin of Canton) relative to special procedures for the consideration of the Initiative Amendment to the Constitution to provide resources for education and transportation through an additional tax on incomes in excess of one million dollars [House, No. 3933] (for order, see House, No. 4176), was referred, under Rule 24, to the committee on Rules. Initiative Amendment,—
procedures.

The noon recess having terminated, Mr. Galvin, for the committee on Rules, reported that the order ought to be adopted. Under suspension of the rules, on motion of the same member, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

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

Ordered, That notwithstanding the provisions of Joint Rule 10, the committee on Public Service be granted until Friday, April 29, 2016 within which to make its final report on current Senate documents numbered 2162, 2163 and 2170 and House documents numbered 4025, 4072 and 4112 (House, No. 4154). Public Service committee,—
extension of
time for
reporting.

Mr. Galvin of Canton, for the committees on Rules, then reported that the order ought to be adopted. Under suspension of the rules, on motion of Mr. Murphy of Weymouth, the order, was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

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

State
Administration
and Regulatory
Oversight
committee,—
extension of
time for
reporting.

Ordered, That notwithstanding the provisions of Joint Rule 10, the committee on State Administration and Regulatory Oversight be granted until Friday, May 6, 2016 within which to make its final report on current Senate document numbered 2169 (House, No. 4172).

Mr. Galvin of Canton, for the committees on Rules, then reported that the order ought to be adopted. Under suspension of the rules, on motion of Mr. Kocot of Northampton, the order, was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Petitions.

Somerville,—
candidates.

Mr. Toomey of Cambridge presented a petition (accompanied by bill, House, No. 4175) of Timothy J. Toomey, Jr., and others (with the approval of the mayor and board of aldermen) that the city of Somerville be authorized to amend the form of petitions accompanying statements of candidates relative to non-partisan municipal elections in said city; and the same was referred to the committee on Election Laws. Sent to the Senate for concurrence.

Franco
Tarquinio,—
sick leave.

Mr. Berthiaume of Spencer presented a petition (subject to Joint Rule 12) of Donald R. Berthiaume, Jr., and Anne M. Gobi for legislation to establish a sick leave bank for Franco Tarquinio, an employee of the Department of Children and Families; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Galvin of Canton, 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. Nangle of Lowell, 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.

Carl
Taylor,—
sick leave.

Representative Cronin of Easton and Senator Brady presented a joint petition (subject to Joint Rule 12) of Claire D. Cronin and Michael D. Brady for legislation to establish a sick leave bank for Carl Taylor, an employee of the Rehabilitation Commission; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Galvin of Canton, 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 Ms. Malia of Boston, 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.

Laurie
Godwin,—
sick leave.

Ms. Fiola of Fall River presented a petition (subject to Joint Rule 12) of Carole A. Fiola and Michael J. Rodrigues for legislation to establish a sick leave bank for Laurie Godwin, an employee of the Department of Youth Services; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Galvin of Canton, 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 Ms. Malia of Boston, 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.

Petitions severally were presented and referred as follows:

By Mr. Silvia of Fall River, a petition (subject to Joint Rule 12) of Alan Silvia and others relative to abuse and harassment prevention orders. Prevention orders.

By Mr. Tosado of Springfield, a petition (subject to Joint Rule 12) of José F. Tosado for legislation to establish a sick leave bank for Lucy A. Martinez, an employee of the Trial Court. Lucy A. Martinez,—
sick leave.

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

Papers from the Senate.

The House Bill designating a certain bridge in the West Roxbury section of the city of Boston as the Paul C. McLaughlin Bridge (House, No. 3636, changed) (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 inserting before the enacting clause the following emergency preamble: Boston,—
Paul C.
McLaughlin
bridge.

“Whereas, The deferred operation of this act would tend to defeat its purpose which is to designate a certain bridge in the city of Boston, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading. Said committee then reported that the amendment was correctly drawn; and it was adopted, in concurrence.

A Bill regarding Huntington’s Disease awareness month (Senate, No. 1654, amended by inserting before the enacting clause the following emergency preamble:

“Whereas, The deferred operation of this act would tend to defeat its purpose which is to designate the month of May as Huntington’s Disease Awareness month, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”) (on a petition), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Huntington’s
Disease
awareness
month.

A petition of John F. Keenan and Tackey Chan for legislation relative to commuter transit benefits, came the Senate referred, under suspension of Joint Rule 12, to the committee on Revenue. Transit
benefits.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2217) was referred, in concurrence, to the committee on Revenue.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Rental vehicle crimes.

Petition (accompanied by bill) of Claire D. Cronin relative to the punishment for the use of rental vehicles in the commission of crimes; and

Human trafficking.

Petition (accompanied by bill) of Michael S. Day and others for legislation to reduce sexual exploitation of victims of human trafficking; Severally to the committee on the Judiciary.

Nurses,— fees.

Petition (accompanied by bill) of Tackey Chan and John F. Keenan for legislation to waive certain fees for retired registered nurses. To the committee on Public Health.

Court officers,— Group 4.

Petition (accompanied by bill) of Tackey Chan for legislation to classify court officer I, court officer II, and court officer III in Group 4 of the contributory retirement system for public employees. To the committee on Public Service.

Under suspension of the rules, on motion of Ms. Malia of Boston, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

General Court,— term length.

Mr. Galvin of Canton, for the committee on Rules, on the Order relative to authorizing the committee on Election Laws to make an investigation and study of certain Senate and House documents concerning election laws issues (House, No. 4134) reported, in part, asking to be discharged from further consideration of petition (accompanied by proposal, House, No. 3359) of Paul McMurry and others for a legislative amendment to the Constitution relative to increasing the terms of office for Senators and Representatives in the General Court from two years to four years,— and recommending that the same be recommitted to the committee on Election Laws. Under Rule 42, the report was considered forthwith; and it was accepted.

Handicapped parking.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill to ensure adequate handicapped parking (House, No. 1839), be scheduled for consideration of 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.

Municipal bonding terms.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill extending municipal bonding terms for local infrastructure development programs (House, No. 1854), be scheduled for consideration of the House.

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

Cranberry industry,— study.

By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, on House, No. 764, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of a certain House document concerning cranberry industry issues (House, No. 4162).

Tourism, arts and cultural development issues,— study.

By Ms. Atkins of Concord, for the committee on Tourism, Arts and Cultural Development, on House, Nos. 2922, 2925, 2932 and 2933, an Order relative to authorizing the committee on Tourism, Arts and

Cultural Development to make an investigation and study of certain House documents concerning tourism, arts and cultural development issues (House, No. 4163).

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Subsequently, Mr. Galvin of Canton, for said committees, reported asking to be discharged from further consideration of the orders; 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.

By Ms. Peisch of Wellesley, for the committee on Education, on Senate, Nos. 255, 256, 324, 330 and 335 and House, Nos. 308, 309, 329, 361, 364, 392, 400, 419, 420, 445, 446, 460, 472, 476, 486, 487, 505, 508 and 3222, a Bill relative to special education finance (House, No. 4141). Special education,—
financing.

By the same member, for the same committee, on House, Nos. 317 and 342, a Resolve providing for a study of compulsory school attendance (House, No. 4142). Schools,—
attendance.

By the same member, for the same committee, on House, No. 365, a Bill relative to testing requirements for veterans who wish to become educators (House, No. 4144). Veterans,—
educator tests.

By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, on House, No. 625, a Bill relative to bow hunting for deer in Wompatuck State Park (House, No. 4164). Wompatuck
Park,—
bow hunting.

By the same member, for the same committee, on House, Nos. 658, 709 and 3623, a Bill relative to the Department of Fisheries and Wildlife (House, No. 4165) [Representative Mannal of Barnstable dissenting]. Fisheries and
Wildlife.

By the same member, for the same committee, on House, No. 674, a Bill relative to drinking water and ground water research (House, No. 4166). Drinking and
ground water.

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

By Ms. Peisch of Wellesley, for the committee on Education, on House, Nos. 360, 386, 474, 495 and 3605, a Bill relative to student data privacy (House, No. 4143). Students,—
data
privacy.

By the same member, for the same committee, on House, No. 404, a Bill concerning athletic activities of students with disabilities (House, No. 4145). Disabled,—
athletics.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Leanna Babineau, an employee of the Department of Developmental Services (House, No. 4123). Leanna
Babineau,—
sick leave.

By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for Miranda Marie Flanagan, an employee of the Department of Transportation (House, No. 4124). Miranda
Marie
Flanagan,—
sick leave.

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

*Engrossed Bill.*Bill
enacted.

The engrossed Bill regulating preliminary elections in the city of Gloucester (see Senate, No. 45) (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.

Recess.

Recess.

At the nine minutes after eleven o'clock A.M., on motion of Mr. Frost of Auburn (Mrs. Haddad of Somerset being in the Chair), the House recessed until one o'clock P.M.; and at sixteen minutes after one o'clock P.M., the House was called to order with Mr. Kafka of Stoughton in the Chair.

*Senate Admitted.*Senate
admitted.

At twenty-two minutes after one o'clock P.M., the Speaker having taken the Chair, the Senate was admitted, under escort of the Sergeant-at-Arms.

*Joint Session of the Two Houses to Consider
Specific Amendments to the Constitution.*Joint Session
of the two
branches.

At twenty-nine minutes past one o'clock P.M., the two Houses met in

JOINT SESSION

and were called to order by the Honorable Stanley C. Rosenberg, President of the Senate.

Pledge of
allegiance.

The President, members, guests and employees then recited the pledge of allegiance to the flag.

Constitution,—
judges.

The Proposal for a Legislative Amendment to the Constitution relative to the term of judicial officers (see House, No. 1343),— was read twice in accordance with the provisions of the special rules.

The Proposal was as follows:—

ARTICLE OF AMENDMENT.

Article I of Chapter III of Part the Second of the Constitution of Massachusetts is hereby annulled and the following Article is adopted in place thereof:—

Article I. The tenure, that all commissioned officers shall by law have in their offices, shall be expressed in their respective commissions. All judicial officers, duly appointed, commissioned and sworn, shall hold their offices during good behavior, for a period of seven years, excepting such concerning whom there is different provision made in this Constitution. After the expiration of the initial seven-year term, the judicial officer shall be eligible for reappointment; provided, however, that such reappointment shall be by majority vote of the council, after due notice and a public hearing. If the judicial officer

fails to receive a majority vote of the council, they shall not be eligible for reappointment to any judicial position. Should the judicial officer receive a vote of affirmation by the council, they shall be eligible for reappointment in like manner every seven years thereafter; provided, however, that the governor, with the consent of the council, may remove them upon the address of both houses of the legislature; and provided, further, that the governor, with the consent of council may, after due notice and hearing, retire them because of advanced age or mental or physical disability. Upon attaining seventy years of age said judges shall be retired. Such retirement shall be subject to any provisions made by law as to pensions or allowances payable to such officers upon their voluntary retirement.

On motion of Mr. Golden of Lowell, the further consideration of the proposal was postponed, until after disposition of the remaining matters in the Orders of the Day.

The Proposal for a Legislative Amendment to the Constitution prohibiting eminent domain takings (see House, No. 1400),— was read twice in accordance with the provisions of the special rules.

Constitution,—
eminent
domain.

The Proposal was as follows:—

ARTICLE OF AMENDMENT.

The taking of land or interests therein by eminent domain for private commercial or economic development is hereby declared not to be a public use of the commonwealth under the first paragraph of Article X of Part the First of the Constitution.

The proposal was then ordered to a third reading.

The Proposal for a Legislative Amendment to the Constitution relative to the subject matter of initiative petitions (see House, No. 1570),— was read twice in accordance with the provisions of the special rules.

Constitution,—
initiative
petitions.

The Proposal was as follows:—

ARTICLE OF AMENDMENT.

Section 2 of Part II, “Initiative Petitions”, of Article XLVIII of the Amendments to the Constitution of the Commonwealth is hereby amended by inserting after the third paragraph a new paragraph, as follows:—

No initiative petition shall propose a constitutional amendment that would restrict the rights set forth in this constitution to freedom and equality, or the right of each individual to be protected by society in the enjoyment of life, liberty and property, according to standing laws.

On motion of Mr. Rushing of Boston, the further consideration of the proposal was postponed, until after disposition of the remaining matters in the Orders of the Day.

The Proposal for a Legislative Amendment to the Constitution relative to the retirement of judges (see House, No. 1609),— was read twice in accordance with the provisions of the special rules.

Constitution,—
judges.

The Proposal was as follows:—

ARTICLE OF AMENDMENT.

Constitution,—
judges.

Section 2 of Part II, “Initiative Petitions”, of Article XLVIII of the Amendments to the Constitution of the Commonwealth is hereby amended by inserting after the third paragraph a new paragraph, as follows:—

No initiative petition shall propose a constitutional amendment that would restrict the rights set forth in this constitution to freedom and equality, or the right of each individual to be protected by society in the enjoyment of life, liberty and property, according to standing laws.

On motion of Ms. Story of Amherst, the further consideration of the proposal was postponed, until after disposition of the remaining matters in the Orders of the Day.

Constitution,—
voting by
felons.

The Proposal for a Legislative Amendment to the Constitution relative to qualifications of voters (see House, No. 3350),— was read twice in accordance with the provisions of the special rules.

The Proposal was as follows:—

ARTICLE OF AMENDMENT.

Article III of the Amendments to the Constitution, as most recently amended by Article CXX of the Amendments to the Constitution, is hereby further amended by inserting after the word “conviction” the following words:— of indecent assault and battery on a child, attempt to commit murder by poison, drowning or strangulation, murder, manslaughter or assault with intent to commit rape, or for which the person may be punished by imprisonment in a state prison for life.

On motion of Mr. Rogers of Cambridge, the further consideration of the proposal was postponed, until after disposition of the remaining matters in the Orders of the Day.

Without further action on the matters duly and constitutionally assigned for consideration, at twenty-two minutes before two o’clock P.M., on motion of Ms. Chandler, the Joint Session was recessed until Wednesday, May 18, 2016 at one o’clock P.M.

The House then reconvened with Mrs. Haddad of Somerset in the Chair.

Reports of Committees.

Solar
energy.

The committee of conference on the disagreeing votes of the two branches, with reference to the Senate further amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2058) of the Senate Bill relative to solar energy (Senate, No. 1979, amended), recommending that the House recede from its non-concurrence with the Senate in its further amendment and concur therein with a still further amendment (by striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4173); and that the Senate concur in the still further amendment. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Golden of Lowell, the report was considered forthwith.

After debate on the question on acceptance of the report, the sense of the House was taken by yeas and nays, at the request of the same member; and on the roll call 154 members voted in the affirmative and 1 in the negative.

Conference committee report accepted,—yea and nay No. 211.

[See Yea and Nay No. 211 in Supplement.]

Therefore the report of the committee of conference was accepted. Sent to the Senate for concurrence.

Orders of the Day.

House bills

Establishing a sick leave bank for Donna Juarez, an employee of the Department of Developmental Services (House, No. 4055) (its title having been changed by the committee on Bills in the Third Reading); and

Third reading bills.

Establishing a sick leave bank for Shannon Wilkins, an employee of the Massachusetts Department of Transportation (House, No. 4122);

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 tomorrow at eleven o'clock A.M.

Next sitting.

Mr. Madden of Nantucket then moved that when the House adjourns today, it do so in respect to the memory of Robert F. Mooney, a member of the House from Nantucket from 1957 to 1962, inclusive; and the motion prevailed.

Accordingly, without further consideration of the remaining matters in the Orders of the Day, at ten minutes after four o'clock P.M., on motion of Mr. Frost of Auburn (Mrs. Haddad of Somerset being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Thursday, April 7, 2016.

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).

Pledge of allegiance.

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.

Resolutions.

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

National Coin Week.

Resolutions (filed by Representatives Cassidy of Brockton, Cronin of Easton and DuBois of Brockton) commending the Boston Numismatic Society, the Collectors Club of Boston and the Currency Club of New England on their celebration of National Coin Week;

Benjamin Kerns.

Resolutions (filed by Messrs. Kafka of Stoughton, Rogers of Norwood, McMurtry of Dedham and Dooley of Norfolk) congratulating Benjamin Kendall Kerns on receiving the Eagle Award of the Boy Scouts of America; and

Emerson Kerns.

Resolutions (filed by Messrs. Kafka of Stoughton, Rogers of Norwood, McMurtry of Dedham and Dooley of Norfolk) congratulating Emerson Alexander Kerns on receiving the Eagle Award of the Boy Scouts of America;

Mr. Galvin of Canton, 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. McMurtry of Dedham, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communications.

Communications

Barnstable County,—technology fund.

From the Barnstable County Registry of Deeds (under Section 2KKK of Chapter 29 of the General Laws) submitting its plan for expenditure of technological improvements from the County Registers Technological Fund [copies of said report forwarded to the committee on Ways and Means and committee on Post Audit and Oversight];

Underground utilities commission.

From the Department of Public Utilities (see Section 61 of Chapter 259 of the Acts of 2014) regarding the special commission established to investigate and study ways to improve coordination among utility providers and municipalities to reduce unnecessary or duplicative roadway construction related to underground utilities established under Section 61 of said law;

Disabled persons commission.

From the Massachusetts District Attorneys Association (see item 0340-2100 in Section 2 of Chapter 46 of the Acts of 2015) submitting its report detailing by district, the amount of case referrals by the disabled persons protection commission for fiscal year 2015; and

From the Massachusetts District Attorneys Association (see item 0340-2100 of Chapter 46 of the Acts of 2015) submitting a report detailing all district attorneys' offices' use of drug forfeiture funds collected pursuant to Chapter 94C of the General Laws; Severally were placed on file.

Drug forfeiture funds.

Reports of Committees.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, asking to be discharged from further consideration of the House Bill to allow municipalities to invest in credit unions (House, No. 4148),— and recommending that the same be referred to the committee on Financial Services.

Municipalities,— credit unions.

Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence in the reference.

Mr. Galvin of Canton, for the committee on Rules, on the Order relative to authorizing the committee on State Administration and Regulatory Oversight to make an investigation and study of certain House documents concerning state administration issues (House, No. 4102) reported, in part, asking to be discharged from further consideration of petition (accompanied by proposal, House, No. 3889) of Gailanne M. Cariddi, Tricia Farley-Bouvier and William Smitty Pignatelli for legislation to establish the public construction surety bond state guarantee fund,— and recommending that the same be recommitted to the committee on State Administration and Regulatory Oversight. Under Rule 42, the report was considered forthwith; and it was accepted.

Public construction surety bonds.

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

- Updating a certain requirement for on premises liquor license applicants (House, No. 266); Liquor license applicants.
 - Providing for the establishment of sustainable water resource funds (House, No. 657); Water resource funds.
 - Relative to vacant and abandoned property in the Commonwealth (House, No 1860); Abandoned property.
 - Relative to the effective enforcement of municipal ordinances and bylaws (House, No. 1864); Municipal ordinances.
 - Strengthening the enforcement of certain dog laws (House, No. 1866); Dog laws.
 - Relative to clarity and truthfulness in direct mailings (House, No. 3214); Direct mail.
 - Relative to the date of town elections in the town of Southbridge (House, No. 3998) [Local Approval Received]; Southbridge,— elections.
 - Establishing a sick leave bank for Leanna Babineau, an employee of the Department of Developmental Services (House, No. 4123); and Leanna Babineau.
 - Establishing a sick leave bank for Miranda Marie Flanagan, an employee of the Department of Transportation (House, No. 4124); Miranda Flanagan.
- Under suspension of Rule 7A, in each instance, on motion of Mr. McMurtry of Dedham, the bills severally were read a second time forthwith; and they were ordered to a third reading.

Telecommunications, utilities and energy,—study.

By Mr. Golden of Lowell, for the committee on Telecommunications, Utilities and Energy, on House, Nos. 755, 772, 2847, 2848, 2852, 2859, 2860, 2864, 2865, 2866, 2867, 2868, 2869, 2870, 2872, 2873, 2874, 2875, 2876, 2877, 2879, 2880, 2882, 2883, 2884, 2885, 2886, 2887, 2890, 2891, 2892, 2893, 2894, 2896, 2897, 2898, 2899, 2900, 2902, 2903, 2905, 2906, 2907, 2908, 2910, 2911, 2912, 2913, 2914, 2915, 2916, 2917, 2918, 2919, 2920, 3306, 3307, 3309, 3310, 3525, 3527, 3528, 3530, 3531, 3533, 3534, 3579, 3724 and 3776, an Order relative to authorizing the committee on Telecommunications, Utilities and Energy to make an investigation and study of certain House documents concerning telecommunications, utilities and energy issues (House, No. 4177). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Subsequently, Mr. Galvin of Canton, for said committees, reported asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules.

Under Rule 42, the report was considered forthwith; and it was accepted.

Elders,—task force.

By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, that the Bill creating a task force on Massachusetts older adults of all incomes (House, No. 4155), ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

Cemeteries,—consumer protections.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on a petition, a Resolve providing for an investigation and study by a special commission relative to consumer protections with regard to cemeteries and crematories (House, No. 210).

Beaver damage control.

By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, on a petition, a Bill to establish a Beaver Damage Control Commission (House, No. 714) [Representative Mannal of Barnstable dissenting].

Striped bass,—conservation.

By the same member, for the same committee, on Senate No. 476 and House, Nos. 667, 759 and 760, a Bill relative to the conservation of striped bass (House, No. 4169).

Severally read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Bars,—security staff.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on a petition, a Bill relative to third party training and background checks for violent history for security staff at bars and clubs (House, No. 240).

Conservation and agriculture.

By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, on a petition, a Bill amending the conservation restrictions and agricultural preservation statutes (House, No. 710).

Financial assurance.

By the same member, for the same committee, on a petition, a Bill permitting review of financial assurance mechanisms (House, No. 719).

- By the same member, for the same committee, on Senate, No. 432 and House, No. 728, a Bill relative to the use of shotguns (House, No. 728). Shotgun use.
- By the same member, for the same committee, on Senate, No. 433 and House, No. 742, a Bill promoting awareness of safe recreation in public waterways (House, No. 742). Public waterways.
- By the same member, for the same committee, on a petition, a Bill relative to buffer zones on land under the agricultural restriction program (House, No. 749). Buffer zones.
- By the same member, for the same committee, on a petition, a Bill relative to failed septic systems (House, No. 750). Septic systems.
- By the same member, for the same committee, on a petition, a Bill relative to nitrogen impaired embayments (House, No. 751). Nitrogen embayments.
- By the same member, for the same committee, on a petition, a Bill reducing packaging waste in the Commonwealth (House, No. 3418). Waste,—reduction.
- By the same member, for the same committee, on a petition, a Bill to reduce solid waste and provide universal recycling access (House, No. 3420). Waste and recycling.
- By the same member for the same committee, on Senate, No. 400 and House, No. 705, a Bill to establish the clean environment fund (House, No. 4167). Environment,—fund.
- By the same member, for the same committee, on Senate, No. 406 and House, No. 663, a Bill to reduce plastic bag pollution (House, No. 4168). Plastic bags.
- By the same member, for the same committee, on House, Nos. 721 and 773, a Bill regulating the cultivation of industrial hemp (House, No. 4170). Industrial hemp.
- Severally read; and referred, under Rule 33, to the committee on Ways and Means.
- By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on a petition, a Bill relative to the disclosure of wetlands on property (House, No. 150). Wetlands,—disclosure.
- By the same member, for the same committee, on a petition, a Bill relative to notification of licensees (House, No. 257). Liquor licenses.
- By the same member, for the same committee, on a petition, a Bill providing timely consumer protection for users of real estate appraisal services (House, No. 269). Real estate appraisers.
- By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, on House, Nos. 720 and 775, a Bill amending MGL 21E and 310 CMR 4.03 (House, No. 4171). Municipalities,—compliance fee.
- Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Emergency Measures.

- The engrossed Bill relative to solar energy (see Senate, No. 1979, 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 Solar energy.

LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 3 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.

Boston,—
Paul C.
McLaughlin
Bridge.

The engrossed Bill designating a certain bridge in the West Roxbury section of the city of Boston as the Paul C. McLaughlin Bridge (see House, No. 3636, changed and 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 3 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 House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Monday next at eleven o'clock A.M.

At twenty-seven minutes before twelve o'clock noon, on motion of Mr. Frost of Auburn (Mr. Kafka of Stoughton being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Monday, April 11, 2016.

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.

Message from the Governor.

A message from His Excellency the Governor recommending legislation relative to state oversight of professional licensing boards (House, No. 4188), was filed in the office of the Clerk on Friday, April 8. Professional licensing boards.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Consumer Protection and Professional Licensure. Sent to the Senate for concurrence.

Resolutions.

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

Resolutions (filed by Representatives Heroux of Attleboro and Poirier of North Attleborough) congratulating Ian A. Ganley on receiving the Eagle Award of the Boy Scouts of America; Ian Ganley.

Resolutions (filed by Representatives Heroux of Attleboro and Poirier of North Attleborough) congratulating Connor Place on receiving the Eagle Award of the Boy Scouts of America; and Connor Place.

Resolutions (filed by Representatives Heroux of Attleboro and Poirier of North Attleborough) congratulating Nicholas Vitorino on receiving the Eagle Award of the Boy Scouts of America; Nicholas Vitorino.

Mr. Galvin of Canton, 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. Tucker of Salem, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communications.

Communications

From the Massachusetts Development Finance Agency (Mass Development) (see Section 95 of Chapter 287 of the Acts of 2014) reporting the results of its investigation and study of the viability, fiscal impact, potential benefits, statutory and regulatory barriers and anticipated results of establishing a Designated Port Area Fund in order to make loans for the design, construction, repair, renovation, rehabilitation or other capital improvement of existing commercial and marine industrial infrastructure and commercial and public maritime transportation infrastructure in designated port areas as defined in 301 CMR 25.02 Designated Port Area Fund establishment.

[copies of the report were forwarded by MassDevelopment to the committees on Ways and Means and the joint committee on Economic Development and Emerging Technologies];

Children's
behavioral
health.

From the Department of Mental Health (see Section 9 of Chapter 321 of the Acts of 2008) submitting the annual report of the Children's Behavioral Health (CBH) Knowledge Center; and

Pioneer Valley
Transit
Authority.

From the Pioneer Valley Transit Authority (under Section 8(g) of Chapter 161B of the General Laws) submitting the Administrator's message and its annual report for the fiscal year 2015;

Severally were placed on file.

Annual and Special Reports.

Annual reports

Disabled
students.

Of the Department of Elementary and Secondary Education (see Section 432 of Chapter 159 of the Acts of 2000) submitting the annual report on Students with Disabilities 2014-2015 [copies forwarded to the House committee on Ways and Means and the joint committee on Education, as required by said law]; and

Innovation
schools.

Of the Department of Elementary and Secondary Education (under Section 92(p) of Chapter 71 of the General Laws) submitting the annual report on the implementation and fiscal impact of innovation schools; and

Rose Kennedy
Greenway
Conservancy,
Inc.

A report of the Rose Fitzgerald Kennedy Greenway Conservancy, Inc. (under Section 7 of Chapter 306 of the Acts of 2008) for the second half of fiscal year 2015, entitled "Life on the Greenway" Fiscal Year 2015 Report – July 1, 2014-December 31, 2015 [including Financial Statements] [Note regarding future reports: The Greenway Conservancy has changed its fiscal year from July 1-June 30 to a calendar year];

Severally were placed on file.

Petition.

Foxborough,—
mandated
reporters.

Representative Barrows of Mansfield and Senator Timilty presented a joint petition (accompanied by bill, House, No. 4192) of F. Jay Barrows (by vote of the town) that the town of Foxborough be authorized to establish additional mandated reporters for the purposes of the protection and care of children; and the same was referred to the committee on Children, Families and Persons with Disabilities. Sent to the Senate for concurrence.

Papers from the Senate.

Milton,—
liquor
license.

The Senate Bill authorizing the town of Milton to issue an additional license for the sale of all alcoholic beverages to be drunk on the premises of a certain restaurant (Senate, No. 2051, amended), came from the Senate with the endorsement that said branch had concurred with the House in its amendment (striking out all after the enacting clause and inserting in place thereof the following:

"SECTION 1. (a) Notwithstanding sections 11 and 17 of chapter 138 of the General Laws, the licensing authority of the town of Milton may grant an additional license for the sale of all alcoholic beverages to be drunk on the premises of the restaurant located on the

second floor of 10 Bassett street in the town of Milton, to Lombardi Enterprises, LLC d/b/a/ The Plate restaurant or any successors in interest; provided, however, that any successor in interest shall be subject to approval by the Milton board of selectmen and the alcoholic beverages control commission. An application to transfer the license to a successor in interest shall be granted and approved according to the standard for a new license and all the procedures set forth in section 15A of said chapter 138 shall be applicable thereto. The license shall be subject to all of said chapter 138, except said section 17. The licensing authority of the town of Milton shall not approve the transfer of the license to any other location.

(b) The license may be reissued by the licensing authority of the town of Milton at the same location if an applicant for the license files with the licensing authority a letter from the department of revenue and a letter from the department of unemployment assistance indicating that the license is in good standing with those departments and that all applicable taxes, fees and contributions have been paid. If the license granted under this act is cancelled, revoked or no longer in use, it shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto to the licensing authority and the licensing authority of the town of Milton may then grant the license to a new applicant at the same location under the same conditions as specified in this act.

SECTION 2. This act shall take effect upon its passage.”), with a further amendment striking out section 1 (inserted by amendment by the House) and inserting in place thereof the following section:

“SECTION 1. (a) Notwithstanding sections 11 and 17 of chapter 138 of the General Laws, the licensing authority of the town of Milton may grant an additional license for the sale of all alcoholic beverages to be drunk on the premises pursuant to section 12 of said chapter 138 to Lombardi Enterprises, LLC d/b/a The Plate restaurant located on the second floor of 10 Bassett street. A license granted pursuant to this act shall be subject to the conditions set by the licensing authority and shall be subject to all of said chapter 138 except said section 17.

(b) Once issued, the licensing authority shall not approve the transfer of the license to any other person, partnership, corporation, limited liability company, organization or other entity or to any other location but the licensing authority may grant the license to a new applicant if the applicant files with the licensing authority a letter from the department of revenue and a letter from the department of unemployment assistance indicating that the license is in good standing with those departments and that all applicable taxes, fees and contributions have been paid.

(c) If the license granted pursuant to this act is cancelled, revoked or no longer in use, it shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the licensing authority and the licensing authority may then grant the license to a new applicant at the same location under the same conditions specified in this act.”.

The further amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Acton,—
land.

The House Bill authorizing the commissioner of Capital Asset Management and Maintenance to convey certain land to the town of Acton in exchange for other real property (House, No. 3792, changed and amended), came from the Senate passed to be engrossed, in concurrence, with an amendment in section 4 (as amended by the House), striking out the following: “section 1” and inserting in place thereof the words “this act”. The amendments were referred, under Rule 35, to the committee on Bills in the Third Reading.

Swampscott,—
charter.

A petition (accompanied by bill, Senate, No. 2206) of Thomas M. McGee and Lori A. Ehrlich (by vote of the town) for legislation to revise the charter of the town of Swampscott, was referred, in concurrence, to the committee on Municipalities and Regional Government.

Reports of Committees.

Education,—
resource
allocation.

By Mr. Galvin of Canton, 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 John H. Rogers and others for legislation to promote educational resource allocation decisions at the local level. Under suspension of the rules, on motion of Mr. Kafka of Stoughton, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Education. Sent to the Senate for concurrence.

Pollinators.

By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, on House, Nos. 655, 731 and 3417, a Bill protecting Massachusetts pollinators (House, No. 4187). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Plumbing
code,—
exemptions.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on House, No. 202, a Bill relative to exempting home appliance service and repair technicians from certain provisions of the Massachusetts Plumbing Code (House, No. 4182).

“Made in
Massachusetts”
film credits.

By Mr. Wagner of Chicopee, for the committee on Economic Development and Emerging Technologies, on House, No. 3387, a Bill requiring a “Made in Massachusetts” logo to be included in on screen credits for movies filmed in Massachusetts (House, No. 4179).

Recycling.

By Mr. Golden of Lowell, for the committee on Telecommunications, Utilities and Energy, on a joint petition, a Bill improving recycling in the Commonwealth (House, No. 646).

Excavation,—
safety.

By the same member, for the same committee, on a petition, a Bill relative to improving public safety in excavation (House, No. 2850).

Municipal
light
plants.

By the same member, for the same committee, on Senate, No. 1800 and House, No. 2904, a Bill relative to energy efficiency funds generated by municipal light plants (House, No. 2904).

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

- By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on House, Nos. 160, 264 and 271, a Bill requiring transparency in telephone solicitations (House, No. 4180). Telephone solicitations.
- By the same member, for the same committee, on House, Nos. 193 and 273, a Bill prohibiting robocalls to all mobile telephone devices (House, No. 4181). Cell phones,—robocalls.
- By the same member, for the same committee, on House, No. 223, a Bill to prohibit negative option sales and disclosure of financial and personal information without a consumer's express agreement (House, No. 4183). Consumers,—privacy.
- By the same member, for the same committee, on House, No. 3336, a Bill further regulating the sale of alcoholic beverages in the city of Somerville (House, No. 4184) [Local Approval Received]. Somerville,—liquor licenses.
- By the same member, for the same committee, on House, No. 3884, a Bill authorizing the town of Acton to grant 16 additional licenses for the sale of all alcoholic beverages and 6 additional licenses for the sale of wines and malt beverages to be drunk on the premises (House, No. 4185) [Local Approval Received]. Acton,—liquor licenses.
- By Mr. Wagner of Chicopee, for the committee on Economic Development and Emerging Technologies, on House, No. 296, a Bill relative to the International Trade Commission's reporting requirements (House, No. 4178). International Trade Commission.
- By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill authorizing the town of Pelham to continue the employment of Raymond A. Murphy, Jr. as fire chief (House, No. 3575) [Local Approval Received]. Pelham,—Raymond A. Murphy, Jr.
- By the same member, for the same committee, on a petition, a Bill relative to firefighters in the town of Concord (House, No. 3878) [Local Approval Received]. Concord,—firefighters.
- By the same member, for the same committee, on a petition, a Bill relative to the town of Milton (House, No. 4014) [Local Approval Received]. Milton,—police chief.
- Severally read; and referred, under Rule 7A, to the committee on Steering, Policy, and Scheduling.

Engrossed Bill.

The engrossed Bill establishing a community enhancement fee stabilization fund in the city of Everett (see House, No. 3831) (which originated in the House), 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.

The House Bill establishing a sick leave bank for Leanna Babineau, an employee of the Department of Developmental Services (House, No. 4123), 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. Third reading bill.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Wednesday next at eleven o'clock A.M.

At nine 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 Wednesday at eleven o'clock A.M.

JOURNAL OF THE HOUSE.

Wednesday, April 13, 2016.

Met according to adjournment at eleven o'clock A.M., 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.

Mr. Bradley of Hingham then took the Chair, and at the request of the Speaker, Mr. Bradley and all other members of the House, the members, guests and employees stood in a moment of silent tribute to the memory of former Speaker Flaherty's eldest son, Charles T. "Chip" Flaherty, who died unexpectedly this past weekend. He is survived by his parents, his siblings, his loving wife, Rebecca, his daughter Audrey and his son, Charlie III. He was 52 years old. Charles "Chip" Flaherty.

Statement Concerning Representative Garry of Dracut.

A statement of Mrs. Haddad of Somerset concerning Ms. Garry of Dracut was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Garry of Dracut, is unable to be present in the House Chamber for today's sitting due to medical reasons. Her missing of roll calls today is due entirely to the reason stated. Statement concerning Miss Garry of Dracut.

Statement Concerning Representative Petrolati of Ludlow.

A statement of Mrs. Haddad of Somerset concerning Mr. Petrolati of Ludlow was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Petrolati of Ludlow, is unable to be present in the House Chamber for today's sitting due to the recent death of his mother-in-law. His missing of roll calls today is due entirely to the reason stated. Statement concerning Mr. Petrolati of Ludlow.

Special Recognition of Cambodian New Year.

The Speaker then took the Chair for the purpose of recognizing the celebration of Cambodian New Year. The Speaker proclaimed, "Today marks the first day of festivities celebrating hope and prosperity which will continue for the next three days. In honor of the New Year, I would like to welcome Sambo Chhoum of the Glory Buddhist Temple of Lowell and the Venerable Sopheap Kou to the Chamber today". With drums beating and Cambodian music being performed, the Venerable Sopheap Kou, accompanied by an entourage of Buddhist monks, some of whom had traveled to Massachusetts from Cambodia and France, entered the Chamber. The monks, dressed in Cambodian New Year.

Cambodian
New Year.

traditional orange robes and footwear, along with dancers and percussionists then proceeded to the Well of the House. The Venerable Sopheap Kou, joined by the other Buddhist monks then, chanting harmoniously, led the members, guests and employees in an opening blessing.

The Speaker introduced Virginia Prak, the reigning Miss Cambodian American Northeast 2015 and Miss Global 1st Runner Up 2015.

The Speaker introduced Representative Rady Mom of Lowell, the first Cambodian-American ever elected to a state legislature in the United States. Representative Mom called today “the most special day in the Cambodian culture”. He said that the New Year holiday is “a time to rejoice with friends from all over the world”. Representative Mom then read previously adopted House Resolutions in celebration of the Cambodian New Year beginning on April 13, 2016.

Resolutions.

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

Allen
King.

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

Trevor
Holowinsky.

Resolutions (filed by Mrs. Poirier of North Attleborough) congratulating Trevor A. Holowinsky on receiving the Eagle Scout Award of the Boy Scouts of America;

Christopher
Walnut.

Resolutions (filed by Mrs. Poirier of North Attleborough) congratulating Christopher J. Walnut on receiving the Eagle Scout Award of the Boy Scouts of America;

Alisha
Ukani.

Resolutions (filed by Ms. Peisch of Wellesley) congratulating Alisha Ukani on receiving the Gold Award of the Girl Scouts of America; and

Liam
Dietrich.

Resolutions (filed by Messrs. Roy of Franklin and Fernandes of Milford) congratulating Liam Joseph Dietrich on receiving the Eagle Award of the Boy Scouts of America;

Mr. Galvin of Canton, 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. Wong of Saugus, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communications.

Communications

College of
Art and
Design.

From the Massachusetts College of Art and Design (see Section 634 Chapter 26 of the Acts of 2003) submitting its performance report for the fiscal year 2015; and

Health Care
Workforce
Transformation
Fund.

From the Executive Office of Labor and Workforce Development and the Commonwealth Corporation (see Subsection (b) of Section 38 of Chapter 224 of the Acts of 2012 and Section 2FFFF of Chapter 29 of the General Laws) submitting a report on the strategy for administration and allocation of the Health Care Workforce Transformation Fund and the activities supported by the fund in fiscal years 2014 and 2015;

Severally were placed on file.

Papers from the Senate.

A Bill enhancing reform, innovation and success in education (Senate, No. 2220) (on Senate bill No. 2203), passed to be engrossed by the Senate was read; and it was referred, under Rule 33, to the committee on Ways and Means. Charter schools.

A Bill designating May 6 as Moyamoya disease awareness day (Senate, No. 1674) (on a petition), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Moyamoya disease awareness day.

A petition of Kathleen O'Connor Ives and James M. Kelcourse for legislation to establish a sick leave bank for Jodi Paris Anastos, an employee of the Operational Services Division, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service. Jodi Paris Anastos,—sick leave.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2228) was referred, in concurrence, to the committee on Public Service.

Reports of Committees.

By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, that the Resolve providing for an investigation and study by a special commission relative to consumer protections with regard to cemeteries and crematories (House, No. 210), ought to pass. Referred, under Rule 33, to the committee on Ways and Means. Cemeteries and crematories,—study.

By Mr. Michlewitz of Boston, for the committee on Financial Services, on House, Nos. 901 and 956, a Bill relative to Lyme disease treatment coverage (House, No. 4198). Lyme disease,—treatment.

By the same member, for the same committee, on House, No. 913, a Bill concerning the safety of autistic and alzheimer [sic] individuals (House, No. 4202). Autism and Alzheimer's.

By the same member, for the same committee, on House, No. 941, a Bill relative to the care and treatment of patients with mitochondrial disease (House, No. 4205). Mitochondrial disease.

By the same member, for the same committee, on House, No. 953, a Bill relative to insurance coverage for craniofacial disorders (House, No. 4206). Craniofacial disorders.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill relative to health insurance for surviving spouses (House, No. 2203). Survivors,—healthcare.

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Mr. Michlewitz of Boston, for the committee on Financial Services, on House, Nos. 899, 924 and 939, a Resolve establishing a commission to study the feasibility of a secure choice retirement savings option (House, No. 4204). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently. Retirement savings,—study.

Audit
schedules.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on House, No. 4 and on a part of House, No. 3, a Bill reconciling inconsistent statutory audit schedules (House, No. 4, changed by striking out section 28).

Agencies,—
internal
control.

By the same member, for the same committee, on House, No. 7 and on a part of House, No. 3, a Bill improving the internal controls within state agencies (House, No. 7).

Procurement.

By the same member, for the same committee, on House, No. 10 and on a part of House, No. 8, a Bill relative to Chapter 30B (House, No. 10).

Public
construction,—
liability.

By the same member, for the same committee, on a petition, a Bill relative to the indemnity and insurance responsibility on certain public construction projects (House, No. 2719).

State
contracting.

By the same member, for the same committee, on a petition, a Bill relative to state contracting (House, No. 2726).

Businesses,—
filing fees.

By the same member, for the same committee, on a petition, a Bill reducing filing fees for certain small business [sic] (House, No. 2727).

Financial
statements,—
access.

By the same member, for the same committee, on a petition, a Bill relative to the electronic filing of and public access to statements of financial interests (House, No. 2732).

Public
construction.

By the same member, for the same committee, on a petition, a Bill relative to the definition of fraud in public construction bid laws (House, No. 2735).

Food resources
and security.

By the same member, for the same committee, on a petition, a Bill establishing the executive office of food resources and security (House, No. 2736).

Service based
retirement.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill relative to a service based retirement option for Group 1 and Group 2 career employees (House, No. 2204).

Retirement
Group 2.

By the same member, for the same committee, on a petition, a Bill to include certain employees of the Commonwealth in group two [sic] of the state retirement system (House, No. 2223).

DCF,—
attorneys.

By the same member, for the same committee, on a petition, a Bill relative to the attorneys at the Department of Children and Families (House, No. 2228).

Brian
Costello, Jr.

By the same member, for the same committee, on a petition, a Bill relative to the retirement benefits for Brian P. Costello, Jr. (House, No. 2261).

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

Tobacco
ratings.

By Mr. Michlewitz of Boston, for the committee on Financial Services, on a petition, a Bill relative to tobacco premium ratings (House, No. 839).

Single risk
limitations.

By the same member, for the same committee, on House, No. 914, a Bill relative to single risk limitations (House, No. 4203).

Rehoboth,—
land.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a joint petition, a Bill authorizing the town of Rehoboth to transfer a conservation easement on a certain parcel of land (House, No. 4158) [Local Approval Received].

Springfield,—
land.

By the same member, for the same committee, on a petition, a Bill authorizing the city of Springfield to convert certain park land to

construct a senior center, and to convert certain land to the Springfield Park Commission as replacement park property (House, No. 4159) [Local Approval Received].

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill relative to the Massachusetts Water Resources Authority (House, No. 2249) [Representative Whelan of Brewster dissenting].

MWRA,—
benefits.

By the same member, for the same committee, on a petition, a Bill relative to the Muscular Dystrophy Association (House, No. 2277).

Firefighters,—
fundraising.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill relative to government publications (House, No. 2730).

Government
publications.

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

Engrossed Bills.

The engrossed Bill authorizing the town of Bedford to grant 8 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 3802, amended) (which originated in the House), 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.

The engrossed Bill providing for the annual observance of the month of May as the official month of kindness (see House, No. 2747) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered.

Kindness
month.

Pending the question on passing the bill to be enacted, Mr. Gordon of Bedford moved that Rule 40 be suspended; and the motion prevailed.

Rule 40
suspended.

The same member then moved to amend the bill by inserting before the enacting clause the following emergency preamble:

“*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to designate forthwith the month of May as the official month of kindness, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The amendment was adopted; and the bill (see House, No. 2747, amended) was sent to the Senate for concurrence in the amendment.

Recess.

At ten minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at twenty-six minutes before four o'clock P.M., the House was called to order with Mr. Donato in the Chair.

Recess.

Emergency Measures.

The engrossed Bill providing for the annual observance of the month of May as the official Month of Kindness (see House, No. 2747, amended), having been certified by the Clerk to be rightly and truly

Kindness
month.

Kindness
month.

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 21 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 House) was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

Nicole
Medina,—
sick leave.

The engrossed Bill establishing a sick leave bank for Nicole Medina, an employee of the Department of Public Health (see House, No. 3874), 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 25 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 House) was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

Brian
Sheehan,—
sick leave.

The engrossed Bill establishing a sick leave bank for Brian Sheehan, an employee of the Middlesex Sheriff's Office (see House, No. 3921), 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 35 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 House) was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

First
Responder
Day.

The engrossed Bill designating the Sunday preceding the third Monday in April as First Responder Day (see House, No. 4161), 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 25 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 House) was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

Municipal
roads.

The engrossed Bill financing improvements to certain municipal roads (see House, No. 4133), 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 2 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was put upon its final passage.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a “loan” bill as defined by Section 3 of Article LXII of the Amendments to the Constitution); and on the roll call 151 members voted in the affirmative and 0 in the negative.

Bill enacted (state loan),—
yea and nay
No. 212.

[See Yea and Nay No. 212 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

Reports of Committees.

Mrs. Haddad of Somerset being in the Chair,—

Mr. Galvin of Canton, for the committee on Rules, reported (under the provisions of House Rules 7B and 7C) an Order relative to special procedures for consideration of the House Bill making appropriations for the fiscal year 2017 for the maintenance of departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements [House, No. 4200] (for order, see House, No. 4199).

General Appropriation Bill,—
procedures.

After remarks on the question on adoption of the order Mr. Jones of North Reading and other members of the House moved to amend it in line 3 by inserting after the word “Speaker;” the following: “provided said amendments shall be filed no later than five o’clock P.M. Tuesday, April 19, 2016;”.

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of Mr. Jones; and on the roll call 35 members voted in the affirmative and 115 in the negative.

Amendment rejected,—
yea and nay
No. 213.

[See Yea and Nay No. 213 in Supplement.]

Therefore the amendment was rejected. Mr. Jones of North Reading and other members of the House then moved to amend the order line 26 by inserting the following paragraph:

“*Ordered*, That, any amendment in the second degree containing language which would create a study of any part of the subject matter contained in the original amendment, may only be adopted if such further amendment has the express approval of the sponsor of the original amendment. Express approval shall be limited to the original sponsor speaking in favor of the further amendment on the floor of the House during the formal session in which the amendment is offered, provided that such speech is recorded in the Journal of the House, or the filing of the further amendment by the original sponsor. If the original sponsor does not provide express approval of such further amendment, the

further amendment may only be adopted by an affirmative vote of not less than two-thirds of the members on a recorded yea and nay vote.”.

Amendment
rejected,—
yea and nay
No. 214.

After debate on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of Mr. Jones; and on the roll call 34 members voted in the affirmative and 115 in the negative.

[See Yea and Nay No. 214 in Supplement.]

Therefore the amendment was rejected.

Mr. Kuros of Uxbridge then moved to amend the order in line 31 by inserting after the word “further” the following:

“*Ordered*, That, members shall have a minimum of two hours to review consolidated amendments prior to voting on the amendment; and be it further”.

Amendment
rejected,—
yea and nay
No. 215.

After debate on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of the same member; and on the roll call 34 members voted in the affirmative and 116 in the negative.

[See Yea and Nay No. 215 in Supplement.]

Therefore the amendment was rejected.

Mr. Kuros of Uxbridge then moved to amend the order in line 31 by inserting after the word “further” the following paragraph:

“*Ordered*, That, No more than one consolidated amendment may be considered in a single vote; and be it further”.

Amendment
rejected,—
yea and nay
No. 216.

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of the same member; and on the roll call 34 members voted in the affirmative and 116 in the negative.

[See Yea and Nay No. 216 in Supplement.]

Therefore the amendment was rejected.

On the question on adoption of the order, the sense of the House was taken by yeas and nays at the request of Mr. Jones of North Reading; and on the roll call 116 members voted in the affirmative and 34 in the negative.

Order
adopted,—
yea and nay
No. 217.

[See Yea and Nay No. 217 in Supplement.]

Therefore the order (House, No. 4199) was adopted.

Used
vehicles.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill relative to the used vehicle record book (House, No. 3074), be scheduled for consideration by the House.

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

Hudson,—
town
meeting.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill validating the actions taken at an annual town meeting held in the town of Hudson (printed in House, No. 3984), be scheduled for consideration by the House.

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

Mr. Dempsey of Haverhill, for the committee on Ways and Means, on House, No. 2, reported, in part, a Bill making appropriations for the fiscal year 2017 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 4200) [Total appropriation: \$39,483,305,892.00]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

General
Appropriation
Bill.

Subsequently Mr. Koczera of New Bedford, for said committee, reported that the matter be scheduled for consideration by the House; and, under the provisions of House Order No. 4199, the bill was placed in the Orders of the Day for Monday, April 25, for a second reading.

Order.

On motion of Mr. DeLeo of Winthrop,—

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

Next
sitting.

Accordingly, without proceeding to the matters in the Orders of the Day, at sixteen minutes past five o'clock P.M., on motion of Mr. Smola of Warren (Mrs. Haddad of Somerset being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Thursday, April 14, 2016.

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).

Pledge of
allegiance.

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.

Silent Prayer.

Boston
Marathon
bombings.

At the request of the Speaker and all other members of the House, the members, guests and employees rose for a moment of silent tribute to the victims on the occasion of the third anniversary of the Boston Marathon bombings.

Statement of Representative Nangle of Lowell.

A statement of Mr. Nangle of Lowell was spread upon the records of the House, as follows:

Statement of
Representative
Nangle of
Lowell.

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present in the House Chamber for yesterday's sitting due to being on official business outside the Commonwealth. Had I been present, I would have voted in the affirmative on roll call number 212, on passing to be enacted the municipal roads bond bill; on roll call numbered 217, on adoption of an order relative to special procedures for consideration of the House Bill making appropriations for the fiscal year 2017 [House, No. 4200] (for order, see House, No. 4199); and in the negative on roll call numbers 213, 214, 215 and 216 (each being on a question on adoption of an amendment offered to the order relative to special procedures for consideration of the House Bill making appropriations for the fiscal year 2017). My missing of roll calls that day was due entirely to the reason stated.

Guests of the House.

V.F.W.
Officers.

During the session, the Chair (Mr. Kafka of Stoughton), declared a brief recess and introduce visiting officers of the Veterans of Foreign Wars, Brian J. Duffy, in-coming National Commander-in-Chief; Brian Martin, in-coming State Commander – Department of Massachusetts; George D. Murray, National Council Member; Bryan F. Gallagher, Plymouth District 12 Commander; and Christine Trone, State Photographer. They were accompanied by former Representative Rhonda Nyman of Hanover, and were the guests of Mr. Cassidy of Brockton.

Resolutions.

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

Resolutions (filed by Ms. DiZoglio of Methuen and other members of the House) recognizing foster children in the Commonwealth; Foster children.

Resolutions (filed by Mr. Fernandes of Milford) congratulating Cornelia Delcastello on the occasion of her one hundredth birthday; Cornelia Delcastello.

Resolutions (filed by Ms. Fox of Boston) recognizing Darnell L. Williams as a community pillar and activist; and Darnell Williams.

Resolutions (filed by Mr. Roy of Franklin) congratulating Louis A. Carlucci on the occasion of his ninety-fifth birthday; Louis Carlucci.

Mr. Galvin of Canton, 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. Cassidy of Brockton, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Order.

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

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on the Judiciary be granted until Monday, May 2, 2016, within which time to make its final report on a current House document numbered 4098 (House, No. 4218). The Judiciary committee,—extension of time for reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order ought to be adopted. Under suspension of the rules, on motion of Mr. Tucker of Salem, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Papers from the Senate.

Bills

Further regulating the penalties for tagging (Senate, No. 727) (on a petition); Tagging.

Relative to the penalty for vandalism (Senate, No. 728) (on a petition); Vandalism.

Relative to adjusting the credit for nonpayment of fines (Senate, No. 795) (on a petition); and Fines,—nonpayment.

Relative to the use of community corrections for pre-trial detainees and criminal defendants (Senate, No. 2216) (on Senate bill No. 1275) Community corrections.

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 33, to the committee on Ways and Means.

Reports of Committees.

By Mr. Honan of Boston, for the committee on Housing, on House, Nos. 1079, 1081, 1082, 1083, 1084, 1085, 1086, 1090, 1091, 1097, 1102, 1103, 1115, 1116, 1121, 1122, 1124, 1127, 1128, 1131, 1140, 1142, 1143, 1146, 1147 and 3432, an Order relative to authorizing the committee on Housing to make an investigation and study of certain House documents concerning Chapter 40B issues (House, No. 4208) [Messrs. Diehl of Whitman and DeCoste of Norwell dissenting]. Regional planning,—study.

By the same member, for the same committee, on House, Nos. 1092, 1095, 1099, 1100, 1101, 1106, 1120, 1126, 1133, 1134, 1135, 1136, 1137, 1139, 1141, 1144, 1145, 3250, 3429, 3677, 3912 and 4016, an Order relative to authorizing the committee on Housing to make an Condominiums or manufactured housing,—study.

Condominiums
or
manufactured
housing,—
study.

investigation and study of certain House documents concerning Department of Housing and Community Development, condominiums, manufactured housing and miscellaneous issues (House, No. 4209) [Representative Diehl of Whitman dissenting].

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Subsequently, Mr. Galvin of Canton, for said committees, reported asking to be discharged from further consideration of the orders; and recommending that the same severally be referred to the House committee on Rules.

Under Rule 42, the reports were considered forthwith; and they were accepted.

Municipal
finance.

By Mr. Murphy of Weymouth, for the committee on Public Service, on House, No. 3907, a Bill to modernize municipal finance and government (House, No. 4207) [Representative DuBois of Brockton dissenting]. Referred, under Joint Rule 1E, to the committee on Health Care Financing.

Tax
expenditure,—
commission.

By Mr. Kaufman of Lexington, for the committee on Revenue, on a petition, a Bill establishing a special commission on the tax expenditure budget (House, No. 2571). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Retirement,—
Group 4.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill relative to defining employees classified in Group 4 (House, No. 2285).

Service
employees.

By the same member, for the same committee, on a petition, a Bill relative to making provisional official service employees in the Commonwealth permanent employees (House, No. 2304).

Robert
Iantosca.

By the same member, for the same committee, on a petition, a Bill relative to creditable service for Robert Iantosca, an employee of the Department of Revenue (House, No. 2346).

VISTA,—
benefits.

By the same member, for the same committee, on a petition, a Bill relative to credible service for VISTA volunteers (House, No. 2376).

Retirement.

By the same member, for the same committee, on a petition, a Bill authorizing certain public employees' creditable retirement service (House, No. 2384).

Workers'
compensation.

By the same member, for the same committee, on a petition, a Bill relative to ensuring fairness in public employee workers [sic] compensation benefits (House, No. 2385).

Court
officers.

By the same member, for the same committee, on a petition, a Bill relative to the officers of the court (House, No. 2394).

Fire Services,—
retirement.

By the same member, for the same committee, on a petition, a Bill relative to employees of the Department of Fire Services (House, No. 2428).

Neighborhood
revitalization.

By Mr. Kaufman of Lexington, for the committee on Revenue, on House, No. 2640, a Bill relative to small town residential neighborhood revitalization (House, No. 4213).

Open
space.

By the same member, for the same committee, on House, No. 3508, a Bill relative to the protection of open spaces (House, No. 4215).

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on House, No. 4063, a Bill authorizing the commissioner of Capital Asset Management and Maintenance to convey an easement over a certain parcel of land in the town of Dracut (House, No. 4220).

Dracut,—
land.

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

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill relative to the Massachusetts state retirement system (House, No. 2415).

Dispatchers,—
retirement.

By Mr. Kaufman of Lexington, for the committee on Revenue, on House, No. 2533, a Bill relative to the curatorship program (House, No. 4210).

Curatorship
program.

By the same member, for the same committee, on House, No. 2541, a Bill providing for a workforce housing financing plan (House, No. 4211) [Senator Fattman dissenting].

Workforce
housing.

By the same member, for the same committee, on House, No. 2543, a Bill relative to industrial zoned small business property tax exemption (House, No. 4212).

Industrial
zoning.

By the same member, for the same committee, on House, No. 3199, a Bill providing for limited property tax relief for certain elder citizens in the town of Andover (House, No. 4214) [Local Approval Received].

Andover,—
property
tax.

By the same member, for the same committee, on House, No. 3587, a Bill increasing the exemption for residential property in the town of Provincetown (House, No. 4216) [Local Approval Received].

Provincetown,—
property
tax.

By the same member, for the same committee, on House, No. 3882, a Bill relative to the Robin Reyes capital stabilization fund in the town of Dedham (House, No. 4217) [Local Approval Received].

Dedham,—
fund.

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

Orders of the Day.

The House Bill relative to the date of town elections in the town of Southbridge (House, No. 3998), 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.

Third
reading
bill.

The House Bill relative to signing of warrants for payment in the town of Tyngsborough (House, No. 3641), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Tyngsborough,—
warrants.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by striking all after the enacting clause and inserting in place thereof the following:

“Notwithstanding any provision of section 56 of chapter 41 of the General laws, or any other general or special law to the contrary, the town administrator of the town of Tyngsborough and, in the absence of the town administrator, the assistant town administrator shall be authorized to approve all warrants for payment of town funds, including payroll warrants, prepared and approved by the town accountant in

Tyngsborough,—
warrants. accordance with said section 56 of said chapter 41. The approval of all such warrants by the town administrator or, in the absence of the town administrator, the assistant town administrator shall be sufficient to authorize payment by the town treasurer. If both the town administrator and the assistant town administrator are absent, or the office of town administrator is vacant, the board of selectmen shall approve all such warrants in accordance with said section 56 of said chapter 41.”

The amendment was adopted; and the bill (House, No. 3641, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Paul
Sinkiewicz,—
sick leave.

The House Bill establishing a sick leave bank for Paul Sinkiewicz, an employee of the Department of Youth Services (House, No. 4035), 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, Mr. Speliotis of Danvers moved to amend it in section 1, in line 2, by striking out the words “public health” and inserting in place thereof the words “youth services”; by striking out section 2; and by inserting before the enacting clause the following emergency preamble:

“*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a sick leave bank for a certain employee of the department of youth services, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The amendments were adopted; and the bill (House, No. 4035, amended) was passed to be engrossed. 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 Tuesday next at eleven o’clock A.M.

Next
sitting.

At a quarter after eleven o’clock A.M., on motion of Mr. Wong of Saugus (Mr. Kafka of Stoughton being in the Chair), the House adjourned, to meet the following Tuesday at eleven o’clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Tuesday, April 19, 2016.

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.

Resolutions (filed with the Clerk by Mr. Whelan of Brewster) recognizing June Gallant on the occasion of her retirement from the town of Brewster, were referred under Rule 85, to the committee on Rules. June
Gallant.

Mr. Galvin of Canton, for said committee, then reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Nangle of Lowell, 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 Quarterly Reports.

The annual report of the State Lottery Charitable Gaming Division (under Section 38 of Chapter 10 of the General Laws) for the calendar year 2015; and Charitable
gaming.

A quarterly report of the Department of Children and Families (under Section 25 of Chapter 18B of the General Laws) submitting the total number of cases of multiple 51A [child abuse and neglect] reports reviewed by the department under subsection (r) of section 51B of chapter 119, the types of those cases, and their resolutions; Child abuse
and neglect,—
multiple
cases.
Severally were placed on file.

Petition.

Representative Donato of Medford and Senator Jehlen presented a joint petition (accompanied by bill, House, No. 4227) of Paul J. Donato and Patricia D. Jehlen (with the approval of the mayor and city council) relative to authorizing the election of a charter commission in the city of Medford; and the same was referred to the committee on Election Laws. Sent to the Senate for concurrence. Medford,—
charter.

Papers from the Senate.

Bills

Increasing the membership of the board of selectmen of the town of Milton (Senate, No. 2112) (on a petition) [Local Approval Received]; and Milton,—
selectmen.

Relative to the retirement benefits of certain employees of the town of Erving (Senate, No. 2227) (on Senate bill No. 2131) [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. Erving,—
benefits.

Somerville,—
contracts.

A petition (accompanied by bill, Senate, No. 2225) of Patricia D. Jehlen, Christine P. Barber, Denise Provost and Timothy J. Toomey, Jr. (with approval of the mayor and board of aldermen) for legislation relative to contracts in the city of Somerville, was referred, in concurrence, to the committee on Municipalities and Regional Government.

Reports of Committees.

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

David T.
Doyle
courtroom.

The Senate Bill designating courtroom G within the first district court of Essex in the city of Salem as the Honorable David T. Doyle courtroom (Senate, No. 866); and

House bills

Social
workers.

Protecting Department of Children and Families social workers' home addresses (House, No. 112); and

Licenseses.

Relative to notification of licensees (House, No. 257);

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. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the following House bills be scheduled for consideration by the House:

Grand jurors.

Providing further protection for grand jurors (House, No. 1556);

Fundraising.

Relative to the Muscular Dystrophy Association (House, No. 2277);

Boston,—
wards.

Regarding decennial division of wards and precincts in the city of Boston (House, No. 3321) [Local Approval Received];

Plymouth,—
land.

Relative to certain land in the town of Plymouth (House, No. 3966) [Local Approval Received];

College of Art
and Design.

Designating a certain building at the Massachusetts College of Art and Design (House, No. 4015);

Alimony.

Reforming alimony in the Commonwealth (House, No. 4110); and

Public
nuisances.

To hold property owners accountable for recurring public nuisance (House, No. 4115);

Under suspension of Rule 7A, in each instance, on motion of Mr. Smola of Warren, the bills severally were read a second time forthwith; and they were ordered to a third reading.

Seal and
motto.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Resolve providing for the creation of a special commission relative to the seal and motto of the Commonwealth (House, No. 2810). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Self-storage
insurance.

By Mr. Michlewitz of Boston, for the committee on Financial Services, on a petition, a Bill relative to self-storage insurance (House, No. 802).

- By the same member, for the same committee, on a petition, a Bill relative to providing consumer protection in the licensing of appraisers (House, No. 816). Appraisers,—licensure.
- By the same member, for the same committee, on a petition, a Bill to regulate appraisal management companies (House, No. 947). Appraisal management.
- By the same member, for the same committee, on a petition, a Bill relative to travel insurance (House, No. 961). Travel insurance.
- By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill to amend Chapter 622 of the Acts of 1989 (House, No. 2803). Needham and Wellesley,—land.
- By the same member, for the same committee, on a petition, a Bill relative to default insurance programs for certain public construction projects (House, No. 2808). Public construction.
- By the same member, for the same committee, on a petition, a Bill relative to a business entity (House, No. 2819). Businesses,—reporting.
- By the same member, for the same committee, on a petition, a Bill relative to landscape sprinkler systems (House, No. 2823). Sprinkler systems.
- By the same member, for the same committee, on a petition, a Bill exempting owners from providing an indemnity for certain lost or stolen registered bonds (House, No. 2826). Registered bonds.
- By the same member, for the same committee, on a petition, a Bill relative to the distribution of the conflict of interest law (House, No. 2845). Conflict of interest law.
- By the same member, for the same committee, on House Nos. 2749 and 3302, a Bill relative to reducing outsourcing (House, No. 3302). Outsourcing,—reduction.
- By the same member, for the same committee, on House No. 3909, a Bill to modernize municipal finance and government (House, No. 4226). Municipal finance.
- Severally read; and referred, under Rule 33, to the committee on Ways and Means.
- By Mr. Michlewitz of Boston, for the committee on Financial Services, on a petition, a Bill regarding liability insurance requirements for owners of underground storage tanks (House, No. 684). Underground storage tanks,—insurance.
- By the same member, for the same committee, on a petition, a Bill to correct uninsured motorist coverage anomaly for listed operators (House, No. 797). Uninsured motorists.
- By the same member, for the same committee, on a petition, a Bill relative to continuing education of insurance producers (House, No. 821). Insurance,—education.
- By the same member, for the same committee, on a joint petition, a Bill relative to group market plans for automobile and homeowners insurance (House, No. 903). Insurance,—group plans.
- By the same member, for the same committee, on a petition, a Bill to add a compulsory death benefit to automobile liability insurance (House, No. 928). Car insurance,—death benefit.
- By the same member, for the same committee, on a petition, a Bill relative to title insurance closing protection letters (House, No. 932). Title insurance protection.
- By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on House Nos. 2794 and 2820, a Bill relative to vital records (House, No. 2794). Vital records.

State
building
code.

By the same member, for the same committee, on a petition, a Bill relative to the State Building Code (House, No. 2843).

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

Emergency Measures.

Pappas
Rehabilitation
Hospital for
Children.

The engrossed Bill designating the Massachusetts Hospital School as the Pappas Rehabilitation Hospital for Children (see House, No. 2739, 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 4 to 0. Sent to the Senate for concurrence.

Frank Massa
Memorial
Island.

The engrossed Bill designating a certain traffic island in the town of Hingham as The Frank Massa Memorial Island (see House, No. 3808), 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.

Engrossed Bill.

Bill
enacted.

The engrossed Bill further regulating the position of highway surveyor in the town of Hanson (see House, No. 3738) (which originated in the House), 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.

Falmouth,—
land.

The House Bill authorizing the town of Falmouth to convey certain land to the West Falmouth Library, Inc. (House, No. 3976) (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.

Pending the questions on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by striking all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Notwithstanding any general or special law to the contrary, the town of Falmouth may convey to West Falmouth Library, Inc., a certain parcel of land containing 8,547 square feet shown as Parcel C on ‘Plan of Land prepared for West Falmouth Library in West Falmouth, MA’ dated September 11, 2014, prepared by Holmes and McGrath, Inc. The parcel is a portion of Falmouth Assessor’s Parcel 24 16 016B 000, which was acquired by the town for public park purposes by deed dated March 3, 1972 recorded in the Barnstable county register of deeds in book 1612, page 120.

SECTION 2. Notwithstanding any general or special law to the contrary, as consideration for and as a condition of the conveyance authorized in section 1, the town of Falmouth shall acquire, as public parkland, for open space, recreational or conservation purposes, from the West Falmouth Library, Inc., a certain parcel containing 8,547 square feet shown as Parcel B on the 'Plan of Land prepared for West Falmouth Library in West Falmouth, MA' dated September 11, 2014, prepared by Holmes and McGrath, Inc., being a portion of Falmouth Assessor's Parcel 24 16 013 002.

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

The amendment was adopted; and the bill (House, No. 3976, amended) was passed to be engrossed. 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 sixteen minutes after eleven o'clock A.M., on motion of Mr. Smola of Warren (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.

JOURNAL OF THE HOUSE.

Thursday, April 21, 2016.

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.

Guests of the House.

Girl Scout
Troop 80776.

At the beginning of the session, the Chair (Mr. Donato of Medford), declared a brief recess and introduced, seated in the House Chamber, Girl Scout Troop 80776 from Orleans, Eastham and Wellfleet. They were accompanied by Scout Leaders Pamela Anderson, Monica Keefe-Hess, Laura Freeman and Julie Hamilton.

At the invitation of the Chair, the Girl Scouts and Troop Leaders participated in the pledge of allegiance to the flag. They were the guests of Ms. Peake of Provincetown.

Madeline
Smola and
Joline
Wheeler.

During the Session, the Chair (Mr. Donato of Medford), declared a brief recess and introduced Madeline Smola and Joline Wheeler, the wife and step daughter of Representative Smola of Warren. They were the guests of Mr. Smola.

Resolutions.

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

Jeffrey
Botelho, Jr.

Resolutions (filed by Mrs. Haddad of Somerset) congratulating Jeffrey Alan Botelho, Jr., on receiving the Eagle Award of the Boy Scouts of America;

Robert
Munroe.

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

Ashley
Lamoureux.

Resolutions (filed by Mrs. Poirier of North Attleborough) congratulating Ashley Lamoureux on receiving the Gold Award of the Girl Scouts of America;

Monson
Rotary Club.

Resolutions (filed by Mr. Ashe of Longmeadow) commending the Monson Rotary Club on its seventy-fifth anniversary;

Arlington,—
Regent
Theatre.

Resolutions (filed by Messrs. Garballey of Arlington and Rogers of Cambridge) commending the Regent Theatre in the town of Arlington on its one hundredth anniversary;

Boston by
Foot Day.

Resolutions (filed by Mr. Hunt of Boston) recognizing May 1st as Boston by Foot Day on its fortieth anniversary;

Elks National
Youth Week.

Resolutions (filed by Mr. Lombardo of Billerica and other members of the House) recognizing May 1-7 as Elks National Youth Week; and

Brookline,—
Devotion
School.

Resolutions (filed by Messrs. Smizik of Brookline, Coppinger of Boston, Moran of Boston and Sánchez of Boston) congratulating the

third grade students of the Edward Devotion School in the town of Brookline on their participation in the thirty-second annual JFK Essay and Poetry Program;

Mr. Galvin of Canton, 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. Peake of Provincetown, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Orders.

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

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Education be granted until Friday, May 6, 2016, the time within which to make its final report on current Senate documents numbered 262 and 336, and current House documents numbered 327, 422, 498 and 3225 (House, No. 4224).

Education committee.—
extension of time for reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order ought to be adopted. Under suspension of the rules, on motion of Mr. Tucker of Salem, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

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

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Education be granted until Friday, June 3, 2016, the time within which to make its final report on current Senate documents numbered 253, 266, 267 and 268 and current House documents numbered 326, 336, 341, 462, 489 and 3402 (House, No. 4225).

Id.

Mr. Galvin of Canton, for the committees on Rules, reported that the order ought to be adopted. Under suspension of the rules, on motion of Mr. McGonagle of Everett, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

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

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Elder Affairs be granted until Thursday, June 2, 2016, the time within which to make its final report on a current Senate document numbered 370 and current House documents numbered 518, 535 and 3404 (House, No. 4229).

Elder Affairs committee.—
extension of time for reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order ought to be adopted. Under suspension of the rules, on motion of Mr. Tucker of Salem, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Mr. O'Day of West Boylston) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Municipalities and Regional Government committee,— extension of time for reporting.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Municipalities and Regional Government be granted until Monday, May 16, 2016, the time within which to make its final report on current House document numbered 3906 (House, No. 4174).

Mr. Galvin of Canton, for the committees on Rules, reported that the order ought to be adopted. Under suspension of the rules, on motion of Mr. Tucker of Salem, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

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

State Administration and Regulatory Oversight committee,— extension of time for reporting.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on State Administration and Regulatory Oversight be granted until Friday, April 29, 2016, the time within which to make its final report on current House document numbered 4101 (House, No. 4223).

Mr. Galvin of Canton, for the committees on Rules, reported that the order ought to be adopted. Under suspension of the rules, on motion of Mr. Tucker of Salem, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Communication.

Veterans,— long-term care and housing master plan.

A communication from the Long-Term Care and Housing Master Plan Commission established (see Section 32 of Chapter 62 of the Acts of 2014) to make an investigation and study to evaluate and make recommendations regarding the future needs surrounding the housing and residential care demands of veterans, veterans' spouses and veterans' dependents [copies of the plan were forwarded to the House committees on Ways and Means; and Bonding, Capital Expenditures and State Assets; and a copy was in the custody of the joint committee on Veterans and Federal Affairs], was placed on file.

Papers from the Senate.

Bills

Andover,— land.

Authorizing the town of Andover school district to convey a certain parcel of land (Senate, No. 1983) (on a petition) [Local Approval Received]; and

Milton,— public body.

Further defining a quorum of a public body in the town of Milton (Senate, No. 2001) (on a petition) [Local Approval Received];

Several passed to be engrossed by the Senate, were read; and they were referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

New Bedford/Fall River commuter rail.

A report of the committee on Transportation, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 1875) of Mark C. Montigny for legislation to facilitate the completion of the New Bedford/Fall River commuter rail extension project,— and recommending the same be referred to the Senate committee on Ways and Means,— accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence, inso-much as relates to the discharge of the committee.

A petition of Karen E. Spilka and Tom Sannicandro for legislation to establish a sick leave bank for Evelena Brown, an employee of the Department of Children and Families, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service. Evelena Brown,—
sick leave.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2238) was referred, in concurrence, to the committee on Public Service.

Reports of Committees.

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

To establish commonsense permitting reforms for businesses and landowners (House, No. 1844); Permitting.

To protect residential building lots (House, No. 1876); and Building lots.
Relative to single risk limitations (House, No. 4203); Risk limits.

Under suspension of Rule 7A, in each instance, on motion of Mr. Kafka of Stoughton, the bills severally were read a second time forthwith; and they were ordered to a third reading.

By Mr. Sannicandro of Ashland, for the committee on Higher Education, on House, Nos. 1040, 1041, 1043, 1048, 1049, 1050, 1052, 1053, 1054, 1056, 1059, 1061, 1071, 1072, 1075, 1077, 1078, 3249, 3426, 3427 and 3428, an Order relative to authorizing the committee on Higher Education to make an investigation and study of certain House documents concerning higher education issues (House, No. 4228). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently. Higher education,—
study.

Subsequently Mr. Galvin of Canton, for said committees, reported asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules.

Under Rule 42, the reports severally were considered forthwith; and they were accepted.

By Mr. Michlewitz of Boston, for the committee on Financial Services, on a petition, a Bill establishing a commission to study the feasibility of establishing a bank owned by the Commonwealth or by a public authority constituted by the Commonwealth (House, No. 934). State owned bank,—
study.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on a petition, a Resolve providing for a “Special Commission on Peace Officer Standards and Training” to study and make recommendations concerning the implementation of a Peace Officers Standards and Training (POST) system (House, No. 2192, changed in section 2, in line 20, by striking out the words “superintendent of the Massachusetts state police, or the superintendent’s designee” and inserting in place thereof the words “chief of the MBTA transit police department, or the chief’s designee”, in line 34, by striking out the words “a representative of the State Police Association of Massachusetts;” and in section 3, in line 42, by inserting after the word “methodology” the following: “provided however that Police officer training,—
study.

in accordance with M.G.L. chapter 22c; section 3, any proposed POST system shall not apply to the Department of the State Police.”).

Law revision
commission.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill establishing the Massachusetts law revision commission (House, No. 2813).

American
Revolution,—
250th
anniversary.

By the same member, for the same committee, on a petition, a Bill establishing a commission on the 250th anniversary of the American Revolution (House, No. 3516).

Severally read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Prescription
drugs.

By Mr. Michlewitz of Boston, for the committee on Financial Services, on a petition, a Bill relative to patient medication adherence (House, No. 791).

Health claims
database.

By the same member, for the same committee, on a petition, a Bill relative to transparent health care data (House, No. 827).

Pediatric
health care.

By the same member, for the same committee, on a petition, a Bill relative to pediatric plans of care (House, No. 923).

Cleft lip and
cleft palate.

By the same member, for the same committee, on a petition, a Bill making corrective amendments to Chapter 234 of the Acts of 2012 47CC (House, No. 949).

Id.

By the same member, for the same committee, on a petition, a Bill amending Chapter 234 of the Acts of 2012 (House, No. 950).

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

Banking
laws.

By Mr. Michlewitz of Boston, for the committee on Financial Services, on a petition, a Bill making changes to certain references in the banking laws of the Commonwealth (House, No. 823).

Transportation
demands.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill to support transportation demand management (House, No. 2743).

Discrimination.

By the same member, for the same committee, on a petition, a Bill relative to nondiscrimination (House, No. 2750).

Regulations,—
online posts.

By the same member, for the same committee, on House Nos. 2767 and 2802, a Bill relative to online posting of CMR's (House, No. 2767).

Trade
names.

By the same member, for the same committee, on a petition, a Bill to modernize trade name registration (House, No. 2797).

Wood
products.

By the same member, for the same committee, on a petition, a Bill to protect tropical forests by restricting state purchases of certain wood products (House, No. 2809).

Opportunity
office.

By the same member, for the same committee, on a petition, a Bill establishing an office of access and opportunity (House, No. 2811).

Homelessness.

By the same member, for the same committee, on a petition, a Bill establishing a special secretary to reduce and prevent homelessness and increase economic mobility (House, No. 2812).

Slave trade,—
disclosure.

By the same member, for the same committee, on a petition, a Bill relative to the disclosure of participation in the slave trade in the Commonwealth (House, No. 2814).

Public water.

By the same member, for the same committee, on a petition, a Bill to promote cost savings through the use of public water (House, No. 2817).

By the same member, for the same committee, on a petition, a Bill relative to state grants targeting minority communities (House, No. 3520).

Minority businesses.

By Mr. Parisella of Beverly, for the committee on Veterans and Federal Affairs, on House, Nos. 3131, 3136, 3139, 3156 and 3547, a Bill relative to housing, operations, military service, and enrichment (House, No. 4230).

Military,—housing and enrichment.

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

By Mr. Michlewitz of Boston, for the committee on Financial Services, on a petition, a Bill to amend credit card merchant agreements (House, No. 834).

Merchants,—credit cards.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on a petition, a Bill relative to kayak safety (House, No. 2180).

Kayak safety.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill making amendments to the Massachusetts Business Corporation Act (House, No. 2818).

Massachusetts Business Corporation Act.

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

Engrossed Bills.

Engrossed bills

Designating the Massachusetts Hospital School as the Pappas Rehabilitation Hospital for Children (see House, No. 2739, amended); and

Bills enacted.

Designating a certain traffic island in the town of Hingham as The Frank Massa Memorial Island (see House, No. 3808);

(Which severally originated in the House);

In respect to each of which the Senate had concurred in adoption of the emergency preamble, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

The engrossed Bill authorizing the town of Saugus to designate a check-off box on its tax bills for the Saugus Veterans Relief Fund (see House, No. 4031) (which originated in the House), 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.

The Senate amendment of the House Bill authorizing the commissioner of Capital Asset Management and Maintenance to convey certain land to the town of Acton in exchange for other real property (House, No. 3792, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

Acton,—land.

The House Bill authorizing the commissioner of Capital Asset Management and Maintenance to convey a certain parcel of land in the city of Marlborough (House, No. 3560, changed) (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.

Marlborough,—land.

Marlborough,—
land.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 1, in lines 10, 11 and 12, by striking out the sentence contained in those lines and inserting in place thereof the following sentence: "Said parcel of land contains approximately .12 acres, more or less, and is described in an agreement recorded on April 11th, 1922 with the Middlesex south registry of deeds at book 4506, page 73, and shown on a plan of land entitled 'Map 82, Parcel 147' in the Marlborough assessor's office to be filed with the Middlesex south registry of deeds."; and the amendment was adopted.

The bill (House, No. 3560, changed and amended) then was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Monday next at ten o'clock A.M.

At seventeen minutes after eleven o'clock A.M., on motion of Mr. Smola of Warren (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Monday at ten o'clock A.M.

JOURNAL OF THE HOUSE.

Monday, April 25, 2016.

Met according to adjournment at ten o'clock A.M., 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 and Presentation of Colors.

A color guard contingent of the Massachusetts Wing of the Civil Air Patrol then entered the Chamber. Captain Marc Vacarella then led the members, guests and employees in the pledge of allegiance to the flag. The Colors were then posted; and the color guard departed from the Chamber

Pledge of Allegiance and Colors posted.

Statement of Representative Atkins of Concord.

A statement of Ms. Atkins of Concord was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was absent from the House Chamber for the session held on Wednesday, May 13, 2016 due to a medical emergency. Had I been present, I would have voted in the affirmative on Roll Call No. 212, on enactment of House, No. 4133, and also in the affirmative on Roll Call No. 217, on Adoption House, No. 4199. I would have voted in the negative on roll call numbers 213, 214, 215 and 216, being on adoption of amendment numbers 1, 2, 3 and 4 to House, No. 4199. My missing of roll calls that day was due entirely to the reason stated.

Statement of Ms. Atkins of Concord.

Statement of Representative Walsh of Framingham.

A statement of Mr. Walsh of Framingham was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was absent from the House Chamber for the earlier portion of today's sitting, due to travel associated with my return from family business outside of the Commonwealth. My missing of roll calls today was due entirely to the reason stated.

Statement of Mr. Walsh of Framingham.

Guests of the House.

During the Session, the Chair (Mr. Donato of Medford), declared a brief recess and introduced two members of the New Hampshire House of Representatives, Representative Bob Haefner, Chair of the Environment and Agriculture Committee; and Representative Tara Saad, Ranking members (and former Chair) of the Environment and Agriculture Committee. They were the guests of Messrs. Kulik of Worthington, Schmid of Westport, Scibak of South Hadley and Mark of Peru.

New Hampshire legislators.

Resolutions.

Walpole, —
town forest.

Resolutions (filed with the Clerk by Messrs. Kafka of Stoughton, Rogers of Norwood, McMurtry of Dedham and Dooley of Norfolk) celebrating the one hundredth anniversary of the planting of the Walpole town forest, were referred under Rule 85, to the committee on Rules.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, 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.

*Communications.**Communications*

Inmates, etc.,—
health care.

From the Office of Medicaid (see Section 227 of Chapter 165 of the Acts of 2014) submitting a status report of the suspended MassHealth benefits for inmates of penal institutions and reactivation of benefits for individuals admitted for inpatient hospitalization or upon release from incarceration, subject to all required federal approvals [copies forwarded to the chairs of the House committee on Ways and Means and the joint committee on Health Care Financing, as required by said law]; and

Medical
Marijuana
Trust Fund.

From the Department of Public Health (see Section 2K K K K of Chapter 29 of the General Laws) submitting a report entitled "Medical Marijuana Trust Fund Annual Report";

Severally were placed on file.

Order.

An Order (offered by Mr. Galvin of Canton) was considered forthwith, there being no objection; and it was adopted, as follows:

Messrs.
Dempsey
of Haverhill
and Kulik of
Worthington,—
voting.

"*Ordered*, That notwithstanding any rule to the contrary, a court officer shall be assigned to cast roll call votes, except quorum roll calls, for the Chairman and Vice-Chairman of the committee on Ways and Means whenever said members are conducting deliberations on amendment categories of the General Appropriation Bill, during consideration of said General Appropriation Bill."

Petition.

Mandated
reporters,—
definition.

Mr. Barrows of Mansfield presented a petition (subject to Joint Rule 12) of F. Jay Barrows for legislation to establish additional mandated reporters for the purposes of the protection and care of children; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Galvin of Canton, 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. Bradley of Hingham, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Children, Families and Persons with Disabilities. Sent to the Senate for concurrence.

Papers from the Senate.

Bills

Relative to the membership of Berkshire County Regional Housing Authority (Senate, No.693) (on a petition); Berkshire County housing.

Designating the first Wednesday in May as state parks day (Senate, No. 1712, amended by inserting before the enacting clause the following emergency preamble: State parks day.

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith for the designation of the first Wednesday in May as State Parks Day, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”) (on a petition);

Authorizing the town of Westport to indemnify the payment of certain medical expenses for a retired firefighter (Senate, No. 2086) (on a petition) [Local Approval Received]; and Westport,— Steve Lopes.

Authorizing the town of Becket to establish a parks and recreation committee (Senate, No. 2224) (on Senate bill No. 2085) [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. Becket,— parks and recreation.

A communication from the Massachusetts Gaming Commission (under the provisions of Section 9B of Chapter 128A of the General Laws) submitting proposed changes to 205 CMR 3.00 and 4.00 relative to harness horse racing and running horse racing (Senate, No. 2237), was referred, in concurrence, to the committee on Consumer Protection and Professional Licensure. Horse racing,— regulations.

Recess.

At nine minutes after ten o’clock A.M., on motion of Mr. Smola of Warren (Mr. Donato of Medford being in the Chair), the House recessed until eleven o’clock A.M.; and at four minutes after eleven o’clock A.M., the House was called to order with the Speaker in the Chair. Recess.

Quorum.

Ms. Garlick of Needham thereupon asked for a count of the House to ascertain if a quorum was present. The Speaker, having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum. Quorum.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 147 members were recorded as being in attendance. Quorum,— yea and nay No. 218.

[See Yea and Nay No. 218 in Supplement.]

Therefore a quorum was present.

Subsequently a statement of Mr. Rogers of Norwood was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous quorum roll call I was absent from the House Chamber on official business in another part of the State House. Statement of Mr. Rogers of Norwood.

Guests of the House.

Civil Air
Patrol and
Lt. Col. John
Flaherty.

The color guard detachment of the Massachusetts Wing of the Civil Air Patrol again entered the Chamber, and once again led the members, guests and employees in the pledge of allegiance to the flag. The Colors were then posted.

The Speaker then introduced Mr. Vieira of Falmouth who read and presented Vice-Commander Lt. Col. John Flaherty, CAP with Citations of the House congratulating the Civil Air Patrol on their 75th Anniversary, thereby predating the establishment of U. S. Air Force. Mr. Vieira stated that the Civil Air Patrol was born 1 week before the attack on Pearl Harbor; and that Civil Air Patrol members are volunteers and critical components of our national defense and state emergency management functions.

The color guard detachment and Lt. Col. Flaherty were the guests of Representatives Vieira, Gordon of Bedford, Hogan of Stow, Naughton of Clinton and Peake of Provincetown.

Reports of Committees.

Telephone
solicitations.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, asking to be discharged from further consideration of the House Bill requiring transparency in telephone solicitations (House, No. 4180),— and recommending that the same be recommitted to the committee on Consumer Protection and Professional Licensure. Under Rule 42, the report was considered forthwith; and it was accepted.

Kayak
safety.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill relative to kayak safety (House, No. 2180), 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 Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the following bills be scheduled for consideration by the House:

Senate bills

Milton,—
public body.

Further defining a quorum of a public body in the town of Milton (Senate, No. 2001) [Local Approval Received]; and

Milton,—
selectmen.

Increasing the membership of the board of selectmen of the town of Milton (Senate, No. 2112) [Local Approval Received]; and

Milton.

The House Bill relative to the town of Milton (House, No. 4014) [Local Approval Received];

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.

Sex
offenders,—
study.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on a petition, a Bill creating a task force to study the use of the internet by sex offenders (House, No. 2142). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

By Mr. Michlewitz of Boston, for the committee on Financial Services, on House, Nos. 825 and 841, a Bill relative to prescription eye drops (House, No. 4195). Prescription eye drops.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on a petition, a Bill requiring health care employees to develop and implement programs to prevent workplace violence (House, No. 1687). Workplace violence,—prevention.

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Mr. Michlewitz of Boston, for the committee on Financial Services, on House, No. 845, a Bill relative to the regulation of the business of domestic and foreign money transmission by the Division of Banks (House, No. 4196). Foreign money transmission.

By the same member, for the same committee, on House, Nos. 805, 883 and 962, a Bill reforming labor rates paid by insurance companies to auto repairers in the Commonwealth (House, No. 4197). Auto repairers.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on a petition, a Bill relative to penalties for false distress calls (House, No. 2129). False distress calls,—penalties.

By the same member, for the same committee, on a petition, a Bill relative to improving elevator inspection procedures (House, No. 2146). Elevator inspections.

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

By Mr. Michlewitz of Boston, for the committee on Financial Services, on House, No. 794, a Bill further regulating the reserve fund for credit unions (House, No. 4193). Credit unions,—reserve fund.

By the same member, for the same committee, on House No. 804, a Bill relative to family financial protection (House, No. 4194). Family finances.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on a petition, a Bill relative to critical incident intervention by emergency service providers (House, No. 2113). Incident intervention.

By the same member, for the same committee, on a petition, a Bill relative to hidden compartments (House, No. 2121). Hidden compartments.

By the same member, for the same committee, on a petition, a Bill relative to bank robberies and collection of fraudulent checks (House, No. 2132) [Representative Heroux of Attleboro dissenting]. Robberies and fraud.

By the same member, for the same committee, on a petition, a Bill requiring the use of helmets for equine riders and drivers (House, No. 2147) [Representative Vieira of Falmouth dissenting]. Equine riders,—helmets.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Laurie Godwin, an employee of the Department of Youth Services (House, No. 4189). Laurie Godwin.

By the same member, for the same committee, on a petition, a Bill relative to establishing a sick leave bank for Franco Tarquinio, an employee of the Department of Children and Families (House, No. 4190). Franco Tarquinio.

By the same member, for the same committee, on a joint petition, a Bill establishing a sick leave bank for Carl Taylor, an employee of the Massachusetts Rehabilitation Commission (House, No. 4191). Carl Taylor,—sick leave.

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

Engrossed Bill — Land Taking.

Sterling,—
easements.

The engrossed Bill authorizing the town of Sterling to grant certain nitrogen loading easements (see House, No. 3244) (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.

Bill enacted
(land taking),—
yea and nay
No. 219.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 158 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 219 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

Emergency Measure.

Acton,—
land.

The engrossed Bill authorizing the commissioner of Capital Asset Management and Maintenance to convey certain land to the town of Acton (see House, No. 3792, changed and amended) (which originated in the House), 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 2 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was put upon its final passage.

Bill enacted
(land taking),—
yea and nay
No. 220.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call (Mr. Donato of Medford being in the Chair) 157 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 220 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

Orders of the Day.

Election
ballots.

The House Bill relative to election ballots (House, No. 3160), 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, Mr. Parisella of Beverley moved to amend by striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Section 45 of chapter 53 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting after the word ‘statement’, in line 15, the following words:— ; provided that, if the candidate wishes to have the word ‘Veteran’ included on the

ballot in the same space as the candidate's name, pursuant to section 41 of chapter 54, the candidate shall make such a request.

SECTION 2. The third paragraph of section 41 of chapter 54 of the General Laws, as so appearing, is hereby amended by adding the following sentence:— To the name of each candidate for state, city or town office who is a veteran, as defined in section 1 of chapter 31, the word 'Veteran' shall be added in the same space, if the candidate so requests, pursuant to section 45 of chapter 53.”; and by inserting before the enacting clause the following emergency preamble:

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a veteran designation on ballots, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”.

The amendments were adopted; and the bill (House, No. 3160, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill making appropriations for the fiscal year 2017 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 4200) [Total Appropriation: \$39,483,305,892.00], was read a second time.

General
Appropriation
Bill.

After remarks on the question on ordering the bill to a third reading, Mr. Cutler of Duxbury moved to amend it by adding the following section:

“SECTION 51. Section 32B of chapter 63 of the General Laws, as most recently amended by section 125 of chapter 240 of the Acts of 2010, is hereby amended by inserting after subsection (c)(3)(iii), the following subsections:

(iv) any member incorporated in a jurisdiction defined herein as a tax haven.

(v) On a biannual basis, the commissioner shall submit a report to the Legislature. The report shall include recommendations for legislation related to tax haven jurisdictions listed in subsection (c)(3)(iv), including recommendations for additions to or subtractions from the list. This report shall be made available to the public.

(vi) In developing its annual report and for the purposes of this section, the commissioner shall consider a tax haven a jurisdiction that, during the tax year in question has no or nominal effective tax on the relevant income and that meets at least two of the following three criteria:

a. The income being reported by a member to the suspected tax haven jurisdiction is disproportionately large as compared to the average percentage of property, payroll, and sales factors within that jurisdiction.

b. The laws, rules, and tax administrative rulings and practices of that jurisdiction encourage the disproportionately large income to be reported in that jurisdiction. Such laws, rules, tax administrative rulings and practices may:

1. prevent effective exchange of information for tax purposes with other governments on taxpayers benefiting from the tax regime;

2. lack transparency by having legislative, legal, or administrative provisions that are not open and apparent or are not consistently

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applied among similarly situated taxpayers, or if the information needed by tax authorities to determine a taxpayer's correct tax liability, such as accounting records and underlying documentation, is not adequately available;

3. facilitate the establishment of foreign-owned entities without the need for a local substantive presence or prohibit these entities from having any commercial impact on the local economy;

4. explicitly or implicitly exclude the jurisdiction's resident taxpayers from taking advantage of the tax regime's benefits or prohibit enterprises that benefit from the regime from operating in the jurisdiction's domestic market; or

5. create a tax regime that is favorable for tax avoidance, based upon an overall assessment of relevant factors, including whether the jurisdiction has a significant untaxed offshore financial and related services sector relative to its overall economy.

c. The jurisdiction is recognized by experts or is marketed as a tax haven for corporations.

(vii) The commissioner may require the taxable member making a water's-edge election to submit within six (6) months after the taxable member files its federal income tax return a domestic disclosure spreadsheet to provide full disclosure of the income reported to each state for the year, the tax liability for each state, the method used for allocating or apportioning income to the states, and the identity of the water's-edge group and those of its United States affiliated corporations. The commissioner may require the taxable member to disclose the same information for income reported to tax havens as listed in subsection (c)(3)(iv)."

The amendment was rejected.

The same member then moved to amend the bill by adding the following section:

"SECTION 51. Section 12 of chapter 156C, as so appearing, is hereby amended by striking subsection (d) of paragraph (9) and inserting in place thereof the following:

The fee for the filing of the certificate of organization required by subsection (a) shall be five hundred dollars. The fee for the filing of the annual report required by subsection (c) shall be two hundred and fifty dollars for any such limited liability company with five or fewer employees; or five hundred dollars for any such limited liability company with greater than five employees. Such fees shall be paid to the state secretary at the time the certificate of organization or the annual report is filed."

The amendment was rejected.

Mr. Jones of North Reading and other members of the House then moved to amend the bill by adding the following section:

"SECTION 51. Chapter 64A of the General Laws 2014 Official Edition is hereby amended by inserting, after section 7A, the following section:—

Section 7B. The sale of fuel to a city or town which having consumed the same for any municipal purpose shall be exempt from the excise established by this chapter."

Pending the question on adoption of the amendment, Mr. Kulik of Worthington moved to amend it by adding the following section:

“SECTION 52. Notwithstanding any special or general law to the contrary, the provisions of section 51 shall not take effect until such time as the executive office for administration and finance, in conjunction with the department of revenue and the Massachusetts Department of Transportation, has furnished a study of the legislation’s impact on the transportation systems and infrastructure and revenue cost to the commonwealth and its municipalities and political subdivisions, including, but not limited to, a distributional analysis showing the impact on taxpayers of varying income levels, the current practice of other states and any anticipated change in employment and ancillary economic activity to the joint committees on revenue and transportation, and until legislation has been filed and passed pursuant to Part 2, Chap. 1, Sec. 1, Art. II of the Constitution.”.

After debate on the question on adoption of the further amendment, the sense of the House was taken by yeas and nays, at the request of Mrs. Poirier of North Attleborough; and on the roll call 120 members voted in the affirmative and 38 in the negative.

Further
amendment
adopted,—
yea and nay
No. 221.

[See Yea and Nay No. 221 in Supplement.]

Therefore the further amendment was adopted.

The amendment offered by Mr. Jones, et al, as amended, then also was adopted.

Mr. Lyons of Andover then moved to amend the bill by adding the following section:

“SECTION 53. (a). Section 2 of chapter 64H of the General Laws, as amended by chapter 27 of the acts of 2009, is hereby amended by striking out, in line 3, the words ‘6.25 per cent’ and inserting in place thereof the following words:— five percent. (b). Section 30A of said chapter 64H, as so appearing, is hereby amended by striking out, in lines 5, 7, 14 and 18, the figure ‘6.25’ and inserting in place thereof, in each instance, the following word:— five. (c). Section 2 of chapter 64I of the General Laws, as so appearing, is hereby amended by striking out, in line 6, the words ‘6.25 per cent’ and inserting in place thereof the following words:— five percent. (d). Section 31A of said chapter 64I, as so appearing, is hereby amended by striking out, in lines 5, 7, 14 and 18, the figure ‘6.25’ and inserting in place thereof, in each instance, the following word:— five.”.

Pending the question on adoption of the amendment, Mr. Kulik of Worthington moved to amend it by adding the following section:

“SECTION 54. Notwithstanding any general or special law to the contrary, the provisions of section 53 shall not take effect until such time as the executive office for administration and finance, in conjunction with the department of revenue, has furnished a study of the legislation’s impact on the economy of the commonwealth and its municipalities, including, but not limited to, a distributional analysis of the impact to taxpayers of varying income levels, the current practice of other states, anticipated changes in employment levels and other ancillary economic activity to the joint committee on revenue, and until legislation has been filed and enacted pursuant to Part 2, Chap. 1, Sec. 1, Art. II of the Constitution.”.

Further
amendment
adopted,—
yea and nay
No. 222.

After debate on the question on adoption of the further amendment, the sense of the House was taken by yeas and nays, at the request of Mr. Lyons of Andover; and on the roll call 116 members voted in the affirmative and 42 in the negative.

[See Yea and Nay No. 222 in Supplement.]

Therefore the further amendment was adopted.

The amendment offered by Mr. Lyons, as amended, then also was adopted.

Mr. Scaccia of Boston then moved to amend the bill by adding the following section:

“SECTION 55. Section 1 of chapter 64A of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out, in line 102, the figure ‘24’ and inserting in place thereof the figures:— 27.”

After debate the amendment was rejected.

The same member then moved to amend the bill by adding the following four sections:

“SECTION 55. Subsection (l) of section 6 of chapter 62 of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by adding the following paragraph:—

(8) Notwithstanding any other provision of this section, the cumulative amount of credits allowed under this subsection together with section 38X of chapter 63 for all productions, shall not exceed \$40,000,000 for credits deemed attributable to any one fiscal year beginning with the fiscal year commencing on July 1, 2017. SECTION 56. Section 38X of chapter 63 of the General Laws, inserted by section 82 of chapter 173 of the acts of 2008, is hereby amended by adding the following subsection:—

(g) Notwithstanding any other provision of this section, the cumulative amount of credits allowed under this section together with subsection (l) of section 6 of chapter 62 for all productions, shall not exceed \$40,000,000 for credits deemed attributable to any one fiscal year, beginning with the fiscal year that commences on July 1, 2017.

SECTION 57. In order to implement paragraph (8) of subsection (l) of section 6 of chapter 62 and subsection (g) of section 38X of chapter 63 of the General Laws, the department of revenue, in this section called the department, shall issue and implement rules or guidelines which may include but are not limited to the following:—

(a) Any motion picture production company seeking a credit for a production that commences filming after January 23, 2017 shall file a production notice with the department, stating the amount of estimated expenses qualifying for the credit for the production and other information required by the department.

(b) Production notices received by the department on or after January 23, 2017 and before January 23, 2018 shall be considered to be attributable to fiscal year 2017 and shall reduce the available credit for fiscal year 2018, in the order in which they are received, by not more than the amount of the credit calculated with respect to the estimated qualifying expenses stated in the notices. Production notices received by the department in each subsequent 12 month period shall be considered to be attributable to each subsequent fiscal year and shall reduce the available credit for that fiscal year, in the order in which they are

received, by not more than the amount of the credit calculated with respect to the estimated qualifying expenses stated in the notices.

(c) A production company shall not be allowed a credit for a production commencing filming after January 23, 2017 unless filming commences within 90 days after the department has responded favorably to the notice and any credit shall not be allowed in excess of the amount of credit calculated with respect to the estimated qualifying expenses stated in the notice. A production company that does not commence filming within the required 90 day period will not be allowed a credit for that production and the credit otherwise attributable to that production will be available to other productions subject to the notice procedures and credit limits contained in this subsection (C).

(d) All productions commencing filming after January 23, 2017 are subject to the notice procedures and credit limits provided in this subsection (C) and shall not qualify for any credit under subsection (l) of section 6 of chapter 62 or section 38X of chapter 63 of the General Laws in any fiscal year except as allowed through those notice procedures and subject to those credit limits.

(e) Credit certificates issued by the department that are attributed to a particular fiscal year under this section will reduce the available credits for such year regardless of the production dates to which those credit certificates relate.

SECTION 58. These sections shall take effect upon passage.”

After debate the amendment was rejected.

The bill (House, No. 4200, amended) then was ordered to a third reading.

At sixteen minutes before three o'clock P.M., on motion of Mr. Jones of North Reading (Mr. Donato of Medford being in the Chair), the House recessed until a quarter after three o'clock P.M.; and at twenty-three minutes after three o'clock the House was called to order with Mr. Donato in the Chair.

Recess.

Mr. Jones of North Reading thereupon asked for a count to ascertain if a quorum was present. The Chair (Mr. Donato), having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Quorum.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call (Mr. Donato of Medford being in the Chair) 151 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 223.

[See Yea and Nay No. 223 in Supplement.]

Therefore a quorum was present.

Subsequently a statement of Mr. Rogers of Cambridge was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous quorum roll call I was absent from the House Chamber on official business in another part of the State House, and therefore I was not recorded as being in attendance.

Statement of
Mr. Rogers of
Cambridge.

Under suspension of the rules, on motion of Mr. Dempsey of Haverhill, 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 passing the bill, as amended, to be engrossed Mr. Jones of North Reading and other members of the House moved to amend it by adding the following five sections:

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Bill.

“SECTION 55. Section 27 of chapter 149 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out the last paragraph and inserting in place thereof the following paragraph:—

Any employee claiming to be aggrieved by a violation of this section may, at the expiration of 90 days after the filing of a complaint with the attorney general, or sooner if the attorney general assents in writing, and within 3 years after the said violation, institute and prosecute in his own name and on his own behalf, or for himself and for others similarly situated, a civil action for injunctive relief, for any damages incurred, and for any loss of wages and other benefits. Any employee so aggrieved and who prevails in such an action shall, if said violation be willful, be awarded triple damages, as liquidated damages, for any loss of wages and other benefits; and the employee shall also be awarded the costs of the litigation and reasonable attorneys’ fees; provided, further, that any employee so aggrieved and who prevails in such an action if said violation is not willful, shall be awarded damages as determined by the court for any loss of wages and other benefits; and the employee may also be awarded the costs of the litigation and reasonable attorneys’ fees.

SECTION 56. Section 27F of said chapter 149, as so appearing, is hereby amended by striking out the last paragraph and inserting in place thereof the following paragraph:—

Any employee claiming to be aggrieved by a violation of this section may, at the expiration of 90 days after the filing of a complaint with the attorney general, or sooner if the attorney general assents in writing, and within 3 years after the said violation, institute and prosecute in his own name and on his own behalf, or for himself and for others similarly situated, a civil action for injunctive relief, for any damages incurred, and for any loss of wages and other benefits. Any employee so aggrieved and who prevails in such an action shall, if said violation be willful, be awarded triple damages, as liquidated damages, for any loss of wages and other benefits; and the employee shall also be awarded the costs of the litigation and reasonable attorneys’ fees; provided, further, that any employee so aggrieved and who prevails in such an action if said violation is not willful, shall be awarded damages as determined by the court for any loss of wages and other benefits; and the employee may also be awarded the costs of the litigation and reasonable attorneys’ fees.

SECTION 57. Section 27G of said chapter 149, as so appearing, is hereby amended by striking out the last paragraph and inserting in place thereof the following paragraph:—

Any employee claiming to be aggrieved by a violation of this section may, at the expiration of 90 days after the filing of a complaint with the attorney general, or sooner if the attorney general assents in writing, and within 3 years after the said violation, institute and prosecute in his own name and on his own behalf, or for himself and for others similarly situated, a civil action for injunctive relief, for any damages incurred, and for any loss of wages and other benefits. Any employee so aggrieved and who prevails in such an action shall, if said violation be willful, be awarded triple damages, as liquidated damages, for any loss of wages and other benefits; and the employee shall also

be awarded the costs of the litigation and reasonable attorneys' fees; provided, further, that any employee so aggrieved and who prevails in such an action, if said violation is not willful, shall be awarded damages as determined by the court for any loss of wages and other benefits; and the employee may also be awarded the costs of the litigation and reasonable attorneys' fees.

SECTION 58. Section 27H of said chapter 149, as so appearing, is hereby amended by striking out the last paragraph and inserting in place thereof the following paragraph:—

Any employee claiming to be aggrieved by a violation of this section may, at the expiration of 90 days after the filing of a complaint with the attorney general, or sooner if the attorney general assents in writing, and within 3 years after the said violation, institute and prosecute in his own name and on his own behalf, or for himself and for others similarly situated, a civil action for injunctive relief, for any damages incurred, and for any loss of wages and other benefits. Any employee so aggrieved and who prevails in such an action shall, if said violation be willful, be awarded triple damages, as liquidated damages, for any loss of wages and other benefits; and the employee shall also be awarded the costs of the litigation and reasonable attorneys' fees; provided, further, that any employee so aggrieved and who prevails in such an action, if said violation is not willful, shall be awarded damages as determined by the court for any loss of wages and other benefits; and the employee may also be awarded the costs of the litigation and reasonable attorneys' fees.

SECTION 59. Section 150 of said chapter 149, as so appearing, is hereby amended by striking out the last paragraph and inserting in place thereof the following paragraph:—

Any employee claiming to be aggrieved by a violation of sections 33E, 148, 148A, 148B, 150C, 152, 152A or 159C or section 19 of chapter 151 may, at the expiration of 90 days after the filing of a complaint with the attorney general, or sooner if the attorney general assents in writing, and within 3 years after the said violation, institute and prosecute in his own name and on his own behalf, or for himself and for others similarly situated, a civil action for injunctive relief, for any damages incurred, and for any loss of wages and other benefits. Any employee so aggrieved and who prevails in such an action shall, if said violation be willful, be awarded triple damages, as liquidated damages, for any loss of wages and other benefits; and the employee shall also be awarded the costs of the litigation and reasonable attorneys' fees; provided, further, that any employee so aggrieved and who prevails in such an action, if said violation is not willful, shall be awarded damages as determined by the court for any loss of wages and other benefits; and the employee may also be awarded the costs of the litigation and reasonable attorneys' fees.”

After debate on the question on adoption of the amendment, the sense of the House was taken by yeas and nays, at the request of Mrs. O'Connell of Taunton; and on the roll call 35 members voted in the affirmative and 121 in the negative.

Amendment
rejected,—
yea and nay
No. 224.

[See Yea and Nay No. 224 in Supplement.]

Therefore the amendment was rejected.

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Mr. Day of Stoneham then moved to amend the bill by adding the following section:

“SECTION 55. There shall be a special commission to study the practice by health insurers and pharmacy benefit managers of switching, for non-medical reasons, individuals with complex or chronic diseases from safe and effective prescription medications to other medications. The commission shall investigate and study several areas including, but not limited to, the following: (i) the frequency by which patients are switched from prescription medications to other medications for non-medical reasons and without the consent or notification of the patients’ prescribing physicians; (ii) the frequency of a health provider prescribing an alternative drug in response to changes in health plan policies mid-year for non-medical reasons; (iii) evaluating the role of financial incentives to pharmacists and prescribers in prescription drug switching decisions, including but not limited to payment, fee, incentive or other contractual reward for choosing a drug alternative; (iv) determining the total cost to the commonwealth when individuals are switched from prescription drugs that have been safe and effective, including but not limited to increased use of services, emergency rooms visits, inpatient hospital stays and outpatient office visits; and (v) identifying the patient populations most impacted by and vulnerable to being switched from prescription drugs for non-medical reasons. The commission shall file a report on its findings and any accompanying recommendations to the joint committee on health care financing, the joint committee on financial services and the house and senate committees on ways and means on or before January 1, 2018.

The commission shall consist of the following members or their designees: the secretary of health and human services, who shall serve as chair; the executive director of the health policy commission; the executive director of the center for health information and analysis; 2 individuals with disabilities, one of whom shall be appointed by the speaker of the house and one of whom shall be appointed by the senate president; 2 individuals who are public policy or advocacy representatives for patient organizations with rare, complex or chronic diseases, one of whom shall be appointed by the speaker of the house and one of whom shall be appointed by the senate president and; 2 members appointed by the governor, 1 of whom shall be an individual who is an actively practicing physician with expertise in the use and prescribing of complex specialty medications including biologics in the treatment of chronic autoimmune diseases and 1 individual who is an actively practicing physician with expertise in treating conditions for which treatment disruptions are likely to result in excess morbidity, disability, or demand of health care resources such as hospitalization, emergency or urgent care visits. The commission may hold public meetings to solicit public input from interested parties in a manner and frequency to be determined by the chair.”

The amendment was adopted.

Messrs. Speliotis of Danvers and Jones of North Reading then moved to amend the bill by adding the following two sections:

“SECTION 56. Section 22 (b) of Chapter 237 of the Acts of 2014 is hereby amended by adding the following word after the word Middleton:— ‘initially’ and by adding the following phrase after

the words Essex Sports Center, LLC:— and any of its leasehold mortgagees.

SECTION 57. Section 22 (c) of Chapter 237 of the Acts of 2014 is hereby amended by striking out the following phrase:— or if Essex Sports Center, LLC ceases to be the lessee at any time before the expiration of the lease.”.

The amendment was adopted.

Ms. Ferrante of Gloucester then moved to amend the bill by adding the following section:—

“SECTION 58. Section 17 of chapter 138 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking, in lines 291 through 293, the following:— Unless expressly authorized by this chapter, local licensing authorities shall not grant licenses to any person, firm or corporation under more than one section of this chapter.”.

The amendment was adopted.

Mr. Fernandes of Milford then moved to amend the bill by adding the following section:

“SECTION 59. Section 24 of chapter 262 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out, in line 3, the figure ‘40’ and inserting in place thereof the figures:— 50.”.

The amendment was adopted.

Messrs. Lawn of Watertown and Donato of Medford then moved to amend the bill by adding the following section:

“SECTION 60. Notwithstanding any general or special law to the contrary, Any school licensed under the Board of Registration of Cosmetology and Barbers shall be exempt from section 263 of chapter 112 of the General Laws.”.

The amendment was adopted.

Mr. Cusack of Braintree then moved to amend the bill by adding the following section:

“SECTION 61. Section 22 (8) (c¹/₂) of Chapter 32 of the General Laws, is hereby amended by striking out in line 13, the words ‘shall be in perpetuity’ and replacing it with the words ‘shall be for a five year term’.”.

The amendment was adopted.

The same member then moved to amend the bill by adding the following section:

“SECTION 62. Section 22 (8) (c¹/₂) of Chapter 32 of the General Laws, is hereby amended by striking out, in line 5, the number and words ‘2 percentage points’ and replacing it with the number and words ‘3 percentage points’.”.

The amendment was adopted.

Ms. Benson of Lunenburg and other members of the House then moved to amend the bill by adding the following section:

“SECTION 63. Section 16 of Chapter 12C of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting after the words ‘durable medical equipment’ in line 15 the following:— , provided, that any detailed cost growth trend in the pharmaceutical sector shall consider the effect of drug rebates and other price concessions in the aggregate without disclosure of any product or manufacturer-specific

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rebate or price concession information, and without limiting or otherwise affecting the confidential or proprietary nature of any rebate or price concession agreements”.

The amendment was adopted.

Mr. Bradley of Hingham then moved to amend the bill by adding the following section:

“SECTION 64. Chapter 175H of the General Laws is hereby amended by inserting after subsection (b)2 the following new subsection:—

(3) This section shall not apply to a discount, rebate or other payment by a pharmaceutical manufacturing company to a patient or other person on the patient’s behalf (other than the prescriber of the drug or biologic), for health care items or services related to the patient’s use of a drug or biologic of the manufacturer, where such items or services are required under a Food and Drug Administration Risk Evaluation and Mitigation Strategy or are for the purpose of monitoring or facilitating the use of the drug or biologic in a manner consistent with the provisions set forth in the drug or biologic’s approved labeling.”.

The amendment was adopted.

Recess.

At eleven minutes before six o’clock P.M., on motion of Mrs. Haddad of Somerset (Mr. Donato of Medford being in the Chair), the House recessed until seven o’clock P.M.; and at sixteen minutes after seven o’clock the House was called to order with Mrs. Haddad in the Chair.

Mr. Whelan of Brewster then moved to amend the bill by adding the following section:

“SECTION 65. Section 224 of Chapter 127 of the Acts of 1999, as so appearing, is hereby amended by striking out the words ‘and two cottages in Nickerson State Park;’ in the first sentence and inserting in place thereof the following words:— and three cottages in Nickerson State Park;”.

The amendment was adopted.

Mr. Timilty of Milton then moved to amend the bill by adding the following section:

“SECTION 66. The Massachusetts Port Authority, hereinafter referred to as the Authority, shall conduct a noise and land use compatibility study. Such study shall be conducted in the manner outlined by federal aviation regulations, as set forth in 14 CFR 150, and shall recommend operational and land use measures to improve the compatibility of air terminals with surrounding land uses.

The Authority shall submit to the governor and the clerks of the house and senate a report detailing the Authority’s findings pursuant to the study required by this section. The Authority shall make such report available to the public on or before December 31, 2015.

The Authority shall hold biennial public hearings, the first hearing for each county shall be held prior to August 31, 2015, at which members of the public shall have the right to be heard regarding the identification of aircraft noise issues. Such public hearings shall be held in Middlesex, Norfolk, Plymouth and Suffolk counties and shall be attended by at least 1 member of the Authority. The Authority shall develop amendments and changes to the report required by this act as may be necessary and practicable to address public input.”.

The amendment was rejected.

Mr. Hunt of Boston then moved to amend the bill by adding the following section: "SECTION 66. Section 1 of chapter 207 of the acts of 2007 is hereby amended by inserting, in the second to last sentence after the word 'appraisals', the following words:— , and shall be deposited in the Conservation Trust, established by section 1 of chapter 132A of the General Laws, and expended by the department to acquire lands or interests therein to ensure a no-net-loss of lands protected for natural resource purposes under Article 97 of the Amendments to the Constitution."

The amendment was adopted.

Ms. Fox of Boston then moved to amend the bill by adding the following section:

"SECTION 67. Section 1 of chapter 443 of the acts of 1990, as amended by chapter 296 of the acts of 1995, is hereby amended by striking out the fourth paragraph and inserting in place thereof the following paragraph:—

The 'Roxbury Trust Fund Committee' shall mean a committee with a size, membership, and term length determined by the Trustees in accordance with the Declaration of Trust of the Roxbury Trust Fund Committee Trust (the 'Trust'), as may be amended from time to time by at least a majority of the Trustees, except that such membership shall include, as ex officio Trustees, the Mayor of Boston or his or her designee, the sitting State Senator of the district or his or her designee, and the sitting State Representatives of the district or their respective designees. The ex officio Trustees shall be eligible to vote on amendments to the aforementioned Declaration of Trust, but shall be non-voting Trustees for all other purposes. The Roxbury Trust Fund Committee shall not be prohibited (i) from exercising at any time or times all powers necessary to carry out the purposes of the Trust, such purposes include operating for any charitable, scientific, literary, or educational purpose, nor (ii) from raising, collecting, and expending funds, property, or other assets necessary to support or sustain such purposes."

The amendment was adopted.

Mr. Jones of North Reading and other members of the House then moved to amend the bill by adding the following section:

"SECTION 68. There shall be an educational mandate task force to review existing state mandates placed on public schools and districts in the Commonwealth. The task force shall consist of 11 members: the house and senate chairs of the joint committee on education, or their designees, who shall serve as the co-chairs of the task force; a member of the general court appointed by the senate minority leader; a member of the general court appointed by the house minority leader; the commissioner of elementary and secondary education, or a designee; and 6 persons to be appointed by the secretary of education, 1 of whom shall be selected from a list of 3 persons nominated by the Massachusetts Association of School Superintendents, 1 of whom shall be selected from a list of 3 persons nominated by the Massachusetts Association of School Committees, 1 of whom shall be selected from a list of 3 persons nominated by the Massachusetts Association of School Business Officials, 1 of whom shall be selected from a list of 3 persons nominated by the Massachusetts Secondary School Administrators' Association, 1 of whom shall be selected from a list of 3 persons nominated

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by the Massachusetts Elementary School Principals' Association, and 1 of whom shall be selected from a list of 3 persons nominated by the Massachusetts Administrators of Special Education.

The task force shall: (i) identify and review the state laws, regulations, and administrative directives that prescribe requirements for school districts, including those that require school districts to prepare and submit reports and data to the department of elementary and secondary education (ii) develop recommendations to streamline, consolidate, or eliminate such mandates or reporting requirements that are not fully funded and (iii) determine the total estimated cost of said unfunded mandates on municipalities to consider those figures in the annual fiscal year budget.

The first meeting of the task force shall take place within 60 days of the effective date of this act. The task force shall file a report containing its findings and recommendations, including legislative recommendations, if any, with the clerks of the house and senate not later than 12 months following the first meeting of the task force. Prior to issuing its recommendations, the task force shall conduct at least one public hearing to receive testimony from members of the public."

The amendment was adopted.

The same members then move to amend the bill by adding the following section:

"SECTION 69. Notwithstanding any general or special law to the contrary, in the event state tax revenues for fiscal year 2017 exceed \$26,860,000,000, the treasurer shall make fifty percent of the excess revenue, up to \$100,000,000, available to cities and towns; provided, the excess revenue shall be distributed on a proportional basis pursuant to the distribution of unrestricted general government aid, as prescribed in section 3 of the annual general appropriations act; provided, the treasurer shall notify the house and senate chairs of the committees on ways and means, the house and senate chairs of the joint committee on education, the commissioner of revenue, the secretary of education, and the secretary of administration and finance of any distribution which is made according to this section not less than 30 days prior to the date such distribution is implemented."

After debate on the question on adoption of the amendment, the sense of the House was taken by yeas and nays, at the request of Mr. Hill of Ipswich; and on the roll call 37 members voted in the affirmative and 121 in the negative.

[See Ye and Nay No. 225 in Supplement.]

Therefore the amendment was rejected.

Mr. Lyons of Andover then moved to amend the bill by adding the following section:

"SECTION 69. (a) Notwithstanding the provisions of any general or special law to the contrary, no city or town in the Commonwealth shall receive unrestricted general government aid if they have enacted any ordinance or law, or promulgated any executive order in violation of section 1373 of title 8 of the United States Code, or section 1324 of Title 8 of the United States code."

After debate on the adoption of the amendment, the Chair (Mrs. Haddad of Somerset) placed before the House the question on suspension of

Amendment
rejected,—
yea and nay
No. 225.

Suspension of
Rule 1A.

Rule 1A in order that the House might continue to meet beyond the hour of nine o'clock P.M.

On the question on suspension of Rule 1A, the sense of the House was taken by yeas and nays, as required under the provisions of said rule; and on the roll (Mr. Donato of Medford being in the Chair) 125 members voted in the affirmative and 32 in the negative.

Rule 1A suspended,—yea and nay No. 226.

[See Yea and Nay No. 226 in Supplement.]

Therefore Rule 1A was suspended.

On the question on adoption of the amendment, the sense of the House was taken by yeas and nays, at the request of Mr. Lyons of Andover; and on the roll call 34 members voted in the affirmative and 124 in the negative.

Amendment rejected,—yea and nay No. 227.

[See Yea and Nay No. 227 in Supplement.]

Therefore the amendment was rejected.

Mrs. Haddad of Somerset being in the Chair,—

Mr. Dempsey of Haverhill and other members of the House then moved to amend the bill in section 2, in item 1599-0042, by striking out the figures “10,000,000” and inserting in place thereof the figures “15,000,000”;

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By inserting after item 1599-7104 the following item:

“1599-7114 For a reserve for the costs associated with the UMass Center at Springfield; provided that not less than \$250,000 shall be provided for the establishment the University of Massachusetts at Amherst Center for the Study of Racial Justice and Urban Affairs, in Springfield \$500,000”;

In item 3000-1020, in line 1, by inserting after the word “including” the following: “not less than \$4,000,000 to be expended for”;

In line 3, by inserting after the word “(QRIS)” the following: “, of which not less than \$2,000,000 shall be expended for direct grants to early education and school age programs participating in the Massachusetts QRIS that are actively engaged in efforts to achieve Level 3 and Level 4 in order to improve quality in early education and school age system of care”, and in said item by striking out the figures “31,530,665” and inserting in place thereof the figures “32,530,665”;

In item 3000-5000, by striking out the figures “8,600,000” and inserting in place thereof the figures “9,100,000”;

By inserting after item 3000-5000 the following item:

“3000-6025 For grants in fiscal year 2017 to support planning activities in cities, towns, regional school districts or educational collaboratives currently providing pre-kindergarten or preschool opportunities, to expand pre-kindergarten or preschool opportunities on a voluntary basis to children ages 2 years and 9 months to 3 years and 11 months old; provided, that planning grants shall be awarded through a competitive process established by the department of early education and care utilizing the Massachusetts Preschool Expansion Grant public-private partnership model; provided further, that preference shall be given in awarding these funds to districts serving high percentages

Consolidated amendments (education and local aid).

of high-needs students; and provided further, that notwithstanding any general or special law to the contrary, funds distributed from this item shall be deposited with the treasurer of the city, town, regional school district or educational collaborative and held in a separate account and shall be expended by the school committee of the city, town, regional school district or educational collaborative without further appropriation; provided further that the department of early education and care shall report to the joint committee on education not later than October 15, 2016 the status of the Massachusetts Preschool Expansion Grant program, including but not limited to: summer assessment data of Preschool Expansion Grant students, classroom observation data, and qualitative data from program leadership, staff and parents; and provided further that said report shall also include information on the status of the Commonwealth Preschool Partnership Initiative planning grants, including but not limited to a needs assessment, program design and anticipated costs

\$200,000”;

In item 3000-7050, in line 8, by inserting after the word “collaboratives” the words “, the home-based, school readiness and family support program known as the parent-child home program”, and in said item by striking out the figures “13,264,626” and inserting in place thereof the figures “14,114,626”;

In item 3000-7070, by striking out the figures “700,000” and inserting in place thereof the figures “1,000,000”;

In item 7000-9501, by striking out the figures “9,000,000” and inserting in place thereof the figures “9,500,000”;

By inserting after item 7000-9506 the following item:

“7000-9508 For the Massachusetts Center for the Book, Inc., chartered as the Commonwealth Affiliate of the Center for the Book in the Library of Congress; provided, that the Massachusetts Center for the Book, Inc. shall continue its work as a public-private partnership.....

\$200,000”;

In item 7009-9600, by striking out the figures “1,166,235” and inserting in place thereof the figures “1,666,235”;

In item 7010-0005, by adding the following: “; provided, that not less than \$100,000 shall be expended for costs associated with technological upgrades for the Westford public school district; provided further, that not less than \$90,000 shall be expended for safety upgrades for Hingham public schools; provided further, that not less than \$100,000 shall be expended for a school resource officer for Cohasset public schools; provided further, that not less than \$88,000 shall be expended for safety upgrades for Hull public schools; provided further, that not less than \$100,000 shall be expended for the Fall River public school district; provided further, that not less than \$100,000 shall be expended for the Brockton public school district for extraordinary student transportation costs; provided further, that not less than \$20,000

shall be expended for the operation of Camp Pohelo in the town of Tewksbury; provided further, that not less than \$50,000 shall be expended for a school resource officer for Kingston public schools; provided further, that not less than \$60,000 shall be expended on Methuen High School for mental health counseling services; provided further that not less than \$50,000 shall be expended for the purposes of a pilot project to connect organic gardening, outdoor exercise, healthy food, food preparation and elementary school aged children in the greater Northampton area, operated by Grow Food Northampton; provided further, that not less than \$100,000 shall be expended for the Berkshire County Education Task Force to create a plan of action which will re-envision the county public education system into sustainable efficient models; provided further, that not less than \$150,000 shall be expended for mitigation costs in the Millis public school district; provided further, that not less than \$15,000 shall be expended for anti-addiction programs in the Dennis-Yarmouth regional school district; provided further, that not less than \$15,000 shall be expended for anti-addiction programs in the Nauset regional school district; provided, that not less than \$100,000 shall be expended for STEM programming at Madison Park High School in Boston; provided, that not less than \$50,000 upgrade costs for Agawam Public Schools; and provided further, that not less than \$150,000 shall be expended for the Aspire Teacher Support Program, which shall expend funds for programs that utilize retired teachers to mentor novice public school elementary and secondary education teachers”, and in said item by striking out the figures “12,270,245” and inserting in place thereof the figures “13,608,245”;

In item 7010-0012, by striking out the figures “20,142,582” and inserting in place thereof the figures “20,642,582”;

In item 7027-0019, in line 16, by inserting after the word “teachers” the following: “; provided further, that not less than \$48,750 shall be expended for the continued operation of a pilot program at the Blackstone Valley Education Foundation to provide collaboration between public school districts and area manufacturers; provided further, that no less than \$250,000 shall be provided for a culinary arts program at South Hadley High School to provide vocational training to students”, and in said item by striking out the figures “1,000,000” and inserting in place thereof the figures “2,998,750”;

In item 7035-0002, in line 5, by inserting after the word “education” the following: “; provided further, that not less than \$150,000 shall be expended for Operation A.B.L.E. of Greater Boston to provide basic workforce and skills training, employment services and job re-entry support to older workers; provided further, that not less than \$50,000 shall be expended for Casa Dominicana of Lawrence to assist with citizenship, high school equivalency testing, and English as a second language classes for low-income adults; provided further, that not less than \$25,000 shall be expended for the Family Services of the Merrimack Valley to provide English as a second language classes, college preparation, high school equivalency testing, and citizenship classes for low-income adults”, and in said item by striking out the figures “29,093,517” and inserting in place thereof the figures “29,318,517”;

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By striking out item 7061-0011 and inserting in place thereof the following item:

“7061-0011 For a reserve to: (i) provide relief to school districts whose section 3 aid has been negatively impacted by a change in the low-income calculation of their foundation budget as defined by said section 3; provided, that eligible districts shall be those whose said section 3 aid would be greater as calculated under the guidelines of section 3 of chapter 46 of the acts of 2015; provided further, that the distribution of funds shall be determined by the department on a basis that addresses this shortfall; provided further, that funds distributed from this item shall be considered prior year aid for fiscal year 2018; and (ii) to provide no less than 250,000 for extraordinary relief as specified under clause (iii) in item 7061-0011 of chapter 46 of the acts of 2015; provided further, that funds distributed from this item for the purposes of clause (i) shall be considered prior year aid for fiscal year 2018; and provided further, that the department shall make not less than 80 percent of the funds available for awards on or before October 15, 2016 \$10,000,000”;

By inserting after item 7061-0029 the following item:

“7061-0033 For a reserve to assist towns negatively impacted by shortfalls in federal impact aid for the education of children in families employed by the federal government on the military reservation known as Hanscom Air Force Base located within the town’s limits (‘Hanscom Towns’); provided, that any grants provided under this item shall be expended by a school committee without further appropriation; provided further, that funds may be expended on membership dues for the Interstate Compact on Educational Opportunity for Military Children; provided further, that Hanscom Towns may apply for funding in excess of this initial appropriation if funds under this item are increased and a Hanscom Town demonstrates that it would otherwise qualify for an amount greater than the initial funding of this item when compared with all other accepted applications using the same formula applied for in item 7061-0033 in section 2 of chapter 139 of the acts of 2012; and provided further, that not less than \$100,000 shall be made available to the town of Lincoln to mitigate the costs of educating the children of retired-military families \$500,000”;

In item 7061-9611, in line 38, by inserting after the word “months” the following: “; provided further that not less than \$20,000 shall be expended to the Yes We Care/Torch Training program; provided further, that not less than \$100,000 shall be expended for the Youth Court programs of New Bedford and Fall River to support juvenile diversion

programs based on the principles of peer-lead restorative justice; provided further, that not less than \$100,000 shall be expended for the Department of Community Services in the City of New Bedford to establish an after-school STEAM Design Academy for Girls pilot program; provided further, that not less than \$25,000 shall be expended for the Bird Street Community Center in Boston; provided further, that not less than \$50,000 shall be expended for the Recreation Worcester program”, and in said item by striking out the figures “1,500,000” and inserting in place thereof the figures “2,295,000”;

In item 7061-9612, in line 6, by inserting after the word “tool” the following: “; provided further, that funds may be expended by the department on a full-time staff member devoted to carrying out the responsibilities outlined in subsection (f) of section 1P of chapter 69, statewide and regional conferences, expert technological assistance in upgrading the online self-assessment tool’s interface, navigation, accessibility, and other related factors of usability, and grant program evaluation; provided further, that any unexpended funds in this item shall not revert but shall be made available for the purpose of this item until June 30, 2018”, and in said item by striking out the figures “200,000” and inserting in place thereof the figures “400,000”;

In item 7061-9626, by striking out the figures “2,000,000” and inserting in place thereof the figures “2,200,000”;

In item 7061-9634, by striking out the figures “400,000” and inserting in place thereof the figures “500,000”;

By inserting after item 7061-9634 the following item:

“7061-9810 For regional bonus aid under subsection (g) of section 16D of chapter 71 of the General Laws \$110,000”;

In item 7066-0019, by striking out the figures “750,000” and inserting in place thereof the figures “1,000,000”;

By inserting after item 7066-0019 the following item:

“7066-0020 For the nursing and allied health workforce development initiative, to develop and support strategies that increase the number of public higher education faculty members and students who participate in programs that support careers in fields related to nursing and allied health; provided, that the amount appropriated in this item shall be transferred to the Massachusetts Nursing and Allied Health Workforce Development Trust Fund established in section 33 of chapter 305 of the acts of 2008; and provided further, that funds shall be transferred to the fund according to an allotment schedule adopted by the executive office for administration and finance \$200,000”;

In item 7066-0025, by striking out the figures “2,750,000” and inserting in place thereof the figures “3,250,000”;

By inserting after item 7066-0036 the following two items:

“7066-0040 For adult college transition services focused on low-income and entry-level workers; provided, that funds shall be awarded competitively by the board of higher education to adult basic education

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providers, including local education agencies, community-based organizations, community colleges and correctional facilities with recognized success in bridging academic gaps of underserved populations and resulting in college entrance, retention and completion; provided further, that program awardees shall report on attendees' successful transition to college and that the program shall deliver to the joint committee on education and the house and senate committees on ways and means not later than February 15, 2016, an evaluation of the program and its impact on student achievement, particularly as it relates to closing achievement gaps; and provided further, that appropriated funds may be expended for programs or activities during summer months \$250,000

7066-1221 For the administration of the community college workforce grant advisory committee; provided, that funding shall be expended on the community college workforce training incentive grant program established in section 15F of chapter 15A of the General Laws \$750,000";

In item 7070-0065, in line 6, by inserting after the word "program" the following: "; provided further, that not less than \$100,000 shall be expended for the Washington Center-Massachusetts Initiative Academic Internship program", and in said item by striking out the figures "96,607,756" and inserting in place thereof the figures "96,707,756";

In item 7100-0200, in line 9, by inserting after the word "maintenance" the words ": provided further, that the University of Massachusetts shall expend funds for the University of Massachusetts at Amherst Cranberry Station", In item 7100-0700, by striking out the figures "550,000" and inserting in place thereof the figures "750,000";

By inserting after item 7100-0700 the following item:

"7100-0900 For the University of Massachusetts Medical School to enhance economic development by supporting innovative programs of excellence in medical research, facilitating commercialization of research and attracting and retaining world-class research scientists, provided, that funding from this line item shall supplement and shall not supplant funding to the medical school from line item 7100-0200 \$2,000,000";

In item 7115-0100, by adding the following: ": provided, that not less than \$35,000 shall be made available to develop a Military Center for Excellence on the campus of Westfield State University that will serve as a one-stop service center for military and veteran students and their families", and in said item by striking out the figures "26,825,492" and inserting in place thereof the figures "26,860,492";

In item 7503-0100, by adding the following: ": provided, that not less than \$100,000 shall be made available for the operation of the Veteran Educational Services Center located at Bristol Community College", and in said item by striking out the figures "20,478,333" and inserting in place thereof the figures "20,578,333";

By striking out item 7515-0121 and inserting in place thereof the following item:

“7515-0121 For the Reggie Lewis Track and Athletic Center at Roxbury Community College; provided, that the college may expend an amount not to exceed \$529,843 received from fees, rentals and facility expenses associated with the running and operation of national track meets, high school track meets, high school dual meets and other non-college related special athletic events; and provided further, that only expenses for event staff, contracted services, utilities, and other normal facility operating expenses associated with these events shall be funded from this item \$529,843”;

By inserting before section 7 the following section:

“SECTION 6D. Clause (c) of paragraph (39) of section 94 of chapter 71, as appearing in the 2014 Official Edition, is hereby amended by striking out the fifth sentence.”;

By inserting after section 22 the following section:

“SECTION 22A. Section 1 of chapter 254 of the acts of 2012 is hereby amended by striking out subsection (b) and inserting in place thereof the following subsection:—

(b) Council members shall be appointed for a term of 6 years. The council shall meet 4 times annually. After the first 6 years, the council shall evaluate the progress of its efforts and shall disband unless a majority of the members recognize a continuing need for the council to exist.”.

By inserting after section 46 the following four sections:

“SECTION 46A. The Department of Higher Education is hereby authorized to establish suggested guidelines and protocols in accordance with 34 CFR 668.164(c)(2) to encourage and assist colleges and universities with the implementation of programs which reduce the cost of textbooks and other educational materials.

SECTION 46B. There shall be a special commission to investigate and make recommendations to improve efficiencies relative to transportation for homeless students in the commonwealth. The special commission shall consist of the following 11 members or their designees: the house and senate chairs of the joint committee on education, the house and senate chairs of the committee on children, families and persons with disabilities, the house and senate chairs of the joint committee on housing, the commissioner of elementary and secondary education, the commissioner of transitional assistance, and 3 members who shall be appointed as follows: 1 member appointed by the senate president who shall be a representative from an organization that services homeless families; 1 member appointed by the speaker of the house of representatives who shall be a representative from a transportation company that services homeless students and; 1 member appointed by the governor who shall be a member of the Massachusetts Municipal Association with knowledge of municipal finance.

SECTION 46C. There shall be a special commission to investigate and study services for low incidence students with disabilities and to identify opportunities for administrative efficiencies and cost savings

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by school districts. The commission shall have the following duties: (i) review available data concerning low incidence students with disabilities; (ii) consider current special education program and service delivery structures and placements for low incidence students and their costs; (iii) examine programs and services provided by non-educational agencies that support students with disabilities; (iv) identify needs and challenges in transitions from early intervention through post-secondary and adult service systems as well as student relocations from one district to another; (v) identify best practices for providing high quality and cost-effective services to low incidence students with disabilities and; (vi) determine the challenges and opportunities for ensuring coherent, appropriate and cost effective services for students across multiple agencies as they progress from early intervention services to pre-K-12 education and to postsecondary education and adult services, including, but not limited to examining the opportunity for funding to follow a child through the system.

The commission shall consist of the following 13 members or their designees: the house and senate chairs of the joint committee on education, who shall serve as co-chairs, the house and senate chairs of the joint committee on children, families and persons with disabilities, the commissioner of elementary and secondary education, the commissioner of public health; the commissioner of developmental disabilities; the commissioner of mental health; a representative of the commission for the blind; a representative of the commission for the deaf and hard of hearing; and one person selected by each of the following organizations: the Massachusetts Administrators for Special Education, the Urban Superintendents Group, the Massachusetts Organization of Educational Collaboratives, the Massachusetts Association of 766 Approved Private Schools, the Massachusetts Advocates for Children, the Federation for Children with Special Needs, Massachusetts Developmental Disabilities Council, and the Massachusetts Head Injury Foundation.

The commission shall file a report on the results of its investigation and study, and any recommendations relative thereto, with the office of the governor and with the clerks of the house of representatives and senate no later than 24 months after passage of this act.

SECTION 46D. There shall be established a commission for the purpose of investigating and studying college affordability. The commission shall examine and make recommendations on the contributing factors to rising college costs at private colleges and universities, University of Massachusetts, state colleges, and community colleges. The commission shall review and investigate the following areas: (i) employee expenditures; (ii) employee issued credit cards and expense accounts; (iii) vacation and sick time policies for management; (iv) salaries, bonuses, and stipends for management and professors; (v) professor class load; (vi) the number of management positions at each university and college and their descriptions; (vii) the cost and benefit of construction projects on campuses; (viii) endowments and annual profits; (ix) mandatory fees charged to students beyond the price of tuition charges, including technology and laboratory fees; (x) the affordability of college textbooks, including consideration of the costs and benefits of open source textbooks; and (xi) other areas the commission deems appropriate to review and study.

The commission shall consist of the following 21 members or their designees: 5 persons appointed by the governor, one of whom shall serve as the chair, one of whom shall have expertise in finance and investment, and three of whom shall be parents or guardians of current college students; 1 member of the senate to be appointed by the senate president; 1 member of the senate to be appointed by the senate minority leader; 1 member of the house to be appointed by the speaker; 1 member of the house to be appointed by the minority leader; a representative of the University of Massachusetts office of the president; a representative of the University of Massachusetts director of libraries; two members of the Student Advisory Council; a representative from the Massachusetts Office of Financial Assistance; a representative from the office of the commissioner of higher education; a member of the board of higher education; a representative of the Massachusetts State College Association; a representative of the Massachusetts Community Colleges Executive Office; a representative of Pioneer Institute; a member of the Massachusetts Society of Certified Public Accountants; and a member of the Association of Independent Colleges and Universities in Massachusetts.

The commission shall convene within four weeks after the date of enactment and may hold public hearings in a manner to be determined by the chair. The commission shall file a report of its findings and recommendations with the clerks of the house and senate by March 1, 2017.”

On the question on adoption of the amendments, the sense of the House was taken by yeas and nays, at the request of Mr. Dempsey; and on the roll call (Mrs. Haddad of Somerset being in the Chair) 158 members voted in the affirmative and 0 in the negative.

Consolidated amendments adopted,—yea and nay No. 228.

[See Yea and Nay No. 228 in Supplement.]

Therefore the consolidated amendments (education and local aid) were adopted.

Mr. Dempsey of Haverhill and other members of the House then moved to amend the bill, in section 2, in item 0521-0000, and also in item 0521-0001 by adding, in each instance, the words “, prior appropriation continued”;

Consolidated amendments (constitutional officers and state administration and transportation).

In item 0610-0050 by striking out the figures “2,271,489” and inserting in place thereof the figures “2,371,489”;

In item 0900-0100, by striking out the figures “2,068,969” and inserting in place thereof the figures “2,093,969”;

In item 0920-0300, by striking out the figures “1,536,196” and inserting in place thereof the figures “1,586,196”;

In item 0940-0100, by striking out the figures “2,898,657” and inserting in place thereof the figures “3,048,657”;

In item 0950-0000, by striking out the figures “100,950” and inserting in place thereof the figures “115,950”; and

In item 0950-0030, by striking out the figures “80,000” and inserting in place thereof the figures “100,000”;

In section 2E, in item 1595-6368, by adding the following: “; provided, that not less than \$25,000 shall be expended for a transportation grant in the town of Hudson; provided further, that not less than \$50,000 shall be expended for transportation services of children and staff to Camp Harbor View on Long Island in Boston Harbor; provided

Consolidated amendments (constitutional officers and state administration and transportation).

further, that not less than \$50,000 shall be expended for downtown public safety improvements in the town of Holliston;” and in said item by striking out the figures, provided further, that not less than \$200,000 shall be expended for traffic improvement in the city of Worcester; and provided further, that not less than \$100,000 shall be expended for a transportation pilot program in the city of Marlborough”, and in said item by striking out the figures “327,659,302” and inserting in place thereof the figures “328,084,302”; and

In item 1595-6370, by striking out the figures “80,000,000” and inserting in place thereof the figures “81,000,000”;

By inserting after section 5 the following two sections:

“SECTION 5A. Section 33 of chapter 7C of the General Laws, as appearing in the 2014 official edition, is hereby amended by inserting, in line 113, the following words after the word ‘acres’:— or if the gross square footage of all structures on the property is equal to or greater than 150,000 square feet.

SECTION 5B. Section 34 of said chapter 7C, as so appearing, is hereby amended by inserting, in line 79, the following words after the word ‘acres’:— or if the gross square footage of all structures on the property is greater than or equal to 150,000 square feet.”;

By inserting after section 6 the following four sections:

“SECTION 6A. Section 1 of chapter 51 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out the last sentence and inserting in place thereof the following sentence:— A person otherwise qualified to vote for national or state officers shall not, by reason of a change of residence within the commonwealth, be disqualified from voting for national officers and statewide ballot questions in the city or town from which the person has removed the person’s residence until the expiration of 18 months from such removal upon written affirmation that the person meets the qualifications.

SECTION 6B. Said section 1 of said chapter 51, as so appearing, is hereby amended by striking out the last sentence, as inserted by section 6A, and inserting in place thereof the following sentence:— A person otherwise qualified to vote for national or state officers shall not, by reason of a change of residence within the commonwealth, be disqualified from voting for such national or state officers in the city or town from which the person has removed the person’s residence until the expiration of 6 months from such removal.

SECTION 6C. Clause (g) of section 25B of chapter 54, as appearing in the 2014 Official Edition, is hereby amended by striking, in line 38, the word ‘14’ and inserting in place thereof the following word:— 35.

SECTION 6E. Section 8B of chapter 90 of the General Laws, as so appearing, is hereby amended by inserting after the word ‘examination’, in line 13, the following words:— , which shall include at least 1 question that tests knowledge of how to interact safely with cyclists and pedestrians”;

By inserting after section 44 the following two sections:

“SECTION 44A. Notwithstanding the provisions of any general or special law to the contrary, the personnel administrator shall certify any active employee who was transferred under chapter 25 of the acts of 2009 to, hired after November 1, 2009 into, or is serving provision-

ally or by emergency appointment in, any labor service position in the Massachusetts Department of Transportation on April 30, 2016 to permanent civil service status in that position; provided, however, that any employee not serving in the position for at least six months immediately prior to April 30, 2016, shall serve a probationary period as provided by section 34 of chapter 31 of the General Laws. The civil service seniority date shall be the first date of service in the position but not before November 1, 2009.

SECTION 44B. The Massachusetts Department of Transportation shall convene a working group, not later than October 1, 2016, for the purpose of expediting the improvement of high speed passenger rail service between Springfield, Worcester and Boston, including the establishment of high speed passenger rail service between those communities along the so-called 'Inland Route', connecting with the 'Knowledge Corridor' high speed rail line and connecting with north/south rail services in Boston. The working group shall include, but not be limited to elected officials, including the Congressional delegation, representing communities along the Inland Route, and rail lines connecting to it, the Pioneer Valley Planning Commission, the Central Massachusetts Regional Planning Commission, the Metropolitan Area Planning Commission, organized labor and existing rail service stakeholders, including Amtrak, PanAm, the Massachusetts Bay Transportation Authority and CSX Railways. The working group shall interface with the planning process authorized for funding in item 6622-1384 of section 2F, chapter 79 of the Acts of 2014 and include the goals contained in the departmental document entitled 'Transforming the Rail Network for Economic and Community Development', shall evaluate the use of so called 'maglev' propulsion technologies along this route and shall issue a report on the cost, route alignment and engineering details of the operation of the high speed rail transit route to the clerks of the house of representatives and senate who shall file the same to the joint committee on transportation no later than April 30, 2017."; and

By inserting after section 48 the following section:

"SECTION 48A. Section 6B shall take effect on November 9, 2016."

On the question on adoption of the amendments, the sense of the House was taken by yeas and nays, at the request of Mr. Dempsey; and on the roll call (Mrs. Haddad of Somerset being in the Chair) 158 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 229 in Supplement.]

Therefore the consolidated amendments (constitutional officers and state administration and transportation) were adopted.

Recess.

At a quarter past nine o'clock P.M. (Monday, April 25), on motion of Mr. Jones of North Reading (Mrs. Haddad of Somerset being in the Chair), the House recessed until the following day at ten o'clock A.M.; and at two minutes after ten o'clock the House was called to order with Mr. Donato in the Chair.

Consolidated
amendments
adopted,—
yea and nay
No. 229.

Recess.

Tuesday, April 26, 2016 (at 10:02 o'clock A.M.).

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.

Recess.

At nine minutes after ten o'clock A.M., on motion of Mr. Barrows of Mansfield (Mr. Donato of Medford being in the Chair), the House recessed until eleven o'clock A.M.; and twelve minutes after eleven o'clock the House was called to order with Mr. Donato in the Chair.

Silent Prayer.

Walpole
Firefighter
Ryan
Ferreira.

During the session (Mrs. Haddad of Somerset being in the Chair), at the request of Messrs. Rogers of Norwood, Kafka of Stoughton, McMurtry of Dedham and Dooley of Norfolk, the members, guests and employees stood in a moment of silent tribute to the memory of Ryan Ferreira, a six year veteran firefighter and paramedic with the Walpole Fire Department. Firefighter Ferreira lost his life yesterday from a medical emergency while on duty. He is survived by his girlfriend and their three year old daughter.

Guest of the House.

Matt
Light.

During the session, the Chair (Mrs. Haddad of Somerset), declared a brief recess and introduced Matt Light, former left tackle for the New England Patriots. Matt is a 3 time Super Bowl winner and a 5 time AFC champion. He is the founder of the Light Foundation and was in the State House in support of youth activities administered by the Division of Fisheries and Wildlife.

He was the guest of Messrs. Vieira of Falmouth and D'Emilia of Bridgewater and the Sportsman's Caucus.

Statement of Representative Fernandes of Milford.

A statement of Mr. Fernandes of Milford was spread upon the records of the House, as follows:

Statement of
Mr. Fernandes
of Milford.

MR. SPEAKER: I would like to call to the attention of the House the fact that I was absent from the House Chamber for a portion of today's sitting due to official business in another part of the State House, meeting with the committee on Ways and Means. My missing of roll calls today was due entirely to the reason stated.

Statement of Representative McMurtry of Dedham.

A statement of Mr. McMurtry of Dedham was spread upon the records of the House, as follows:

Statement of
Mr. McMurtry
Of Dedham.

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present in the House Chamber for the session held on Wednesday, April 13, 2016. Had I been present, I would have voted in the affirmative on roll call number 212, on passing to be enacted the municipal roads bond bill; and also on roll call numbered 217, on adoption of an order relative to special procedures for consideration of the House Bill making appropriations for the fiscal year 2017 [House, No. 4200] (for order, see House, No. 4199). I would have voted in the

negative on roll call numbers 213, 214, 215 and 216 (each being on a question on adoption of an amendment offered to the order relative to special procedures for consideration of the House Bill making appropriations for the fiscal year 2017). My missing of roll calls that day was due entirely to the reason stated.

Statement of Representative Ryan of Boston.

A statement of Mr. Ryan of Boston was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was absent from the House Chamber for a portion of today's sitting due to official business in another part of the State House. If I had been present for the taking of roll call number 237, I would have voted in the negative. My missing of roll calls today was due entirely to the reason stated.

Statement of
Mr. Ryan
of Boston.

Statement of Representative Sannicandro of Ashland.

A statement of Mr. Sannicandro of Ashland was spread upon the records of the House, as follows:

MADAM SPEAKER: I would like to call to the attention of the House the fact that I was absent from the House Chamber for the earlier portion of today's sitting because I was attending a funeral in the State of Rhode Island. My missing of roll calls earlier today was due entirely to the reason stated.

Statement of
Mr. Sannicandro
of Ashland.

Resolutions.

Resolutions (filed with the Clerk by Messrs. Roy of Franklin and Fernandes of Milford) congratulating Shaun Stephen Bemis on receiving the Eagle Award of the Boy Scouts of America, were referred, under Rule 85, to the committee on Rules.

Shaun
Bemis.

Mr. Galvin of Canton, for said committee, then reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Ms. Story of Amherst, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Papers from the Senate.

House bills

Authorizing the town of Montague to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (House, No. 3783), came from the Senate passed to be engrossed, in concurrence, with amendments in section 1, in lines 4 and 5, by striking out the words "Five Eyed Fox" and inserting in place thereof the following: "Arthur Binaco & Merchant, LLC"; and by adding the following subsection:—

Montague,—
liquor
license.

"(d) Upon issuance of the license authorized in this act, Arthur Binaco & Merchant, LLC shall surrender to the licensing authority the license it currently holds for the sale of wines and malt beverages to be drunk on the premises."; and

Donna
Juarez,—
sick leave.

Establishing a sick leave bank for Donna Juarez, an employee of the Department of Developmental Services (House, No. 4055), came from the Senate passed to be engrossed, in concurrence, with an amendment in line 4 by inserting after the name: "Juarez" the words "to care for her child";

The amendments were referred, under Rule 35, to the committee on Bills in the Third Reading.

Charlton,—
liens.

The Senate Bill relative to certain charges and fees in the town of Charlton (Senate, No. 2068) (on a petition) [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.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Cecle
Ferrie,—
sick leave.

Petition (subject to Joint Rule 12) of Kevin J. Kuros and Ryan C. Fattman for legislation to establish a sick leave bank for Cecle Ferrie, an employee of the Department of Correction. To the committee on Public Service.

Billerica,—
Yankee
Doodle
town.

Joint petition (subject to Joint Rule 12) of Marc T. Lombardo (at the request of the town) that the town of Billerica be designated as the Yankee Doodle town. To the committee on State Administration and Regulatory Oversight.

Under suspension of the rules, on motion of Mr. Gentile of Sudbury, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

Student loan
tax credits.

By Mr. Galvin of Canton, 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 Kate D. Campanale and others for legislation to establish tax credits and personal income tax deductions for student loan assistance. Under suspension of the rules, on motion of Ms. Fiola of Fall River, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Revenue. Sent to the Senate for concurrence.

Foxborough,—
liquor
license.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on House, No. 4157, a Bill authorizing the town of Foxborough to grant two additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4238) [Local Approval Received]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, 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.

Emergency Measure.

The engrossed Bill establishing a sick leave bank for Leanna Babineau, an employee of the Department of Developmental Services (see House, No. 4123), 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 37 to 0. Sent to the Senate for concurrence.

Leanna Babineau,—
sick leave.

Orders of the Day.

The Senate further amendment to the House amendment of the Senate Bill authorizing the town of Milton to issue an additional license for the sale of all alcoholic beverages to be drunk on the premises of a certain restaurant (Senate, No. 2051, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

Milton,—
liquor
license.

The Senate amendment of the House Bill relative to home improvement contractor registration (House, No. 4022), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

Home
contractors,—
registration.

House bills

Relative to the use of legal counsel by the town of Southbridge (House, No. 3999);

Relative to the Director of Public Works in the town of Southbridge (House, No. 4000);

Relative to the removal of the Director of Public Works in the town of Southbridge (House, No. 4001);

Relative to quasi-judicial boards in the town of Southbridge (House, No. 4002); and

Establishing a sick leave bank for Miranda Marie Flanagan, an employee of the Massachusetts Department of Transportation (House, No. 4124) (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.

Third
reading
bills.

The House Bill making appropriations for the fiscal year 2017 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interests, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 4200, amended), was considered.

General
Appropriation
Bill.

Pending the question on passing the bill, as amended, to be engrossed, Mr. Dempsey of Haverhill and other members of the House moved to amend it in section 2, in item 1410-0010, by adding the following: “; provided further, that not less than \$30,000 shall be expended for the Veteran’s Oral History Project at the Morse Institute Library in Natick;

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amendments
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and veterans).

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provided further, that not less than \$150,000 shall be allocated for Hei-drea for Heroes; provided further, that not less than \$75,000 shall be expended for the purpose of sustaining the Massachusetts Vietnam Veterans Memorial located in Worcester; and provided further, that not less than \$85,000 shall be expended for the NEADS Assistance Dogs for Veterans program to train assistance dogs for veterans”, and in said item by striking out the figures “3,222,497” and inserting in place thereof the figures “3,562,497”;

By striking out item 1410-0012 and inserting in place thereof the following item:

“1410-0012 For services to veterans, including the maintenance and operation of outreach centers; provided, that the centers shall provide counseling to incarcerated veterans and to Vietnam era veterans who may have been exposed to agent orange and the families of such veterans; provided further, that not less than \$124,000 shall be expended for the operation of the Montachusett Veterans Outreach Center women’s housing program; provided further, that not less than \$75,000 shall be expended for New England Veterans Liberty House; provided further, that not less than \$100,000 shall be expended for the Springfield chapter of NAB-VET’s Veteran’s First Outreach Center to provide outreach services to veterans in Hampden County; provided further, that not less than \$200,000 shall be expended for Nathan Hale Outreach Centers; provided further, that not less than \$30,000 shall be expended to the Leominster Veterans Center in the City of Leominster for the purpose of updating the Center for handicap accessibility; provided further, that not less than \$35,000 shall be expended for Vietnam Veterans of America organization in Massachusetts; provided further, that not less than \$30,000 shall be expended to the Cape & Islands Veterans Outreach Center for the purpose of the Grace Veterans Program; and provided further, that centers shall provide services to veterans who were discharged after September 11, 2001 and the families of such veterans \$3,667,641”;

In item 1410-0075, by striking out the figures “125,000” and inserting in place thereof the figures “250,000”;

In item 1410-0250, by adding the following: “; provided further, that not less than \$50,000 shall be expended for the Turner House Living Center for Veterans in Williamstown; provided further, that not less than \$30,000 shall be expended for transitional services at Our Neighbor’s Table in the city of Amesbury”, and in said item by striking out the figures “2,891,809” and inserting in place thereof the figures “2,971,809”;

In item 1410-1616, by adding the following: “; provided further that not less than \$10,000 shall be expended for maintenance services for the Korean War Memorial located in the Charlestown Navy Yard; provided further, that not less than \$20,000 shall be expended for the pur-

chase and installation of the Gold Star Families Memorial Monument in Fall River; provided further, that not less than \$5,000 shall be expended for construction, upgrades or repairs for the Agawam War Memorial; provided further, that not less than \$5,000 shall be expended for construction, upgrades or repairs for the Southwick War Memorial; and provided further, that not less than \$10,000 shall be expended for improvements on the Veteran's Memorial in Rockland", and in said item by striking out the figures "100,000" and inserting in place thereof the figures "150,000";

In item 4000-0005, by striking out the figures "6,000,000" and inserting in place thereof the figures "6,500,000";

In item 4401-1000, in line 5, by inserting after the word "benefits" the following "; provided further, that the department shall spend no less than the amount spent in fiscal year 2016 for the young parents program and the competitive integrated employment services program; provided further, that not less than \$794,000 shall be expended for contracts entered into with the Massachusetts Office of Refugees and Immigrants with whom the department of transitional assistance entered into service agreements within fiscal year 2016", and in said item by striking out the figures "5,000,000" and inserting in place thereof the figures "11,794,000";

In item 4403-2000, in line 28, by inserting after the word "law" the following: "; provided further, that a \$40 per month rent allowance shall be paid to all households incurring a rent or mortgage expense and not residing in public housing or subsidized housing; provided further, that a non-recurring children's clothing allowance of \$200 shall be provided to each child eligible under these programs in September 2016", and in said item by striking out the figures "203,865,086" and inserting in place thereof the figures "209,865,086";

In item 4800-0015, in line 110, by inserting after the word "months" the following: "; (1) the number of children and families served by the family resource centers by area; provided further, that not later than November 3, 2016, the department shall submit a report to the house and senate committees on ways and means and the joint committee on children, families, and persons with disabilities that detail any changes to rules, regulations or guidelines established by the department in the previous fiscal year to carry out its duties under chapter 119 of the General Laws; provided further, that the report shall also contain an evaluation of the family resource centers services provided and their effectiveness";

In item 4800-0038 by adding following: "and services for people at risk of domestic violence, including payroll costs; provided further, that not less than \$25,000 shall be expended for Rick's Place of Wilbraham to provide counseling services for youth who have experienced the death of a parent in the Pioneer Valley; provided further, that not less than \$25,000 shall be expended to the Methuen Athletic Improvement Committee's Methuen Youth Center Committee for community outreach and other committee purposes; provided further, that not less than \$75,000 shall be expended for the Weymouth Teen Center to provide job skills training, remedial education services, and to promote a social service program promoting growth and social welfare; provided further, that not less than \$140,000 shall be expended

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for the Children's Advocacy Center of Suffolk County; provided further, that not less than \$250,000 shall be expended for the Children's Advocacy Center of Bristol County; provided further, that not less than \$20,000 shall be expended for On Common Ground, Inc.; provided further, that not less than \$50,000 shall be expended for the planned learning achievement for youth program in Amherst; provided further, that funds may be expended on programs that received funding in fiscal year 2013; provided further, an amount not less than fiscal year 2013 shall be expended on children's advocacy centers; provided further, that not less than \$75,000 shall be expended for the operation of the Catholic Charities Labouré Center and its Recovery Connections program; provided further, that not less than \$100,000 shall be expended for Treehouse Foundation of Easthampton for planning to replicate the Intergenerational Treehouse Community model in the metrowest region; provided further, that not less than \$75,000 shall be expended for Julie's Family Learning Program, Inc", and in said item by striking out the figures "282,777,853" and inserting in place thereof the figures "283,612,853"; and

By inserting after section 43 the following two sections:

"SECTION 43A. The department of transitional assistance, in collaboration with the executive office of health and human services, shall provide a report on current fraud detection measures within the agency and department to reduce fraud in public assistance benefit programs and to study the feasibility of implementing a biometric authentication system. The report shall include, but not be limited to, the cost savings that would result from the elimination of duplicate assistance fraud in public assistance programs and the feasibility of using biometric technology to create a reliable system of identification. The report, along with any legislative recommendations, shall be filed with the clerks of the house of representatives and the senate within 90 days of the passage of this act.

SECTION 43B. There shall be a special commission to study the feasibility of establishing an economic mobility and financial stability program for families and individuals with extremely low incomes, as defined by the U.S. Department of Housing and Urban Development, in the commonwealth. The commission shall examine data related to programs that provide joint support for stable housing and aim to increase economic self-sufficiency, program outcomes for individuals or families including changes in earned income, education, and use of state and federally funded services, and, to the extent feasible, feedback of participants enrolled in existing programs.

The commission shall consist of the following members or their designees: the undersecretary of housing and community development who shall serve as chair; the secretary of education; the secretary of labor and workforce development; the commissioner of transitional assistance; the president of the senate; the speaker of the house of representatives; the minority leader of the house of representatives; the minority leader of the senate; the senate and house chairs of the joint committee on housing; and one representative of each of the following organizations: Abt Associates, a municipal housing authority, Citizens' Housing and Planning Association, Compass Collaborative, CONNECT, Crittenton Women's Union, Homes for Families, Local Initia-

tives Support Corporation, Massachusetts Chapter of the National Association of Housing and Redevelopment Organizations, Massachusetts Coalition for the Homeless, Massachusetts Law Reform Institute, Massachusetts Union of Public Housing Tenants, Metropolitan Boston Housing Partnership, MIDAS Collaborative, Regional Housing Network of Massachusetts, United Way of Massachusetts Bay and Merrimack Valley, and the University of Massachusetts Center for Social Policy.

The commission shall file a report of its findings and recommendations with the clerks of the senate and the house of representatives who shall forward the same to the joint committee on housing on or before February 1, 2017.”.

On the question on adoption of the amendments, the sense of the House was taken by yeas and nays, at the request of Mr. Howitt of Seekonk; and on the roll call (Mrs. Haddad of Somerset being in the Chair) 158 members voted in the affirmative and 0 in the negative.

Consolidated amendments adopted,—yea and nay No. 230.

[See Yea and Nay No. 230 in Supplement.]

Therefore the consolidated amendments (social services and veterans) were adopted.

Mr. Dempsey of Haverhill and others members of the House then moved to amend the bill in section 2, in item 2000-0100, in line 5, by inserting after the word “Laws” the following: “; provided, that not less than \$100,000 shall be expended for the Swansea Beach revitalization project; provided further, that not less than \$50,000 shall be expended for energy conservation projects for school and town buildings in Belmont”, and in said item by striking out the figures “7,768,750” and inserting in place thereof the figures “7,918,750”;

Consolidated amendments (energy and environmental affairs).

By inserting after item 2000-0100 the following item:

“2000-0101 For the executive office of energy and environmental affairs to coordinate and implement strategies for climate adaptation and preparedness, including but not limited to the resiliency of the commonwealth’s transportation, energy, and public health infrastructures; built environments; municipal assistance; improved data collection and analysis and enhanced planning: provided, that the executive office enter into interagency service agreements to facilitate and accomplish these efforts ... \$150,000”;

In item 2200-0100, by adding the following: “; and, provided further, that \$125,000 shall be expended for the Buzzards Bay Coalition for coastal water quality monitoring in Buzzards Bay and Vineyard Sound”, and in said item by striking out the figures “25,052,967” and inserting in place thereof the figures “25,177,967”;

In item 2210-0106, in line 11, by inserting after the following: “211” the following: “; provided further, that not less than \$1,629,860 from this item shall be made available for the operation of the toxics use reduction institute program at the University of Massachusetts at Lowell; provided further, that the department shall enter into an interagency service agreement with the University of Massachusetts to make such funding available for this purpose; provided further, that not less than \$644,096 from this item shall be made available for toxics use reduction technical assistance and technology in accordance with said chapter 211;

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provided further, that the department shall enter into an interagency service agreement with the executive office for energy and environmental affairs to make such funding available for this purpose”;

In item 2250-2010, by adding the following: “; provided, that not less than \$35,000 shall be expended for the pipe cleaning program in Webster”, and in said item by striking out the figures “500,000” and inserting in place thereof the figures “535,000”;

In item 2300-0101, by adding the following: “; provided further, that not less than \$50,000 shall be expended to restore the Aberjona Riverbank in Winchester; and provided, that not less than \$25,000 shall be expended to develop a recreation management plan for the Franklin, Medway, and Bellingham Army Corps of Engineers flood plain and wildlife habitat”, and in said item by striking out the figures “503,889” and inserting in place thereof the figures “578,889”;

In item 2310-0300, by adding the following: “; provided, that not less than \$100,000 shall be expended for the purpose of implementing the statewide habitat conservation plan to increase recreational opportunities and shorebird conservation on the Commonwealth’s beaches”, and in said item by striking out the figures “150,000” and inserting in place thereof the figures “250,000”;

In item 2330-0100, in line 11, by inserting after the word “fisheries” the following: “; provided further, that not less than \$50,000 shall be expended for programs at the Fishing Academy, Inc., for young people in greater Boston; provided further, that not less than \$450,000 shall be expended for a program of collaborative research by the Division of Marine Fisheries through the Marine Fisheries Institute, in collaboration with the School for Marine Science and Technology at the University of Massachusetts Dartmouth, that applies innovative technology to assess the biomass of fish, in the region managed by the New England Fishery Management Council; provided further, that not less than \$175,000 shall be expended for shellfish propagation in Barnstable, Dukes and Nantucket counties to be administered jointly by the director of marine fisheries and counties; provided further, not less than \$25,000 shall be expended for a sediment aeration pilot project in the town of Falmouth; provided further, that not less than \$50,000 shall be provided for a Great Marsh green crab trapping program”, and in said item by striking out the figures “5,601,004” and inserting in place thereof the figures “6,326,004”;

In item 2511-0100, by adding the following: “; provided, that not less than \$50,000 shall be expended for the establishment and administration of a City Fruit Initiative within the New Bedford region to help tree owners grow healthy fruit, provide assistance in harvesting and preserving fruit, promote the sharing of extra fruit and work to protect urban fruit trees; provided further, that not less than \$300,000 shall be expended to enhance the buy local effort in western, central, northeastern and southern Massachusetts; and provided further, that not less than \$90,000 shall be expended for the apiary inspection program; and provided further, that not less than \$200,000 shall be expended for the cost of all products, equipment, and labor associated with the eradication of the arbovirus, as well as the cost of any other type of pesticide or agent, in order to prevent the spread of eastern equine encephalitis and west nile virus in Bristol and Plymouth counties”, and in said item

by striking out the figures “5,089,746” and inserting in place thereof the figures “5,729,746”;

In item 2511-0105, in line 7, by inserting after the word “item” the following: “; provided, that not less than \$25,000 shall be expended for Food for the World Inc.; provided further, that not less than \$110,000 shall be expended for the operation of the city of Cambridge’s Weekend Backpack Project for Food Assistance; and provided further, that not less than \$30,000 shall be expended to the Spanish American Center in the city of Leominster for the purpose of purchasing a delivery truck to transport hot and cold meals”, and in said item by striking out the figures “17,000,000” and inserting in place thereof the figures “17,665,000”;

In item 2800-0401, in line 9, by inserting after the words “requirements” the following: “; provided further, that not less than \$50,000 shall be expended for the purpose of sampling and testing of storm water systems in Belmont”, and in said item by striking out the figures “415,854” and inserting in place thereof the figures “465,854”;

In item 2800-0500, by adding the following: “; provided, that not less than \$900,000 shall be expended for the Metropolitan Beaches in Lynn, Nahant, Revere, Winthrop, East Boston, South Boston, Dorchester, Quincy and Hull to be fully maintained and seasonally staffed as recommended by the Metropolitan Beaches Commission in coordination with the Department of Conservation and Recreation; provided further that not less than \$50,000 shall be expended for Save the Harbor/ Save the Bay’s staff time, consultants and direct expenses to support the ongoing work of the Metropolitan Beaches Commission; provided further that not less than \$50,000 shall be expended to address the cleanup of *Pilayella* algae in Lynn, Nahant and Revere, and provide further that not less than \$250,000 shall be expended for matching grants to public and nonpublic entities to support free public events and programs on the metropolitan beaches as part of Save the Harbor/ Save the Bay’s Better Beaches Grants Program as recommended by the Metropolitan Beaches Commission”, and in said item by striking out the figures “1,000,000” and inserting in place thereof the figures “1,550,000”;

In item 2800-0501, in line 19, by inserting after the figures “30” the following: “; provided further, that that less than \$50,000 be expended for the continued maintenance of chemical treatments, dredging, and water chestnut removal at Coes Pond and Representative John J. Binienda Memorial Beach in Worcester”, and in said item by striking out the figures “15,261,436” and inserting in place thereof the figures “15,311,436”;

In item 2800-0700, in line 6, by inserting after the word “safety” the following: “; provided further, that not less than \$25,000 shall be expended for dam inspections and repairs at Breed and Walden ponds in Lynn”, and in said item by striking out the figures “423,295” and inserting in place thereof the figures “448,295”;

In item 2810-0100, in line 18, by inserting after the word “item” the following: “; provided further, that not less than \$40,000 shall be expended for sediment core testing for contamination in the Ellis pond in Norwood; provided further, that not less than \$25,000 shall be expended for a water treatment study in Peabody; provided further, that not less than \$10,000 shall be expended for the management and

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cleanup of invasive pond vegetation at floating bridge pond in Lynn; provided further, that not less than \$100,000 shall be expended on the replacement of the cast iron fence on the median of the Carroll Parkway in Lynn; provided further, that not less than \$20,000 shall be expended on funding playground repairs and upgrades at Shields Park located in Milton; provided further, that not less than \$20,000 shall be allocated for water testing and management for Wampatuck Pond in Hanson; provided further, that \$35,000 shall be expended for the development, improvement and landscaping of the Veterans Road Playground in Dedham; provided further, that not less than \$50,000 shall be expended for the installation of a transient dockage at the Fall River boathouse at Heritage State Park for recreational boating; provided further, that not less than \$250,000 shall be expended for a new veterans park in the city of Lowell; provided further, that not less than \$75,000 shall be expended for the maintenance and restoration of Cutler Park Reservation in Needham; provided further, that not less than \$100,000 shall be expended for the long term care and maintenance of Whitman's Pond in Weymouth; provided further, that not less than \$50,000 shall be expended for the cleanup of *Pilayella* algae on Kings Beach and Long Beach in Lynn; provided further, that not less than \$55,000 shall be expended for the maintenance of Red Rock Park in Lynn; provided further, that not less than \$50,000 shall be expended for the construction and improvement of the Hancock Playground in the city of Brockton; provided further, that not less than \$20,000 shall be expended for the construction and improvement of the Ali Hamilton Memorial Park in Easton; provided further, that not less than \$75,000 shall be expended for an air study at the Concord playing field between Route 126 and Crosby's Corner in Concord; provided further, that not less than \$50,000 shall be expended to the town of Concord for erosion mitigation for White Pond; provided further, that not less than \$50,000 shall be expended for park improvements in Natick; provided further, that not less than \$100,000 shall be expended for repairs to the carriage house at Lynch Park in Beverly; provided further, that not less than \$35,000 shall be granted to the city of Brockton's Parks Commission to renovate McKinley Playground; provided further, that not less than \$25,000 shall be expended for a feasibility study for the construction of a youth center in the city of Leominster; provided further, that no less than \$43,000 shall be provided to the town of Lancaster for handicap accessibility under the Americans with Disabilities Act regulations at the Town Beach; provided further, that not less than \$50,000 shall be provided for an accessible trail system including connecting to the DCR's Rail Trail System as well as handicap nature trails in Berlin; provided further, that not less than \$350,000 shall be expended for the purposes of aquatic invasive species control; provided further, that not less than \$10,000 shall be expended on the Methuen School District's rowing program; provided further, that no less than \$175,000 shall be expended for the purpose of tree re-planting in Worcester; provided further, that not less than \$75,000 shall be expended for the Let's Row Boston program administered by Community Rowing, Inc. in Boston; provided further, that not less than \$45,000 shall be expended for the treatment and preservation of Indian lake in Worcester; provided further that no less than \$50,000 shall be expended for design and con-

struction improvements to Monument Park honoring veterans in the Arlington; provided further, that not less than \$50,000 shall be expended for improvements to the Head Town Landing in Westport; provided further, that not less than \$20,000 shall be expended for the purposes of aquatic invasive species control in lake Attitash in the town of Merrimac and the city of Amesbury; provided further, that not less than \$25,000 shall be expended for the maintenance of lake Singletary in Sutton and Millbury”, and in said item by striking out the figures “37,408,430” and inserting in place thereof the figures “39,536,430”;

By inserting after section 32 the following section:

“SECTION 32A. (a) There shall be a farmland protection and farm viability advisory commission. The commission shall consist of the following members or their designees: the commissioner of the department of agricultural resources, who shall serve as chair, the house and senate chairs of the joint committee on environment, natural resources and agriculture; 1 member appointed by the minority leader of the senate; 1 member appointed by the minority leader of the house of representatives; and 8 members appointed by the Governor, 1 of whom shall be a member of the board of food and agriculture, 1 of whom shall be a representative of the University of Massachusetts Agricultural Extension Program; 1 of whom shall be representative of the Massachusetts Farm Bureau Federation; 1 of whom shall be a representative of The Trustees of Reservations; 1 of whom shall be a representative of American Farmland Trust; 1 of whom shall be a farmer, 1 of whom shall be a representative of a urban agriculture organization, and 1 of whom shall be a representative of a farmland access organization.

(b) The secretary of energy and environmental affairs, in consultation with the farmland protection and farm viability advisory commission, shall develop a farmland action plan that sets forth the commonwealth’s goals, priorities, and actions for farmland protection and access. The plan shall include: (i) an inventory of state-owned land in active agricultural production or potentially suitable for farming; (ii) a review of state agency policies related to the use or lease of land for farming and recommendations related to state policies around the use and lease of state-owned land for farming; (iii) recommended statutory, regulatory, or policy revisions to the Agricultural Preservation Restriction (APR) program to support the long-term economic viability of protected farms, address housing needs, and ensure the program is managed in a transparent and consistent manner and that its policies keep pace with changes in agriculture and associated markets; (iv) an analysis of recent trends and potential threats related to farmland loss and conversion; (v) an analysis of farmland enrolled in chapter 61A of the General Laws and recommendations for improving enrollment of farmland in the program; (vi) measurable statewide goals and benchmarks related to farmland conversion, farmland protection, and farmland access, and recommendations for state policy changes and program funding levels to meet these goals and benchmarks as well as recommendations to improve state data collection around farmland trends and to establish a system for tracking acres of farmland in production over time.

(c) The commission shall meet at least quarterly and shall advise and make recommendations to the secretary of energy and environmental

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affairs for the proper management and development of the plan. The executive office of energy and environmental affairs and the department of agricultural resources shall provide technical support to the commission. Upon completion, the farmland action plan shall be filed with the clerks of the house of representatives and senate.

SECTION 32B. There shall be a task force to examine and make recommendations relative to water supply shortages and the use of water withdrawal permits pursuant to chapter 21G of the General Laws. The task force shall review existing permits, permit conditions imposed, status of affected bodies of water, population changes of impacted areas, and any other factor deemed relevant. The task force shall consider and make recommendations for ways to mitigate adverse consequences on above ground bodies of fresh water.

Said task force shall consist of the following 7 members or their designees: the commissioner of environmental protection, who shall serve as chair; the secretary of energy and environmental affairs; 2 members of the house of representatives, 1 of whom shall be appointed by the speaker and one of whom shall be appointed by house minority leader; 2 members of the senate, 1 of whom shall be appointed by the senate president and one of whom shall be appointed by the senate minority leader; and the executive director of the Massachusetts municipal association, or their designee. The task force shall: (i) meet with affected stakeholders; (ii) consult and collaborate with nongovernmental organizations that have expertise that may benefit the task force; and (iii) conduct at least 1 public hearing.

The task force shall annually submit on or before March 1, their findings along with any recommendations to the governor, the clerks of the house and senate, and the joint committee on environment, natural resources and agriculture.”

After remarks on the question on adoption of the amendments, the sense of the House was taken by yeas and nays, at the request of Mr. Schmid of Westport; and on the roll call (Mr. Donato of Medford being in the Chair) 157 members voted in the affirmative and 0 in the negative.

[See Ye and Nay No. 231 in Supplement.]

Therefore the consolidated amendments (energy and environmental affairs) were adopted.

Quorum.

Pending the question on passing the bill, as amended, to be engrossed, Mrs. Whipps Lee of Athol asked for a count of the House to ascertain if a quorum was present. The Chair (Mr. Donato), having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Quorum,—
yea and nay
No. 232.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call (the Speaker being in the Chair) 146 members were recorded as being in attendance.

[See Ye and Nay No. 232 in Supplement.]

Therefore a quorum was present.

Subsequently a statement of Ms. Decker of Cambridge was spread upon the records of the House, as follows:

Statement of
Ms. Decker of
Cambridge.

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous quorum roll call I was absent from the House

Chamber on official business in another part of the State House, and therefore I was not recorded as being in attendance.

Subsequently a statement of Ms. Dykema of Holliston was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous quorum roll call I was absent from the House Chamber on official business in another part of the State House, meeting with members of the School Committee of the town of Southborough, and therefore I was not recorded as being in attendance.

Statement of
Ms. Dykema
of Holliston.

Subsequently a statement of Mr. Lyons of Andover was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous quorum roll call I was absent from the House Chamber on official business in another part of the State House, and therefore I was not recorded as being in attendance.

Statement of
Mr. Lyons
of Andover.

After remarks on the question on passing the bill, amended, to be engrossed, at twenty-six minutes after the hour of one o'clock P.M., on motion of Mr. Jones of North Reading (Mr. Mariano of Quincy having taken the Chair), the House recessed until a two o'clock; and at a quarter after two o'clock the House was called to order with Mr. Donato of Medford in the Chair.

Recess.

Messrs. McMurtry of Dedham and Rogers of Norwood then moved to amend the bill by adding the following section:

“SECTION 69. Chapter 192 of the acts of 2014 is hereby amended in Section 1, line 2 by striking out ‘shall’ and inserting in the place thereof: ‘may’; and in line 6 by adding at the end thereof the following:— in effect as of January 1, 2010; and repealing sections 2 and 3 in their entirety.”

The amendment was rejected.

Mr. Kafka of Stoughton and other members of the House then moved to amend the bill by adding the following seven sections:

“SECTION 69. (a) There shall be a special commission on electronic security and life safety systems to provide guidance and advice to the governor, the general court, the secretary of public safety and security and the undersecretary for the office of consumer affairs and business regulation on effective state licensure models, including, but not limited to, practices that secure a high level of professionalism in the electronic security system industry, prevention, detection, and elimination of individuals and business entities not appropriate to engage in the industry and to recommend policies, including legislation, to promote certification and training, continuing education and compliance with background checks at the federal and state levels. The special commission may conduct public hearings, forums or meetings to gather information.

(b) The commission shall be comprised of (i) 4 members of the senate, 3 of whom shall be members of the majority party who shall be appointed by the senate president and 1 of whom shall be a member of the minority party who shall be appointed by the minority leader; provided, however, that 1 member of the senate shall be designated as co-chair of the commission; 4 members of the house of representatives, 3 of whom shall be members of the majority party who shall be appointed by the speaker and 1 of whom shall be a member of the

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minority party who shall be appointed by the minority leader; provided, however, that 1 member of the house shall be designated as co-chair of the commission; (ii) the following 4 members, who shall serve ex officio: the Secretary of the Executive Office of Public Safety and Security, the Undersecretary for the Office of Consumer Affairs and Business Regulation, the Commissioner for the Massachusetts Department of Telecommunications and Cable, and the Executive Director for the State Board of Electrical Examiners or their designees; (iii) 1 representative of the Massachusetts Chiefs of Police Association, 1 representative of the Massachusetts State Fire Marshal's Office, 1 representative of the Massachusetts Systems Contractors Association licensed as a contractor in Massachusetts with a security system business licensed under chapter 147, 1 representative from the International Brotherhood of Electrical Workers, Local 103, who shall be a licensed electrician, 1 representative from the Massachusetts Electrical Contractors Association licensed as a contractor in Massachusetts with a security system business licensed under chapter 147, 1 representative who currently serves as a municipal inspector of wires and is a member of The Municipal Electrical Inspectors Association of Massachusetts and Rhode Island, 1 representative from a telecommunications company regulated by the Massachusetts Department of Telecommunications and Cable and 1 consumer who has experience contracting for security system services serving Massachusetts.

(c) The organizational meeting of the commission shall be convened by the co-chairs not later than 30 days after the effective date of this act whether or not all of its members have been appointed and qualified.

(d) The special commission shall make an investigation and study of Massachusetts laws and regulations, including definitions and exemptions, policies and relevant case law for their effectiveness in the oversight, licensure and uniform enforcement of the electronic security and life safety systems industry, models adopted in other states and best practices for ensuring comprehensive local and national background checks.

(e) The special commission shall file a report by December 31, 2016 with the office of the governor, the clerk of the House of Representatives and the clerk of the senate, along with recommendations, if any, together with drafts of legislation necessary to carry those recommendations into effect.

(f) In consultation with the special commission, the board of electrical examiners may develop regulations or policies to address issues of immediate concern to the commission in relation to the protection of public and consumer safety.

SECTION 70. Chapter 143 of the General Laws, as appearing in the 2012 Official Edition, shall hereby be amended in Section 3L by striking the words 'five hundred' in line 28 and inserting in place thereof, the following word:— 2,500.

SECTION 71. Said Section 3L of said chapter shall hereby be further amended by striking in lines 4 and 5 the words 'used for light, heat and power purposes in buildings and structures subject to the provisions of sections three to sixty, inclusive, and the state building code.' and inserting therein the following words:— and systems in buildings

and structures subject to the provisions of sections 3 to 60, inclusive, the state building code, and work governed by chapter 141.

SECTION 72. Said Section 3L of said chapter shall hereby be further amended in lines 22 and 31 by inserting after the word ‘fixtures’ the following:— or systems.

SECTION 73. Said chapter 143 shall be further amended in Section 3P by inserting in line 7 after the word ‘appeal’ the following words:— and decide such appeal, subject to chapter 30A relative to adjudicatory proceedings.

SECTION 74. Said section 3P of chapter 143 shall be further amended in the second paragraph by striking the second, third, fourth and fifth sentences.

SECTION 75. Said section 3P of chapter 143 shall be further amended by striking the third paragraph in its entirety and inserting in place thereof the following:— The board’s decision shall be final and binding upon all parties in interest, except that compliance with any notice, interpretation, order, requirement or direction of an inspector of wires or other person charged with the enforcement of the rules, by any person who has had his certificate, registration, license or authority to do so suspended, revoked or cancelled under section 61 of chapter 112 may stay compliance pending appeal pursuant to section 64 of chapter 112 and section 11 of chapter 30A.”.

The amendment was rejected.

Ms. Balsler of Newton and other members of the House then moved to amend the bill by adding the following section:

“SECTION 69. Chapter 175 of the General Laws, as appearing in the 2006 Official Edition, is hereby amended by inserting after section 108J the following section:—

Section 108K. No company, and no officer or agent thereof, shall make or permit any distinction, classification, discrimination, or otherwise recognize any difference, on the basis of race, color, religion, sex, marital status, or national origin, in the amount or payment of premiums or rate charges, or in the benefits payable, or in any of the other terms or conditions of any group or individual disability, accident or sickness insurance contract issued or delivered within or without the commonwealth on or after January 1, 2011 which covers one or more residents of the commonwealth. As used in this section, sex includes, but is not limited to, conditions unique to one sex, such as pregnancy. Any violation of this section shall constitute an unfair method of competition or an unfair or deceptive act or practice in violation of chapter 176D.”.

Pending the question on adoption of the amendment, Mr. Michlewitz of Boston moved to amend it by striking out the text contained therein and inserting in place thereof the following:

“SECTION 36A. There shall be established a working group on gender equity in disability policies. The group shall consist of the following 9 members of their designees: the commissioner of insurance, who shall serve as chair, the undersecretary of consumer affairs; the house and senate chairs of the joint committee on financial services, the house and senate chairs of the joint committee on children, families and persons with disabilities, the attorney general, and 2 persons appointed by the Governor: 1 person representing the insurance industry and 1 person from the Commission on the Status of Women.

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Not later than 30 days after the passage of this act, the working group shall convene to study the costs and benefits of prohibiting insurance companies in the commonwealth from making any distinctions in disability policy payments, premiums or rate charges, or any other terms or conditions of any group or individual disability, accident or sickness insurance contract based on a person’s race, color, religion, sex, marital status, or national origin. The working group shall submit their findings, along with any legislative recommendations to the clerks of the house of representatives and senate on or before December 31, 2016. The division of insurance shall provide any resources and assistance necessary in developing the cost-benefit analysis of the working group.”.

Quorum.

After remarks on adoption of the further amendment. Mr. Stanley of Waltham asked for a count of the House to ascertain if a quorum was present. A count showed that 79 members were in attendance; and inasmuch as a quorum was not present, the Chair (Mrs. Haddad of Somerset) directed the Sergeant-at-Arms to secure the presence of a quorum.

Quorum,—yea and nay No. 233.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 148 members were recorded as being in attendance.

[See Yea and Nay No. 233 in Supplement.]

Therefore a quorum was present.

After debate the further amendment was adopted, thus precluding a vote on the pending amendment.

Consolidated amendments (housing, mental health and disability services).

Mr. Dempsey of Haverhill and other members of the House then moved to amend the bill in section 2, in item 1107-2501, by striking out the figures “2,943,391” and inserting in place thereof the figures “3,043,391”.

By inserting after item 4000-0005 the following item:

“4000-0007	For housing and supportive services for unaccompanied youth pursuant to section 16X of chapter 6A of the General Laws; provided further, that the total amount appropriated and re-appropriated under this line item shall include unexpended funds appropriated for this item in fiscal year 2016, which shall not revert, but shall be made available for purposes of this line item for fiscal year 2017	\$1,000,000”;
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In item 4510-0710, in line 6, by inserting after the word “intellectual” the words “or developmental”;

In item 5042-5000, in line 16, by inserting after the word “Project” the following “; provided further, that the Department shall expend no less than \$50,000 for The Children’s Room located in the Town of Arlington”, and in said item by striking out the figures “88,030,618” and inserting in place thereof the figures “88,080,618”;

In item 5046-0000, in line 12, by inserting after the figures “2017” the following: “; provided further, that not less than \$100,000 shall be expended for the Interface referral services of William James College, Inc. formerly known as Massachusetts School of Professional Psychology, in Plymouth county; provided further, that not less than \$150,000 shall be expended for the International Institute of New England for culturally and linguistically appropriate mental health services for immi-

grants and refugees; provided further, that not less than \$200,000 shall be expended on a Department of Mental Health and the Executive office of Elder Affairs elder mental health interagency service agreement for adult home and community-based behavioral health services to adults over the age of 60”, and in said item by striking out the figures “382,654,252” and inserting in place thereof the figures “383,104,252”;

In item 5920-3000, by adding the following: “; provided, that the Department shall expend not less than \$100,000 to provide respite services and intensive family supports for individuals over 40 years of age; and provided further that the Department shall submit a report to the house and senate chairs of the joint committee on ways and means and the house and senate chairs of the joint committee on elder affairs on respite services and intensive family supports for individuals over the age of 40 years of age no later than December 31, 2016 and shall include, but not limited to, the following (a) the current number of individuals over 40 years of age who are eligible for respite services and intensive family supports; (b) the number of individuals over 40 years of age who are currently receiving respite services and intensive family supports; and (c) the amount of respite services and intensive family supports that each individual over 40 years of age receives”, and in said item by striking out the figures “62,739,395” and inserting in place thereof the figures “62,839,395”;

In item 5930-1000, in line 1, and also in section 2B, in item 5948-0012, by inserting after the word “intellectual”, in each instance, the words “or developmental”, and in said item 5930-1000 by striking out, in lines 2, 4, and 18, the following: “ICFs/IID” and inserting in place thereof, in each instance, the following: “ICFs/PWD”;

In section 2, in item 7004-0099, in line 49, by inserting after the word “requirements” the following: “; provided further, that not less than \$50,000 be expended for the operation of a computer technology center at the Commonwealth Housing Development in Brighton; provided further, that not less than \$250,000 shall be expended annually for provision of emergency services that provide domestic violence intervention, workforce development, housing assistance, operation of food vouchers, winter coats for kids and holiday dinners operated by Community Action Programs Inter-City, Incorporated for the communities specified in item 7004-0099 of section 2 of chapter 68 of the acts of 2011; provided further, that the Coalition for a Better Acre shall receive not less than \$75,000 for the refurbishment of the Smith-Baker Center of Lowell; provided further, that not less than \$50,000 shall be expended on the Methuen Arlington Neighborhood Inc; provided further, that \$100,000 shall be expended for the Homeless Prevention Council of Lower Cape Cod; provided further, that no less than \$40,000 shall be expended for the South Worcester Neighborhood Improvement Corporation; provided further, that not less than \$75,000 shall be expended to World is Our Classroom, Inc. serving the towns of Holyoke, Westfield, Chicopee and Greenfield; provided further, that not less than \$50,000 shall be expended for the Pleasant Street Neighborhood Network Center in Worcester”, and in said item by striking out the figures “6,737,921” and inserting in place thereof the figures “7,427,921”;

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In item 7004-0101, in line 153, by inserting after the word “regions” the following: “; provided further, that \$100,000 shall be made available to the Housing Assistance Corporation Cape Cod for the purpose of finding, developing, and designing a new site for the NOAH shelter currently located in Hyannis; provided further, that funds shall be expended for technical assistance by Homes for Families; provided further, that no less than \$75,000 shall be expended for Horizons for Homeless Children”, and in said item by striking out the figures “155,123,948” and inserting in place thereof the figures “155,298,948”;

In item 7004-0102, in line 9, by inserting after the word “system” the following: “; provided further, that not less than \$200,000 shall be expended for Craig’s Doors, A Home Association, Inc. in the town of Amherst; provided further, that no less than \$60,000 shall be expended for the basic needs programs for the Friendly House in Worcester; provided further, that not less than \$125,000 shall be expended for the United Way of Pioneer Valley on behalf of the Western Massachusetts Network to End Homelessness to facilitate regional coordination and implement Western Massachusetts Opening Doors: An Action Framework to Prevent and End Homelessness”, and in said item by striking out the figures “43,985,000” and inserting in the place thereof the figures “44,870,000”, and in said item by striking out the figures “1,800,000” and inserting in the place thereof the figures “2,300,000”;

In item 7004-9030 by striking out the figures “4,600,000” and inserting in the place thereof the figures “5,100,000”;

By inserting after section 5 the following section:

“SECTION 5C. Chapter 19 of the General Laws is hereby amended by hereby amended by inserting after section 16 the following section:—

Section 16A. (a) Subject to appropriation, the department shall operate a statewide program to provide remote mental health consultations, available for a minimum of 5 days a week, to pediatricians, family physicians, nurse practitioners and primary care practices for persons under the age of 19 who exhibit a possible mental health or substance use disorder and to health care providers of women who are presenting with signs of post- partum depression.

(b) Expenditures on this program by the department that are related to services provided on behalf of commercially insured clients shall be assessed by the commissioner on surcharge payors as defined in section 64 of chapter 118E.”;

By inserting after section 6 the following section:

“SECTION 6F. Section 8J of chapter 40 of the General Laws, as so appearing, is hereby amended by striking out, in line 24, the word ‘nine’ and inserting in place thereof the figures:— 13.”; and

By inserting after section 39 the following two sections:

“SECTION 39A. There is hereby established a special commission on behavioral health promotion and upstream prevention to investigate evidence-based practices, programs and systems to prevent behavioral health disorders and promote behavioral health across the commonwealth. The commission shall: (1) consider recommendations from state and federal reports, guides and action plans to promote behavioral health; (2) identify sustainable, cost-beneficial and evidence-based privately or publicly funded programs or practices, implemented inside or outside of the commonwealth, which are designed to promote behav-

ioral health, prevent disorders, and support early detection and intervention of behavioral health disorders; (3) assess approaches to improve the commonwealth's system of behavioral health promotion and prevention, including, but not limited to: (i) programs and practices that could be implemented over the next decade to promote behavioral health, (ii) the creation of a single state behavioral health agency, and (iii) ways to increase collaboration at the state and local levels between community coalitions and public health, mental health, healthcare, education, social services and public safety organizations; (4) assess innovative approaches for funding promotion and prevention programs; (5) recommend strategies, including legislative action, to shift healthcare spending over the long term from acute and inpatient behavioral health care to promotion and upstream prevention, without diminishing treatment or recovery services for those in need; (6) recommend evidence-based, primary and secondary-level programs or practices that are community, family or school-based, including whole school approaches, that reduce risk factors and increase protective factors for behavioral health disorders and foster social and emotional health; and (7) recommend measurable statewide behavioral health goals consistent with the goals identified in clauses (1) to (6), inclusive, for preventing behavioral health disorders over the next decade.

The commission shall consist of 24 members or their designees: 2 members of the house of representatives, 1 of whom shall be appointed by the speaker of the house and shall serve as co-chair, and 1 of whom shall be appointed by the minority leader of the house of representatives; 2 members of the senate, 1 of whom shall be appointed by the senate president and shall serve as co-chair, and 1 of whom shall be appointed by the minority leader of the senate; the chief justice of Massachusetts trial court; the commissioner of mental health; the commissioner of public health; the commissioner of elementary and secondary education; the commissioner of the division of insurance; the secretary of public safety and security; the executive director of the health policy commission; the executive director of the center for health information and analysis; the executive director of the Massachusetts community health information profile; the executive director of the mental health legal advisors committee; the executive director of the Massachusetts public health association; the executive director of the Massachusetts organization for addiction recovery; the president of the Massachusetts association for behavioral health; the president of the Massachusetts chapter of the national association for social workers; and 6 members who shall be appointed by the governor, 1 of whom shall be a representative from the health insurance industry, 1 of whom shall be an expert in mental and behavioral health promotion, 1 of whom shall be an expert in school-based public health, 1 of whom shall be an expert in community-based public health, 1 of whom shall be an expert in planning and environmental health, and 1 of whom shall be a representative from the social and emotional learning alliance for Massachusetts.

The commission may hold public meetings and fact-finding hearings as it considers necessary; provided, however, that the commission shall conduct at least 3 public hearings to receive testimony from members of the public. The commission shall file the report of its investigation and study with the clerks for the house of representatives

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and the senate, no later than 24 months after the date of the first meeting of the commission; provided, however, that the commission may, at the discretion of the chairs, make a draft report available to the public for comment before filing the final version.

SECTION 39B. There is hereby established a special commission on nutrition for homeless families. The commission shall investigate and study the need for and methods to provide nutritious and medically safe meals to homeless families temporarily housed in hotels and motels in all counties of the commonwealth. The commission shall consist the following members or their designees: the undersecretary of housing and community development; the commissioner of transitional assistance; the commissioner of children and families; the commissioner of mental health; the commissioner of public health; the commissioner of elementary and secondary education; and 1 representative from each of the following organizations: a regional food bank, an organization serving homeless families, a civil legal aid organization, Community Servings, Project Bread, and Food for Free; and three members, from different geographic regions, from hospitals providing services to medically complex children. The commission shall report its findings, including any proposed legislation, to the clerks of the house of representatives and senate who shall forward the same to the joint committee on housing and the joint committee on children, families, and persons with disabilities no later than July 1, 2017.”

After debate on the question on adoption of the amendments, the sense of the House was taken by yeas and nays, at the request of Mr. Honan of Boston; and on the roll call 158 members voted in the affirmative and 0 in the negative.

[See Ye and Nay No. 234 in Supplement.]

Therefore the consolidated amendments (housing, mental health and disability services) were adopted.

Messrs. Dempsey of Haverhill and Jones of North Reading then moved to amend the bill by inserting after section 29 the following section:

“SECTION 29A. There shall be established an employee vacation and earned sick leave credit task force to study and make recommendations on establishing a uniform state policy regarding the cashout of vacation and sick leave credits applicable to employees of the commonwealth who are in positions that are not subject to collective bargaining agreements. The task force shall be comprised of the following 11 members or their designees: the secretary of administration and finance, who shall serve as chair, the administrator of the trial court, the colonel of the state police, the chair of the board of higher education, 1 person appointed by the speaker of the house of representatives, 1 person appointed by the senate president, 1 person appointed by the minority leader of the house of representatives, 1 person appointed by the minority leader of the senate, and 3 persons appointed by the Governor, one of whom shall have experience in labor law.

The task force shall study and make recommendations on establishing the following uniform policies and in so doing shall examine the practices of neighboring states: (1) rate of accrued sick leave; (2) cashout of sick leave credit upon retirement; (3) payment of sick leave credits upon death of the employee; and (4) transfer of sick leave credits from other

Consolidated amendments adopted,—yea and nay No. 234.

political subdivisions of the commonwealth. In addition the task force shall study the feasibility of establishing an extended illness leave bank for all employees of the commonwealth.

The task force shall convene not later than 30 days after the effective date of this act and shall file its recommendations with the clerks of the house of representatives and senate on or before October 1, 2016.”

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays, at the request of Mr. Jones of North Reading; and on the roll call 158 members voted in the affirmative and 0 in the negative.

Amendment
adopted,—
yea and nay
No. 235.

[See Yea and Nay No. 235 in Supplement.]

Therefore the amendment was adopted.

Messrs. Galvin of Canton and Kafka of Stoughton then moved to amend the bill by adding the following section:

“SECTION 69. Chapter 242 of the acts of 2012 is hereby amended in section 33 by striking the words ‘fair market value, shall be made free of interest and shall be payable over a period of not less than 10 years’ and replacing it with the following: ‘\$175,000’.”

The amendment was adopted.

Mr. Howitt of Seekonk then moved to amend the bill by adding the following section:

“SECTION 70. Section 19C of chapter 138 of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by inserting after paragraph (n), the following paragraph:—

(o) Notwithstanding any provision of this chapter to the contrary, a farmer brewer shall be permitted to fill empty growlers, provided by consumers for retail sale, if said growler was purchased for the purpose of holding malt beverages. For the purposes of this section, the term ‘growler’ shall mean a large glass, including bottles, jugs, or other containers, which can hold up to 100 ounces of a malt beverage as defined in section 2, and is purchased from any licensed malt beverages manufacturer or wholesaler.

SECTION 70A. Section 19D of said chapter 138, as so appearing, is hereby amended by inserting after paragraph (m), the following paragraph:—

(n) Notwithstanding any provision of this chapter to the contrary, a pub brewer shall be permitted to fill empty growlers, provided by consumers for retail sale, if said growler was purchased for the purpose of holding malt beverages. For the purposes of this section, the term ‘growler’ shall mean a large glass, including bottles, jugs, or other containers, which can hold up to 100 ounces of a malt beverage as defined in section 2, and is purchased from any licensed malt beverages manufacturer or wholesaler.”

The amendment was adopted.

Mr. Jones of North Reading then moved to amend the bill by adding the following section:

“SECTION 71. Sections 303A to 303E, inclusive, of chapter 94 of the General Laws are hereby repealed.”

The amendment was adopted.

The same member then moved to amend the bill by adding the following section:

“SECTION 72. Sections 66 to 73, inclusive, of chapter 94 of the General Laws are hereby repealed.”

The amendment was adopted.

Recesses.

At thirteen minutes before five o'clock P.M., the Chair (Mrs. Had-dad of Somerset) declared the House stand in recess subject to the call of the Chair; and at twenty-nine minutes after five o'clock, the House was called to order with Mr. Donato of Medford in the Chair.

The House thereupon took a further recess, subject to the call of the Chair; and at one minute after six o'clock the House was called to order with Mr. Kafka of Stoughton in the Chair.

The House thereupon took a further recess until seven o'clock; and at ten minutes after seven o'clock the House was called to order with Mr. Donato of Medford in the Chair.

Quorum.

Pending the question on passing the bill, as amended, to be engrossed, Mr. Lyons of Andover asked for a count of the House to ascertain if a quorum was present. The Chair (Mr. Donato), having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Quorum,—
yea and nay
No. 236.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 146 members were recorded as being in attendance.

[See Yea and Nay No. 236 in Supplement.]

Therefore a quorum was present.

Subsequently a statement of Ms. Campbell of Methuen was spread upon the records of the House, as follows:

Statement of
Ms. Campbell
of Methuen.

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous quorum roll call I was absent from the House Chamber on official business in another part of the State House, and therefore I was not recorded as being in attendance.

Subsequently a statement of Ms. Decker of Cambridge was spread upon the records of the House, as follows:

Statement of
Ms. Decker of
Cambridge.

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous quorum roll call I was absent from the House Chamber on official business in another part of the State House, and therefore I was not recorded as being in attendance.

Mr. Lyons of Andover then moved to amend the bill by adding the following section:

“SECTION 73. Notwithstanding the provisions of any general or special law to the contrary, no state tax dollars shall be expended on any organization, or its affiliates, that is found to be in violation of Chapter 112, section 12J of the Massachusetts General Laws.”

Amendment
rejected,—
yea and nay
No. 237.

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays, at the request of the same member; and on the roll call 40 members voted in the affirmative and 117 in the negative.

[See Yea and Nay No. 237 in Supplement.]

Therefore the amendment was rejected.

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amendments
(public
health).

Mr. Dempsey of Haverhill and other members of the House then moved to amend the bill in section 2E by adding after item 1595-1069 the following item:

“1595-4510 For an operating transfer to the Substance Abuse Services Fund established in section 21 of chapter 111 of the General Laws; provided, that the funds in this item shall be expended to increase the number of clients receiving substance abuse treatment through the bureau of substance abuse services; provided further, that in meeting that requirement, the bureau shall utilize a range of treatment settings including, but not limited to: (i) detoxification services; (ii) clinical stabilization services; (iii) residential treatment services; (iv) outpatient treatment services; (v) counseling; (vi) promoting primary care practitioners’ access to available, trained and certified addiction specialists for consultation or referral; and (vii) educating primary care providers, including nurse practitioners and physician assistants, about addiction prevention and treatment and to encourage primary care physicians, nurse practitioners and physician assistants to screen for signs of substance abuse; provided further, that in determining the range of services to expand, the bureau shall select a range of treatment settings that prioritizes: (a) treatment methods that are evidence-based and cost effective; (b) ensuring substance abuse treatment access to historically underserved populations; and (c) availability of a continuum of services and care for clients entering substance abuse treatment at any level; and provided further, that the commissioner of public health shall report quarterly to the executive office for administration and finance, the joint committee on mental health and substance abuse and the house and senate committees on ways and means on: (1) the way funds were spent in the previous quarter, including, but not limited to, an itemized accounting of the goods and services that were procured; (2) an accounting of substance abuse services provided by the fund, broken down by month and type of service, since 2011 through the current quarter; (3) the number of clients served, by month and type of service; (4) the number of new and returning clients, by service; (5) amounts expended by type of service for each month in the prior quarter; and (6) procurement and service goals for the subsequent quarter \$1,000,000.”;

In item 4510-0110, by adding the following: “; provided further, that not less than \$100,000 shall be expended for the operation of the South Boston Community Health Center and its Youth Ambassador Program and South Boston Leadership Initiative; provided further, that not less than \$50,000 shall be expended for the Mattapan Integrative Care Partnership Pilot program among the Mattapan Community Health Center, Mattahunt Community Center, Mattahunt Elementary School, and the Wheelock College Social Work Department for a behavioral health practice at the Mattapan Community Health Center

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and support a full time licensed social worker to bring mental health care to the community’s youth and to improve the coordination of care; provided further, that not less than \$50,000 shall be expended for the operation of the daytime resource center at the Grace Center, Inc.; and provided further, that not less than \$125,000 shall be expended towards the North End Waterfront Neighborhood Health Center for the purpose of operations and maintenance of treating substance abuse”, and in said item by striking out the figures “1,223,773” and inserting in place thereof the figures “1,548,773”;

By inserting after item 4510-0110 the following item:

“4510-0112 For the department of public health to conduct a postpartum depression pilot program at community health centers in the cities of Holyoke, Lynn and Worcester and the Jamaica Plain \$200,000”;

In item 4510-0710, in line 22, by inserting after word “evaluation” the following: “; provided further, that not less than \$50,000 shall be expended for Operation House Call at The Arc of Massachusetts to maintain and expand training to medical students and other graduate level health care professionals to work with individuals with autism and other developmental and intellectual disabilities”, and in said item by striking out the figures “10,760,498” and inserting in place thereof the figures “10,810,498”;

In item 4512-0200, in line 11, by inserting after figures “2015” the following: “; provided further, that not less than \$100,000 shall be expended to the Berkshire County Youth Development Project for youth intervention services; provided further that no less than \$150,000 shall be expended to Harbor Health Services for a grant program to prevent and treat addiction to opioid and related substances; provided further, that not less than \$150,000 shall be expended for the operation of the Behavioral Health and Outpatient Substance Abuse Services to provide counseling and treatment for individuals suffering from behavioral health challenges and/or substance abuse at the Dimock Community Center; provided further, that not less than \$84,000 shall be expended for the Milford Police Department and the Juvenile Advocacy Group to maintain a regional substance abuse outreach and intervention program in the Greater Milford area; provided further that not less than \$250,000 shall be expended for a federally qualified community health center with a 24/7 emergency department licensed as a satellite emergency facility under 105 CMR 130 that has a written affiliation agreement with a mental and behavioral health provider to integrate primary care and mental/behavioral health services for the treatment and prevention of substance abuse, among other health conditions; provided further, that programs in substantial regulatory and contractual compliance shall receive not less than the same level of funding in fiscal year 2017 as received in fiscal year 2016; provided further, that not less than \$150,000 shall be expended for a behavioral health pilot program in the towns of Quincy and Hull to be developed and run by the Manet Community Health Center, provided further that said program shall focus on the assessment, counseling and treatment of individuals struggling with mental health and/or substance abuse at Manet Community Health Center; provided further, that not less than \$100,000 shall be expended to the city of Melrose for the purpose of funding the substance abuse

coalition and hiring a coordinator; provided further, that no less than \$75,000 shall be allotted to the George Crane Memorial Center in Pittsfield for peer support programming and operational costs; provided further, that not less than \$200,000 shall be expended for the purchase and renovation of an opiate recovery treatment facility of Into Action Recover, Inc; provided further, that not less than \$75,000 shall be allocated to substance abuse prevention in the city of Everett for the hiring of a school prevention specialist, as well as materials for relevant resources and training; provided further, that no less than \$150,000 shall be expended to the town of Braintree for Braintree's Community Partnership on Substance Abuse; provided further, that not less than \$150,000 shall be expended for Self-Esteem Boston's direct services programs for women in the Boston region and provider training programs; provided further, that not less than \$10,000 shall be expended for Haven of Hope for community outreach and services in Methuen and Lawrence; provided further, that not less than \$20,000 shall be expended for the Merrimack Valley Prevention and Substance Abuse Project toward resources, community outreach and programs in Methuen, Lawrence, Haverhill and North Andover; provided further, that not less than \$100,000 shall be expended for the New Beginnings program that targets youth at risk and in recovery in collaboration with school districts; provided further, providing further, that not less than \$50,000 shall be expended to The Psychological Center in Lawrence toward the Pegasus House residential treatment facility; provided further, that not less than \$95,000 shall be expended for the Eastern Massachusetts Goal Setting and Relapse Prevention program in collaboration with the Juvenile Court Department office situated in Dedham; provided further, that the department of public health shall provide not less than \$100,000 for a statewide program to improve the care and training for newborns with neonatal abstinence syndrome at hospital-based facilities that care for mothers and newborns, including the ten level III neonatal intensive care units in the commonwealth; provided further, that the program shall encourage collaboration between medical providers, community organizations and public health agencies to educate and increase the standardization of practices while developing a robust statewide database to allow for measured improvements in care and outcomes for newborns with neonatal abstinence syndrome, including reductions in length of stay and pharmacologic treatment; provided further, that not less than \$100,000 shall be expended for Project RIGHT's substance abuse and trauma prevention initiative in the Grove Hall area of Boston; "[sic]; provided further that not less than \$75,000 shall be expended to the City of Leominster for the one-time purpose of the development of a comprehensive, real time referral and information system to address mental health and support services, including the opiate addiction epidemic in North Worcester County; provided further, not less than \$175,000 shall be expended for the continuation of a comprehensive substance abuse and narcotic use reduction program at a federally qualified community health center located in South Boston; provided further that \$25,000 shall be made available for the purchasing of Narcan for the police and fire personnel in the Town of Wakefield", and in said item by striking out the figures "126,588,987" and inserting in place thereof the figures "128,972,987";

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In item 4513-1000, by striking out the figures “5,529,706” and inserting in place thereof the figures “5,624,931”;

In item 4513-1020 by striking out the figures “27,400,167” and inserting in place thereof the figures “28,400,167”;

In item 4513-1026, in line 6, by inserting after word “affairs” the following: “; provided, that not less than \$50,000 shall be expended to Call 2 Talk in Framingham to provide suicide prevention, intervention and post-intervention services”; and in said item by striking out the figures “4,130,748” and inserting in place thereof the figures “4,180,748”;

By inserting after item 4513-1026 the following item:

“4513-1027 For Samaritans Inc.; provided, that funds may be used for suicide prevention services \$400,000”;

In item 4513-1098, by striking out, in each instance, the figures “150,000” and inserting in place thereof the figures “200,000”;

By striking out item 4513-1111, and inserting in place thereof the following:

“4513-1111 For the promotion of health and disease prevention including, but not limited to, the following programs: breast cancer prevention; diabetes screening and outreach; ovarian cancer screening; a statewide STOP stroke program and ongoing stroke prevention and education; hepatitis C prevention and management; multiple sclerosis screening, information, education and treatment programs and the Multiple Sclerosis Home Living Independently Navigating Key Services program administered by the Greater New England Chapter of the National Multiple Sclerosis Society; colorectal cancer prevention; prostate cancer screening, education and treatment with a particular focus on African American males; osteoporosis education; and maintenance of the statewide lupus database; provided, that not less than \$50,000 shall be expended for education and support of patients diagnosed with phenylketonuria, PKU, or related disorders and their families through a grant to the New England Connection for PKU and Allied Disorders, Inc; provided further, that funds may be expended for the operation of the Betsy Lehman Center for patient safety; provided, that funds may be expended for the operation of the Betsy Lehman Center for patient safety; provided further, that \$100,000 shall be appropriated to the University of Massachusetts – Dartmouth to be expended for the operation of the Cranberry Health Research Center at the University of Massachusetts – Dartmouth; and provided further, that not less than \$50,000 shall be expended to fund the Haitian American Public Health Initiative (HAPHI) to provide vital health-care and education services to thousands of families and children in the Haitian community in the City of Boston and Town of Milton 3,749,010”;

In item 4513-1130, in line 4, by inserting after words “hotline” the following: “; provided further that services funded through this line shall include a statewide domestic violence hotline, community based domestic violence response, emergency and transitional residential services for domestic violence victims and their children, supervised visitation and trauma services for children who witness violence and targeted services for department of children and families involved families; provided further, that no less than \$75,000 be allocated for the Katie Brown Educational Program for a pilot instructional initiative, the Train the Trainer program, to train educators and increase the number of Southeastern Massachusetts students who acquire invaluable knowledge about the prevention of relationship violence; provided further, that \$150,000 be expended for the operation of the Portal to Hope servicing Everett, Malden & Medford”, and in said item by striking out the figures “30,572,153” and inserting in place thereof the figures “30,797,153”;

In item 4590-0250, in line 16, by inserting after word “programs” the following: “; provided further, that not less than \$100,000 shall be expended for the Massachusetts Model of Community Coalitions; provided further, that no less than \$35,000 shall be expended for the purpose of establishing and supporting a school-based health center at Malden High School in the City of Malden; provided further, that not less than \$25,000 shall be expended to Methuen High School toward the Students Against Destructive Decisions substance abuse program”, and in said item by striking out the figures “11,932,830” and inserting in place thereof the figures “12,092,830”;

In item 4590-0915, in line 3, by inserting after words “services” the following: “; provided, that the Massachusetts Hospital School shall maintain not less than 120 beds for clients in its inpatient setting to the extent feasible within the appropriation; provided further, that not less than \$150,000 shall be expended for the Massachusetts Hospital School Summer Program; and provided further, that Tewksbury hospital shall maintain the same number of beds in fiscal year 2017 as was maintained in fiscal year 2016”, and in said item by striking out the figures “157,667,054” and inserting in place thereof the figures “157,817,054”;

By striking out item 4590-0925 and inserting in place thereof the following item:

- “4590-0925 For the costs of a prostate cancer awareness and education program focusing in particular on men with African-American heritage, family history of the disease, and other men at high risk; provided, that the department of public health shall oversee and manage said program and shall grant not less than eighty-five percent of the funds from this item to a non-profit foundation that shall leverage existing partnerships with other state-funded non- profit organizations and current and past federally, state and privately funded prostate cancer programs aimed at saving lives, improving quality of life and reducing health care costs \$500,000”;

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In item 4590-1507 by adding the following: “; provided further, that not less than \$50,000 shall be expended for programs and services at the Milford Youth Center; provided further, that not less than \$100,000 shall be expended for the Center for Teen Empowerment, Inc; provided further, that not less than \$20,000 shall be expended to the Methuen YMCA toward child abuse prevention programs; provided further that not less than \$15,000 shall be expended to the Salvation Army Bridging the Gap Between Youth and Community Services program in Lawrence; provided further, that the department of public health shall award not less than \$1,200,000 to the Massachusetts Alliance of Boys and Girls Clubs, which shall be distributed equally between said recipient’s member organizations; and provided further, that the department shall award not less than \$1,000,000 to the Alliance of Massachusetts YMCA’s Inc., which shall be distributed between the alliances member organizations”, and in said item by striking out the figures “1,950,000” and inserting in place thereof the figures “4,335,000”;

By inserting after section 7 the following section:

“SECTION 7A. Section 1 of chapter 94C of the General Laws, as so appearing, is hereby amended by striking out, in the definition of ‘administer’, clause (c) and inserting in place thereof the following clauses:—

(c) a registered pharmacist at the direction of a prescribing practitioner in the course of the practitioner’s professional practice with respect to prescriptions for mental health and substance abuse only; or

(d) an ultimate user or research subject at the direction of a practitioner in the course of his professional practice.”;

By inserting after section 16 the following section:

“SECTION 16A. Section 2 of chapter 111C of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by adding the following clause:—

(16) provide for mobile integrated health programs that are also the primary ambulance service for a jurisdiction to avert emergency calls for EMS from emergency departments when care is more appropriate in a non-emergency department setting, provided, however, that: i) the care occurs with qualified medical direction; ii) the mobile integrated health program shall be approved by the department pursuant to chapter 111O; and, iii) each mobile integrated health program’s emergency department aversion protocols are approved by the department.”;

By inserting after section 19 the following section:

“SECTION 19A. Subsection (a) section 12EE of Chapter 112 of the General Laws, as so appearing, is hereby amended by striking out, in line 17, the words ‘biosimilar and interchangeable with’ and inserting in place thereof the following words:— therapeutically equivalent to.”;

By inserting after section 26 the following four sections:

“SECTION 26A. The department of public health and the department of elementary and secondary education shall develop a transportation plan for recovery high schools. The plan shall ensure that each student attending a recovery high school, as defined in section 91 of chapter 71, has access to transportation between home and school.

SECTION 26B. Notwithstanding any general or special law to the contrary, there is hereby established a special commission for the pur-

pose of conducting an investigation and study of strategies to promote public awareness and increase knowledge of the causes of chronic obstructive pulmonary disease (COPD), the importance of early diagnosis, effective prevention strategies, and disease management. The special commission shall: (i) determine what existing resources are currently being utilized; (ii) to the extent feasible determine if there exists a scientific base of knowledge concerning COPD through surveillance, epidemiology and research and; (iii) assess whether there is a need for improving the quality and accessibility of existing community-based COPD services. The special commission shall consist of the following members or their designees: the chairs of the joint committee on public health; the commissioner of public health; the secretary of elder affairs; a representative of the American Lung Association; and 4 members to be appointed by the governor as follows: a patient representative; a pulmonologist; a respiratory therapist; and a representative of the health insurance industry. The special commission shall report, in writing the results of said study together with its recommendations, if any, to the joint committee on public health not later than December 31, 2017.

SECTION 26C. Notwithstanding any special or general law to the contrary, there shall be a special commission to study and develop recommendations to broaden the availability of naloxone without a prescription, including but not limited to recommendations on the standing order process, the collaborative practice agreement process, and any legislative recommendations.

The special commission shall consist of the following 11 members or their designees: the secretary of health and human services, who shall serve as chair; the commissioner of the division of insurance; 3 members to be appointed by the governor, one of whom shall be a prescribing physician, one of whom shall be a stakeholder within a retail pharmacy company, and one shall be an individual personally effected by the opiate epidemic; 2 members of the house of representatives, one of whom shall be appointed by the minority leader; 2 members of the senate, one of whom shall be appointed by the minority leader; the director of the board of pharmacy and; the director of the bureau of substance abuse services within the department of public health.

The special commission shall submit its recommendations, together with drafts of any legislation, to the clerks of the house of representatives and the senate and the chairs of the joint committee on mental health and substance abuse not later than December 31, 2016.

SECTION 26D. Notwithstanding any general or special law to the contrary, the department of public health shall issue, not later than October 1, 2016, recommendations to encourage the co-prescription of naloxone to patients at risk who are taking opioid analgesics.”

After remarks on the question on adoption of the amendments, the sense of the House was taken by yeas and nays, at the request of Ms. Hogan of Stow; and on the roll call 157 members voted in the affirmative and 0 in the negative.

[See Ye and Nay No. 238 in Supplement.]

Therefore the consolidated amendments (public health) were adopted.

Consolidated
amendments
adopted,—
yea and nay
No. 238.

Consolidated amendments (health and human services and elder affairs).

Mr. Dempsey of Haverhill and other members of the House then moved to amend the bill in section 2, by striking out item 4000-0300 and inserting in place the following item:

“4000-0300 For the operation of the executive office of health and human services, including the operation of the managed care oversight board; provided, that the executive office shall provide technical and administrative assistance to agencies under the purview of the secretariat receiving federal funds; provided further, that the executive office shall monitor the expenditures and completion timetables for systems development projects and enhancements undertaken by all agencies under the purview of the secretariat and shall ensure that all measures are taken to make such systems compatible with one another for enhanced interagency interaction; provided further, that the executive office shall ensure that any collaborative assessments for children receiving services from multiple agencies within the secretariat shall be performed within existing resources; provided further, that funds appropriated in this item shall be expended for administrative and contracted services related to the implementation and operation of programs authorized by chapter 118E of the General Laws; provided further, that the executive office and its agencies, when contracting for services on the islands of Martha’s Vineyard and Nantucket, shall take into consideration the increased costs associated with the provision of goods, services and housing on said islands; provided further, that the executive office shall contract with Martha’s Vineyard Community Services, Inc. for no less than \$100,000 to increase access to health and human services on Martha’s Vineyard and Nantucket, and such funds shall be used to cover feasible travel costs associated with arranging access to health and human services; provided further, that in consultation with the center for health information and analysis, no rate increase shall be provided to existing Medicaid provider rates without taking all measures possible under Title XIX of the Social Security Act to ensure that rates of payment to providers shall not exceed the rates that are necessary to meet only those costs which shall be incurred by efficiently and economically operated providers in order to provide services of adequate quality; provided further, that funds may be expended for the operation of the office of health equity within the executive office of health and human services; provided further, that expenditures for the purposes of each item appropriated for programs authorized by said chapter 118E shall be accounted for in the Massachusetts management accounting and reporting system not more than 10 days after the expenditures have been made by the Medic-

aid management information system; provided further, not less than \$25,000 shall be provided to Baystate Noble Hospital, a federal and state disproportionate share hospital that is geographically isolated, to make extensive improvements to the existing entranceway access for all patients, especially those challenged with disabilities, provided that such funds are matched by an equal or greater amount by Baystate Noble Hospital; provided further, that no expenditures shall be made that are not federally reimbursable, including those related to Titles XIX or XXI of said Social Security Act or the MassHealth demonstration waiver pursuant to section 1115(a) of said Social Security Act or the community first demonstration waiver pursuant to section 1115 of said Social Security Act, whether made by the executive office or another commonwealth entity, except as required for: (a) the equivalent of MassHealth standard benefits for children under age 21 who are in the care or custody of the department of youth services or the department of children and families; (b) dental benefits provided to clients of the department of developmental services who are age 21 or over; or (c) cost containment efforts, the purposes and amounts of which have been submitted to the executive office for administration and finance and the house and senate committees on ways and means 30 days prior to making these expenditures; provided further, that the federal financial participation received from claims filed based on in-kind administrative services related to outreach and eligibility activities performed by certain community organizations, under the "covering kids initiative," and in accordance with the federal revenue criteria in 45 CFR 74.23 or any other federal regulation which provides a basis for federal financial participation, shall be credited to this item and may be expended, without further appropriation, on administrative services including those covered under an agreement with the organizations participating in the initiative; provided further, that in calculating rates of payment for children enrolled in Mass Health receiving inpatient and outpatient services at acute care pediatric hospitals and pediatric specialty units as defined in section 8A of said chapter 118E, the executive office shall make a supplemental payment not less than \$14,800,000 to any acute care pediatric hospital and pediatric specialty unit in the commonwealth, above base rates, to compensate for high-complexity pediatric care; provided further, that the executive office of health and human services may continue to recover provider overpayments made in the current and prior fiscal years through the Medicaid management information system, and these recoveries shall be considered current fiscal year

Consolidated amendments (health and human services and elder affairs).

expenditure refunds; provided further, that the executive office may collect directly from a liable third party any amounts paid to contracted providers under said chapter 118E for which the executive office later discovers another third party is liable if no other course of recoupment is possible; provided further, that no funds shall be expended for interpretive services directly or indirectly related to a settlement or resolution agreement with the office of civil rights or any other office, group or entity; provided further, that interpretive services currently provided shall not give rise to enforceable legal rights for any party or to an enforceable entitlement to interpretive services; provided further, that notwithstanding any general or special law to the contrary, the commissioner of mental health shall approve any prior authorization or other restriction on medication used to treat mental illness in accordance with written policies, procedures and regulations of the department of mental health; provided further, that funds shall be provided in an amount not less than the total appropriated in item 1599-2009 in section 2 of chapter 182 of the acts of 2008; provided further, that the executive office of health and human services shall report to the house and senate committees on ways and means not later than January 13, 2017 on the number of members served in the dual eligible initiative, the average expenditure per member, the average expenditure per member prior to the demonstration project and the number of clients that receive care at skilled nursing facilities; provided further, that any projection of deficiency in item 4000-0430, 4000-0500, 4000-0600, 4000-0640, 4000-0700, 4000-0875, 4000-0880, 4000-0885, 4000-0940, 4000-0950, 4000-0990, 4000-1400, 4000-1420 or 4000-1425 shall be reported to the house and senate committees on ways and means not less than 90 days before the projected exhaustion of funding; provided further, that any unexpended balance in these accounts shall revert to the General Fund on June 30, 2017; and provided further, that not later than January 18, 2017, the executive office of health and human services shall submit a report to the house and senate committees on ways and means detailing the methodology used to project caseload and utilization in fiscal year 2016 and fiscal year 2017 \$100,213,866”;

In item 4000-0600, in line 20, by striking out the words “up to” and inserting in place thereof the word “of”;

By striking out item 4000-0700 and inserting in place thereof the following item:

“4000-0700 For health care services provided to medical assistance recipients under the executive office’s health care indemnity or third party liability plan, to

medical assistance recipients not otherwise covered under the executive office's managed care or senior care plans and for MassHealth benefits provided to children, adolescents and adults under section 9 of chapter 118E of the General Laws and clauses (a) to (d), inclusive, and clause (h) of subsection (2) of section 9A of said chapter 118E and section 16C of said chapter 118E; provided, that no payments for special provider costs shall be made from this item without the prior written approval of the secretary of administration and finance; provided further, that no funds shall be expended from this item for children and adolescents under clause (c) of said subsection (2) of said section 9A of said chapter 118E whose family incomes as determined by the executive office exceed 150 per cent of the federal poverty level; provided further, that children who have aged out of the custody of the department of children and families shall be eligible for benefits through the age limit specified in MassHealth's approved state plan; provided further, that not less than \$1,000,000 shall be made available to establish a 1-year pilot program to increase efficiencies and align system-wide goals within a 1 regional hospital system located in Western Massachusetts to improve the overall sustainability of the system and to create a comprehensive approach to system-wide needs and a transition into the structure of the new 1115 Medicaid Waiver; provided further, the pilot program will include measurable milestones that shall demonstrate progress in at least 1 of the following areas: (i) care coordination, integration and delivery transformations; (ii) electronic health record and information exchange advancements; (iii) increasing alternative payment methods and accountable care organizations; (iv) enhancing patient safety; (v) increasing access to behavioral health services; (vi) increasing coordination between system hospitals and community-based providers and organizations; and (vii) preparing the system to undertake risk as a potentially designated ACO; provided further, that funds shall be expended from this item for members who qualify for early intervention services; provided further, that funds may be expended from this item for health care services provided to the recipients in prior fiscal years; provided further, the funds appropriated in item 4000-0265 of section 2A of chapter 142 of the acts of 2011 shall again be appropriated for the same dollar amount as in said item 4000-0265 and shall be distributed in and managed in the same manner as designated in section 60 of chapter 118 of the acts of 2012; provided further, that in fiscal year 2017 MassHealth shall maintain the same level of federally-optional chiropractic services that were in effect in fiscal

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year 2016 that were included in its state plan or demonstration program in effect on January 1, 2002 for members enrolled in the primary care clinician (PCC) program; provided further, that the executive office shall not, in fiscal year 2017, fund programs relating to case management with the intention of reducing length of stay for neonatal intensive care unit cases; provided further, that notwithstanding this item, funds may be expended from this item for the purchase of third party insurance including, but not limited to, Medicare for any medical assistance recipient; provided further, that the executive office may reduce MassHealth premiums or copayments or offer other incentives to encourage enrollees to comply with wellness goals; and provided further, that funds may be expended from this item for activities relating to disability determinations or utilization management and review, including patient screenings and evaluations, regardless of whether such activities are performed by a state agency, contractor, agent, or provider \$2,435,238,433”;

In item 4100-0060 by adding the following: “and provided further, that up to \$1,563,617 of this appropriation may be expended for the operation of the Betsy Lehman Center for Patient Safety”;

In item 9110-1660 by adding the following: “; provided, that not less than \$642,000 shall be expended for providers of naturally occurring retirement communities with whom the department of elder affairs entered into service agreements within fiscal year 2016 at proportions of total available funding equal to those provided in fiscal year 2016”, and in said item by striking out the figures “1,417,798” and inserting in place thereof the figures “2,059,798”;

In item 9110-1900 by adding the following: “; and provided further, that not less than \$750,000 shall be expended for home delivered meals”, and in said item by striking out the figures “6,506,375” and inserting in place thereof the figures “7,256,375”;

By striking out item 9110-9002 and inserting in place thereof the following item:

“9110-9002 For grants to the councils on aging and for grants to or contracts with non-public entities which are consortia or associations of councils on aging; provided, that notwithstanding the foregoing, all monies appropriated in this item shall be expended in accordance with the distribution schedules for formula and incentive grants established by the secretary of elder affairs; provided further, that no less than \$25,000 shall be allocated for the operation of the South Boston Neighborhood House and its Senior Programs; provided further, that the distribution schedules shall be submitted to the house and senate committees on ways and means; provided further, that no less than \$50,000 shall expended for the maintenance of the heating system at the Gladys L. Hurrell Senior Center in Rehoboth; provided further, that

\$200,000 shall be expended for the construction, design, improvement, and addition of a council on aging facility at Dedham town hall; provided further, that not less than \$50,000 shall be expended for hiring a full time director for the Council on Aging in Wareham; provided further, that not less than \$75,000 shall be expended for the cost associated with care and services provided at Whipple Senior Center in Weymouth; provided further, that no less than \$50,000 shall be expected for ABCD North End/West End elderly program; provided further, that not less than \$50,000 shall be expended to the towns of Maynard and Acton for the senior van program; provided further, that no less than \$100,000 shall be expended to provide furnishings and equipment for a Senior Community Center in Greenfield; and provided further, that not less than \$20,000 shall be granted to Quincy’s Council on Aging to enable the agency to create a dementia-capable system of home and community-based services and supports \$14,650,000”;

In section 2D by inserting after the title “EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES.” the following:

“Executive Office of Elder Affairs	
OLDER AMERICANS ACT	
For the purposes of a federally funded grant entitled,	
Older Americans Act	
9110-1074	\$109,606
TITLE VII OMBUDSMAN	
For the purposes of a federally funded grant entitled,	
Title VII Ombudsman	
9110-1075	\$336,169
TITLE IIIB SUPPORTIVE SERVICE	
For the purposes of a federally funded grant entitled,	
Title IIIB Supportive Service	
9110-1076	\$10,182,633
NATIONAL FAMILY CAREGIVER SUPPORT PROGRAM	
For the purposes of a federally funded grant entitled,	
National Family Caregiver Support Program	
9110-1077	\$3,700,000
IIID PREVENTATIVE HEALTH	
For the purposes of a federally funded grant entitled,	
IIID Preventative Health	
9110-1079	\$436,823
STATE HEALTH INSURANCE ASSISTANCE PROGRAM	
For the purposes of a federally funded grant entitled,	
State Health Insurance Assistance Program	
9110-1094	\$1,097,000
OLDER AMERICANS ACT	
For the purposes of a federally funded grant entitled,	
Older Americans Act	
9110-1173	\$13,383,620

Consolidated amendments (health and human services and elder affairs).

	NUTRITION SERVICES INCENTIVE PROGRAM For the purposes of a federally funded grant entitled, Nutrition Services Incentive Program	
9110-1174		\$4,885,300
	COMMUNITY SERVICE EMPLOYMENT PROGRAM For the purposes of a federally funded grant entitled, Community Service Employment Program	
9110-1178		\$1,881,340
	MA CHRONIC DISEASE SELF-MANAGEMENT EDUCATION PROGRAM For the purposes of a federally funded grant entitled, MA Chronic Disease Self-Management Education Program	
9110-1190		\$100,714
	ENHANCED ALCOHOL AND DRUG RECOVERY OPTIONS COUNSELING PROGRAM For the purposes of a federally funded grant entitled, Enhanced Alcohol and Drug Recovery Options Counseling Program	
9110-1191		\$198,706
	2013 MIPPA ADRC For the purposes of a federally funded grant entitled, 2013 MIPPA ADRC	
9110-1194		\$79,154
	ALZHEIMER’S DISEASE SUPPORTIVE SERVICE PROGRAM For the purposes of a federally funded grant entitled, Alzheimer’s Disease Supportive Service Program	
9110-1197		\$200,00”;

By inserting after section 24 the following section:

“SECTION 24A. Item 9110-1630 of chapter 46 of the acts of 2015 is hereby amended by adding the following words:— ; provided further, that the executive office of elder affairs shall report, not later than January 1, 2017, to the house and senate committees on ways and means on: (i) enrollment data and any other information relevant to caseload forecasting for items 9110-1630 and 9110-1500 at current levels; (ii) projected utilization of services provided by said items 9110-1630 and 9110-1500 with eligibility expanded to include the individuals whose income does not exceed 275 per cent of the federal poverty level and with eligibility expanded to include the individuals whose income does not exceed 300 per cent of the federal poverty level; (iii) the projected fiscal impact of expanding eligibility to include the individuals whose income does not exceed 275 per cent of the federal poverty level and the individuals whose income does not exceed 300 per cent of the federal poverty level; (iv) program design considerations regarding the application of cost-sharing revenues to best support individuals in an expansion population of up to 300 per cent of the federal poverty level; provided further that the executive office of health and human services may file a state plan amendment for section 1915(i) of the federal Social Security Act to maximize the opportunity for federal financial participation for any future expansion of eligibility for individuals whose incomes exceed current limits.”;

By inserting after section 42 the following two sections:

“SECTION 42A. The office of Medicaid within the executive office of health and human services, in consultation with the department of transitional assistance, shall study and report on the feasibility of offer-

ing MassHealth applicants or recipients the opportunity to complete a common application for MassHealth and for programs administered by the department of transitional assistance, including the federal Supplemental Nutrition Assistance Program, the Program for Emergency Aid to Elders, Disabled and Children pursuant to chapter 117A and the Program for Transitional Assistance to Families with Dependent Children pursuant to chapter 118. The report shall be filed with the clerks of the house of representatives and senate, who shall forward the same to the joint committee on health care financing, and the joint committee on children, families and persons with disabilities no later than January 1, 2017.

SECTION 42B. The health policy commission, in consultation with the state’s community hospitals, shall develop a marketing campaign to show the high value of community hospitals and the cost and quality benefits to patients and employers of seeking care in local settings. The commission shall direct not more than \$500,000 from the distressed hospital trust fund, established under section 2GGGG of chapter 29 of the General Laws, to fund the development and implementation of the marketing campaign.”

After remarks on the question on adoption of the amendments, the sense of the House was taken by yeas and nays, at the request of Ms. Garlick of Needham; and on the roll call 158 members voted in the affirmative and 0 in the negative.

Consolidated amendments adopted,—yea and nay No. 239.

[See Yea and Nay No. 239 in Supplement.]

Therefore the consolidated amendments (health and human services and elder affairs) were adopted.

Recess.

At half past eight o’clock P.M. (Tuesday, April 26), on motion of Mrs. Haddad of Somerset (Mr. Donato of Medford being in the Chair), the House recessed until the following day ten o’clock A.M.; and at three minutes after ten o’clock the House was called to order with Mr. Donato in the Chair.

Recess.

Wednesday, April 27, 2016 (at 10:03 o’clock A.M.).

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.

Statement of Representative Gordon of Bedford.

A statement of Mr. Gordon of Bedford was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I will be unable to be present in the House Chamber for the remainder of today’s sitting due to a previously scheduled commitment to appear on a panel with the United States Labor Secretary, Thomas Perez, and Massachusetts Attorney General, Maura Healey, at TAMR, Inc., in Harvard Square in Cambridge. If I were able to be present, I would vote in the affirmative on the adoption of the consolidated amendments on Labor and Workforce Development to the budget and

Statement of Mr. Gordon of Bedford.

on passing said budget to be engrossed. Any roll calls that I miss for the remainder of today's session is due entirely to the reason stated.

Statement of Representative Scibak of Amherst.

A statement of Mr. Scibak of Amherst was spread upon the records of the House, as follows:

Statement of
Mr. Scibak
of Amherst.

MR. SPEAKER: I would like to call to the attention of the House the fact that I will be unable to be present in the House Chamber for the remainder of today's sitting due to a previously scheduled commitment to appear on a panel with the United States Labor Secretary, Thomas Perez, and Massachusetts Attorney General, Maura Healey, at TAMR, Inc., in Harvard Square in Cambridge. If I were able to be present, I would vote in the affirmative on the adoption of the consolidated amendments on Labor and Workforce Development to the budget and on passing said budget to be engrossed. Any roll calls that I miss for the remainder of today's session is due entirely to the reason stated.

Guests of the House.

Watertown,—
field hockey
team.

During the session, Mr. Lawn of Watertown took the Chair, declared a brief recess, and introduced the 2015 Watertown High School Girls Field Hockey Team. The team set the national record with 160 consecutive games without a loss. They were the guests of Representative Lawn.

Engrossed Bills.

Engrossed bills

Bills
enacted.

Authorizing the town of Milton to issue an additional license for the sale of all alcoholic beverages to be drunk on the premises of a certain restaurant (see Senate, No. 2051, amended) (which originated in the Senate); and

Relative to home improvement contractor registration (see House, No. 4022, amended) (which 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 were signed by the acting Speaker and sent to the Senate.

Recess.

Recess.

At sixteen minutes after ten o'clock A.M. (Wednesday, April 27), on motion of Mr. Ultrino of Malden (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at twenty-seven after twelve o'clock noon the House was called to order with Mr. Donato in the Chair.

Orders of the Day.

Third
reading
bill.

The House Bill relative to kayak safety (House, No. 2180), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time, under suspension of the rules, on motion of Mr. O'Day of West Boylston; and it was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill authorizing the city of Medford to use certain land for any municipal purpose (House, No. 3986), was read a third time.

Third reading
bill amended.

The committee on Bills in the Third Reading reported recommending that the bill be amended by substitution of a bill with the same title (House, No. 4246), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill making appropriations for the fiscal year 2017 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interests, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 4200, amended), was considered.

General
Appropriation
Bill.

Pending the question on passing the bill, as amended, to be engrossed Mr. Kocot of Northampton moved to amend it by adding the following section:

“SECTION 73. Chapter 40 of the General Laws, as appearing in the 2008 Official Edition, is hereby amended by adding after section 13C the following section: Section 13D. Any school district which accepts the provisions of this section by majority vote of the school committee and acceptance by a majority vote of the legislative body or, in the case of a regional school district acceptance by majority vote of the legislative bodies in a majority of the member communities of the district may establish, and appropriate or transfer money to a reserve fund to be utilized in the upcoming fiscal year or years, to pay, without further appropriation, for unanticipated and/or unbudgeted costs of special education out of school district tuition and/or transportation. The balance in such separate stabilization fund shall not exceed 2% of the annual net school spending of the school district. The district treasurer may invest the monies in the manner authorized by Section 54 of Chapter 44, and any interest earned thereon shall be credited to and become part of the fund. In the case of Regional School Districts, funds may be added to the special education stabilization fund only be appropriation in the annual budget voted at annual town meetings of member towns.”.

The amendment was adopted.

Mr. Kaufman of Lexington then moved to amend the bill by adding the following section:

“SECTION 74. Chapter 6 of the General Laws is hereby amended by inserting after section 15YYYYY, the following section:—

15ZZZZZ. The governor shall annually issue a proclamation setting aside June twentieth as Facioscapulohumeral Muscular Dystrophy (FSHD) Day, to raise public awareness of FSHD and recommend that the day be observed in an appropriate manner by the people.”.

The amendment was adopted.

Mr. Stanley of Waltham then moved to amend the bill by adding the following section:

“SECTION 75. Bridge No. W-04-25 on Winter Street spanning interstate Route 128, also know as the Technology Highway, and adjacent to Prospect Hill Executive Park in the City of Waltham shall be designated and known as the Arthur H. Nelson Memorial Bridge, in memory of

General Appropriation Bill.

Arthur H. Nelson, in recognition of his many entrepreneurial and philanthropic contributions to the City of Waltham and the Commonwealth of Massachusetts. The Massachusetts Department of Transportation shall erect and maintain a suitable marker on the bridge bearing the designation in compliance with the standards of the department”.

The amendment was adopted.

After remarks, Mr. Lyons of Andover moved to amend it by inserting after item 8000-0600 the following new item:

“8000-XXXX	For the executive office of public safety to establish a drug strike force meant to augment local law enforcement entities so they may receive the proper training, equipment, and personnel required to effectively combat drug trafficking	\$25,000,000”.
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The amendment was rejected. Subsequently, the same member moved that this vote be reconsidered.

Quorum.

After remarks on the motion to reconsider, Mr. Lyons asked for a count of the House to ascertain if a quorum was present. A count showed that 59 members were in attendance; and inasmuch as a quorum was not present, the Chair (Mr. Donato of Medford) directed the Sergeant-at-Arms to secure the presence of a quorum.

Quorum,— yea and nay No. 240.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 150 members were recorded as being in attendance.

[See Yea and Nay No. 240 in Supplement.]

Therefore a quorum was present.

Subsequently a statement of Mr. González of Springfield was spread upon the records of the House, as follows:

Statement of Mr. González of Springfield.

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous quorum roll call I was absent from the House Chamber on official business in another part of the State House, and therefore I was not recorded as being in attendance.

After remarks the motion to reconsider was negatived.

Mr. Lyons of Andover and other members of the House then moved to amend the bill in section 2, in item 8100-1001, by striking out the figures “285,816,142” and inserting in place thereof the figures “286,616,142”; and the amendment was rejected.

The same members then moved to amend the bill in section 2 by inserting after item 8100-0111 the following item:

“8100-0515	For the expense of hiring, equipping and training 150 state police recruits to maintain the strength of the department of state police.....	\$5,850,000”.
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The amendment was rejected.

Mr. Jones of North Reading and other members of the House then moved to amend the bill by adding the following section:

“SECTION 76. Section 178Q of chapter 6 of the General Laws is hereby amended by inserting at the end thereof, the following:— The sex offender registry board shall, within 60 days of initial sex offender registration and annual sex offender registration, report to the department of revenue, the department of transitional assistance and the registry of motor vehicles the amount of any sex offender registration fee

owed by the sex offender. The department of revenue shall intercept payment of such fee from tax refunds due to persons who owe all or a portion of such fee. The registry of motor vehicles shall not issue or renew a person's driver's license or motor vehicle registration for any vehicle subsequently purchased by such person until it receives notification from the sex offender registry board that the fee has been collected.”.

The amendment was adopted.

Mr. Hill of Ipswich and other members of the House then moved to amend the bill in by adding the following two sections:

“SECTION 77. Section 14 of Chapter 463 of the Acts of 2004 is hereby amended by inserting the following after the word ‘act’:—

‘Commencing on July 1, 2016, and on July first of each year thereafter, the district shall annually reimburse the Essex Regional Retirement System the amounts required, as determined and certified by the actuary employed by the Public Employee Retirement Administration Commission, for the Pension Fund, the special fund for military service credit and the expense fund described in subdivision (8)(c) of section 3 and subdivisions (3), (4), (5) and (8) of section 22 of chapter 32 of the General Laws, as so appearing, for the liability attributable to the former Essex Independent Agricultural and Technical Institute as of June 30, 2014. For the purpose of this paragraph, the amounts required as herein defined shall be considered the district's appropriation to the Essex Regional Retirement System. The district's annual appropriation to the Essex Regional Retirement System shall be apportioned to the member municipalities as described in Section 10 of this act.’.

SECTION 78. Chapter 463 of the Acts of 2004 is further hereby amended by inserting after Section 14 the following new section:—

Section 14A. If any member municipality fails to include an amount so certified in its budget for such fiscal year, the assessors or other taxing authorities shall nevertheless include such amounts in the next tax levy. All amounts so certified pursuant to section 14, as amended, shall be a legal obligation of the district and may be recovered in an action of contract by the Essex Regional Retirement Board.”.

The amendment was adopted.

Representatives Ferguson of Holden and Zlotnik of Gardner then moved to amend bill by inserting before section 20 the following four sections:

“SECTION 19C. Section 1 of chapter 138 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting after the definition of ‘Farmer-winery’ the following definition:—

‘Host brewer’, any person or entity licensed pursuant to the provisions of sections 19 or 19C to manufacture malt beverages who has entered into an alternating proprietorship arrangement with a tenant brewer approved by the US Department of the Treasury Alcohol and Tobacco Tax Trade Bureau for the purpose of manufacturing or packaging malt beverages on behalf of the tenant brewer.

SECTION 19D. Section 1 of said chapter 138 is hereby further amended by adding after the definition of ‘Tavern’ the following new definition:—

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‘Tenant Brewer’, a person or entity that has been licensed pursuant to the provisions of section 19, section 19C or a license holder outside the commonwealth that is authorized to manufacture, export and import malt beverages and has a transportation permit issued pursuant to section 22 who has entered into an alternating proprietorship arrangement with a host brewer approved by the United States Department of the Treasury Alcohol and Tobacco Tax and Trade Bureau for the purpose of manufacturing or packaging malt beverages at a host brewer’s premises.

SECTION 19E. Section 18 of said chapter 138 is hereby amended in the sixth paragraph by striking out, in line 87, the following words ‘and section 19F’ and inserting in place thereof, the following:—, section 19F and section 19G.

SECTION 19F. Said chapter 138 is hereby amended by inserting the following new section:—

Section 19G. Tenant Brewer License.

(a) The commission may issue a tenant brewer license which authorizes the holder thereof to manufacture or package malt beverages on the premises of a host brewer to any individual applicant who is a resident and citizen of the commonwealth and to any corporation, partnership or other entity which complies with the requirements set forth in section 26 and is a holder of a certificate of compliance issued pursuant to section 18B. An applicant for a tenant brewer license shall provide the commission and the department of revenue with a true copy of the applicable alcoholic beverage license to manufacture, export and import as issued by the appropriate licensing authority.

To be eligible for a tenant brewer license, the applicant must (i) be licensed pursuant to the provisions of section 19C or section 19D or is licensed in any other state to manufacture, export and import malt beverages; (ii) comply with any federal law regulating the manufacture, export or import of malt beverages as identified by the commission in written guidance that shall be issued to each host brewer, tenant brewer and wholesaler licensed pursuant to section 18 ; and (iii) must have an approved alternating proprietorship arrangement that allows the applicant to use the facilities, equipment, and employees of a host brewer.

A tenant brewer may import such raw materials as are required solely for the production and packaging of the malt beverage, including without limitation bulk malt beverage produced by the tenant brewer at its brewery of origin. The bulk malt beverage imported by the tenant brewer must be packaged and shipped back to the tenant brewer’s brewery of origin or to a wholesaler licensed pursuant to section 18 or to a license holder outside the commonwealth authorized to import malt beverages designated by the tenant brewer within 10 days of receipt by the host brewer.

Any product produced or packaged at the host brewer’s premises must be removed from the host brewer’s premises within 10 days after the brewing or packaging process is completed. The finished product must be returned to the tenant brewer’s brewery of origin or to a wholesaler licensed pursuant to section 18 or to a license holder outside the commonwealth authorized to import malt beverages designated by the tenant brewer.

(b) The commission shall require a tenant brewer and a host brewer to maintain a record or log indicating which equipment is being used at any time by the tenant brewer in the production or packaging of malt beverages and which employees are working on production or packaging of the tenant brewer’s product. A tenant brewer shall be subject to the same reporting requirements as the host brewer.

A tenant brewer license issued pursuant to this section does not grant the licensee any right to sell malt beverages in the commonwealth to any person or entity except to a wholesaler licensed pursuant to section 18. A tenant brewer licensee shall only be permitted to manufacture or package malt beverages as set forth in this section.

(c) The annual fee for each license issued under this section shall be \$1,000.

(d) For the purposes of this section, the term ‘package’ shall mean a keg, cask, barrel, bottle, can or other package approved by the United States Department of the Treasury Alcohol and Tobacco Tax and Trade Bureau for malt beverages. For the purposes of this section, the term ‘brewery of origin’ shall mean any brewery at which the tenant brewer is duly licensed to manufacture malt beverages other than at the host brewer’s premises.; and

By inserting after section 30 the following section:—

SECTION 30A. The department of revenue shall promulgate rules and regulations for the collection of the excise as it applies to licensees issued pursuant to section 19G of chapter 138 of the General Laws.”.

The amendments were adopted.

Mr. Dempsey of Haverhill and others members of the House then moved to amend the bill in section 2, in item 0321-2100, by striking out the figures “1,374,683” and inserting in place thereof the figures “1,472,466”;

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In item 0321-2205 by striking out the figures “1,781,200” and inserting in place thereof the figures “1,831,200”;

In item 0332-0100, in line 7, by inserting after the word “court” the following: “; provided further, that not less than \$100,000 shall be expended for capital improvements at Hingham District Court; and provided further, that not less than \$100,000 shall be expended for the Hampden County Court House Advocacy Committee”, and in said item by striking out the figures “65,854,290” and inserting in place thereof the figures “66,054,290”;

In item 0337-0002, by adding the following: “; provided, that no less than \$143,989 shall be expended on the Hampden County CASA program, no less than \$71,994 shall be expended on the Worcester County CASA program, no less than \$98,730 shall be expended on the Essex County CASA program, no less than \$100,000 shall be expended on the Boston CASA program, no less than \$76,494 shall be expended on the Franklin/Hampshire County CASA program, and no less than \$53,995 shall be expended on the Berkshire County CASA program”, and in said item by striking out the figures “18,346,069” and inserting in place thereof the figures “18,891,271”;

By inserting after item 0340-2117 the following item:

“0340-6653 For increases in the annual salaries of assistant district attorneys; provided, that the Massachusetts District Attorneys Association shall transfer

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funds to the AA object class in each of the 11 district attorneys' offices so that the resulting minimum annual salary for an assistant district attorney shall exceed \$45,000 per year; provided further, that these salary increases shall not take effect until January 1, 2017; provided further, that not less than 30 days prior to the distribution of funds, the Massachusetts District Attorneys' Association shall notify the house and senate committees on ways and means detailing: (a) the methodology used to determine the amount to be dispersed; (b) the amount to be given to each district attorney's office; (c) the reasoning behind the distribution; and (d) the number of assistant district attorneys from each office who would receive funds from this item; and provided further, that no funds from this item shall be expended on the administrative costs of the Massachusetts District Attorneys Association

\$500,000";

In item 8000-0600 by adding the following: “; provided, that not less than \$50,000 shall be expended to the town of Watertown for public safety improvements; provided further, that not less than \$50,000 shall be expended to the town of Waltham for public safety improvements; provided further, that not less than \$26,900 shall be expended to the town of Hopedale for public safety improvements; provided further, that not less than \$50,000 shall be expended to the town of Saugus for public safety improvements; provided further, that not less than \$25,000 shall be expended to the town of Wakefield for public safety improvements; provided further, that not less than \$20,000 shall be expended to the town of Salisbury for public safety improvements; provided further, that not less than \$200,000 shall be expended for the Black Men of Greater Springfield, Inc.; provided further, that not less than \$25,000 shall be expended to the town of Hardwick for public safety improvements, provided further, that not less than \$50,000 shall be expended to the town of Littleton for public safety improvements; provided further, that not less than \$50,000 shall be expended to the town of Plainville for public safety improvements; provided further, that not less than \$25,000 shall be expended to the Grafton Public School District for public safety improvements; provided further, that not less than \$25,000 shall be expended to the town of Northbridge for public safety improvements; provided further, that not less than \$25,000 shall be expended to the town of Sudbury for public safety improvements; provided further, that not less than \$100,000 shall be expended for the Merrimack Valley Youth Center in the City of Lawrence; provided further, that not less than \$30,000 shall be expended to the Eastham Police Department for public safety improvements; provided further, that not less than \$25,000 shall be expended to the town of Oxford for public safety improvements; provided further, that not less than \$50,000 shall be expended to the town of Pembroke for public safety improvements; provided further, that not less than \$100,000 shall be expended to the town of Braintree for public safety improvements; provided further, that not less than \$100,000 shall be expended to the town of Dracut for public safety improve-

ments; provided further, that not less than \$30,000 shall be expended to the Opioid Community Coalition of Falmouth; provided further, that not less than \$50,000 shall be expended to the city of Springfield for public safety improvements; provided further, that not less than \$25,000 shall be expended to the city of Fitchburg for public safety improvements; provided further, that not less than \$50,000 shall be expended to the city of Methuen for a public safety study; provided further, that not less than \$25,000 shall be expended to the town of Mendon for public safety improvements; provided further, that not less than \$150,000 shall be expended to the town of Dartmouth for public safety improvements; provided further, that not less than \$50,000 shall be expended to the town of Milton for public safety improvements; and provided further, that not less than \$50,000 shall be expended to the town of Randolph for public safety improvements”, and in said item by striking out the figures “2,304,906” and inserting in place thereof the figures “3,761,806”;

In item 8100-0111 by striking out the figures “5,000,000” and inserting in place thereof the figures “6,000,000”;

In item 8100-1001, in line 17, by inserting after the word “abuse” the following: “; provided further, that not less than \$1,030,000 shall be expended for the payroll costs of the state police directed patrols; provided further, that not less than \$30,000 shall be expended for Troop A to conduct mounted, directed patrols throughout Revere Beach, the Lynfells and the Middlesex Fells Reservation Park among other identified areas; provided further, that subject to appropriation communities receiving funds for directed patrols in fiscal year 2008 shall receive an equal disbursement of funds in proportion to the current appropriation in fiscal year 2017; provided further, that funds shall be expended for directed patrols at Constitution Beach in East Boston; provided further, that not less than \$90,000 shall be expended for additional patrols for the summer season at Wollaston Beach and Furnace Brook Parkway in the city of Quincy”; and in said item by striking out the figures “285,816,142” and inserting in place thereof the figures “286,936,142”;

In item 8200-0200, by adding the following “; and provided further, that no less than \$50,000 be provided for towns in Worcester County hosting municipal police training academies”; and in said item by striking out the figures “4,887,750” and inserting in place thereof the figures “4,937,750”;

By striking out item 8324-0000 and inserting in place thereof the following item:

“8324-0000 For the administration of the department of fire services, including the state fire marshal’s office, the hazardous materials emergency response program, the board of fire prevention regulations established in section 4 of chapter 22D of the General Laws, the expenses of the fire safety commission and the Massachusetts firefighting academy, including the Massachusetts fire training council certification program, municipal and non-municipal fire training and expenses of the council; provided, that the fire training program shall use the split days option; provided further,

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that \$1,200,000 shall be allocated by the department for the Student Awareness of Fire Education program; provided further, that \$100,000 shall be allocated by the department for the Fire Chiefs Association of Bristol County to develop, upgrade and maintain the emergency radio communications system in Bristol County and to provide equipment and training support to the Regional Technical Rescue team in Bristol County; provided further, that \$100,000 shall be allocated by the department for the Fire Chiefs Association of Barnstable County to provide equipment and training support at the Barnstable County Fire and Rescue Training Academy; provided further, that the amount allocated for critical incident stress intervention programs in item 8324-0000 of section 2 of chapter 182 of the acts of 2008 shall be allocated in fiscal year 2017; provided further, that \$200,000 shall be allocated to On-Site Academy to provide training and treatment programs for emergency personnel for critical incident stress management or substance abuse; provided further, that \$50,000 shall be provided for the city of Quincy fire department hazardous materials response team; provided further, that the amount allocated for hazardous material response teams in said item 8324-0000 of section 2 of chapter 182 of the acts of 2008 shall be allocated in fiscal year 2017 and shall not be reduced by more than 57 per cent; provided further the Boston Fire Department Training Academy shall also be allocated an additional \$500,000 in addition to any amounts in the item; provided further, that not less than \$15,000 shall be expended to the Stoneham Fire Department for safety equipment; provided further, that not less than \$104,000 shall be expended to the Needham Fire Department for safety equipment; provided further, that not less than \$10,000 shall be expended to the Plainville Fire Department for safety equipment; provided further, that not less than \$4,600 shall be expended to the Chelsea Fire Investigation Unit for safety equipment; provided further, that not less than \$65,000 shall be expended to the Franklin Fire Department for safety equipment; provided further, that the amount allocated for the Norfolk County Regional Fire and Rescue Dispatch Center in item 8324-0000 of Section 2 of chapter 182 of the acts of 2008 shall be allocated in fiscal year 2017; provided further, that \$50,000 shall be allocated to the On-Site Academy to provide training and treatment programs for correction officers from the department of correction for critical incident stress management; provided further, that 100 per cent of the amount appropriated in this item for the administration of the department of fire services, the state fire marshal's office, critical incident stress pro-

grams, On-Site Academy, the Massachusetts training academies, the regional dispatch centers, the radio and dispatch center improvements, and the associated fringe benefit costs of personnel paid from this item for these purposes shall be assessed upon insurance companies writing fire, homeowners' multiple peril or commercial multiple peril policies on property situated in the Commonwealth and paid within 30 days after receipt of notice of such assessment from the commissioner of insurance; provided further, that 100 per cent of the amount appropriated in this item for hazardous material response shall be assessed upon insurance companies writing commercial multiple peril, nonliability portion policies situated in the Commonwealth and commercial auto liability policies as referenced in line 5.1 and line 19.4, respectively, in the most recent annual statement on file with the commissioner of insurance; and provided further, that not more than 10 per cent of the amount designated for the arson prevention program shall be expended for the administrative costs of the program \$23,898,381”;

In item 8700-0001, in line 6, by inserting after the word “grades” the following: “; provided further, that no less than \$50,000 shall be expended for the Massachusetts Veterans Oral History Project to be conducted by the non-profit corporation Home of the Brave, Inc. in conjunction with the Massachusetts National Guard Museum”, and in said item by striking out figures “9,862,787” and inserting in place thereof the figures “9,912,787”;

In item 8900-0001, in line 7, by inserting after the word “department” the following: “; provided further, that the amount allocated for programs for incarcerated mothers in item 8900-0001 of section 2 of chapter 131 of the acts of 2010 shall be allocated to the program in fiscal year 2017; provided further, that the department shall expend not less than \$2,200,000 for municipalities hosting department of corrections facilities; provided further, that of that \$2,200,000, no municipality hosting a department of corrections facility shall receive more than \$800,000; provided further, that of that \$2,200,000, no municipality hosting a department of corrections facility shall receive less than the amount allocated in item 8900-0001 of section 2 of chapter 60 of the acts of 2011; provided further, that the amount allocated for the Dismas House in Worcester in item 8900-0001 of section 2 of chapter 182 of the acts of 2008 shall be expended for the program in fiscal year 2017; provided further, no less than \$68,000 shall be expended for Dispute Resolutions Services, Inc. of Springfield”, and in said item by striking out the figures “569,138,538” and inserting in place thereof the figures “571,706,538”;

In item 8910-0108 by adding the following: “; provided, that not less than \$200,000 shall be expended for the Franklin County Opioid Education and Awareness Task Force”, and in said item by striking out the figures “15,049,298” and inserting in place thereof the figures “15,249,298”;

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By inserting after section 6 the following section:

“SECTION 6G. Section 58 of chapter 30 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting after the word ‘custody,’ in line 19, the following words:— or in the case of a court officer, receives bodily injuries resulting from acts of violence in the courtroom or public areas, holding areas and other designated areas of the courthouse or from subduing or apprehending escaping prisoners.”;

By inserting after section 20 the following section:

“SECTION 20A. Section 57 of chapter 146 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out, in line 16, the word ‘ninety’ and inserting in place thereof the following word:— 60.”;

By inserting after section 21 the following section:

“SECTION 21A. Section 2 of chapter 263A of the General Laws, as so appearing, is hereby amended by inserting, in line 11, after the word ‘services’, the following words:— . The board shall provide administration and approval of funding for witness protection education and awareness programs.”;

By inserting after section 27 the following two sections:

“SECTION 27A. Notwithstanding section 11 of chapter 211D of the General Laws, for fiscal year 2017, the chief counsel of the committee for public counsel services may waive the annual cap on billable hours for private counsel appointed or assigned to cases undertaken by the children and family law program established by the committee, if the chief counsel finds that: (i) there is limited availability of qualified counsel in that practice area; (ii) requirements for expertise rendering assignment to certain private counsel would be more cost effective; or (iii) demonstrated efficiency of private counsel shows that shifting the service to other counsel shall reduce the quality and increase the cost of service; provided, however, that counsel appointed or assigned to such cases within the private counsel division shall not be paid for any time billed in excess of 1,800 billable hours. It shall be the responsibility of private counsel to manage their billable hours.

SECTION 27B. There shall be established a special commission on elevator inspection safety.

The commission shall consist of the following: two members of the house of representatives, one of whom shall be appointed by the speaker of the house, and one of whom shall be appointed by the minority leader; two members of the senate, one of whom shall be appointed by the president of the senate, and one of whom shall be appointed by the minority leader; the secretary of the executive office of public safety and security, or a designee; the commissioner of the department of public safety, or a designee; two members from the board of elevator regulations; and two members from charitable organizations that own and operate elevators. The commission shall investigate and study the current laws, regulations, rules and policies related to elevator inspections, including the fees and fines associated therewith, as well as the inspection schedules, and shall also investigate whether and how charitable organizations are affected by such laws, regulations, rules, policies, fines and fees. The commission shall report its findings, including any legislative recommendations, to the

house and senate committees on ways and means, the joint committee on public safety, and the department of public safety no later than December 31, 2016.”.

On the question on adoption of the amendments, the sense of the House was taken by yeas and nays, at the request of Mr. Dempsey of Haverhill; and on the roll call 159 members voted in the affirmative and 0 in the negative.

Consolidated amendments adopted,—yea and nay No. 241.

[See Yea and Nay No. 241 in Supplement.]

Therefore the consolidated amendments (public safety and judiciary) were adopted.

Ms. DiZoglio of Methuen then moved to amend the bill by inserting after section 28 the following section:

“SECTION 28A. Notwithstanding any general or special law to the contrary, any member of the Professional Fire Fighters of Massachusetts may solicit donations to any charitable organization registered with the division of public charities in the department of the attorney general while that member is on duty as a fire fighter and in uniform; provided, that no member shall solicit donations during the course of responding to a call for assistance or otherwise actively engaged in a fire-fighting activity.”.

The amendment was adopted.

Mr. Madden of Nantucket then moved to amend the bill by adding the following section:

“SECTION 79. (a) Notwithstanding any general or special law to the contrary, including section 14 of chapter 34 of the General Laws, but subject to subsections (a), (b) and (g) of section 16 of chapter 30B of the General Laws, the county commissioners of the county of Dukes County may lease space in a building acquired by the county pursuant to section 112 of chapter 287 of the Acts of 2014, to the Martha’s Vineyard Center for Living, Inc., a non-profit corporation, or its designee or affiliate, for an initial term not to exceed 30 years, for the purpose of the Martha’s Vineyard Center for Living, Inc. conducting health and social services for the benefit of residents of the county or visitors thereto, including but not limited to a Supportive Day Program, so called, for seniors, a medical taxi program for seniors, food and meals programs for seniors, and outreach and referral programs for seniors. The lease may provide that the Martha’s Vineyard Center for Living, Inc. may, on terms acceptable to the county commissioners, design, construct or build-out the leased premises. The lease shall provide that the costs of the improvements to the leased premises by the Martha’s Vineyard Center for Living, Inc. shall be taken into account as part of the consideration for such lease. The lease shall include provisions to ensure community accessibility, in a manner consistent with the corporate and charitable purposes of the Martha’s Vineyard Center for Living, Inc.

(b) If the premises leased during the term of the lease authorized in section 1 are ever used for any purpose other than the purposes listed in section 1 or as listed in the terms of the lease that is ultimately negotiated by the county commissioners of Dukes County, then the authorization to lease space in the building to the Martha’s Vineyard Center for Living, Inc. granted by this act shall immediately become null and void.

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(c) Notwithstanding any general or special law to the contrary, the design and construction of any such improvements shall be exempt from sections 44 to 58, inclusive, of chapter 7C of the General Laws, section 39M of chapter 30 of the General Laws, sections 44A to 44M, inclusive, of chapter 149 of the General Laws, and chapter 149A of the General Laws; provided, however that any construction or improvements by the Martha's Vineyard Center for Living, Inc. to the common areas of the building or areas exclusive of the tenant's space, as designated in the lease, shall be subject to sections 26 to 27H, inclusive of said chapter 149."

The amendment was adopted.

Mr. Linsky of Natick then moved to amend the bill by adding following nine sections:

"SECTION 80. Chapter 175 of the General Laws is hereby amended by inserting after section 47DD, the following section:

Section 47EE. (A) For the purposes of this Section, the terms 'Lyme disease' and 'long-term antibiotic therapy' are given the same definition as provided in M.G.L. Chapter 112, Section 12DD.

(B) Any policy, contract, agreement, plan or certificate of insurance issued, delivered or renewed within the commonwealth that provides medical expense coverage shall provide coverage for long-term antibiotic therapy of Lyme disease when determined to be medically necessary and ordered by a licensed physician after making a thorough evaluation of the patient's symptoms, diagnostic test results, or response to treatment. Long-term antibiotic therapy otherwise eligible for benefits pursuant to this section shall not be denied solely because such treatment may be characterized as unproven, experimental, or investigational in nature.

SECTION 81. Chapter 176A of the General Laws is hereby amended by inserting after section 8FF the following section:—

Section 8GG. Any contract between a subscriber and the corporation under an individual or group hospital service plan which is delivered, issued or renewed within the commonwealth shall provide coverage for long-term antibiotic therapy of Lyme disease when determined to be medically necessary and ordered by a licensed physician after making a thorough evaluation of the patient's symptoms, diagnostic test results or response to treatment.

Treatment otherwise eligible for benefits pursuant to this section shall not be denied solely because such treatment may be characterized as unproven, experimental, or investigational in nature.

SECTION 82. Chapter 176B of the General Laws is hereby amended by inserting after section 4FF, the following section:—

Section 4GG. Any subscription certificate under an individual or group medical service agreement delivered, issued, or renewed within the commonwealth shall provide coverage for long-term antibiotic therapy of Lyme disease when determined to be medically necessary and ordered by a licensed physician after making a thorough evaluation of the patient's symptoms, diagnostic test results or response to treatment. Treatment otherwise eligible for benefits pursuant to this section shall not be denied solely because such treatment may be characterized as unproven, experimental, or investigational in nature.

SECTION 83. Chapter 176G of the General Laws is hereby amended by inserting after section 4X the following section:—

Section 4Y. Any individual or group health maintenance contract shall provide coverage for long-term antibiotic therapy of Lyme disease when determined to be medically necessary and ordered by a licensed physician after making a thorough evaluation of the patient's symptoms, diagnostic test results or response to treatment. Treatment otherwise eligible for benefits pursuant to this section shall not be denied solely because such treatment may be characterized as unproven, experimental, or investigational in nature.

SECTION 84. Section 47EE of chapter 175 of the General Laws is hereby repealed.

SECTION 85. Section 8GG of chapter 176A of the General Laws is hereby repealed.

SECTION 86. Section 4GG of chapter 176B of the General Laws is hereby repealed.

SECTION 87. Section 4Y of chapter 176G of the General Laws is hereby repealed.

SECTION 88. Sections 84 through 87 shall take effect on July 1, 2021.”

The amendment was adopted.

Mr. Cantwell of Marshfield and other members of the House then moved to amend the bill by adding the following section:

“SECTION 89. Chapter 176D of the General Laws is hereby amended by inserting after section 3B the following section:—

Section 3C. (a) As used in this section, the following words shall have the following meanings, unless the context clearly requires otherwise:—

‘Ambulance service provider’, a person or entity licensed by the department of public health pursuant to section 6 of chapter 111C to establish or maintain an ambulance service.

‘Emergency ambulance services’, emergency services that an ambulance service provider may render under its ambulance service license when a condition or situation in which an individual has a need for immediate medical attention or if the individual, bystander or emergency medical services provider perceives the potential for the need for immediate medical attention.

‘Insurance policy’ and ‘insurance contract’, any policy, contract, agreement, plan or certificate of insurance issued, delivered or renewed within the commonwealth that provides coverage for expenses incurred by an insured for transportation services rendered by an ambulance service provider.

‘Insured’, an individual entitled to ambulance services benefits pursuant to an insurance policy or insurance contract.

‘Insurer’, a person as defined in section 1 of chapter 176D; any health maintenance organization as defined in section 1 of chapter 176G; a non-profit hospital service corporation organized under chapter 176A; any organization as defined in section 1 of chapter 176I that participates in a preferred provider arrangement also as defined in said section 1 of said chapter 176I; any carrier offering a small group health insurance plan under chapter 176J; any company as defined in section 1 chapter 175; any employee benefit trust; any self-insurance

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plan, and any company certified under section 34A of chapter 90 and authorized to issue a policy of motor vehicle liability insurance under section 113A of chapter 175 that provides insurance for the expense of medical coverage.

(b) In any instance in which an ambulance service provider provides an emergency ambulance service to an insured, but is not an ambulance service provider under contract to the insurer maintaining or providing the insured's insurance policy or insurance contract, the insurer maintaining or providing such insurance policy or insurance contract shall pay the ambulance service provider directly and promptly for the emergency ambulance service rendered to the insured. Such payment shall be made to the ambulance service provider notwithstanding that the insureds insurance policy or insurance contract contains a prohibition against the insured assigning benefits thereunder so long as the insured executes an assignment of benefits to the ambulance service provider and such payment shall be made to the ambulance service provider in the event an insured is either incapable or unable as a practical matter to execute an assignment of benefits under an insurance policy or insurance contract pursuant to which an assignment of benefits is not prohibited, or in connection with an insurance policy or insurance contract that contains a prohibition against any such assignment of benefits. An ambulance service provider shall not be considered to have been paid for an emergency ambulance service rendered to an insured if the insurer makes payment for the emergency ambulance service to the insured. An ambulance service provider shall have a right of action against an insurer that fails to make a payment to it pursuant to this subsection.

(c) With the exception of non-profit corporations licensed to operate critical care ambulance services that perform both ground and air transports, payment to an ambulance service provider under subsection (b) shall be at a rate equal to the rate established by the municipality from where the patient was transported.

(d) An ambulance service provider receiving payment for an ambulance service in accordance with subsections (b) and (c) shall be deemed to have been paid in full for the ambulance service provided to the insured, and shall have no further right or recourse to further bill the insured for said ambulance service with the exception of coinsurance, co-payments or deductibles for which the insured is responsible under the insureds insurance policy or insurance contract.

(e) No term or provision of this section 3C shall be construed as limiting or adversely affecting an insureds right to receive benefits under any insurance policy or insurance contract providing insurance coverage for ambulance services. No term or provision of this section 3C shall create an entitlement on behalf of an insured to coverage for ambulance services if the insureds insurance policy or insurance contract provides no coverage for ambulance services.”.

The amendment was adopted.

Mrs. Haddad of Somerset moves to amend the bill by inserting after section 33 the following section:

“SECTION 33A. (a) Notwithstanding any general law or special law to the contrary, the department of energy resources shall expend an amount not to exceed \$3,000,000 from the RGGI Auction Trust Fund

established in section 35II of chapter 10 of the General Laws for a 1-time reimbursement to a municipality that has been negatively impacted by a reduction in property tax receipts from a dual coal and oil fired electric generating station due to a reduction in capacity factor, occurring after July 1, 2012. The municipality shall be entitled to reimbursement under this section of an amount by which the tax receipts, including payments in lieu of taxes or other compensation, paid by the affected property owner of the electric generating station in tax year 2013 is less than the amount of the tax receipts paid by the electric generating station in 2012. Payments from the fund shall be prioritized so that the first payments from the fund shall be made to municipalities under this section.”.

The amendment was adopted.

Mr. Lyons of Andover then moved to amend the bill by adding the following section:

“SECTION 90. (a) Notwithstanding any general or special law to the contrary, the executive office of administration and finance shall prepare a report on the following: 1) the total amount of the state budget that is being used to fund individual, family, and other benefits or expenditures on behalf of citizens of the United States who are residents of the Commonwealth of Massachusetts; 2) the total amount of the state budget that is being used to fund individual, family, and other benefits or expenditures on behalf of persons holding Green Cards who are residents of the Commonwealth of Massachusetts; 3) the total amount of the state budget that is being used to fund individual, family, and other benefits or expenditures on behalf of citizens of the United States whose residence in the Commonwealth of Massachusetts cannot be established; and 4) the total amount of the state budget that is being used to fund individual, family, and other benefits and expenditures on behalf of all other persons. (b) Said report shall also itemize expenditures used to provide services to residents of the Commonwealth, non-residents, and those whose residence cannot be identified with respect to: legal services, including but not limited to criminal defense costs; translations and translator services; the detention of prisoners; and the Health Safety Net program, including cost to government, cost shifting to other payers or insurers, and the cost to hospitals, clinics, and other health-care providers. (c) In calculating the amounts described in subsections (a) and (b), the executive office of administration and finance shall utilize generally accepted accounting principles encompassing all state spending. (d) Said report shall be filed with to the chair and ranking minority member of the house committee on ways and means, the chair and ranking minority member of the senate committee on ways and means, and the clerks of the house of representatives and senate no later than October 15, 2016.”.

The amendment was rejected.

Mr. Jones of North Reading and other members of the House then moved to amend the bill by adding the following ten sections:

“SECTION 90. Section 1 of chapter 90 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting after the definition of ‘Killed in action’, the following definition:—

‘Lawful status’ shall have the same meaning as defined in 6 CFR §37.3.

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‘Lawful presence’ in the United States shall mean persons who have (1) ‘lawful status’ and or (2) such other persons as provide documentation of lawful presence in the United States satisfactory to the registrar, in consultation with the Department of Homeland Security.

SECTION 91. Said section 1 of said chapter 90, as so appearing, is hereby further amended by inserting after the definition of ‘Police officer’ or ‘officer’, the following 2 definitions:—

‘REAL ID Act’, the REAL ID Act of 2005, as codified at 49 U.S.C. Section 30301.

‘REAL ID-compliant license or identification card’, a license or identification card issued in compliance with the standards established by the U.S. Department of Homeland Security at 6 CFR Part 37.

SECTION 92. Section 2 of said chapter 90, as so appearing, is hereby amended by striking out the sixth sentence and inserting in place thereof the following sentence:— Except as otherwise provided in this chapter, no registration shall be issued to a natural person for a motor vehicle or trailer unless such person holds a license, identification card issued under section 8E, social security number issued by Social Security Administration or proof of lawful status as defined in 6 CFR §37.3 and section 1 of this chapter; provided, however, that the registrar shall provide by regulation for certain exemptions from these registration requirements, as applicable, for non-resident out-of-state students, certain military personnel, senior citizens and disabled persons; provided, further, that the registrar may provide by regulation additional exemptions which shall be consistent with this section.

SECTION 93. Section 8 of said chapter 90, as so appearing, is hereby amended by striking out the last 4 paragraphs and inserting in place thereof the following 7 paragraphs:—

A license or any renewal thereof issued to an operator shall be valid from the date of issuance and shall expire on a date to be determined by the registrar which may not be more than 60 months from the date of issue, provided that the registrar may authorize a 1-year extension of the period of license validity for a licensee who has undergone medical treatment for an illness resulting in temporary changes to the physical characteristics of the applicant that would be apparent in an image captured by the registrar, as authorized by chapter 432 of the acts of 2014. The license issued to an operator born on February 29 shall, for the purpose of this section, expire on March 1. An applicant for the renewal of a license 75 years of age or older shall apply for a renewal in person at a registry branch office.

Applications for licenses shall be in such form as may be prescribed by the registrar and shall be signed by the applicant under oath. Only a resident of Massachusetts is eligible to apply for a driver’s license issued by the registrar. If the applicant is under age 18, the application shall be accompanied by the written consent, in such form as the registrar shall determine, of a parent or guardian or other person standing in place of a parent of the applicant. The photograph or facial image of the applicant required to be made a part of any license issued by this section shall be retained for the period required by regulations of the registrar even if a driver’s license is not issued.

The registrar may issue more than one type of license, in such form and type as may be prescribed by the registrar. The registrar shall issue

one type of license that is compliant with the provisions of the REAL ID Act. An applicant for such license shall provide documentation and demonstrate qualifications acceptable to the registrar. Massachusetts REAL ID-compliant licenses shall be suitable for federal identification purposes and shall be so marked. The registrar may also issue a Massachusetts license to an applicant who provides documentation and demonstrates qualifications acceptable to the registrar. A Massachusetts license may not be used for federal identification purposes and shall be so marked.

No license of any type may be issued to a person who does not have lawful status in the United States; provided, however, that licenses that exist as of the effective date of this paragraph may be renewed as Massachusetts licenses without the license holder providing proof of lawful status or the expiration date of an authorized stay.

The registrar may issue a license of any type for a term of less than 60 months to a resident of Massachusetts who has lawful status in the United States for a period of at least 12 months, provided that the expiration date of such a license shall be coterminous with the expiration date of the licensee's authorized stay in the United States, as evidenced by acceptable documents or information provided to the registrar. If said licensee is authorized to stay in the United States for at least 12 months but lacks acceptable evidence of a specific date by which such stay in the United States shall be terminated, any license issued shall expire not later than 12 months from the date of issue. No license of less than 60 months in duration can be renewed unless the license holder provides documentation satisfactory to the registrar that he or she is authorized to remain in the United States. Any such license shall have an expiration date coterminous with the expiration of the authorized stay. All licenses issued for less than 60 months in duration shall be marked as temporary.

An applicant for a license under this section shall be required to answer questions on the examination to determine the applicant's knowledge of the laws regarding operating a motor vehicle while under the influence of alcoholic beverages or drugs or while sending or receiving electronic messages, and including the relevant sections of this chapter, chapter 94C and chapter 138. The registrar shall determine the nature and number of such questions.

An applicant for a license or renewal thereof appearing in person at a registry branch shall take and pass a vision test administered by the registry; provided, however, that except as required by the registrar in regulations, an applicant may provide a vision screening certificate, signed by an optometrist or ophthalmologist to demonstrate compliance with minimum visual standards to obtain and hold a license. Such vision screening certificate shall not be deemed invalid by the registrar solely because it contains an electronic signature.

SECTION 94. Section 8B of said chapter 90, as so appearing, is hereby amended by inserting in line 42, after the word, 'occurs,' the following words:— , except that no permit shall be issued to an applicant for a period of time longer than the registrar determines the applicant is legally authorized to remain in the United States.

SECTION 95. Said section 8B of said chapter 90, as so appearing, is hereby further amended by striking out the last sentence and insert-

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ing in place thereof the following sentence:— Notwithstanding that a learner's permit may be valid for a period of up to 2 years, each holder issued a learner's permit with a period of validity of 2 years may take not more than 6 driving tests within the first year and not more than 6 driving tests within the second year and if the registrar has issued a learner's permit of less than 2 years duration, the permit holder shall be limited to no more than 6 driving tests in the first year and no more than 1 driving test for each 2 months of remaining validity of the permit, upon payment of the fee for examination of an applicant for an operator's license as required in said section 33, for each such driving test.

SECTION 96. Section 8E of said chapter 90, as so appearing, is hereby amended by striking out the first paragraph and inserting in place thereof the following paragraph:—

Any person 14 years of age or older who does not have a valid license to operate motor vehicles may make application to the registrar of motor vehicles for an identification card to be issued under this section. Only a resident of Massachusetts is eligible to apply for an identification card issued by the registrar. The registrar shall establish criteria for such an identification card by regulation.

SECTION 97. Said section 8E of said chapter 90, as so appearing, is hereby further amended by striking out the third paragraph and inserting in place thereof the following 3 paragraphs:—

An identification card or any renewal thereof issued under this section shall be valid from the date of issuance and shall expire on a date to be determined by the registrar which may not be more than 60 months from the date of issue, provided that the registrar may authorize a 1-year extension of the period of identification card validity for an applicant who has undergone medical treatment for an illness resulting in temporary changes to the physical characteristics of the applicant that would be apparent in an image captured by the registrar, as authorized by chapter 432 of the Acts of 2014. The identification card issued to an operator born on February 29 shall, for the purpose of this section, expire on March 1.

Applications for identification cards shall be in such form as may be prescribed by the registrar and shall be signed by the applicant under oath. If the applicant is under age 18, the application shall be accompanied by the written consent, in such form as the registrar shall determine, of a parent or guardian or other person standing in place of a parent of the applicant. The photograph or facial image of the applicant required to be made a part of any identification card issued by this section shall be retained with the application for the period required by regulations of the registrar even if an identification card is not issued.

The registrar may issue more than one type of identification card in such form and type as may be prescribed by the registrar. The registrar shall issue one type of identification card which is compliant with the provisions of the federal REAL ID Act. An applicant for such identification card shall provide documentation acceptable to the registrar. Massachusetts REAL ID-compliant identification cards shall be suitable for federal identification purposes and shall be so marked. The registrar may also issue a non-REAL ID-compliant identification card, a Massachusetts identification card, to an applicant who has satisfied the registrar that the applicant is qualified for such card. An identification card

that is not REAL ID-compliant cannot be used for federal identification purposes and shall be so marked. The registrar may issue an identification card of any type for a term of less than 60 months but not less than 12 months. No identification card of any type may be issued under this section to a person who is legally authorized to stay in the United States for less than 12 months from the date of application for such card. The registrar may issue an identification card for a term of less than 60 months to a resident of Massachusetts who is legally authorized to stay in the United States for a period of at least 12 months, provided that the expiration date of such identification card shall be coterminous with the expiration date of the applicant's authorized stay in the United States, as evidenced by acceptable documents or information provided to the registrar. If said applicant is authorized to stay in the United States for at least 12 months but lacks acceptable evidence of a specific date by which such stay in the United States shall be terminated, any identification card issued shall expire no later than 12 months from the date of issue. No identification card of less than 60 months in duration can be renewed for any period unless the card holder provides documentation satisfactory to the registrar that the card holder is authorized to remain in the United States. Any such identification card expiration shall have an expiration date coterminous with the expiration of the authorized stay. All identification cards issued for a duration of less than 60 months shall be marked as temporary.

SECTION 98. Said chapter 90, as so appearing, is hereby amended by striking out section 31 and inserting in place thereof the following section:—

Section 31. The registrar may make rules and regulations governing the use and operation of motor vehicles or trailers and the conduct of operators and chauffeurs and may establish regulations to govern operator licenses, permits and identification cards and any other products the registrar currently issues or which the General Court may require the registrar to issue. A copy of such rules and regulations attested by the registrar shall be prima facie evidence that they have been made as provided by law. This section shall not be construed as giving the registrar power to regulate the speed at which motor vehicles may be operated on the public ways.

SECTION 99. Section 34B of chapter 138 of the General Laws, as so appearing, is hereby amended by inserting after the third sentence the following sentence:— Any liquor purchase identification card issued by the registrar shall be labeled as ‘Not for Federal Identification.’.”.

Pending the question on adoption of the amendment, Ms. Farley-Bouvier of Pittsfield moved to amend it by striking out the text contained in the amendment and inserting in place thereof the following eleven sections:

“SECTION 90. Section 1 of chapter 90 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting after the definition of ‘Killed in action’, the following definition:—

‘Lawful status’ shall have the same meaning as defined in 6 CFR §37.3.

‘Lawful presence’ in the United States shall mean persons who have (1) ‘lawful status’ or (2) such other persons as provide documentation

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of lawful presence in the United States satisfactory to the registrar, in consultation with the Department of Homeland Security.

SECTION 91. Said section 1 of said chapter 90, as so appearing, is hereby further amended by inserting after the definition of ‘Manufacturer’, the following definition:—

‘Massachusetts license or identification card,’ a license or identification card that is not issued in compliance with the standards established by the U.S. Department of Homeland Security.

SECTION 92. Said section 1 of said chapter 90, as so appearing, is hereby further amended by inserting after the definition of ‘Police officer’ or ‘officer’, the following 2 definitions:—

‘REAL ID Act’, the REAL ID Act of 2005, as codified at 49 U.S.C. Section 30301.

‘REAL ID-compliant license or identification card’, a license or identification card issued in compliance with the standards established by the U.S. Department of Homeland Security at 6 CFR Part 37.

SECTION 93. Section 2 of said chapter 90, as so appearing, is hereby amended by striking out the sixth sentence and inserting in place thereof the following sentence:— Except as otherwise provided in this chapter, no registration shall be issued to a natural person for a motor vehicle or trailer unless such person holds a license; an identification card issued under section 8E; a social security number issued by Social Security Administration or proof of lawful presence in the United States; provided, however, that the registrar shall provide by regulation for certain exemptions from these registration requirements, as applicable, for non-resident out-of-state students, certain military personnel, senior citizens and disabled persons; provided, further, that the registrar may provide by regulation additional exemptions which shall be consistent with this section.

SECTION 94. Section 8 of said chapter 90, as so appearing, is hereby amended by striking out the last 4 paragraphs and inserting in place thereof the following 7 paragraphs:—

A license or any renewal thereof issued to an operator shall be valid from the date of issuance and shall expire on a date to be determined by the registrar which may not be more than 60 months from the date of issue, provided that the registrar may authorize a 1-year extension of the period of license validity for a licensee who has undergone medical treatment for an illness resulting in temporary changes to the physical characteristics of the applicant that would be apparent in an image captured by the registrar, as authorized by chapter 432 of the acts of 2014. The license issued to an operator born on February 29 shall, for the purpose of this section, expire on March 1. An applicant for the renewal of a license 75 years of age or older shall apply for a renewal in person at a registry branch office.

Applications for licenses shall be in such form as may be prescribed by the registrar and shall be signed by the applicant under oath. Only a resident of Massachusetts is eligible to apply for a driver’s license issued by the registrar. If the applicant is under age 18, the application shall be accompanied by the written consent, in such form as the registrar shall determine, of a parent or guardian or other person standing in place of a parent of the applicant. The photograph or facial image of the applicant required to be made a part of any license issued by this

section shall be retained for the period required by regulations of the registrar even if a driver's license is not issued.

The registrar shall issue more than one type of license, in such form and type as may be prescribed by the registrar. The registrar shall issue one type of license that is compliant with the provisions of the REAL ID Act. An applicant for such license shall provide documentation and demonstrate qualifications acceptable to the registrar. Massachusetts REAL ID-compliant licenses shall be suitable for federal identification purposes and shall be so marked. The registrar shall also issue a Massachusetts license to an applicant who provides documentation and demonstrates qualifications acceptable to the registrar. A Massachusetts license may not be used for federal identification purposes and shall be so marked. A Massachusetts license issued by or before the effective date of this paragraph may be renewed as a Massachusetts license without the license holder providing proof of lawful presence or the expiration date of an authorized stay.

The registrar may issue a REAL ID-compliant license for a term of less than 60 months to a resident of Massachusetts who is lawfully present in the United States for a period of at least 12 months, provided that the expiration date of such a license shall be coterminous with the expiration date of the licensee's authorized stay in the United States, as evidenced by acceptable documents or information provided to the registrar. If said licensee is authorized to stay in the United States for at least 12 months but lacks acceptable evidence of a specific date by which such stay in the United States shall be terminated, any license issued shall expire not later than 12 months from the date of issue. No REAL ID-compliant license of less than 60 months in duration can be renewed unless the license holder provides documentation satisfactory to the registrar that he or she is authorized to remain in the United States. Any such license shall have an expiration date coterminous with the expiration of the authorized stay. All licenses issued for less than 60 months in duration shall be marked as temporary.

An applicant for a license under this section shall be required to answer questions on the examination to determine the applicant's knowledge of the laws regarding operating a motor vehicle while under the influence of alcoholic beverages or drugs or while sending or receiving electronic messages, and including the relevant sections of this chapter, chapter 94C and chapter 138. The registrar shall determine the nature and number of such questions.

An applicant for a license or renewal thereof appearing in person at a registry branch shall take and pass a vision test administered by the registry; provided, however, that except as required by the registrar in regulations, an applicant may provide a vision screening certificate, signed by an optometrist or ophthalmologist to demonstrate compliance with minimum visual standards to obtain and hold a license. Such vision screening certificate shall not be deemed invalid by the registrar solely because it contains an electronic signature.

SECTION 95. Section 8B of said chapter 90, as so appearing, is hereby amended by inserting in line 42, after the word, 'occurs,' the following words:— , except that no REAL ID-compliant permit shall be issued to an applicant for a period of time longer than the registrar

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determines the applicant is legally authorized to remain in the United States.

SECTION 96. Said section 8B of said chapter 90, as so appearing, is hereby further amended by striking out the last sentence and inserting in place thereof the following sentence:— Notwithstanding that a learner's permit may be valid for a period of up to 2 years, each holder issued a learner's permit with a period of validity of 2 years may take not more than 6 driving tests within the first year and not more than 6 driving tests within the second year and if the registrar has issued a learner's permit of less than 2 years duration, the permit holder shall be limited to no more than 6 driving tests in the first year and no more than 1 driving test for each 2 months of remaining validity of the permit, upon payment of the fee for examination of an applicant for an operator's license as required in said section 33, for each such driving test.

SECTION 97. Section 8E of said chapter 90, as so appearing, is hereby amended by striking out the first paragraph and inserting in place thereof the following paragraph:—

Any person 14 years of age or older who does not have a valid license to operate motor vehicles may make application to the registrar of motor vehicles for an identification card to be issued under this section. Only a resident of Massachusetts is eligible to apply for an identification card issued by the registrar. The registrar shall establish criteria for such an identification card by regulation, in consultation with the U.S. Department of Homeland Security.

SECTION 98. Said section 8E of said chapter 90, as so appearing, is hereby further amended by striking out the third paragraph and inserting in place thereof the following 3 paragraphs:—

An identification card or any renewal thereof issued under this section shall be valid from the date of issuance and shall expire on a date to be determined by the registrar which may not be more than 60 months from the date of issue, provided that the registrar may authorize a 1-year extension of the period of identification card validity for an applicant who has undergone medical treatment for an illness resulting in temporary changes to the physical characteristics of the applicant that would be apparent in an image captured by the registrar, as authorized by chapter 432 of the Acts of 2014. The identification card issued to an operator born on February 29 shall, for the purpose of this section, expire on March 1.

Applications for identification cards shall be in such form as may be prescribed by the registrar and shall be signed by the applicant under oath. If the applicant is under age 18, the application shall be accompanied by the written consent, in such form as the registrar shall determine, of a parent or guardian or other person standing in place of a parent of the applicant. The photograph or facial image of the applicant required to be made a part of any identification card issued by this section shall be retained with the application for the period required by regulations of the registrar even if an identification card is not issued. The registrar shall issue more than one type of identification card in such form and type as may be prescribed by the registrar. The registrar shall issue one type of identification card which is compliant with the provisions of the federal REAL ID Act. An applicant for such identification card shall provide documentation acceptable to the registrar. Massachu-

sets REAL ID-compliant identification cards shall be suitable for federal identification purposes and shall be so marked. The registrar shall also issue a non-REAL ID-compliant Massachusetts identification card to an applicant who has satisfied the registrar that the applicant is qualified for such card. An identification card that is not REAL ID-compliant cannot be used for federal identification purposes and shall be so marked. The registrar may issue an identification card of any type for a term of less than 60 months but not less than 12 months. No identification card of any type may be issued under this section to a person whose lawful presence in the United States is for less than 12 months from the date of application for such card. The registrar may issue a REAL ID-compliant identification card for a term of less than 60 months to a resident of Massachusetts whose lawful presence in the United States is authorized for a period of at least 12 months, provided that the expiration date of such identification card shall be coterminous with the expiration date of the applicant's authorized stay in the United States, as evidenced by acceptable documents or information provided to the registrar. If said applicant's lawful presence in the United States is authorized for at least 12 months but lacks acceptable evidence of a specific date by which such stay in the United States shall be terminated, any identification card issued shall expire no later than 12 months from the date of issue. No REAL ID-compliant identification card of less than 60 months in duration can be renewed for any period unless the card holder provides documentation satisfactory to the registrar that the card holder is authorized to remain in the United States. Any such identification card expiration shall have an expiration date coterminous with the expiration of the authorized stay. All identification cards issued for a duration of less than 60 months shall be marked as temporary.

SECTION 99. Said chapter 90, as so appearing, is hereby amended by striking out section 31 and inserting in place thereof the following section:—

Section 31. The registrar may make rules and regulations governing the use and operation of motor vehicles or trailers and the conduct of operators and chauffeurs and may establish regulations to govern operator licenses, permits and identification cards and any other products the registrar currently issues or which the General Court may require the registrar to issue. A copy of such rules and regulations attested by the registrar shall be prima facie evidence that they have been made as provided by law. This section shall not be construed as giving the registrar power to regulate the speed at which motor vehicles may be operated on the public ways.

SECTION 100. Section 34B of chapter 138 of the General Laws, as so appearing, is hereby amended by inserting after the third sentence the following sentence:— Any liquor purchase identification card issued by the registrar shall be labeled as "Not for Federal Identification.".

After debate the further amendment was rejected.

The amendment offered by Mr. Jones of North Reading and other members of the House then was adopted.

Mr. Dempsey of Haverhill and others members of the House then moved to amend the bill in section 2, in item 0640-0300, in line 6, by inserting after the word "Laws" the following: " , provided that not less than \$75,000 shall be expended on the Springfield Performing Arts

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Development Corporation; provided further, that not less than \$9,000 shall be expended to the town of Stoneham for a one time restoration grant; provided further, that not less than \$80,000 shall be expended on the Cogswell School building in Bradford; provided further, that not less than \$25,000 will be allocated for Phase 2 of the Berkshire Carousel Project in Pittsfield for ADA compliance”, and in said item by striking out the figures “10,000,000” and inserting in place thereof the figures “12,189,000”;

By striking out item 1599-0026 and inserting in place thereof the following:

“1599-0026 For a reserve to support municipal improvements; provided, that not more than \$2,650,000 shall be expended for an incentive program for communities and municipalities engaging in the use of best practices determined by the Community Compact Cabinet created by Executive Order No. 554 issued January 23, 2015; provided further, that not less than \$2,800,000 shall be expended to fund the District Local Technical Assistance Fund established in section 2XXX of chapter 29 of the General Laws, including projects that encourage regionalization, to be administered by the division of local services and distributed through the District Local Technical Assistance Fund; provided further, that not less than what was appropriated in this item in section 2 of chapter 165 of the act of 2014 for a 1-time grant to the city of Quincy shall be expended again for a 1-time grant to the city of Quincy in fiscal year 2017; provided further, that not less than \$30,000 shall be expended for Camp Kiwanee in Hanson; provided further, that not less than \$50,000 shall be expended for geographic information system project in the city of Lynn; provided further, that not less than \$200,000 shall be expended for public safety improvements in the town of Weymouth; provided further, that no less than \$50,000 shall be expended to Abington for public safety grant along route 18; provided further, that not less than \$25,000 shall be expended for design or construction at the Shawsheen Valley Technical High School; provided further, that not less than \$50,000 shall be expended for the Yankee Doodle Bike Path in Billerica; provided further, that not less than \$35,000 shall be expended for the purpose of data collection and analysis for the Taunton Opioid Task Force Community Follow-up Pilot Program; and provided further, that not less than \$350,000 shall be appropriated to Plymouth County \$6,480,000”;

In item 7002-0010, by adding the following: “; and provided further, that the executive office of housing and economic development, in cooperation with the commonwealth corporation, shall award not less than \$300,000 to the New England Center for Arts and Technol-

ogy, Inc.”, and in said item by striking out the figures “2,151,996” and inserting in the place thereof the figures “2,451,996”;

In item 7002-0012, in line 4, by inserting after the word “programs” the following: “; provided further, that not less than \$125,000 shall be expended for a grant to the Union of Minority Neighborhoods; provided further, that no less than \$25,000 shall be expended for a grant program to Crossroads Family Center in East Boston for the operation of workforce development and educational programing for women and girls; provided further, that no less than \$50,00 shall be expended for a grant program to St. Mary’s Center in Dorchester for the operation of workforce development and educational programing for women and girls”, and in said item by striking out the figures “9,000,000” and inserting in the place thereof the figures “9,700,000”;

By inserting after item 7002-0017 the following three items:

- “7002-0020 For a precision manufacturing pilot program that provides training to unemployed and underemployed individuals, including veterans; provided, that the program shall be administered by the executive office of housing and economic development \$1,535,000;
- 7002-0032 For a transfer to the John Adams Innovation Institute Fund established in section 6A of chapter 40J of the General Laws \$500,000;
- 7002-0035 For a reserve to support the commonwealth’s defense sector initiatives; provided, that the executive office may allocate funds to the Massachusetts Development Finance Agency for this purpose ... \$125,000”;

In item 7002-0036, by adding the following: “; provided further, that not less than \$30,000 shall be expended for HolyokeWorks of Holyoke for their programs addressing the needs of low-skilled and bilingual workers; provided further that not less than \$250,000 shall be appropriated for the city of Lowell department of planning and development to create a business development grant program run by the City in conjunction with a qualified public institution in Lowell; and provided further, that not less than \$50,000 shall be expended for planning and construction of an arts center on Main Street in the town of Wakefield”, and in said item by striking out the figures “3,000,000” and inserting in place thereof the figures “3,330,000”;

In item 7003-0606 by striking out the figures “1,300,000” and inserting in place thereof the figures “2,000,000”;

By inserting after the item 7003-0901 the following:

- “7003-0902 For the operation of the Joint Labor Management Committee for Municipal Police and Fire \$250,000”;

In item 7003-1206 by adding the following: “; provided, that not less than \$150,000 shall be expended for the development and implementation of a middle skills workforce training program to be conducted by the Gloucester Marine Genomics Institute Inc.; provided further, that no less than \$50,000 shall be expended to the CONNECT program, in Chelsea; provided further, provided further, that not less than \$400,000 shall be expended for the Urban League of Springfield; provided further, that no less than \$250,000 shall be expended towards

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workforce efforts at the Pine Street Inn in Boston; provided further, that \$100,000 shall be expended for the Moving Ahead Program at the St. Francis House in Boston; provided further, that not less than \$250,000 shall be expended for the New England Farm Workers' Council, Inc.; provided further, that not less than \$200,000 shall be expended to Career Resources Corporation in Haverhill toward employment services for veterans with disabilities; provided further, that no less than \$400,000 shall be spent for the Urban League of Eastern Massachusetts; provided, that not less than \$100,000 shall be expended for Cape Verdean Community UNIDO, Inc. for program expansion serving immigrants in the Roxbury and Dorchester areas of Boston; provided further, that not less than \$50,000 shall be expended for workforce efforts for proven-risk young adults at UTEC, Inc.; and provided further, that not less than \$75,000 shall be expended for programs supporting and promoting cultural heritage diversity, and education in the city of Boston", and in said item by striking out the figures "1,400,000" and inserting in place thereof the figures "3,425,000";

In item 7007-0952, in line 14, by inserting after the year "1996" the following: "; provided further, that no less than \$100,000 shall be expended for the Lupa Zoo and Game Farm, Inc. in Ludlow"; and in said item by striking out the figures "4,900,000" and inserting in place thereof the figures "5,100,000";

In item 7008-0900, in line 3, by inserting after the word "championships" the following: "; provided further, that no less than \$35,000 shall be expended for the Glass Town Cultural District for the purpose of tourism promotion efforts; provided further, that not less than \$100,000 shall be expended for Plymouth 400, Inc.; provided further, that not less than \$25,000 be expended for the celebration of the 100th anniversary of Peabody; provided further, that not less than \$25,000 be expended for the Peabody fire and police memorial; provided further, that not less than \$50,000 be expended by the city of Peabody for the study of operating a high rail trolley service on the MBTA track running from Peabody Square to the Salem Depot; provided further, that no less than \$90,000 shall be expended for the Russian Community Association of Massachusetts Inc.; provided further, that no less than \$75,000 shall be expended for the Waltham Tourism Council; provided further, that not less than \$100,000 shall be expended for repairs to a municipal building in Brockton; provided further, that \$20,000 be expended for the construction of a new playground at the Helen R. Donaghue School in Merrimac; provided further, that not less than \$100,000 be expended for the implementation of a management information system at the water division in Lynn; provided further, that not less than \$50,000 shall be expended for the North Quabbin Chamber of Commerce, Inc. to fund a regional tourism council for the North Quabbin region; provided further, that no less than \$75,000 shall be expended for the New England Public Radio in the City of Springfield; provided further that not less than \$50,000 shall be expended for the Wilbraham Nature and Cultural Council working in collaboration with the Wilbraham Community Association and the Minnechaug Land Trust for tourism marketing and advertising purposes; provided further, that no less than \$50,000 shall be expended for improvements to the historic Fino Field in Milford; provided further, that \$25,000 shall

be expended to the town of Dedham to commemorate the 375th anniversary of Mother Brook waterway; provided further, that not less than \$25,000 shall be expended to the Mendon 350th Anniversary Committee for the commemoration of the 350th anniversary of Mendon; provided further, that not less than \$10,000 shall be expended for visibility improvements in Newburyport; provided further, that not less than \$20,000 shall be expended as a one-time grant for the Fireball Run in Amesbury; provided further, that not less than \$50,000 shall be expended for the operation of the Greater Gardner Business Incubation Network's business incubator in Gardner; provided further, that not less than \$200,000 shall be expended as grants for the Bay State Games; provided further, that not less than \$50,000 shall be expended to the Germantown Neighborhood Center in Quincy; provided further, that not less than \$100,000 shall be expended to Quincy Asian Resources, Inc. in Quincy; provided further, that not less than \$75,000 shall be expended for the purposes of the operation of the Riverside Theatre Works of Boston; provided further, that not less than \$75,000 shall be expended to Boston Landmarks Orchestra, Inc.; provided further, that no less than \$70,000 shall be spent for the operation of the Eureka program in the Holyoke, Lynn and Worcester chapters of Girls Inc.; provided further, that no less than \$175,000 shall be expended for handicap accessibility to municipally owned buildings in West Springfield; provided further, that \$50,000 shall be expended for Old Sturbridge Village Sturbridge; provided further, that not less than \$10,000 shall be expended for costs associated with the Town of Palmer's 300th anniversary celebration; provided further, that not less than \$50,000 be issued to the Quaboag Valley Community Development Corporation for the establishment of a regional adult learning center; provided further, that no less than \$50,000 shall be expended for the enhancement of Artists' Row in Salem; provided further, that no less than \$25,000 shall be expended to the Essex National Heritage Commission for improvement to the Essex National Heritage Area in Essex County; provided further that not less than \$50,000 shall be provided to the Hilltown Community Development Corporation to establish a rural capacity building initiative ; provided further, that not less than \$50,000 shall be expended to the town of Dudley for the Quinebaug Rail Trail intermodal transportation corridor between the towns of Webster and Dudley; provided further, that \$100,000 shall be expended for a destination farmers market in Revere; provided further, that not less than \$10,000 shall be expended for the construction of a Little Free Library on Franklin Housing Authority property; provided further, that no less than \$100,000 shall be expended for a matching grant program to the Enrichment Center located in Dorchester; provided that not less than \$50,000 shall be expended for a one-time child enhancement grant to North Reading; provided further, that no less than \$50,000 shall be expended for LuminArtz for the production of public art displays; provided further that no less than \$500,000 shall be expended for the Greater Boston Convention & Visitors Bureau for marketing and promotion of Sail Boston/Tall Ships 2017; provided further, that not less than \$50,000 shall be expended for a grant to the 128 Business Council for planning and development of a transportation management association serving the Arsenal Street and Pleasant Street

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corridors in Watertown; provided further, that not less than \$50,000 be provided for the planning, engineering, and construction to redesign the intersection of Front Street, Central Street and Spring Street in Winchendon; provided further, that not less than \$50,000 shall be expended to the historic West Medford Community Center; provided further, that not less than \$100,000 shall be expended for improvements at Aquinnah Circle in the town of Aquinnah; provided further, that not less than \$200,000 shall be expended for the purpose of funding the planning, preliminary design and engineering costs for the construction of a skate park at Farm Pond in Framingham; provided further, that not less than \$100,000 shall be expended for the Western Massachusetts Sports Commission; provided further, that not less than \$50,000 shall be expended for the creation of a park at the beginning of the Mansfield Norton Bike Trail in Mansfield; provided further, that not less than \$25,000 shall be expended for public safety improvements on route 123 and route 140 in Norton; provided further, that \$50,000 shall be expended for a feasibility study for the reconfiguration and expansion of the parking lots at the commuter rail station in Sharon to facilitate travel to Boston; provided further, that not less than \$25,000 shall be expended for an economic development study for the redevelopment of the downtown area in Foxboro; provided further, that not less than \$25,000 shall be expended for training apprenticeship program for students ages 8 to 21 interested in theatrical performance, design, management and the allied arts of theatre; provided further, that not less than \$25,000 shall be expended for the purposes of the operation of the programs of the Menino Arts Center; provided further, that no less than \$50,000 shall be expended for youth programs at Denison Memorial Community Center in New Bedford; provided further that not less than \$100,000 shall be expended for production at Zeiterion Performing Arts in New Bedford; provided further, that not less than \$50,000 shall be expended for AHA! Art, History & Architecture in the city of New Bedford; provided further, that not less than \$50,000 shall be expended for the Frederick Douglass House in New Bedford; provided further, that not less than \$250,000 shall be expended for the West Roxbury Main Streets Parkway Community Pavilion construction project on Centre Street in West Roxbury; provided further, that not less than \$30,000 shall be expended on the planning and celebration of the 300th anniversary of the town of Westborough; provided further, that no less than \$25,000 shall be expended for a matching grant program to Lena Park Community Center located in Dorchester; provided further, that no less than \$50,000 be granted to the Independent Film Society of Boston; provided further, that no less than \$50,000 shall be expended for the restoration of the State Theatre in Stoughton; provided further, that no less than \$25,000 shall be expended for a matching grant program to No Books No Ball located in Roxbury; provided further, that not less than \$75,000 shall be expended for the Head of the Charles Regatta to cover costs associated with public safety; provided further, that not less than \$500,000 shall be expended for the Outside the Box festival in Boston; provided further, that not less than \$50,000 shall be expended for public service announcements to be broadcasted during From the Top, Inc's radio programming; provided further, that not less than \$6,000 shall be

expended for the Oakes Ames Memorial Hall in Easton; provided further, that not less than \$50,000 be allocated to the Fort Devens Museum to support staffing and educational programs; provided further, that not less than \$50,000 be allocated for the Naismith Memorial Basketball Hall of Fame”, and in said item by striking out the figure “4,343,665” and inserting in place thereof the figures “10,397,833”;

By inserting after the section 5C (inserted by amendment), the following two sections:

“SECTION 5D. Section 13H of chapter 23A of the General Laws, as amended by section 40 of chapter 46 of the acts of 2015, is hereby amended by striking out, in line 20, the words ‘the Berkshire Hills Visitors Bureau’ and inserting in place thereof the following words:— 1Berkshire Strategic Alliance, Inc.”[sic];

“SECTION 5E. The second paragraph of section 14 of said chapter 23A of the General Laws, as amended by section 41 of said chapter 46 of the acts of 2015, is hereby further amended by inserting, in line 15, after the words ‘Hampshire County Tourism and Visitor’s Bureau’ the following words:— , 1Berkshire Strategic Alliance, Inc.”[sic];

By inserting after section 19A (inserted by amendment) the following section:

“SECTION 19B. Section 6 of chapter 128C of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out the words “two and one-half percent”, wherever appearing, and inserting in place thereof the following words: ‘three-eighths of one percent.’”;

By inserting after section 21A (inserted by amendment) the following section:

“SECTION 21B. Section 1 of chapter 636 of the acts of 1964, is hereby amended by striking out the words ‘Berkshire Hills Conference, Inc.’”;

By inserting after section 47 the following two sections:

“SECTION 47A. The secretary of housing and economic development, in conjunction with the commissioner of revenue, shall study the feasibility, costs and benefits of implementing an urban revitalization tax credit for properties located in urban areas, for the purpose of rejuvenating urban building infrastructure in the commonwealth. The study shall consider, but not be limited to considering, the benefits of incorporating the following eligibility criteria into such a possible tax credit program: the population density and size of the location of urban properties; the median household income of the location of the urban properties; and the rate of educational attainment of the location of urban properties. The secretary shall file a report on the results of the study on or before December 31, 2016, with the clerks of the house of representatives and senate who shall forward the same to the joint committees on revenue and economic development and emerging technologies.

SECTION 47B. Notwithstanding any general or special law to the contrary, prior to transferring the consolidated net surplus in the budgetary funds to the Commonwealth Stabilization Fund under section 5C of chapter 29 of the General Laws, the comptroller shall dispose of the consolidated net surplus in the budgetary funds for fiscal year 2016 as follows: (i) transfer 1/2 of the surplus, not to exceed \$10,000,000, to the Massachusetts Community Preservation Trust Fund established in section 9 of chapter 44B of the General Laws; and (ii) transfer 1/2 of the

surplus, not to exceed \$10,000,000, to the Massachusetts Life Sciences Investment Fund established in section 6 of chapter 231 of the General Laws.”.

Consolidated amendments adopted,— yea and nay No. 242.

After debate on the question on adoption of the amendments, the sense of the House was taken by yeas and nays, at the request of Mr. Ryan of Boston; and on the roll call 157 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 242 in Supplement.]

Therefore the consolidated amendments (labor and economic development) were adopted.

Mr. Dempsey of Haverhill then moved to amend the bill in section 2, in item 0321-1600, by striking out the figures “18,000,000” and inserting in place thereof the figures “18,500,000”;

In item 1108-5200, by striking out the figures “1,674,331,829” and inserting in place thereof the figures “1,643,114,709”;

In item 1108-5400, by striking out the figures “54,160,000” and inserting in place thereof the figures “51,376,567”;

By inserting after item 1233-2400 the following item:

“1233-2401	For reimbursements to qualifying cities and towns for additional educational costs pursuant to chapter 40S of the General Laws	\$250,000”;
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In item 1410-0012 (inserted by amendment) by striking out the figures “35,000” and inserting in place thereof the figures “60,000”, and in said item by striking out the figures “3,667,641” and inserting in place thereof the figures “3,692,641”;

In section 2E, in item 1595-6368 (inserted by amendment) by striking out the words “ and in said item by striking out the figures”;

In item 1599-0026 (inserted by amendment) by inserting after the following: “; Quincy in fiscal year 2017” the following: “; provided further, that not less than the amount appropriated in this item in section 2 of chapter 165 of the acts of 2014 for the city of Haverhill shall be expended again in fiscal year 2017”, and in said item by striking out the figures “6,480,000” and inserting in place thereof the figures “6,980,000”;

By inserting after item 1599-1977, the following item:

“1599-2014	For a reserve for victim assistance to be paid to the estate of the plaintiff in the case of Davis v. Rennie, civil action NO. 96-cv-11598MEL; provided, that the funds shall satisfy in part the judgment ...	\$250,000”;
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In item 2810-0100 (inserted by amendment) by inserting after the words “Pond in Hanson” the following: “; provided further, that not less than \$50,000 shall be expended for the MacDonald park in Medford; provided further, that not less than \$100,000 shall be expended for the Blue Hills Trailside Museum”, and in said item by striking out the figures “39,536,430” and inserting in place thereof the figures “39,686,430”;

In item 3000-3060, in line 43, by inserting after the word “deficiency” the following: “; provided further, that reimbursements to providers for services rendered in prior fiscal years may be expended from this item; provided further, that the department shall recoup funds owed by providers related to payments made by the department in the

prior fiscal year by reducing payments to said provider for services related to this item rendered in fiscal year 2017”;

In item 3000-4060, in line 11, by inserting after the figures “2017” the following: “; provided further, that reimbursements to providers for services rendered in prior fiscal years may be expended from this item; provided further, that the department shall recoup funds owed by providers related to payments made by the department in the prior fiscal year by reducing payments to said provider for services related to this item rendered in fiscal year 2017”;

In item 3000-7050 (inserted by amendment) by inserting after the words “Massachusetts Quality Rating and Improvement System” the following: “; provided further, that not less than \$100,000 shall be expended for Square One , a regional early education daycare provider in Western Massachusetts”, and in said item by striking out the figures “14,114,626” and inserting in place thereof the figures “14,214,626”;

In item 4401-1000 (inserted by amendment) by striking out the figures “794,000” and inserting in place thereof the figures “894,000”, and in said item by striking out the figures “11,794,000” and inserting in place thereof the figures “11,894,000”;

In item 4510-0600 by adding the following: “; provided, that not less than \$25,000 shall be expended to the Silent Spring Institute”, and in said item by striking out the figures “3,936,554” and inserting in place thereof the figures “3,961,554”;

In item 4512-0200 (inserted by amendment) by striking out the following: “provided further, that not less than \$100,000 shall be expended to the Berkshire County Youth Development Project for youth intervention services” and inserting in place thereof the following: “provided further, that not less than \$200,000 shall be expended to the Berkshire County Youth Development Project for youth intervention services”, and in said item by striking out the figures “128,972,987” and inserting in place thereof the figures “129,072,987”;

In item 4513-1098 (inserted by amendment) by adding the following: “; and provided further, that not less than \$100,000 shall be expended for Women Survivors of Homicide Movement of Roslindale”, and in said item by striking out the figures “200,000” the second time it appears and inserting in place thereof the figures “300,000”;

In item 4513-1130 (inserted by amendment) by inserting after the words “Malden & Medford” the following: “; provided further, further that not less than \$10,000 shall be expended to Delamano, Inc. in Lawrence toward community outreach on domestic violence”, and in said item by striking out the figures “30,797,153” and inserting in place thereof the figures “30,807,153”;

In item 4590-0250 (inserted by amendment) by striking out the figures “35,000” and inserting in place thereof the figures “75,000”, and in said item by striking out the figures “12,092,830” and inserting in place thereof the figures “12,132,830”;

In item 4590-1507 (inserted by amendment) by striking out the following “Methuen YMCA” and inserting in place thereof the following: “Lawrence YWCA”;

In item 4800-0038 (inserted by amendment) by inserting after the words “Pioneer Valley” the following: “; provided further, that not less than \$50,000 shall be expended for the Massachusetts Citizens for

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Children”, and in said item by striking out the figures “\$283,612,853” and inserting in place thereof the figures “283,662,853”;

In item 7000-9401 by striking out the following: “40.7 cents” and inserting in place thereof the following: “44.7 cents”, and in said item by striking out the figures “9,883,482” and inserting in place thereof the figures “10,133,482”;

In item 7002-0036 by adding the following: “; and provided further, that funds may be used for planning grants to local housing authorities and municipalities in urban areas to develop new affordable rental or homeownership housing”;

In item 7004-0099 (inserted by amendment) by inserting after the words “Development in Brighton;” the following: “; provided further, that not less than \$45,000 shall be expended for a caseworker position under the Housing Assistance Corporation (HAC) in Hyannis to assist residents of Martha’s Vineyard who are homeless or at risk for homelessness”, and in said item by striking out the figures “7,427,921” and inserting in place thereof the figures “7,472,921”;

In item 7004-0101 (inserted by amendment) by striking out the following: “provided further, that not less than \$65,000 shall be expended for Emmaus Inc. of Haverhill; provided further, that as a one-year pilot program, the department may expend not more than \$300,000 under item 7004-0108 on families residing in time-limited temporary emergency shelters and residential treatment programs under items 4512-0200, 4513-1130, and 4800-0038 if such families otherwise meet all eligibility requirements applicable to emergency shelter under item 7004-0101, except that, solely for the purpose of item 7004-0108, the fact that a family is residing in a temporary emergency domestic violence shelter under items 4513-1130 or 4800-0038 or in a residential treatment program under item 4512-0200 shall not preclude such family from receiving assistance; and provided further, that any unit in such temporary emergency shelters or residential treatment programs under items 4512-0200, 4513-1130, or 4800-0038 vacated through use of funds under this pilot program shall be filled by a family (i) eligible both for emergency shelter under item 7004-0101 and for entry into such temporary emergency shelter or residential treatment program under item 4512-0200, 4513-1130, or 4800-0038 and (ii) referred to such temporary emergency shelter or residential treatment program under item 4512-0200, 4513-1130, or 4800-0038 by the department”;

In item 7004-0102 (inserted by amendment) by inserting after the words “Prevent and End Homelessness;” the following: “; provided further, that not less than \$65,000 shall be expended for Emmaus Inc. of Haverhill”, and in said item by striking out the figures “44,870,000” and inserting in place thereof the figures “44,935,000”;

In item 7004-0108 by adding the following: “; provided further, that as a one-year pilot program, the department may expend not more than \$300,000 under item 7004-0108 on families residing in time-limited temporary emergency shelters and residential treatment programs under items 4512-0200, 4513-1130, and 4800-0038 if such families otherwise meet all eligibility requirements applicable to emergency shelter under item 7004-0101, except that, solely for the purpose of item 7004-0108, the fact that a family is residing in a temporary emergency domestic violence shelter under items 4513-1130 or 4800-0038

or in a residential treatment program under item 4512-0200 shall not preclude such family from receiving assistance; and provided further, that any unit in such temporary emergency shelters or residential treatment programs under items 4512-0200, 4513-1130, or 4800-0038 vacated through use of funds under this pilot program shall be filled by a family (i) eligible both for emergency shelter under item 7004-0101 and for entry into such temporary emergency shelter or residential treatment program under item 4512-0200, 4513-1130, or 4800-0038 and (ii) referred to such temporary emergency shelter or residential treatment program under item 4512-0200, 4513-1130, or 4800-0038 by the department”;

In item 7004-9030 (inserted by amendment) by striking out the figures “5,000,000” and inserting in place thereof the figures “6,000,000”;

By inserting after item 7007-0800 the following item:—

“7007-0801 For microlending grants of up to \$100,000 which shall be issued to established community development financial institutions and community advantage lenders making direct microenterprise and small business loans to borrowers on a regional basis, and providing technical assistance to applicants and borrowers in order to foster business establishment and success; provided, that the funds shall be used to support the eligible organizations’ lending and technical assistance activities \$200,000”;

In item 7008-0900 (inserted by amendment) by inserting after the following: “item 7008-1000” the following: “; provided further, that not less than \$20,000 shall be expended for the old schoolhouse restoration project in Freetown; provided further, that not less than \$25,000 shall be expended to the Wareham tourist council; provided further, that funds shall be expended on visitor information centers; provided further, that not less than the amount appropriated in item 7007-0800 in section 2 in chapter 139 of the acts of 2012 shall be expended for the Winthrop and Revere chambers of commerce; provided further, that not less than the amount appropriated in this item in section 2 of chapter 165 of the acts of 2014 shall be expended for a child safety program in the town of Winthrop; provided further, that not less than \$100,000 shall be expended for an economic development grant to the town of Avon; provided further, that not less than the amount appropriated in this item in section 2 of chapter 165 of the acts of 2014 shall be expended for a child safety program in the town of Revere; provided further, that not less than \$25,000 shall be expended for the Haverhill Inner City Boxing Club, Inc.; provided further, that not less than \$25,000 shall be expended for Haverhill Downtown Boxing, Inc.; provided further, that not less than \$50,000 shall be expended for the Merrimack Valley Chamber of Commerce; provided further, that not less than \$25,000 shall be expended for the Greater Haverhill Chamber of Commerce; provided further, that not less than \$25,000 shall be expended for the St. James food pantry in the city of Haverhill; provided further, that not less than \$25,000 shall be expended for the Power of Self Education (POSE) Inc. in the city of Haverhill; provided further, that not less than \$50,000 shall be expended to the

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American Legion Post 4 located in Haverhill; provided further, that not less than \$75,000 shall be expended for a transportation grant to the city of Milford; and provided further, that not less than \$100,000 shall be expended for YWCA Haverhill”, an in said item by striking out the figures “10,397,833” and inserting in place thereof the figures “11,492,833”;

By inserting after item 7035-0006, the following item:—

“7035-0007 For reimbursements to cities, towns, regional vocational or county agricultural school districts, independent vocational schools or collaboratives for certain expenditures for transportation of non-resident pupils to approved vocational-technical programs of any regional or county agricultural school district, city, town, independent school or collaborative under section 8A of chapter 74 of the General Laws; provided, that if the amount appropriated is insufficient to fully fund said section 8A of said chapter 74, initial reimbursements made by the department of elementary and secondary education may be prorated by the department to all eligible cities, towns, regional vocational or county agricultural school districts, independent vocational schools or collaboratives; and provided further, that upon a determination by the department that the funds appropriated in this item are insufficient to meet the commonwealth’s full obligation under said section 8A of said chapter 74, the department shall within 10 days notify the secretary of administration and finance, the joint committee on education, and the house and senate committees on ways and means of the amount needed to fully fund the obligation \$250,000”;

In item 7066-0040 (inserted by amendment) by striking out the year “2016” and inserting in place thereof the year “2017”;

In item 7100-4000, by striking out the words “provided further, that the allocation of funds shall be approved by the board of higher education; and provided further, that in developing the allocation among campuses, the commissioner shall ensure that no campus receives less in fiscal year 2017 than in fiscal year 2016” and inserting in place thereof the following words:— and provided further, that the allocation of funds shall be approved by the board of higher education;

In item 8000-0010, in line 13, by inserting after the word “department” the following: “; provided further, that new and existing programs shall be eligible for grants”;

In item 8324-0000 (inserted by amendment) by striking out the figures “10,000” and inserting in place thereof the figures “25,000”, and in said item by striking out the figures “\$23,898,381” and inserting in place thereof the figures “23,913,381”;

In item 9110-9002 (inserted by amendment) by inserting after the words “Dedham town hall;” the following: “; provided further, that not less than \$25,000 shall be expended to the Westfield Senior Center”, and in said item by striking out the figures “14,650,000” and inserting in place thereof the figures “14,675,000”;

By inserting after section 5A (inserted by amendment) the following section:

“SECTION 5A1. Section 33 of chapter 7C of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting after the last sentence of the 12th paragraph the following words:— After the hearing is conducted, the commissioner shall make a draft of any reuse restrictions available to the public, and shall accept written comments for a period of 21 days. If after the hearing is conducted the commissioner determines that no reuse restrictions are necessary, the commissioner shall make that decision publicly known, and accept written comments on that decision for a period of 21 days.”;

By inserting after section 5B (inserted by amendment) the following section:

“SECTION 5B1. Section 34 of said chapter 7C, as so appearing, is hereby amended by inserting after the last sentence of the 4th paragraph, the following words:— After the hearing is conducted, the commissioner shall make a draft of any reuse restrictions available to the public, and shall accept written comments for a period of 21 days. If after the hearing is conducted the commissioner determines that no reuse restrictions are necessary, the commissioner shall make that decision publicly known, and accept written comments on that decision for a period of 21 days.”;

In section 6D (inserted by amendment) by inserting after the word “sentence” the words “and sixth sentence”;

By inserting after section 19A (inserted by amendment) the following section:

“SECTION 19AA. Subsection (b) of section 66 of said chapter 118E is hereby amended by striking out the second sentence, as inserted by section 19”;

In section 29, in line 304, by inserting after the figures “95-7378” the following: “; provided, however, that if, in fiscal year 2017, the unexpended balances of items 0699-0014, 0699-0015, 0699-2005 and 0699-9100 is less than 30 per cent of all payments received by the commonwealth in fiscal year 2017 under the master settlement agreement payments, an amount equal to the difference shall be transferred to the State Retiree Benefits Trust Fund from payments received by the commonwealth under the master settlement agreement in Commonwealth of Massachusetts v. Philip Morris, Inc. et al., Middlesex Superior Court, No. 95-7378.”;

By striking out section 32B (inserted by amendment);

By striking out section 44A (inserted by amendment) and inserting in place thereof the following section:

“SECTION 44A. Notwithstanding the provisions of any general or special law to the contrary, the personnel administrator shall certify any active employee who was transferred pursuant to chapter 25 of the acts of 2009 to, hired after November 1, 2009 into, or is serving provisionally or by emergency appointment in, any labor service position in the Massachusetts Department of Transportation on April 30, 2016 to permanent civil service status in that position; provided, however, that any such employee not serving in the position for at least six months immediately prior to April 30, 2016, shall serve a probationary period as provided by section 34 of chapter 31 of the General Laws. The civil

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service seniority date for employees certified as provided herein shall be the first date of service in the position but not before November 1, 2009. The civil service seniority date of any person who held permanent civil service status in a labor service position at the former Massachusetts Highway Department or the department of conservation and Recreation immediately prior to November 1, 2009 and was transferred to the Massachusetts Department of Transportation shall not be affected.”;

By striking out section 46B (inserted by amendment) and inserting in place thereof the following section:

“SECTION 46B. (a) There shall be a special commission to study and make recommendations to improve efficiencies relative to transportation for homeless students in the commonwealth. The special commission shall consist of the following members or their designees: the house and senate chairs of the joint committee on education, the house and senate chairs of the committee on children, families and persons with disabilities, the house and senate chairs of the joint committee on housing, the commissioner of elementary and secondary education, the commissioner of transitional assistance, and 3 members who shall be appointed as follows: 1 member appointed by the senate president who shall be a representative from an organization that services homeless families; 1 member appointed by the speaker of the house of representatives who shall be a member of the Massachusetts Municipal Association with knowledge of municipal finance; and 1 member appointed by the governor who shall be a representative from a transportation company that services homeless students.

(b) The commission shall study and report on the following: (i) non-identifiable data relative to homeless students in the state, including age groups and geographic settings; (ii) a review of the federal McKinney-Vento Homeless Children and Youth Assistance Act and recommendations on improving efficiencies relative to homeless student transportation; (iii) a review of methods districts use to transport homeless students, including current costs and bid processes in procuring transportation; (iv) a budget assessment of transportation for homeless students, including an assessment of federal funding provided to the state under the McKinney-Vento Homeless Assistance Act; and (vi) recommendations for improving transportation services for homeless students. The commission, in formulating its recommendations, shall take into account the best policies and practices in other states. The commission shall hold no fewer than 5 public meetings, and may hold hearings and other forums as it considers necessary.

(c) The commission shall file its report and recommendations with the clerks of the senate and the house of representatives who shall forward the same to the senate and house chairs of the joint committee on education no later than July 1, 2017.”;

In section 46C (inserted by amendment) by striking out the second paragraph and inserting in place thereof the following paragraph:

“The commission shall consist of the following members or their designees: the house and senate chairs of the joint committee on education, who shall serve as co-chairs; the house and senate chairs of the joint committee on children, families and persons with disabilities; 1 member of the house as appointed by the minority leader of the

house of representatives; 1 member of the senate as appointed by the minority leader of the senate; the commissioner of elementary and secondary education; the commissioner of public health; the commissioner of developmental disabilities; the commissioner of mental health; a representative of the commission for the blind; a representative of the commission for the deaf and hard of hearing; and 1 person representing each of the following organizations: the Massachusetts Administrators for Special Education, the Urban Superintendents Group, the Massachusetts Organization of Educational Collaboratives, the Massachusetts Association of 766 Approved Private Schools, the Massachusetts Advocates for Children, the Federation for Children with Special Needs, Massachusetts Developmental Disabilities Council, and the Massachusetts Head Injury Foundation.”;

In section 46D, (inserted by amendment) by striking out the second paragraph and inserting in place thereof the following paragraph:

“The commission shall consist of the following members or their designees: 5 persons appointed by the governor, 1 of whom shall be designated by the governor to serve as chair, 1 of whom shall have expertise in finance and investment, and 3 of whom shall be parents or guardians of current college students; 1 member of the senate to be appointed by the senate president; 1 member of the senate to be appointed by the senate minority leader; 1 member of the house of representatives to be appointed by the speaker; 1 member of the house of representatives to be appointed by the minority leader; a representative from the University of Massachusetts office of the president; a representative from the University of Massachusetts director of libraries; 2 members of the Student Advisory Council; a representative from the Massachusetts Office of Financial Assistance; the commissioner of higher education, or a designee; a member of the board of higher education; a representative of the Massachusetts State College Association; a representative of the Massachusetts Community Colleges Executive Office; a representative from the Massachusetts State University Council of Presidents; a representative from the Pioneer Institute; a member of the Massachusetts Society of Certified Public Accountants; and a member of the Association of Independent Colleges and Universities in Massachusetts.”;

By inserting after section 31 the following section:

“SECTION 31A. Notwithstanding any general or special law to the contrary, the comptroller shall, on or before August 1, 2016, transfer \$2,500,000 from the General Fund to the trust established pursuant to section 2 of chapter 496 of the acts of 2014.”; and

In section 49 by striking out the following: “Section 18” and inserting in place thereof the following: “Sections 18 and 19C”.

The amendments were adopted.

Pending the question on passing the bill, as amended, to be engrossed, Mr. Ultrino of Malden asked for a count to ascertain if a quorum was present. The Chair (Mr. Donato of Medford), having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Quorum.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call (the Speaker being in the Chair) 152 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 243.

[See Yea and Nay No. 243 in Supplement.]

Therefore a quorum was present.

Subsequently a statement of Mr. Holmes of Boston was spread upon the records of the House, as follows:

Statement of
Mr. Holmes
of Boston.

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous quorum roll call I was absent from the House Chamber on official legislative business outside of the State House, and therefore I was not recorded as being in attendance.

Bill passed to
be engrossed,—
yea and nay
No. 244.

After remarks on the question on passing the bill, as amended, to be engrossed, the sense of the House was taken by yeas and nays, at the request of Mr. Dempsey of Haverhill; and on the roll call 156 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 244 in Supplement.]

Therefore the bill, as amended, was passed to be engrossed. Mr. Dempsey moved that this vote be reconsidered; and the motion was considered forthwith; and it was negatived. The bill (House, No. 4201, published as amended) then was sent to the Senate for concurrence.

Subsequently a statement of Mr. Holmes of Boston was spread upon the records of the House, as follows:

Statement of
Mr. Holmes
of Boston.

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous roll call I was absent from the House Chamber on official legislative business outside of the State House. Had I been present I would have voted in the affirmative.

Order.

On motion of Mr. Mariano of Quincy,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

At twenty minutes before four o'clock P.M. (Wednesday, April 27), on motion of Mrs. Haddad of Somerset (the Speaker being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Thursday, April 28, 2016.

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.

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

Resolutions (filed by Mr. Calter of Kingston) congratulating John Creed on the occasion of his retirement from the Silver Lake School Committee; John Creed.

Resolutions (filed by Messrs. Kafka of Stoughton, Rogers of Norwood, McMurtry of Dedham and Dooley of Norfolk) congratulating Kathleen Anne DeBlasio on receiving the Gold Award of the Girl Scouts of the United States of America; Kathleen Anne DeBlasio.

Resolutions (filed by Ms. Peake of Provincetown) congratulating Alexandra Cassell on receiving the Gold Award of the Girl Scouts of America; Alexandra Cassell.

Resolutions (filed by Mr. Rogers of Norwood) congratulating Michael Giovanni on receiving the Eagle Award of the Boy Scouts of America; and Michael Giovanni.

Resolutions (filed by Mr. Rogers of Norwood) congratulating Eliezer Shai-Lieber Labell on receiving the Eagle Award of the Boy Scouts of America; Eliezer Shai-Lieber Labell.

Mr. Galvin of Canton, 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. Provost of Somerville, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Order.

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

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on State Administration and Regulatory Oversight be granted until Friday, May 27, 2016, within which time to make its final report on current House documents numbered 4130, 4131, and 4151 (House, No. 4239). State Administration and Regulatory Oversight committee,—extension of time for reporting.

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

Petitions.

Petitions severally were presented and referred as follows:

Patricia Barry.

By Mrs. Ferguson of Holden, a petition (subject to Joint Rule 12) of Kimberly N. Ferguson and Anne M. Gobi for legislation to establish a sick leave bank for Patricia Barry, an employee of the Department of Public Health.

David J. Saulnier.

By Representative Gordon of Bedford and Senator Barrett, a joint petition (subject to Joint Rule 12) of Kenneth I. Gordon for legislation to establish a sick leave bank for David J. Saulnier, an employee of the Middlesex Sheriff's Office.

Jean Barron,—
sick leave.

By Mr. Ryan of Boston, a petition (subject to Joint Rule 12) of Daniel J. Ryan and Bruce J. Ayers for legislation to establish a sick leave bank for Jean Barron, an employee of the Executive Office of Public Safety and Security.

Robin Waine,—
sick leave.

By Mr. Ryan of Boston, a petition (subject to Joint Rule 12) of Daniel J. Ryan and Sal N. DiDomenico for legislation to establish a sick leave bank for Robin Waine, an employee of the Massachusetts Department of Transportation.

Rick Freni,—
sick leave.

By Ms. Vincent of Revere, a petition (subject to Joint Rule 12) of RoseLee Vincent and Robert A. DeLeo for legislation to establish a sick leave bank for Rick Freni, an employee of the Massachusetts Department of Transportation.

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

Reports of Committees.

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

Huntington's Disease.

The Senate Bill regarding Huntington's Disease Awareness Month (Senate, No. 1654, amended); and

House bills

Historic roads.

Relative to historic route designations (House, No. 3018); and

Pelham,—
Raymond A. Murphy, Jr.

Authorizing the town of Pelham to continue the employment of Raymond A. Murphy, Jr. as fire chief (House, No. 3575) [Local Approval Received];

Under suspension of Rule 7A, in each instance, on motion of Ms. Provost of Somerville, the bills severally were read a second time forthwith; and they were ordered to a third reading.

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

Orleans,—
Cedar Pond.

Relative to abating a public nuisance on Cedar Pond in the town of Orleans (House, No. 3662) [Local Approval Received];

Concussions.

To prevent concussion and head injury (House, No. 3799);

Plymouth,—
Simes House.

Relative to the lease of the Simes House in the town of Plymouth for its historic preservation, restoration and rehabilitation (House, No. 3967, changed) [Local Approval Received];

Disabled.

Concerning athletic activities of students with disabilities (House, No. 4145);

Authorizing the town of Rehoboth to transfer a conservation easement on a certain parcel of land (House, No. 4158) [Local Approval Received];

Rehoboth,—
land.

Authorizing the city of Springfield to convert certain park land to construct a senior center, and to convert certain land to the Springfield Park Commission as replacement park property (House, No. 4159) [Local Approval Received];

Springfield,—
land.

Establishing a sick leave bank for Laurie Godwin, an employee of the Department of Youth Services (House, No. 4189);

Laurie
Godwin.

Relative to establishing a sick leave bank for Franco Tarquinio, an employee of the Department of Children and Families (House, No. 4190); and

Franco
Tarquinio.

Establishing a sick leave bank for Carl Taylor, an employee of the Massachusetts Rehabilitation Commission (House, No. 4191);

Carl
Taylor,—
sick leave.

Under suspension of Rule 7A, in each instance, on motion of Mr. McMurtry of Dedham, the bills severally were read a second time forthwith; and they were ordered to a third reading.

By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, that the Bill protecting Massachusetts pollinators (House, No. 4187), ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

Pollinators,—
neonicotinoid
spraying.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on a petition, a Bill increasing awareness of suspected opiate overdose deaths (House, No. 2104). Referred, under Joint Rule 1E, to the committee on Health Care Financing.

Opiate
deaths.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on a petition, a Bill allowing a benefits transfer for Paul Scott Noe, an employee of the Trial Court (House, No. 1417).

Paul Scott
Noe,—
benefits.

By the same member, for the same committee, on a petition, a Bill establishing an emergency equipment grant program for firefighters (House, No. 2085).

Firefighters,—
grant
program.

By the same member, for the same committee, on a petition, a Bill [sic] to jet ski safety (House, No. 2086).

Jet ski
safety.

By the same member, for the same committee, on a petition, a Bill relative to the Department of Fire Services Commission (House, No. 2088).

Fire services
commission.

By the same member, for the same committee, on a joint petition, a Bill relative to enhanced fire protection in new one and two family dwellings (House, No. 2089) [Messrs. Vieira of Falmouth and Whelan of Brewster dissenting].

Fire
protection.

By the same member, for the same committee, on a petition, a Bill relative to the criminal justice training regarding autistic persons (House, No. 2098).

Autistic
persons.

By the same member, for the same committee, on a petition, a Bill relative to the licensure of swimming pool builders and service contractors (House, No. 2100).

Swimming
pools.

By the same member, for the same committee, on a petition, a Bill reducing the misuse and abuse of prescription drugs (House, No. 2103).

Prescription
drugs.

Propane
detectors.

By the same member, for the same committee, on a petition, a Bill relative to propane detectors (House, No. 2124).

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

Engrossed Bill.

Bill
enacted.

The engrossed Bill establishing a sick leave bank for Leanna Babineau, an employee of the Department of Developmental Services (see House, No. 4123, amended) (which originated in the House), in respect to which the Senate had concurred in adoption of the emergency preamble, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Orders of the Day.

Senate bills

Third
reading
bills.

Further defining a quorum of a public body in the town of Milton (Senate, No. 2001); and

Increasing the membership of the board of selectmen of the town of Milton (Senate, No. 2112);

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.

Authorizing the city of Lawrence to establish a program for enforcement against illegal dumping (House, No. 3860); and

Authorizing the town administrator of the town of Milton to appoint the police chief (House, No. 4014) (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.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Monday next at eleven o'clock A.M.

At twenty-two minutes after eleven o'clock A.M., on motion of Ms. Ferguson of Holden (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.

JOURNAL OF THE HOUSE.

Monday May 2, 2016.

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.

Message from the Governor.

A message from His Excellency the Governor recommending legislation relative to enabling the Commonwealth's administration of the Massachusetts Pollutant Discharge Elimination System (House, No. 4254), was filed in the office of the Clerk on Friday, April 29. Pollutant Discharge Elimination System.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Environment, Natural Resources and Agriculture. Sent to the Senate for concurrence.

Reports.

Reports

Of the Division of Banks (under Section 6A of Chapter 171 of the General Laws) submitting proposed amendments to 209 CMR 50.00: Parity with Federal Credit Unions (Parity Regulations) implementing regulations under said law (House, No. 4256); and Federal credit union parity,—regulations.

Of the Division of Banks (under Section 14 of Chapter 167 of the General Laws) submitting proposed amendments to 209 CMR 46.00: Community Reinvestment (House, No. 4257); Community reinvestment,—regulations.

Severally were referred, under the provisions of said laws and Rule 24, to the committee on Financial Services. Severally sent to the Senate for concurrence.

Resolutions.

Resolutions (filed with the Clerk by Mr. Crighton of Lynn and other members of the House) commending the National Brain Tumor Society on its recognition of May 2016 as Brain Tumor Awareness Month, were referred, under Rule 85, to the committee on Rules. Brain Tumor Awareness Month.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. D'Emilia of Bridgewater, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Order.

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

Judiciary
committee,—
extension
of time for
reporting.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on the Judiciary be granted until Wednesday, June 1, 2016, within which time to make its final report on current House documents numbered 1148, 1211, 1216, 1220, 1248, 1254, 1269, 1270, 1278, 1287, 1297, 1299, 1305, 1313, 1332, 1352, 1357, 1382, 1433, 1463, 1486, 1513, 1549, 1567, 1568, 1569, 1572, 1622, 1628, 1636, 1653, 1654, 1655, 1656, 1663, 1664, 2145, 3252, 3436, 3897, 3993 and 4098.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4252), ought to be adopted. Under suspension of the rules, on motion of Mr. Fernandes, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Papers from the Senate.

Secondary
metals
dealings.

The House Bill regulating secondary metals dealings (House, No. 3806, amended), came from the Senate passed to be engrossed, in concurrence, with amendments striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2235, amended in section 5, in lines 193 and 194, striking out the following: “(iv) consumer electronics retailers primarily engaged in the business of selling new consumer electronics” and inserting in place thereof the following: “(iv) consumer electronics retailers primarily engaged in the business of selling new consumer electronics; or (v) providers of commercial mobile services, as defined in 47 U.S.C. 332(d), and their authorized agents and retailers that have a contractual relationship with a provider of commercial mobile services to sell their authorized products and services” (as changed by the Senate committee on Bills in the Third Reading),

In lines 344 and 345, striking out the following: “or (iv) consumer electronics retailers primarily engaged in the business of selling new consumer electronics” and inserting in place thereof the following: “(iv) consumer electronics retailers primarily engaged in the business of selling new consumer electronics; or (v) providers of commercial mobile services, as defined in 47 U.S.C. 332(d), and their authorized agents and retailers that have a contractual relationship with a provider of commercial mobile services to sell their authorized products and services” (as changed by the Senate committee on Bills in the Third Reading); and inserting after section 5 the following section:

“SECTION 5A. Any local ordinances pertaining to secondary raw metals dealing, that is consistent with or exceeds the requirements of chapter 140B½ in effect prior to the effective date of said chapter 140B½ may remain in effect.” (as changed by the Senate committee on Bills in the Third Reading).

The amendments were referred, under Rule 35, to the committee on Bills in the Third Reading.

State
Administration
and Regulatory
Oversight,—
extension
of time for
reporting.

The House Order relative to extending until Friday, April 29, 2016 the time within which the committee on State Administration and Regulatory Oversight is authorized to report on current House document numbered 4101 (House, No. 4223), came from the Senate with the endorsement that it had been adopted, in concurrence, with an amend-

ment in line 2, striking out the date “April 29” and inserting in place thereof the date “May 27”.

Under suspension of Rule 35, on motion of Mr. Kocot of Northampton, the amendment was considered forthwith; and it was adopted, in concurrence.

The Senate Order relative to granting the committee Health Care Financing until June 22, 2016, within which time to make its final report on certain Senate and House documents pertaining to the financing and delivery of health care in the Commonwealth (Senate, No. 2243), was considered forthwith, under suspension of the rules, on motion of Mr. Sánchez of Boston; and it was adopted, in concurrence.

Health Care Financing committee,—extension of time for reporting.

The Senate Order relative to granting the committee Health Care Financing until June 1, 2016, within which time to make its final report on certain Senate and House documents relative to the financing and delivery of health care in the Commonwealth (Senate, No. 2261), was considered forthwith, under suspension of the rules, on motion of Mr. Sánchez of Boston; and it was adopted, in concurrence.

Id.

The Senate Order relative to granting the committee on Transportation until May 16, 2016, within which time to make its final report on certain Senate and House documents relative to transportation issues (Senate, No. 2260), was considered forthwith, under suspension of the rules, on motion of Mr. Straus of Mattapoisett: and it was adopted, in concurrence.

Transportation committee,—extension of time for reporting.

A Bill to protect youth from the health risks of tobacco and nicotine addiction (Senate, No. 2296) (on Senate bill No. 2234), passed to be engrossed by the Senate, was read; and it was referred under Joint Rule 1E, to the committee on Health Care Financing.

Tobacco and nicotine.

A Bill relative to self-storage insurance (Senate, No. 2233, amended in lines 52 and 53 by striking out the words “in a form approved by the insurer is provided to each occupant who purchases the coverage” and inserting in place thereof the following: “or a voluntary declination of coverage, in a form approved by the insurer, is provided to each occupant to whom coverage is offered; provided, however, that if insurance is required as a condition of rental under subclause (3) of clause (i), the requirement of evidence of a voluntary declination of coverage shall not apply”) (on Senate bill, No. 533), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Self-storage insurance.

A Bill revising the charter of the town of Swampscott (Senate, No. 2206) (on a petition) [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.

Swampscott,—charter.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 2249) of Kenneth J. Donnelly, James J. Dwyer and Jay R. Kaufman (with approval of the

Woburn,—Clapp School.

Woburn,—
Clapp School.

mayor and city council) for legislation relative to the temporary use of the Clapp School in the city of Woburn; and

Mendon,—
land.

Petition (accompanied by bill, Senate, No. 2250) of Ryan C. Fattman (by vote of the town) for legislation to authorize the town of Mendon to return a certain parcel in the town of Mendon to John D. Gannett, Jr., and Ute D. Gannett;

Severally to the committee Municipalities and Regional Government.

Elders and
disabled,—
protection.

A petition (accompanied by bill) of Patricia D. Jehlen for legislation relative to protecting elders and persons with disabilities, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Elder Affairs.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2277) was referred, in concurrence, to the committee on Elder Affairs.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Rape
victims.

Petition (accompanied by bill) of Michelle M. DuBois, Carmine L. Gentile and others for legislation to protect victims of rape and children conceived during the commission of said offense. To the committee on the Judiciary.

Patricia
Barry.

Petition (accompanied by bill) of Kimberly N. Ferguson and Anne M. Gobi for legislation to establish a sick leave bank for Patricia Barry, an employee of the Department of Public Health; and

Rick
Freni,—
sick leave.

Petition (accompanied by bill) of RoseLee Vincent and Robert A. DeLeo for legislation to establish a sick leave bank for Rick Freni, an employee of the Massachusetts Department of Transportation;

Severally to the committee on Public Service.

American
Legion
Highway.

Petition (accompanied by bill) of Russell E. Holmes relative to changing the name of the American Legion Highway to the American Legion parkway. To the committee on Transportation.

Under suspension of the rules, on motion of Mr. Chan of Quincy, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

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

Car placards.
Consumers.

Relative to disabled persons' parking placards (House, No. 11);

Relative to protecting consumers of the Commonwealth (House, No. 241);

Motor vehicle
auctions.

Making municipalities eligible to attend auctions for the purchase of motor vehicles (House, No. 246);

Alcohol sales.
Teachers.

Relative to the sale of alcohol on Sundays (House, No. 280);

Relative to the dismissal of teachers (House, No. 315);

Voting.

Relative to specially qualified voters (House, No. 602);

Id.

Relative to absentee voting (House, No. 605);

Fire safety.

Relative to fire safety (House, No. 2112);

Relative to the Massachusetts Water Resources Authority (House, No. 2249); MWRA.
 Relative to split-screen technology (House, No. 2951); Split-screens.
 Relative to child-centered family law (House, No. 4107); Family law.
 Relative to promoting fair housing practices (House, No. 4126); Fair housing.
 Amending MGL 21E AND 310 CMR 4.03 (House, No. 4171); Oil spills.
 Prohibiting robocalls to all mobile telephone devices (House, No. 4181); Robocalls.
 and
 Relative to the curatorship program (House, No. 4210); Curatorship.
 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. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill providing for a study to be conducted on the cost feasibility of implementing a ferry service to Long Island in Boston Harbor (House, No. 3311). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently. Long Island ferry service.

By Mr. Fernandes of Milford, for the committee on the Judiciary, on House, No. 1577, a Bill relative to gender identity and nondiscrimination (House, No. 4253). Gender identity.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill relative to the collection of mobility study data conducted in connection with construction projects funded by MassDOT (House, No. 2966). MassDOT projects.

By the same member, for the same committee, on a joint petition, a Bill relative to veteran registration plates (House, No. 2993). Veterans' plates.

By the same member, for the same committee, on a petition, a Bill relative to aviation preservation restrictions (House, No. 3012). Aviation.

By the same member, for the same committee, on a petition, a Bill to establish an office of maritime planning and policy development (House, No. 3098). Maritime policy.

By the same member, for the same committee, on a petition, a Bill relative to a license plate replacement program (House, No. 3099). License plates.

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

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a joint petition, a Bill relative to Motorcycle Safety (House, No. 3011). Motorcycle safety.

By the same member, for the same committee, on a petition, a Bill to clarify penalties for violations occurring while driving with a hardship license (House, No. 3032). Hardship license.

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

Engrossed Bills.

Engrossed bills
 Further defining a quorum of a public body in the town of Milton (see Senate, No. 2001); Bills enacted.
 Increasing the membership of the board of selectmen of the town of Milton (see Senate, No. 2112);
 (Which severally originated in the Senate);

Bills
enacted.

Relative to the date of town elections in the town of Southbridge (see House, No. 3998);

Relative to the use of legal counsel by the town of Southbridge (see House, No. 3999);

Relative to the Director of Public Works in the town of Southbridge (see House, No. 4000);

Relative to the removal of the Director of Public Works in the town of Southbridge (see House, No. 4001); and Relative to quasi-judicial boards in the town of Southbridge (see House, No. 4002);

(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.

Donna
Juarez,—
sick leave.

The Senate amendment of the House Bill establishing a sick leave bank for Donna Juarez, an employee of the Department of Developmental Services (House, No. 4055, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

Third
reading
bill.

The Senate Bill designating Courtroom G within the first district court of Essex County in the city of Salem as the David T. Doyle Courtroom (Senate, No. 866) (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; and it was passed to be engrossed, in concurrence.

House bills

Third
reading
bills.

Authorizing the town of Westborough to grant an additional liquor license (House, No. 3896); and

Establishing a sick leave bank for Laurie Godwin, an employee of the Department of Youth Services (House, No. 4189);

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.

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.

At twenty-one minutes before twelve o'clock noon, on motion of Mr. D'Emilia of Bridgewater (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.

JOURNAL OF THE HOUSE.

Thursday, May 5, 2016.

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 Speaker DeLeo of Winthrop) congratulating the Trustees of Reservations on the occasion of its one hundred twenty-fifth anniversary; Trustees of
Reservations.

Resolutions (filed by Mr. Hill of Ipswich) congratulating John E. Haynie on receiving the Eagle Award of the Boy Scouts of America; John
Haynie.

Resolutions (filed by Representatives Barrows of Mansfield, Poirier of North Attleborough and Kafka of Stoughton) congratulating Benjamin Mochi on receiving the Eagle Award of the Boy Scouts of America; Benjamin
Mochi.

Resolutions (filed by Messrs. Cabral of New Bedford, Koczera of New Bedford, Straus of Mattapoisett, Markey of Dartmouth and Schmid of Westport) on the occasion of the retirement of David MacKenzie, Director of the New Bedford Symphony Orchestra; David
MacKenzie.

Resolutions (filed by Mr. Linsky of Natick) congratulating Connor Lancaster on receiving the Eagle Award of the Boy Scouts of America; Connor
Lancaster.

Resolutions (filed by Mr. Linsky of Natick) congratulating Samuel Stone on receiving the Eagle Award of the Boy Scouts of America; Samuel
Stone.

Resolutions (filed by Mr. Roy of Franklin) congratulating Anna J. Ruo on the occasion of her one hundredth birthday; Anna
Ruo.

Resolutions (filed by Messrs. Smizik of Brookline and Coppinger of Boston) congratulating police officer Casey Hatchett on receiving the 2016 Community Service Award from the Rotary Club of Brookline; and Casey
Hatchett.

Resolutions (filed by Mr. Whelan of Brewster) recognizing Donna Bowie as the Brewster Council on Aging Volunteer of the Year; Donna
Bowie.

Mr. Galvin of Canton, 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. Walsh of Peabody, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Orders.

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

Consumer Protection and Professional Licensure committee,—extension of time for reporting.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Consumer Protection and Professional Licensure be granted until Monday, May 23, 2016, within which time to make its final report on a current House document numbered 4188.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4261), ought to be adopted. Under suspension of the rules, on motion of Ms. Benson, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

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

Elder Affairs committee,—extension of time for reporting.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on the Elder Affairs be granted until Monday, August 1, 2016, within which time to make its final report on current Senate document numbered 2139.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4258), ought to be adopted. Under suspension of the rules, on motion of Ms. Garlick, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

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

State Administration and Regulatory Oversight committee,—extension of time for reporting.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on State Administration and Regulatory Oversight be granted until Friday, June 10, 2016, within which time to make its final report on current Senate document numbered 2169.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4259), ought to be adopted. Under suspension of the rules, on motion of Mr. Kocot, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

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

Id.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on State Administration and Regulatory Oversight be granted until Friday, May 20, 2016, within which time to make its final report on current House document numbered 3889.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4260), ought to be adopted. Under suspension of the rules, on motion of Mr. Kocot, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Petitions.

Petitions severally were presented and referred as follows:

Holyoke,—illegal dumping.

By Mr. Vega of Holyoke, a petition (accompanied by bill, House, No. 4262) of Aaron Vega (with the approval of the mayor and city council) that the city of Holyoke be authorized to establish a program for enforcement against illegal dumping. To the committee on Municipalities and Regional Government.

By Representative Kulik of Worthington and Senator Rosenberg, a joint petition (accompanied by bill, House, No. 4263) of Stephen Kulik and Stanley C. Rosenberg (by vote of the town) that the town of Deerfield be authorized to exempt police officers Gary Sibilgia and David Gendron from the mandatory retirement age in said town. To the committee on Public Service.

Deerfield,—
Gary Sibilgia
and David
Gendron.

By Miss Gregoire of Marlborough, a petition (accompanied by bill, House, No. 4264) of Danielle W. Gregoire and others (by vote of the town) that the town of Westborough be authorized to establish an additional excise on sales of gasoline and diesel fuel. To the committee on Revenue.

Westborough,—
excise tax.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Representative Collins of Boston and Senator Forry, a joint petition (subject to Joint Rule 12) of Nick Collins relative to the conveyance of a certain parcel of state owned land on East First Street in the South Boston neighborhood of the city of Boston.

Boston,—
land.

By Representative Cronin of Easton and Senator Brady, a joint petition (subject to Joint Rule 12) of Claire D. Cronin and Michael D. Brady for legislation to establish a sick leave bank for Nicole Dowling, an employee of the Trial Court.

Nicole
Dowling.

By Mr. Day of Stoneham, a petition (subject to Joint Rule 12) of Michael S. Day and Jason M. Lewis that the commissioner of Capital Asset Management and Maintenance be authorized to convey a certain parcel of land in the town of Stoneham.

Stoneham,—
land.

By Mr. Dooley of Norfolk, a petition (subject to Joint Rule 12) of Shawn Dooley for legislation to regulate or prohibit the use of marijuana in motor vehicles.

Cars, etc.,—
marijuana.

By Mr. Golden of Lowell, a petition (subject to Joint Rule 12) of Thomas A. Golden, Jr., James Arciero and David M. Nangle for legislation to authorize the Middlesex County Retirement System to establish an early retirement incentive program for certain employees of the Chelmsford Water District.

Chelmsford
Water
District.

By Mr. Michlewitz of Boston, a petition (subject to Joint Rule 12) of Aaron Michlewitz that the Massachusetts Department of Transportation be authorized to lease of certain parcel of land in the city of Boston.

Boston,—
land.

By Mr. Muradian of Grafton (by request), a petition (subject to Joint Rule 12) of Eugene Seminerio for legislation to lower the residency tax exemption requirement for disabled veterans from five years to two years.

Veterans,—
residency
exemption.

By Messrs. Murphy of Weymouth and Mariano of Quincy, a petition (subject to Joint Rule 12) of James M. Murphy and Ronald Mariano for legislation to establish a sick leave bank for Kelli Murphy, an employee of Trial Court.

Kelli
Murphy,—
sick leave.

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

Paper from the Senate.

A petition (accompanied by bill, Senate, No. 2268) of Sal N. DiDomenico, Daniel J. Ryan and RoseLee Vincent (with approval of the

Chelsea,—
residential tax
exemptions.

Chelsea,—
residential tax
exemptions.

mayor and city council) for legislation relative to the city of Chelsea's residential tax exemption, was referred, in concurrence, to the committee on Revenue.

Reports of Committees.

Synthetic
substances.

By Mr. Galvin of Canton, 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 David K. Muradian, Jr., Timothy R. Whelan and others for legislation to regulate certain synthetic hallucinogenic substances. Under suspension of the rules, on motion of Mr. Garballey of Arlington, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on the Judiciary. Sent to the Senate for concurrence.

Reports

Employees,—
locked out.

Of the committee on Labor and Workforce Development, ought NOT to pass (under Joint Rule 10), on the joint petition (accompanied by bill, House, No. 4070) of Antonio F.D. Cabral and others relative to benefits of individuals who have been locked out of their place of employment by their employers; and

Workers'
compensation.

Of the same committee, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, House, No. 4071) of Tackey Chan relative to workers' compensation insurance;

Under suspension of the rules, in each instance, on a motion of Mr. Scibak of South Hadley, the reports were considered forthwith. Pending the question, in each instance, on acceptance of the reports, the petitions were recommitted, on motions of the same member.

Swampscott,—
charter.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the Senate Bill revising the charter of the town of Swampscott (Senate, No. 2206) [Local Approval Received], be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. O'Day of West Boylston, 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 Ms. Ehrlich of Marblehead, 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, in concurrence.

Real estate
appraisers,—
complaints.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill providing timely consumer protection for users of real estate appraisal services (House, No. 269), be scheduled for consideration by the House.

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

Tobacco
premium
ratings.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill relative to tobacco premium ratings (House, No. 839), be scheduled for consideration by the House.

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

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill to add a compulsory death benefit to automobile liability insurance (House, No. 928), be scheduled for consideration by the House.

Automobile
liability
insurance.

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

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill relative to the State Building Code (House, No. 2843), be scheduled for consideration by the House.

State
Building
Code.

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

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill relative to the Robin Reyes Capital Stabilization Fund in the town of Dedham (House, No. 4217) [Local Approval Received], be scheduled for consideration by the House.

Dedham,—
stabilization
fund.

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

By Ms. Hogan of Stow, for the committee on Public Health, on House, Nos. 1880, 1882, 1887, 1890, 1891, 1892, 1893, 1897, 1898, 1899, 1900, 1901, 1903, 1906, 1908, 1909, 1911, 1913, 1916, 1920, 1922, 1925, 1927, 1928, 1929, 1931, 1933, 1935, 1936, 1937, 1940, 1942, 1943, 1945, 1948, 1949, 1950, 1951, 1952, 1955, 1957, 1964, 1966, 1967, 1968, 1969, 1972, 1978, 1980, 1981, 1984, 1987, 1990, 2004, 2008, 2011, 2014, 2018, 2019, 2020, 2023, 2024, 2026, 2027, 2030, 2034, 2036, 2037, 2038, 2039, 2040, 2043, 2052, 2054, 2055, 2056, 2059, 2060, 2064, 2065, 2066, 2074, 2075, 2076, 2077, 2078, 2082, 2083, 3270, 3272, 3273, 3274, 3275, 3467, 3469, 3470, 3473, 3732, 3736, 3746 and 3790, an Order relative to authorizing the committee on Public Health to make an investigation and study of certain House documents concerning public health issues (House, No. 4242).

Public
Health.—
study.

Mr. Galvin of Canton, for said committees, reported asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules.

Under Rule 42, the report was considered forthwith; and it was accepted.

By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on a petition, a Bill to provide a pilot program for low interest loans to families with a child suffering from a terminal illness (House, No. 84, changed in section 1, in line 1, in section 3, in line 11, and also in section 5, in line 20, by striking out the

Terminal
illnesses,—
loan
program.

word "Department" and inserting in place thereof, in each instance, the words "Executive Office").

Direct care
workers,—
loans.

By the same member, for the same committee, on a petition, a Bill relative to creating a loan repayment program for direct care human service workers (House, No. 124, changed in section 1, in line 5, by inserting after the word "of" the words "Elementary and Secondary").

Flame
retardants,—
regulation.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on House, No. 2119, a Bill to protect children, fire-fighters and families from harmful flame retardants (House, No. 4241).

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

Elderly
home care,—
tax
exemption.

By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on a petition, a Bill to provide an income tax exemption for families caring for their elderly relatives at home (House, No. 75, changed in section 1, in line 2, by striking out the year "1988" and inserting in place thereof the year "2014", and in line 8, by striking out the word "thirty" and inserting in place thereof the word "forty"; and in section 4, in line 20, by striking out the year "1998" and inserting in place thereof the year "2017").

Smoke
detectors,—
residential
buildings.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on House, Nos. 2109 and 2110, a Bill relative to the installation of approved smoke detectors in certain residential buildings and structures (House, No. 2109, changed in section 1 by adding the following paragraph:

"(e) the battery requirements of this section shall not apply to the devices that use a low power radio frequency wireless communication signal; use Wi-Fi or other wireless Local Area Networking capability to send and receive notifications to and from the internet, such as early low battery warnings before the devices reaches a critical low power level; or other such devices as the State Fire Marshal shall designate through its regulatory process.").

College
savings.

By Mr. Kaufman of Lexington, for the committee on Revenue, on Senate, Nos. 1468, 1604 and 1612 and House, Nos. 2620 and 2696, a Bill building real incentives for college savings (House, No. 4231).

Deeds excise
receipts.

By the same member, for the same committee, on Senate, No. 1503, a Bill relative to deeds excise receipts (House, No. 4232).

Tax refunds,—
interest.

By the same member, for the same committee, on Senate, Nos. 1526 and 1544, a Bill providing interest rate parity (House, No. 4234).

Disabled,—
tax credits.

By the same member, for the same committee, on Senate, No. 1562, a Bill to create property tax credits for individuals with disabilities (House, No. 4235).

Hotel etc.,—
occupancy
tax.

By the same member, for the same committee, on Senate, No. 1614 and House, Nos. 2618 and 2645, a Bill providing for local aid enhancement (House, No. 4236) [Senator Fattman dissenting].

Earned income
tax credit.

By the same member, for the same committee, on House, No. 3901, a Bill clarifying eligibility for the earned income tax credit (House, No. 4237).

Public
property
sales.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on House, No. 2836, a Bill relative to public participation in the sale of public property (House, No. 4240).

By Mr. Straus of Mattapoissett, for the committee on Transportation, on House, No. 3543, a Bill establishing a cultural highway (House, No. 4245).

Cultural highway.

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

By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on a petition, an Order relative to the appointment of a special committee of the House for the purpose of making an investigation and study of the children of justice-involved mothers in the Commonwealth (House, No. 3208, changed in lines 2 and 7 by striking out the word “incarcerated” and inserting in place thereof, in each instance, the following: “justice-involved”). Referred, under Rule 33, to the committee on Ways and Means.

Justice-involved mothers,— study.

By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on a petition, a Bill relative to mandated reporters (House, No. 132, changed in section 1, in line 1, by striking out the year “2012” and inserting in place thereof the year “2014”; in section 2, in line 6, by striking out the words “, drug and alcoholism counselor”’; and in section 3, in line 10, by striking out the words “drug and alcoholism counselor’, the following words:— athletic coach, tutor” and inserting in place thereof the words “the following words:— athletic coach”).

Mandated reporters,— definition.

By Mr. O’Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill making a corrective change for a certain reserve fund in the town of Hingham (House, No. 4051) [Local Approval Received].

Hingham,— fund.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on a petition, a Bill requiring microphones and audio-recorders on tasers (House, No. 2130, changed in section 1 by adding the following sentence: “Any recording by means of such portable device or weapon made by a police officer of a municipality that has accepted this section shall not be considered a public record, as defined in clause Twenty-sixth of section 7 of chapter 4 or section 10 of chapter 66; provided, however, that the chief of police of a municipality that has accepted this section may release such a recording to the public if he or she determines that doing so would be in the public interest.”) [Representative Whelan of Brewster dissenting].

Tasers,— recording devices.

By Mr. Kaufman of Lexington, for the committee on Revenue, on Senate, No. 1523 and House, Nos. 2515 and 2539, a Bill clarifying occupancy excise and internet hotel room resellers (House, No. 4233) [Senator Fattman dissenting].

Hotels, etc.,— occupancy tax.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on House, No. 3337, a Bill exempting the city of Springfield from certain provisions of Section 29 of Chapter 43 (House, No. 4255) [Local Approval Received].

Springfield,— municipal contracts.

By Mr. Straus of Mattapoissett, for the committee on Transportation, on House, No. 2986, a Bill relative to parking systems (House, No. 4243).

Parking systems.

By the same member, for the same committee, on House, No. 3054, a Bill relative to the move over law (House, No. 4244).

Move over law,— expansion.

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

Emergency Measure.

Donna
Juarez,—
sick leave.

The engrossed Bill establishing a sick leave bank for Donna Juarez, an employee of the Department of Developmental Assistance (see House, No. 4055, 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
enacted.

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

Orders of the Day.

Third
reading
bill.

The House Bill protecting the rights of custodial and other non-teaching employees of school districts (House, No. 2319) (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; and it was passed to be engrossed. Sent to the Senate for concurrence.

Bellingham,—
liquor
license.

The Senate Bill authorizing the town of Bellingham to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (Senate, No. 148), 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. Speliotis of Danvers moved to amend it in section 1, in line 4, by inserting after the word "street" the following: "suite 6A"; and in lines 8 and 9 by striking out the words "indicating that the license is in good standing with the department and that all applicable taxes" and inserting in place thereof the words "and a letter from the department of unemployment assistance indicating that the license is in good standing with those departments and that all applicable taxes, fees and contributions". The amendments were adopted; and the bill (Senate, No. 148, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendments.

Wayland,—
revolving
fund.

The House Bill authorizing the town of Wayland to increase the annual spending limit for its recreation department revolving fund (House, No. 3940) (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.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in line 3 by striking out the figure "5" and inserting in place thereof the figure "2½".

The amendment was adopted; and the bill (House, No. 3940, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

At the eighteen minutes before twelve o'clock noon, on motion of Mr. D'Emilia of Bridgewater (Mr. Kafka of Stoughton being in the Chair), the House recessed until a quarter before one o'clock P.M.; and at twenty-seven minutes after one o'clock, the House was called to order with Mr. Kafka in the Chair. Recess.

Engrossed Bills.

The engrossed Bill validating the actions taken at a certain town meeting held in the town of Rochester (see House bill printed in House, No. 3918) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for 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

Designating Courtroom G within the First District Court of Essex County in the city of Salem as the David T. Doyle Courtroom (see Senate, No. 866); Bills enacted.

Amending the town manager act of Arlington authorizing the town manager to appoint the director of assessments (see Senate, No. 1934, amended); and

Revising the charter of the town of Swampscott (see Senate, No. 2206); (Which severally originated in the Senate);

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.

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 a half past one o'clock P.M., on motion of Mr. D'Emilia of Bridgewater (Mr. Kafka of Stoughton being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Monday, May 9, 2016.

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:

Cameron
Hill.

Resolutions (filed by Mr. Fernandes of Milford) congratulating Cameron Joseph Hill on receiving the Eagle Award of the Boy Scouts of America;

Jake
Cisternelli.

Resolutions (filed by Ms. Garlick of Needham) congratulating Jake Cisternelli on receiving the Eagle Award of the Boy Scouts of America;

Kevin
Murphy.

Resolutions (filed by Ms. Garlick of Needham) congratulating Kevin Richard Murphy on receiving the Eagle Award of the Boy Scouts of America;

Brian
Piotrowski.

Resolutions (filed by Ms. Garlick of Needham) congratulating Brian Piotrowski on receiving the Eagle Award of the Boy Scouts of America;

Richard
Savage.

Resolutions (filed by Ms. Garlick of Needham) congratulating Richard J. Savage III on receiving the Eagle Award of the Boy Scouts of America;

Taunton,—
church.

Resolutions (filed by Mrs. O'Connell of Taunton) celebrating the two hundred twenty fifth anniversary of the West Congregational Church in Taunton; and

Addison
Bowden.

Resolutions (filed by Ms. Peisch of Wellesley) congratulating Addison Bowden on receiving the Eagle Award of the Boy Scouts of America;

Mr. Galvin of Canton, 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. Smizik of Brookline, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communications.

Communications

Elder
economic
security.

From Representative O'Day of West Boylston and Senator Jehlen submitting a report of the former special commission established (see Section 187 of Chapter 38 of the Acts of 2013 and pursuant to Section 2A of Chapter 4 of the General Laws) to make an investigation and study of elder economic security and to make recommendations to increase elder economic security where appropriate and necessary;

Dukes County,—
technology
funds.

From the Dukes County Registry of Deeds (under Section 2KKK of Chapter 29 of the General Laws) submitting its plan for expenditure of technological improvements from the County Registers Technological

Fund [copies of said report forwarded to the committee on Ways and Means and committee on Post Audit and Oversight];

From the Department of Public Health (see Section 35X of Chapter 10 of the General Laws) submitting the annual report of the Quality in Health Professions Trust Fund; and

Health profession quality.

From the Executive Office of Public Safety and Security (see Section 18¾ of Chapter 6A of the General Laws) submitting the biennial report on statistics related to firearms crimes, arrests and prosecutions of firearms-related offenses, the effectiveness of firearms-related regulations, aggregate data on the source of firearms that have been confiscated and identified as being used in a crime or in an attempted or completed suicide during the report period and other related matters;

Firearms,—statistical report.

Severally were placed on file.

Annual Report.

The annual report of the Department of Public Health (see Section 24A(k) of Chapter 94C of the General Laws) on the effectiveness of the prescription monitoring program, was placed on file.

Prescription monitoring.

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Bradley of Hingham, a petition (subject to Joint Rule 12) of Garrett J. Bradley that the Plymouth County Contributory Retirement System be authorized to issue pension funding bonds or notes.

Plymouth County Retirement.

By Miss Garry of Dracut, a petition (subject to Joint Rule 12) of Colleen M. Garry for legislation to limit sick leave and vacation buy backs for public employees.

Public employees,—benefits.

By Messrs. Kelcourse of Amesbury and Mirra of West Newbury, a petition (subject to Joint Rule 12) of James M. Kelcourse and Leonard Mirra for legislation to designate the south bound section of the Interstate 95 bridge between the city of Amesbury and the city of Newburyport as the William Lloyd Garrison bridge.

Amesbury and Newburyport,—bridge.

By Mr. Kulik of Worthington (by request), a petition (subject to Joint Rule 12) of Richard Drury that the Franklin regional retirement board be authorized to grant Richard Drury five years of creditable service for retirement purposes.

Richard Drury,—retirement.

By Mr. Velis of Westfield, a petition (subject to Joint Rule 12) of John C. Velis for legislation to establish a sick leave bank for Christopher Mullen, an employee of the Hampshire County Sheriff's Office.

Christopher Mullen,—sick leave.

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

Papers from the Senate.

The House Bill relative to non-conforming structures (House, No. 3611), 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 contain in Senate document numbered 2285. The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Non-conforming structures.

Shirley,—
recall
elections.

The House Bill providing for recall elections in the town of Shirley (House, No. 3784), came from the Senate passed to be engrossed, in concurrence, with an amendment, in section 4, in line 34, striking out the figures “90” and inserting in place thereof the figures “100”. The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Agriculture,—
taxation.

A Bill promoting agriculture in the Commonwealth (Senate, No. 2286) (on Senate bill No. 2258), passed to be engrossed by the Senate, was read; and it was referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Foster care,—
guardianship.

A Bill supporting the rights of children in the custody of the Department of Children and Families (Senate, No. 2257, amended by striking out section 1 and inserting in place thereof the following section:

“SECTION 1. Subsection (c) of section 23 of chapter 119 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out the second paragraph and inserting in place thereof the following 2 paragraphs:—

The department shall seek to identify any minor sibling or half-sibling of the child. The department and the court shall ensure that siblings removed from their home and placed in the department’s care, custody or responsibility are placed in the same foster care, kinship guardianship or adoptive placement with all siblings and half-siblings. If the department is unable to place the siblings and half-siblings in the same foster care, kinship guardianship or adoptive placement, the department shall report to the court within 7 business days and provide the reasons in writing for the lack of joint placement. If the department places siblings or half-siblings in separate placements, the department shall make ongoing efforts to remedy any concerns found by the department that led to the separate placements and shall report to the court on those efforts. The department shall document its efforts in the case plan.

If the department removes a child from their home and does not place the child with their sibling or half-sibling, the department shall provide for frequent visitation or other ongoing interaction between the siblings, unless the department makes a showing to the court by a preponderance of evidence that frequent visitation or other ongoing interaction is contrary to the safety or well-being of any of the siblings or half-siblings. The court shall make written findings, within 30 days, regarding its decision to deny the frequent visitation or other ongoing interaction. A child who is placed apart from a sibling or half-sibling, even if placed with other siblings or half-siblings, may ask the court to review the department’s decision of a separate placement.”; in section 2, in line 39, by striking out the words “vacate the order” and inserting in place thereof the words “reinstate parental rights”; and in line 48 by inserting after the word “motion.” the following sentence: “Upon filing of the motion, the court shall appoint a guardian ad litem who shall investigate and make recommendations to the judge regarding the petition.”) (on Senate bill No. 104), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

A Bill authorizing the city of Easthampton to grant 8 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (Senate, No. 2284) (on Senate bill No. 2055) [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. Easthampton,—
liquor
licenses.

A petition (accompanied by bill, Senate, No. 2281) of Benjamin B. Downing (by vote of the town) for legislation to authorize the town of Windsor to continue the employment of Police Chief Thomas Barnaby, was referred, in concurrence, to the committee on Public Service. Windsor,—
Thomas
Barnaby.

A petition (accompanied by bill) of Sal N. DiDomenico and Tackey Chan for legislation to ensure the safety of residents, first responders, and gas workers, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Telecommunications, Utilities and Energy. First
responder
safety.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2287) was referred, in concurrence, to the committee on Telecommunications, Utilities and Energy.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of James M. Murphy and Ronald Mariano for legislation to establish a sick leave bank for Kelli Murphy, an employee of Trial Court; and Kelli
Murphy,—
sick leave.

Petition (accompanied by bill) of Shawn Dooley for legislation to regulate or prohibit the use of marijuana in motor vehicles; Marijuana,—
cars, etc.

Severally to the committee on the Judiciary.

Petition (accompanied by bill) of Nick Collins relative to the conveyance of a certain parcel of state owned land on East First Street in the South Boston neighborhood of the city of Boston; and Boston,—
land.

Petition (accompanied by bill) of Michael S. Day and Jason M. Lewis that the commissioner of Capital Asset Management and Maintenance be authorized to convey a certain parcel of land in the town of Stoneham; Stoneham,—
land.

Severally to the committee on State Administration and Regulatory Oversight.

Under suspension of the rules, on motion of Mr. Kafka of Stoughton, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Ms. Malia of Boston, for the committee on Mental Health and Substance Abuse, on Senate, Nos. 1025, 1026, 1030, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1040, 1041, 1042, 1045, 1046, 1047, 1049, 1050, 1052, 1053, 1054 and 1055 and House, Nos. 1790, 1791, 1792, 1794, 1797, 1800, 1801, 1803, 1813, 1824, 3265, 3459 and 3811, an Order relative to authorizing the committee on Mental Health Mental Health
and
Substance
Abuse,—
study.

Mental Health
and
Substance
Abuse,—
study.

and Substance Abuse to make an investigation and study of certain Senate and House documents concerning behavioral health issues (House, No. 4272). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Mr. Galvin of Canton, for said committees, reported asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules.

Under Rule 42, the report was considered forthwith; and it was accepted.

Children,—
protection.

By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on Senate, No. 90 and House, No. 76, a Bill relative to children in the care, protection, and custody of the Commonwealth (House, No. 76).

Child abuse
task force.

By the same member, for the same committee, on Senate, No. 84 and House, No. 1432, a Bill to establish an interagency child abuse and neglect prevention task force (House, No. 1432).

First
responders,—
needle stick
injuries.

By Mr. Scibak of South Hadley, for the committee on Labor and Workforce Development, on a petition, a Bill relative to needle stick injuries suffered by first responders (House, No. 1689).

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

Wages
and fees.

By Mr. Scibak of South Hadley, for the committee on Labor and Workforce Development, on a petition, a Bill relative to workers [sic] compensation law governing certain applicable wages and fees (House, No. 1686).

Workers'
compensation.

By the same member, for the same committee, on a Senate, No. 994 and House, No. 1705, a Bill relative to workers [sic] compensation coverage for officers of non-profit associations (House No. 1705).

Employee
protection.

By the same member, for the same committee, on a petition, a Bill extending protections to employees of the Commonwealth (House No. 1721).

Human
service
workers.

By the same member, for the same committee, on a petition, a Bill relative to establishing an appeals process for private sector human service workers (House No. 1739).

Workers'
compensation.

By the same member, for the same committee, on a petition, a Bill to clarify reimbursement of workers [sic] compensation insurers to prevent double recovery by injured workers in third party cases (House No. 3457).

Contractor
laws.

By the same member, for the same committee, on a petition, a Bill amending the independent contractor statute (House No. 3608).

Prevailing
wages.

By the same member, for the same committee, on House, No. 1753, a Bill relative to prevailing wages (House, No. 4270).

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

Locked out
employees,—
protection.

By Mr. Scibak of South Hadley, for the committee on Labor and Workforce Development, on a petition, a Bill to protect locked out employees (printed as Senate, No. 2172).

Bullying.

By the same member, for the same committee, on a petition, a Bill prohibiting the bullying of public school employees (House, No. 1728).

By the same member, for the same committee, on House, No. 1703, a Bill relative to apprenticeship programs (House, No. 4269). Apprenticeship programs.

By the same member, for the same committee, on House, No. 4019, a Bill expanding educational opportunities for vocational students (House, No. 4271). Vocational students.

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

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

Relative to the disclosure of wetlands on property (House, No. 150); Wetlands.
Protect bicyclists in bicycle lanes (House, No. 3072); Bicycle lanes.

To relative to student data privacy (House, No. 4143); and Student data.

To prohibit negative option sales and disclosure of financial and personal information without a consumer's express agreement (House, No. 4183); Personal information.

Severally placed in the Orders of the Day for the next sitting for a second reading.

Engrossed Bill.

Mr. Kafka of Stoughton being in the Chair,— The engrossed Bill authorizing the town of Sharon to abate certain real property taxes (see House, No. 3595) (which originated in the House), 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.

Mr. Donato of Medford having returned to the Chair,— The House Bill establishing a sick leave bank for Carl Taylor, an employee of the Massachusetts Rehabilitation Commission (House, No. 4191), 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. Third reading bill.

Order.

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

At ten 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 Wednesday at eleven o'clock A.M.

JOURNAL OF THE HOUSE.

Wednesday, May 11, 2016.

Met according to adjournment at eleven o'clock A.M., 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.

Statement Concerning Representative Fox of Boston.

A statement of Mrs. Haddad of Somerset concerning Ms. Fox of Boston was spread upon the records of the House, as follows:

Statement
concerning
Ms. Fox of
Boston.

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Fox of Boston, is unable to be present in the House Chamber for today's sitting due to medical reasons. Her missing of roll calls today is due entirely to the reason stated.

Statement Concerning Representative Wagner of Chicopee.

A statement of Mr. Mariano of Quincy concerning Mr. Wagner of Chicopee was spread upon the records of the House, as follows:

Statement
concerning
Mr. Wagner
of Chicopee.

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Wagner of Chicopee, is unable to be present in the House Chamber for today's sitting due to the death of a close friend. His missing of roll calls today is due entirely to the reason stated.

Foster Kids Awareness Day and Guests of the House.

Foster Kids
Awareness Day
and former
Representative
Larry Giordano
and Eileen
Giordano.

During the session, the Speaker turned the gavel over to Ms. DiZoglio of Methuen for the purpose of honoring foster children on the occasion of Foster Kids Awareness Day at the State House. Foster Kids of the Merrimack Valley, Inc. is a non-profit organization dedicated to serving the needs of foster children in the Merrimack Valley, including all of Greater Haverhill, Lawrence, Methuen, Andover and North Andover. Its goal is to bring a positive influence into the lives of these children and support them as they grow. The organization offers a range of programs for local foster children of all ages and works closely with the Department of Children and Families to make sure their programs are complementary and needed, and that they do not overlap with state and federally funded programs. Foster Kids of the Merrimack Valley, Inc. is run by former State Representative Larry F. Giordano and his wife Eileen of Methuen who were present in the House Chamber. Ms. DiZoglio then read and presented them with previously adopted resolutions of the House in recognition of foster kids in the Commonwealth. They were the guests of Representatives DiZoglio of Methuen and Dempsey of Haverhill.

Order.

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:

Ordered. That, notwithstanding the provisions of Joint Rule 10, the committee on Financial Services be granted until Wednesday, July 6, 2016, within which time to make its final report on current House document numbered 4148.

Financial Services committee,—extension of time for reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4279), ought to be adopted. Under suspension of the rules, on motion of Mr. Michlewitz, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Paper from the Senate.

A Bill authorizing the town of Middleborough to grant an additional license for the sale of wines and malt beverages not to be drunk on the premises (Senate, No. 2091) (on a petition) [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.

Middleborough,—liquor license.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of Garrett J. Bradley that the Plymouth County Contributory Retirement System be authorized to issue pension funding bonds or notes. To the committee on Municipalities and Regional Government.

Plymouth County,—retirement.

Petition (accompanied by bill) of Claire D. Cronin and Michael D. Brady for legislation to establish a sick leave bank for Nicole Dowling, an employee of the Trial Court. To the committee on the Judiciary.

Nicole Dowling.

Petition (accompanied by bill) of Colleen M. Garry for legislation to limit sick leave and vacation buy backs for public employees;

Employees,—buy backs.

Petition (accompanied by bill) of Thomas A. Golden, Jr., James Arciero and David M. Nangle for legislation to authorize the Middlesex County Retirement System to establish an early retirement incentive program for certain employees of the Chelmsford Water District;

Chelmsford Water District.

Petition (accompanied by bill) of Kenneth I. Gordon for legislation to establish a sick leave bank for David J. Saulnier, an employee of the Middlesex Sheriff's Office; and

David J. Saulnier.

Petition (accompanied by bill) of John C. Velis for legislation to establish a sick leave bank for Christopher Mullen, an employee of the Hampshire County Sheriff's Office;

Christopher Mullen,—sick leave.

Severally to the committee on Public Service.

Petition (accompanied by bill) of Aaron Michlewitz that the Massachusetts Department of Transportation be authorized to lease of certain parcel of land in the city of Boston. To the committee on State Administration and Regulatory.

Boston,—land.

Under suspension of the rules, on motion of Mr. Bradley of Hingham, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

Needlestick
injury
prevention.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the Bill relative to needlestick injury prevention in public health facilities and settings (House, No. 1930), ought to pass. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, 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.

Reports

Claims
database,—
transparency.

Of the committee on Financial Services, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, House, No. 792) of Jennifer E. Benson and others for legislation to provide transparency in the data contained in the payer and provider claims database.

Health care
ministry.

Of the same committee, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, House, No. 793) of Donald R. Berthiaume, Jr., and others for legislation to include participation in a health care sharing ministry as a qualifying student health insurance plan.

Providers,—
health
insurance.

Of the same committee, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, House, No. 891) of Kay Khan and others relative to access to health insurance for human service providers and their employees.

Nurse
midwives.

Of the same committee, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, House, No. 894) of Kay Khan and others relative to requiring insurance carriers to recognize nurse midwives as participating providers.

Hearing aids,—
insurance.

Of the same committee, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, House, No. 946) of John W. Scibak and others for legislation to provide health benefit plan coverage for hearing aids.

Contraceptive
coverage
equity law.

Of the same committee, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, House, No. 948) of John W. Scibak and others for legislation to update the contraceptive coverage equity law to require insurance carriers to provide all contraceptive methods without a co-pay.

Under suspension of the rules, in each instance, on a motion of Mr. Garballey of Arlington, the reports were considered forthwith. Pending the question, in each instance, on acceptance of the reports, the petitions were recommitted, on motions of the same member.

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

Senate bills

Berkshire
County.

Relative to the membership of Berkshire County Regional Housing Authority (Senate, No. 693);

Moyamoya
Disease.

Designating May 6 as Moyamoya Disease awareness day (Senate, No. 1674); and

Becket,—
parks.

Authorizing the town of Becket to establish a parks and recreation committee (Senate, No. 2224) [Local Approval Received]; and

House bills

- Relative to firefighters in the town of Concord (House, No. 3878) [Local Approval Received]; Concord,—
firefighters.
- Relative to the International Trade Commission’s reporting requirements (House, No. 4178); Trade
Commission.
- Further regulating the sale of alcoholic beverages in the city of Somerville (House, No. 4184) [Local Approval Received]; Somerville,—
liquor licenses.
- Authorizing the town of Acton to grant 16 additional licenses for the sale of all alcoholic beverages and 6 additional licenses for the sale of wines and malt beverages to be drunk on the premises (House, No. 4185) [Local Approval Received]; Acton,—
liquor licenses.
- Providing for a workforce housing financing plan (House, No. 4211); Housing.
- Relative to industrial zoned small business property tax exemption (House, No. 4212); and Small
businesses.
- Providing for limited property tax relief for certain elder citizens in the town of Andover (House, No. 4214) [Local Approval Received]; Andover,—
property
taxes.
- Under suspension of Rule 7A, in each instance, on motion of Mr. O’Day of West Boylston, the bills severally were read a second time forthwith; and they were ordered to a third reading.

- By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill increasing the exemption for residential property in the town of Provincetown (House, No. 4216) [Local Approval Received], be scheduled for consideration by the House. Provincetown,—
property
taxes.
- Under suspension of Rule 7A, on motion of Mr. Garballey of Arlington, the bill was read a second time forthwith; and it was ordered to a third reading.

- By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill relative to government publications (House, No. 2730), be scheduled for consideration by the House. Publications.
- Under suspension of Rule 7A, on motion of Mr. Garballey of Arlington, the bill was read a second time; and it was referred, under Rule 33, to the committee on Ways and Means.

- By Mr. Galvin of Canton, for the committee on Rules, that the Bill to establish a special commission to consider an appropriate tribute to Nelson Mandela in the city of Boston (House, No. 2929), ought to pass. Nelson
Mandela,—
study.
- By the same member, for the committees on Rules of the two branches, acting concurrently, that the Resolve establishing a commission to study the feasibility of a secure choice retirement savings option (House, No. 4204), ought to pass. Retirement
savings
options.
- Severally referred, under Rule 33, to the committee on Ways and Means.

- By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the Bill relative to promoting innovation in eldercare services (House, No. 527), ought to pass with an amendment in section 3, in line 25, by inserting after the word “Age” the words “, a representative from a labor organization representing individuals working in nursing facilities” [Cost: Greater than \$100,000.00]. Read; and referred, under Rule 33, to the committee on Ways and Means, with the amendment pending. Eldercare
services.

Springfield
and Boston,—
rail service.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill relative to improving passenger rail service between Springfield and Boston (House, No. 3026). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Health Policy
Commission.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, on House, No. 3678, a Bill relative to protecting health care consumers (House, No. 4277) [Cost: Greater than \$100,000.00].

Recycling.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill supporting recycling across the Commonwealth (House, No. 3316).

Automobile
inspection
stations.

By the same member, for the same committee, on House, No. 3044, a Bill relative to licensing and operating requirements of automobile inspection stations (House, No. 4274).

Municipal
finance.

By the same member, for the same committee, on House, No. 3910, a Bill relative to modernize municipal finance and government (House, No. 4275).

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

Marshfield.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill designating Marshfield the home of Senator Daniel Webster and Governor Edward Winslow (House, No. 2961).

Transit
authorities.

By the same member, for the same committee, on a petition, a Bill relative to membership in regional transit authorities (House, No. 3028).

Notice
of injury.

By the same member, for the same committee, on a petition, a Bill to restore accountability in claims against non-governmental actors for damage caused by public way defects (House, No. 3539).

Salem,—
port
authority.

By the same member, for the same committee, on a joint petition, a Bill authorizing the city of Salem to establish the Salem Harbor port authority (House, No. 3894, changed in section 1, in lines 5 and 6, by striking out the words “Salem residents” and inserting in place thereof the word “individuals”) [Local Approval Received].

Students,—
licenses.

By the same member, for the same committee, on a petition, a Bill relative to drivers licenses for international students (House, No. 3981).

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

Engrossed Bill.

Bill
enacted.

The engrossed Bill authorizing the city of Northampton to grant additional licenses for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 4042) (which originated in the House), 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.

Recess.

Recess.

At nineteen minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House

recessed until one o'clock P.M.; and at that time the House was called to order with the Speaker in the Chair.

Reports of Committees.

Mr. Donato of Medford being in the Chair,—

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill relative to housing, operations, military service, and enrichment (House, No. 4230), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4278). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment pending.

Military
supports.

Mr. Nangle of Lowell, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of said rule, on motion of Mr. O'Day of West Boylston, 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.

Subsequently (the Speaker being in the Chair) under suspension of the rules, on motion of Mr. Parisella of Beverly, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time.

After debate on the question on passing the bill (as changed by the committee on Bills in the Third Reading) to be engrossed (Mr. Donato of Medford being in the Chair), Ms. DiZoglio of Methuen moved to amend it by adding the following section:

“SECTION 21. Section 1 of chapter 60A of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out the eighth paragraph and inserting in place thereof the following paragraph:—

The excise imposed by this chapter shall not apply to a motor vehicle owned and registered by or leased to a resident who is in active and full-time military service as a member in the armed forces of the United States or the national guard, army or air, of any state, and has been deployed or stationed outside the territorial boundaries of the commonwealth for a period of at least 45 days in the calendar year of the exemption. If the military member is wounded or killed in an armed conflict, he shall not be subject to the foregoing period of service qualification for the calendar year in which he is wounded or killed. This exemption shall apply only to a motor vehicle owned and registered by or leased to a military member in his own name or jointly with a spouse for a non-commercial purpose and a military member may qualify for this exemption for only 1 motor vehicle for each calendar year.”

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays, at the request of the same member; and on the roll call 154 members voted in the affirmative and 0 in the negative.

Amendment
adopted,—
yea and nay
No. 245.

[See Yea and Nay No. 245 in Supplement.]

Therefore the amendment was adopted.

Pending the question on passing the bill, as amended, to be engrossed Mr. Silvia of Fall River moved to amend it by adding the following section:

Military
supports.

“SECTION 22. Chapter 2 of the General Laws is hereby amended by adding the following section: Section 62. The Gold Star Families Memorial Monument located in Bicentennial Park in the city of Fall River shall be the official Gold Star Families Memorial Monument of the commonwealth.”

Amendment
adopted,—
yea and nay
No. 246.

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays, at the request of the same member; and on the roll call 154 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 246 in Supplement.]

Therefore the amendment was adopted.

Mr. Jones of North Reading then moved to amend the bill by adding the following section:

“SECTION 23. Section 2 of chapter 90, as appearing in the 2014 Official Edition, is hereby amended by inserting, after line 523, the following new paragraph:—

The registrar shall recognize the eligibility of the next of kin of a member of the military, in possession of a Gold Star Lapel Button, under regulations prescribed by the United States Secretary of Defense, to obtain a ‘Gold Star Family’ registration plate. Possession of a Gold Star Lapel Button and a letter of approval, both issued by the United States Department of Defense, shall be sufficient proof of eligibility for the registrar to furnish a Gold Star Family registration plate. The possession of a Gold Star Lapel Button shall not be a requirement of eligibility for persons who have otherwise presented satisfactory evidence of Gold Star family member status as determined by the registrar.”

The amendment was adopted.

Mr. McMurtry of Dedham then moved to amend the bill by adding the following two sections:

“SECTION 24. Chapter 60 of the General Laws is hereby amended by inserting after section 35 the following section:—

Section 35A. (a) No municipality shall publish or cause to be published the name, or other individually identifying information, of a veteran still owing a tax pursuant to this chapter after it has become due and payable.

(b) A municipality may communicate through the municipality’s veterans’ agent in order to provide notice and information related to a tax due and payable under this chapter to the veteran owing such tax.

SECTION 25. Section 21 of chapter 62C of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by inserting after the word ‘taxpayers’, in line 70, the following words:— ; provided, however, that the name and address of a veteran shall not be published as part of said list.”

The amendment was adopted.

Mr. Swan of Springfield then moved to amend the bill by adding the following section:

“SECTION 26. The Department of corrections and the executive office of health and human services shall study the feasibility and costs associated with transporting incarcerated disabled veterans that are eligible for treatment through the federal department of veterans affairs to medical facility operated by the department of veterans affairs.”

The amendment was adopted.

Messrs. Velis of Westfield, Vega of Holyoke and Finn of West Springfield then moved to amend the bill in section 10 by adding the following sentence: "Nothing in this section shall be construed as to supersede sections 40, 41, 70 and 71 of chapter 6.". The amendment was adopted.

Messrs. Wong of Saugus and Jones of North Reading then moved to amend the bill by adding the following section:

"SECTION 27. Any city, town or district in the Commonwealth may, subject to the approval of the city, town or district's legislative body, designate a place on its municipal property tax bills or motor vehicle excise tax bills or mail with such tax bills a separate form whereby taxpayers of the city, town or district can voluntarily check off, donate, and pledge an amount of money which shall increase the amount already due to a fund under the supervision of the local veterans agent, the board or officer in charge of the collection of the municipal charge, fee or fine, or the town collector of taxes.

The purpose of this fund is to provide support for veterans and their dependents in need of immediate assistance with food, transportation, heat, and oil expenses. The city, town or district's Veterans Services Department shall a) establish an application process for veterans and their dependents to obtain assistance; b) establish standards for acceptable documentation of veteran status or dependent status; and c) establish financial eligibility criteria for determining need and amount of assistance for eligible applicants. It shall be responsible for reviewing each applicant, and fairly applying these eligibility and level of need standards."

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays, at the request of Mr. Wong of Saugus; and on the roll call 152 members voted in the affirmative and 0 in the negative.

Amendment adopted,—
yea and nay
No. 247.

[See Yea and Nay No. 247 in Supplement.]

Therefore the amendment was adopted.

Subsequently a statement of Mr. Lyons of Andover was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous roll call I was absent from the House Chamber on legislative business in another part of the State House. Had I been present I would have voted in the affirmative.

Statement of
Mr. Lyons of
Andover.

Mrs. O'Connell of Taunton and other members of the House then moved to amend the bill, in section 13, in line 129, by inserting after the word "veterans" the words "; provided that veterans shall receive preference over applicants that fail to provide a Social Security Number or alien registration number unless under lawfully protected status.". The amendment was rejected.

After debate on the question on passing the bill, as amended, to be engrossed, the sense of the House taken by yeas and nays, at the request of Mr. Parisella of Beverly; and on the roll call 154 members voted in the affirmative and 0 in the negative.

Bill passed to
be engrossed,—
yea and nay
No. 248.

[See Yea and Nay No. 248 in Supplement.]

Therefore the bill (House, No. 4285, published as amended) was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

Accordingly, without proceeding to the matters in the Orders of the Day, at twenty-seven minutes before four o'clock P.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Thursday, May 12, 2016.

Met at six minutes after 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.

Guests of the House.

During the session, the Chair (Mr. Donato) declared a brief recess and introduced, seated in the House Chamber, students, chaperones and teachers from the Building Blocks Pre-school in Tewksbury. They were the guests of Mr. Nangle of Lowell. Building Blocks Pre-school.

Resolutions.

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

Resolutions (filed by Mr. Hill of Ipswich) congratulating Peter T. Bursaw on receiving the Eagle Award of the Boy Scouts of America; Peter Bursaw.

Resolutions (filed by Mr. Hill of Ipswich) congratulating Dylan Chane on receiving the Eagle Award of the Boy Scouts of America; Dylan Chane.

Resolutions (filed by Mr. Hill of Ipswich) congratulating Liam P. Dingle on receiving the Eagle Award of the Boy Scouts of America; Liam Dingle.

Resolutions (filed by Mr. Arciero of Westford) congratulating Nancy Cook on being named the 2016 Westford Kiwanis Person of the Year; Nancy Cook.

Resolutions (filed by Mr. Dwyer of Woburn and other members of the House) celebrating North American Occupational Safety and Health Week and Occupational Safety and Health Professional Day; Occupational safety and health.

Resolutions (filed by Ms. Hogan of Stow) congratulating Christopher H. Doiron on receiving the Eagle Award of the Boy Scouts of America; Christopher Doiron.

Resolutions (filed by Ms. Hogan of Stow) congratulating Nicholas R. Doiron on receiving the Eagle Award of the Boy Scouts of America; Nicholas Doiron.

Resolutions (filed by Ms. Hogan of Stow) congratulating Anthony P. Mollica on receiving the Eagle Award of the Boy Scouts of America; Anthony Mollica.

Resolutions (filed by Ms. Hogan of Stow) congratulating Daniel P. Morton on receiving the Eagle Award of the Boy Scouts of America; Daniel Morton.

Resolutions (filed by Ms. Hogan of Stow) congratulating the Joseph L. Mulready School on the occasion of its fiftieth anniversary; Mulready School.

Resolutions (filed by Mr. Mirra of West Newbury) congratulating Andrew P. Fraser on receiving the Eagle Award of the Boy Scouts of America; Andrew Fraser.

Resolutions (filed by Mr. Mirra of West Newbury) congratulating Jonathan M. Melideo on receiving the Eagle Award of the Boy Scouts of America; Jonathan Melideo.

Saint John's,—
golf team.

Resolutions (filed by Mr. Speliotis of Danvers and other members of the House) congratulating the Saint John's Preparatory School golf team on their 2015 Massachusetts Interscholastic Athletic Association Division I Championships; and

Athol Golden
Age Club.

Resolutions (filed by Mrs. Whipps Lee of Athol) commending the Athol Golden Age Club on the occasion of its sixtieth anniversary;

Mr. Galvin of Canton, 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. 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:

Joint tax
returns.

Mr. Bradley of Hingham presented a petition (subject to Joint Rule 12) of Garrett J. Bradley relative to relief from joint and several liabilities on joint tax returns.

Hampshire
Council of
Governments.

By Mr. Kocot of Northampton, a petition (subject to Joint Rule 12) of Peter V. Kocot that the Hampshire Council of Governments be authorized to secure certain obligations.

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

Reports of Committees.

Retirement
system.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill relative to the Massachusetts state retirement system (House, No. 2415), be scheduled for consideration by the House.

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

Lipodystrophy
treatment.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, asking to be discharged from further consideration of the Bill relative to HIV-associated lipodystrophy treatment (House, No. 927),—and recommending that the same be referred to the committee on Ways and Means. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence, insomuch as relates to the discharge.

By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, asking to be discharged from further consideration:

Conservation
land.

Of the joint petition (accompanied by bill, House, No. 623) of Ruth B. Balsler, James B. Eldridge and others relative to the disposition of public lands with conservation protected status; and

Boating
education.

Of the petition (accompanied by bill, House, No. 627) of Thomas J. Calter, James M. Cantwell and others for legislation to implement a boating education program within the Division of Law Enforcement of the Department of Fisheries, Wildlife and Environmental Law Enforcement;

And recommending that the same severally be referred to the committee on Rules.

Under Rule 42, the reports severally were considered forthwith; and they were accepted. Severally sent to the Senate for concurrence, inso-much as relates to the discharge.

By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, on House, Nos. 618, 631, 632, 633, 635, 637, 638, 639, 678, 704 and 763, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of certain House documents concerning ocean and waterway issues (House, No. 4283).

Oceans and waterways,—study.

By Mr. Honan of Boston, for the committee on Housing, on House, Nos. 1088, 1093, 1096, 1098, 1110, 1112, 1113, 1114, 1117, 1118, 1119, 1123, 1125, 1132, 1138, 3430 and 3431, an Order relative to authorizing the committee on Housing to make an investigation and study of certain House documents concerning public housing, landlord/tenant, condominiums, and production issues (House, No. 4284).

Public housing, landlord/tenant, condominiums and production,—study.

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Subsequently Mr. Galvin of Canton, for said committees, reported, in each instance, asking to be discharged from further consideration of the orders; 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.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on a petition, a Bill establishing a commission to study post-traumatic stress disorder in law enforcement officers (House, No. 3278). Referred under Joint Rule 1E, to the committee on Health Care Financing.

Post-traumatic stress.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on a petition, a Resolve establishing a special commission to investigate and study relative to the application of building codes when existing structures in gateway cities are converted to a mixed-use development (House, No. 2189). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Building codes.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on House, No. 22 and on a part of House, No. 21, a Bill relative to explosive bonds (House, No. 22). Read; and referred, under Rule 17G, to the committee on Bonding, Capital Expenditures and State Assets.

Explosive bonds.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on a petition, a Bill relative to standards and qualifications for the position of fire chief or chief engineer in cities, towns, fire districts, or authorities (House, No. 2186).

Fire chiefs.

By the same member, for the same committee, on a petition, a Bill relative to amusement devices (House, No. 2194).

Amusement devices.

Veterans,—
firearms
licenses.

By the same member, for the same committee, on a petition, a Bill relative to expanding the fee exemption for renewing a license to carry to include veterans (House, No. 3093).

Sign
language.

By the same member, for the same committee, on a petition, a Bill relative to American Sign Language Training (House, No. 3477).

Public safety
facilities.

By the same member, for the same committee, on a petition, a Bill relative to construction and rehabilitation of public safety facilities (House, No. 3482).

Technical
rescue
council.

By the same member, for the same committee, on a petition, a Bill relative to the creation of the Commonwealth technical rescue regions and coordinating council (House, No. 3484).

Low number
lottery.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on House, No. 2992, a Bill establishing an auction or online transfer for low number registration plates in the registry of motor vehicles (House, No. 4280).

Elders, etc.,—
transportation.

By the same member, for the same committee, on House, No. 3025, a Bill establishing an [sic] taskforce on the transportation of elders, veterans, and those with disabilities (House, No. 4281).

Electric
vehicles.

By the same member, for the same committee, on House, No. 3085, a Bill promoting electric vehicle adoption (House, No. 4282).

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

Springfield,—
election
vacancies.

By Mr. Mahoney of Worcester, for the committee on Election Laws, on a petition, a Bill filling vacancies in ward seats of the city council and school committee by special election in the city of Springfield (House, No. 615) [Local Approval Received].

Hotel
and motel
safety.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on a petition, a Bill relative to increasing hotel and motel safety (House, No. 3277).

Ellen
Atkinson,—
sick leave.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Ellen Atkinson, an employee of the Massachusetts Rehabilitation Commission (House, No. 4100).

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

Orders of the Day.

Shirley,—
recall
elections.

The Senate amendment of the House Bill providing for recall elections in the town of Shirley (House, No. 3784), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

House bills

Third
reading
bills.

Relative to the safety of newborns (House, No. 114) (its title having been changed by the committee on Bills in the Third Reading); and

Establishing Massachusetts farm-to-school month and commending farm-to-school programs (House, No. 2782) (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 town of Pelham to continue the employment of Raymond A. Murphy, Jr. as fire chief (House, No. 3575), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Pelham,—
Raymond A.
Murphy, Jr.

Pending the question on passing the bill to be engrossed, in concurrence, Mr. Speliotis of Danvers moved to amend it in section 1 by adding the following sentence: “No further deductions shall be made from the regular compensation of Raymond A. Murphy, Jr. under chapter 32 of the General Laws for any service subsequent to him reaching 65 years of age, and upon retirement Raymond A. Murphy, Jr. shall receive a superannuation retirement allowance equal to that which he would have been entitled had he retired at the age of 65.”

The amendment was adopted; and the bill (House, No. 3575, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill relative to the board of selectmen-town manager form of government in the town of Framingham (House, No. 3977) (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.

Framingham,—
town
government.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by striking out sections 2 to 5, inclusive, and inserting in place thereof the following three sections:

“SECTION 2. Said chapter 27 is hereby amended by inserting after section 12 the following section:—

Section 12A. The board of health of the town of Framingham shall consist of 5 members, all serving 3-year staggered terms.

SECTION 3. The initial terms of the 2 members of the board of health of the town of Framingham added pursuant to section 2 shall be 2 years and 3 years, respectively.

SECTION 4. This act shall take effect upon its passage.”

The amendment was adopted; and the bill (House, No. 3977, amended) was passed to be engrossed. 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 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 Monday at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Monday, May 16, 2016.

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).

Pledge of
allegiance.

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.

Resolutions.

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

Eric
Blanchard.

Resolutions (filed by Mr. Hill of Ipswich) congratulating Eric Blanchard on receiving the Eagle Award of the Boy Scouts of America;

Ryan
Bruer.

Resolutions (filed by Mr. Hill of Ipswich) congratulating Ryan Bruer on receiving the Eagle Award of the Boy Scouts of America;

Matthew
Cunniff.

Resolutions (filed by Mr. Hill of Ipswich) congratulating Matthew Cunniff on receiving the Eagle Award of the Boy Scouts of America;

Baxter
Demers.

Resolutions (filed by Mr. Hill of Ipswich) congratulating Baxter Demers on receiving the Eagle Award of the Boy Scouts of America;

Matthew
Everett.

Resolutions (filed by Mr. Hill of Ipswich) congratulating Matthew H. Everett on receiving the Eagle Award of the Boy Scouts of America;

Brian
Mullen.

Resolutions (filed by Mr. Hill of Ipswich) congratulating Brian Mullen on receiving the Eagle Award of the Boy Scouts of America;

Brian
Ruane.

Resolutions (filed by Mr. Hill of Ipswich) congratulating Brian R. Ruane on receiving the Eagle Award of the Boy Scouts of America;

George
Sacco.

Resolutions (filed by Mr. Hill of Ipswich) congratulating George Sacco on receiving the Eagle Award of the Boy Scouts of America;

Austin
Waring.

Resolutions (filed by Mr. Hill of Ipswich) congratulating Austin K. Waring on receiving the Eagle Award of the Boy Scouts of America;

John
Niro.

Resolutions (filed by Mr. Fernandes of Milford) congratulating John Joseph Niro on receiving the Eagle Award of the Boy Scouts of America;

Noah
Anzperger.

Resolutions (filed by Ms. Garlick of Needham) congratulating Noah John Anzperger on receiving the Eagle Award of the Boy Scouts of America; and

Saint John's,—
swimming and
diving team.

Resolutions (filed by Mr. Speliotis of Danvers) congratulating the Saint John's Preparatory School swimming and diving team on their 2016 Massachusetts Interscholastic Athletic Association Division 1 State Championship;

Mr. Galvin of Canton, 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. Tucker of Salem, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communication.

A communication from the Automatic Sprinkler Appeals Board on behalf of the Massachusetts Fire Safety Commission (under Section 200 of Chapter 6 of the General Laws) notifying the General Court of proposed regulatory action of said commission to rescind the provisions of 530 CMR 2.00, relative to mandatory retrofit of automatic sprinkler systems in certain high rise buildings (House, No. 4304), was referred to the committee on Public Safety and Homeland Security. Sent to the Senate for concurrence.

Automatic Sprinkler Appeals Board,— regulations.

Quarterly Report.

A quarterly report of the Department of Public Health (under item 4513-1020 of Chapter 46 of the Acts of 2015) submitting the Early Intervention program report for the third quarter of fiscal year 2016, was placed on file.

Early Intervention Program.

Petitions.

Mr. González of Springfield presented a petition (accompanied by bill, House, No. 4302) of Carlos González (with the approval of the mayor and city council) that the city of Springfield be authorized to use certain park land for other municipal purposes; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Springfield,— land.

Mr. Wagner of Chicopee presented a petition (subject to Joint Rule 12) of Joseph F. Wagner, Eric P. Lesser and Thomas M. Petrolati (with the approval of the mayor and city council) that the commissioner of Capital Asset Management and Maintenance be authorized to grant certain easements in the city of Chicopee; and the same was referred, under Rule 24, to the committee on Rules.

Chicopee,— land.

Papers from the Senate.

The House Order relative to extending until Friday, April 29, 2016 the time within which the committee on Consumer Protection and Professional Licensure is authorized to report on current House document numbered 4188 (House, No. 4261), came from the Senate with the endorsement that it had been adopted, in concurrence, with an amendment in line 2, striking out the date “May 23” and inserting in place thereof the date “June 13”.

Consumer Protection and Professional Licensure,— extension of time for reporting.

Under suspension of Rule 35, on motion of Ms. Benson of Lunenburg, the amendment was considered forthwith; and it was adopted, in concurrence.

Bills

Relative to transgender anti-discrimination (Senate, No. 735, amended by inserting before the enacting clause the following emergency preamble: “Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith for protection from discrimination on the basis of gender identity, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”) (on a petition); and

Transgender discrimination.

Discrimination,— Relative to nondiscrimination regional advisory boards (Senate, advisory boards. No. 2283) (on Senate bill No. 989);

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 33, to the committee on Ways and Means.

Bills

EMT's, etc.,— Providing volunteer firefighters and emergency medical technicians tax exemptions. with a local option real estate tax exemption (Senate, No. 1537) (on a petition);

Evelena Establishing a sick leave bank for Evelena Brown, an employee of the Department of Children and Families (Senate, No. 2238) (on a petition);

Deaf,— tax Relative to tax abatements for deaf residents (Senate, No. 2282) (on abatements. Senate bill No. 1959); and

West Authorizing the town of West Bridgewater to grant 1 additional Bridgewater,— license for the sale of all alcoholic beverages to be drunk on the liquor licenses. premises and 1 additional license for the sale of all alcoholic beverages not to be drunk on the premises (Senate, No. 2292) (on Senate bill No. 2072) [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.

Wenham,— A petition (accompanied by bill, Senate, No. 2291) of Bruce E. Tarr liquor license. and Bradford R. Hill (by vote of the town) for legislation to authorize the town of Wenham 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.

Petitions severally were referred, in concurrence, under suspension of Joint Rule 12, as follows:

Gwen Petition (accompanied by bill, Senate, No. 2297) of Michael O. Johnson,— sick leave. Moore and Kate D. Campanale for legislation to establish a sick leave bank for Gwen Johnson, an employee of the Department of Developmental Services;

Linda Petition (accompanied by bill, Senate, No. 2298) of Michael O. Orstrom,— sick leave. Moore and Paul K. Frost for legislation to establish a sick leave bank for Linda Orstrom, an employee of the Department of Mental Health; and

Jeffrey Petition (accompanied by bill, Senate, No. 2299) of Michael J. Cowell,— sick leave. Rodrigues for legislation to establish a sick leave bank for Jeffrey Cowell, an employee of the Department of Correction;

Severally to the committee on Public Service.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of Daniel J. Ryan and Bruce J. Ayers for legislation to establish a sick leave bank for Jean Barron, an employee of the Executive Office of Public Safety and Security; and

Jean Barron,—
sick leave.

Petition (accompanied by bill) of Daniel J. Ryan and Sal N. DiDomenico for legislation to establish a sick leave bank for Robin Waine, an employee of the Massachusetts Department of Transportation;

Robin Waine,—
sick leave.

Severally to the committee on Public Service.

Under suspension of the rules, on motion of Mr. Tucker of Salem, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mr. Fernandes of Milford, for the committee on the Judiciary, on a petition, a Bill establishing a sick leave bank for Kelli Murphy, an employee of Trial Court (House, No. 4288). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Kelli Murphy,—
sick leave.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Tucker of Salem, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently under further suspension of the rules, on motion of the same member, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time, its title having been changed by said committee to read: "An Act establishing a sick leave bank for Kelli Murphy, an employee of the Trial Court."

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by inserting before the enacting clause the following emergency preamble:

"Whereas, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a sick leave bank for a certain employee of the commonwealth, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience."

The amendment was adopted; and the bill (House, No. 4288, amended) was passed to be engrossed. Sent to the Senate for concurrence.

By Mr. Fernandes of Milford, for the committee on the Judiciary, on a petition, a Bill establishing a sick leave bank for Nicole Dowling, an employee of the Trial Court (House, No. 4286). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Nicole Dowling,—
sick leave.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. McGonagle of Everett, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill designating Marshfield the home of Senator Daniel Webster and Governor Edward Winslow (House, No. 2961), be scheduled for consideration by the House.

Marshfield,—
Senator Daniel Webster and Governor Edward Winslow.

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.

Apprenticeship programs.—

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill relative to apprenticeship programs (House, No. 4269), be scheduled for consideration by the House. Under suspension of Rule 7A, on motion of Mr. Tucker of Salem, the bill was read a second time forthwith; and it was referred, under Rule 33, to the committee on Ways and Means.

At risk students,— study.

By Ms. Peisch of Wellesley, for the committee on Education, on House, Nos. 316, 408 and 501, an Order relative to authorizing the committee on Education to make an investigation and study of certain House documents concerning at risk students and other related issues (House, No. 4297).

School climate, safety, etc.— study.

By the same member, for the same committee, on House, Nos. 328, 337, 355, 357, 368, 369, 382, 399, 421, 456, 477, 496, 502, 509 and 510, an Order relative to authorizing the committee on Education to make an investigation and study of certain House documents concerning school climate, safety, and student discipline and vocational technical education, collaboratives, and regional schools (House, No. 4298).

Health, special education, etc.— study.

By the same member, for the same committee, on House, Nos. 330, 362, 379, 401, 430, 440, 442, 481, 503, 504, 3389 and 3393, an Order relative to authorizing the committee on Education to make an investigation and study of certain House documents concerning health, special education and special education finance issues (House, No. 4299).

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Mr. Galvin of Canton, for said committees, reported, in each instance, asking to be discharged from further consideration of the orders; 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.

Child suicide,— study.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the Resolve providing for an investigation and study by a special commission relative to child suicide (House, No. 513), ought to pass. Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the following bills ought to pass:

Piggeries.
Medicaid.

To ensure appropriate regulation of piggeries (House, No. 652); and Relative to Medicaid (House, No. 822);

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

Natural disasters.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on a petition, a Resolve providing for an

investigation and study by a special commission relative to preparedness for natural disasters (House, No. 2162).

By the same member, for the same committee, on a petition, a Bill to review security and safety procedures in the State House and state courthouses (House, No. 2166). Safety and security.

Severally read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, on a petition, a Bill regarding Medicare savings programs eligibility (House, No. 988) [Cost: Greater than \$100,000.00]. Medicare savings,—eligibility.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on a petition, a Bill relative to the recovery of emergency response costs (House, No. 2148). Emergency response,—costs.

By the same member, for the same committee, on a petition, a Bill relative to elevator inspection fees (House, No. 2150). Elevators,—inspections.

By the same member, for the same committee, on a petition, a Bill relative to elevator inspections for small towns (House, No. 2154). Elevators,—small towns.

By the same member, for the same committee, on a petition, a Bill relative to elevator inspection fee waiver for non-profits (House, No. 2168). Elevators,—fee waivers.

By the same member, for the same committee, on a petition, a Bill relative to missing persons (House, No. 2174). Missing persons.

By the same member, for the same committee, on a petition, a Bill relative to fire safety in buildings owned or operated by the Commonwealth of Massachusetts (House, No. 2178). Fire safety.

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

By Mr. Sánchez of Boston, for the committee on Health Care Financing, on a petition, a Bill further regulating the substitution of interchangeable biosimilars (House, No. 976). Biosimilars.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on a petition, a Bill relative to dangerous weapons (House, No. 2160) [Representative Heroux of Attleboro dissenting]. Dangerous weapons.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill to exempt the deliberation of public bodies at town meeting from the open meeting law (House, No. 2774). Town meetings.

By the same member, for the same committee, on a petition, a Bill relative to the annual observance of Massachusetts Women's Defense Corps Remembrance Day (House, No. 4074). Women's Defense Corps.

By the same member, for the same committee, on a petition, a Bill designating a monument in the city of Fall River as the official Gold Star Families Memorial Monument of the Commonwealth (House, No. 4075). Fall River,—Gold Star Families.

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

Emergency Measure.

Shannon
Wilkins,—
sick leave.

The engrossed Bill establishing a sick leave bank for Shannon Wilkins, an employee of the Massachusetts Department of Transportation (see House, No. 4122), 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 3 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 House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Miranda
Marie
Flanagan,—
sick leave.

The engrossed Bill establishing a sick leave bank for Miranda Marie Flanagan, an employee of the Massachusetts Department of Transportation (see House, No. 4124), 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 3 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 House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Engrossed Bills.

Engrossed bills

Bills
enacted.

To clarify the executive powers of the board of water and sewer commissioners in the town of Foxborough (see House, No. 3582);

Providing for recall elections in the town of Shirley (House, No. 3784, amended); and

Relative to the Canoe River aquifer advisory committee (see House, No. 3800);

(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 it were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

House bills

Third
reading
bills.

Increasing access to immunizations (House, No. 3895) (its title having been changed by the committee on Bills in the Third Reading); and

Authorizing the town of Acton to grant 16 additional licenses for the sale of all alcoholic beverages and 6 additional licenses for the sale of wines and malt beverages to be drunk on the premises (House, No. 4185);

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.

The Senate Bill authorizing the town of Athol to establish a special fund for the rehabilitation of certain properties (Senate, No. 31), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Athol,—
properties
fund.

Pending the question on passing the bill to be engrossed, in concurrence, Mr. Speliotis of Danvers moved to amend it in section 1 by adding the following paragraph:

“The town manager shall annually report to the board of selectmen, the total amount of receipts and expenditures for the fund for the prior fiscal year and for the current fiscal year through December thirty-first, or such later date as the board of selectmen may, by vote determine, together with such other information as the board of selectmen may by vote require.”.

The amendment was adopted; and the bill (see Senate, No. 31, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment.

The Senate Bill establishing a special fund for recaptured funds from demolition liens or related grants in the town of Athol (Senate, No. 32), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Athol,—
demolitions
fund.

Pending the question on passing the bill to be engrossed, in concurrence, Mr. Speliotis of Danvers moved to amend it in section 1 by adding the following paragraph:

“The town manager shall annually report to the board of selectmen, the total amount of receipts and expenditures for the fund for the prior fiscal year and for the current fiscal year through December thirty-first, or such later date as the board of selectmen may, by vote determine, together with such other information as the board of selectmen may by vote require.”.

The amendment was adopted; and the bill (see Senate, No. 32, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment.

The House Bill authorizing the establishment of a municipal job creation and retention trust and project mitigation contribution (“link-age”) program for job creation and retention in the city of Somerville (House, No. 3550), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Somerville,—
trust.

Pending the question on passing the bill to be engrossed, Ms. Barber of Somerville moved to amend it by substitution of a bill with the same title (House, No. 4303), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

Provincetown,—
housing
trust fund.

The House Bill establishing a year-round market rate rental housing trust fund in the town of Provincetown (House, No. 3742) (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.

Pending the question on passing the bill to be engrossed, Ms. Peake of Provincetown moved to amend it in section 8 by adding the following two sentences: "For the purposes of this act, the term 'market rate' shall mean rental housing that is not restricted to occupancy by low or moderate income households, as those terms are defined in section 38D of chapter 121B of the General Laws; provided, however, that market rate housing may be available for occupancy by households without regard to income and may also include housing subject to maximum income limits to be occupied by households with gross income greater than 80 per cent but not more than 200 per cent of the area median household income as most recently determined by the United States Department of Housing and Urban Development, adjusted for household size. The trust may enact regulations establishing alternative or additional definitions for 'market rate'."

The amendments were adopted; and the bill (House, No. 3742, amended) was passed to be engrossed. 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 Wednesday next a half past twelve o'clock noon.

Next
sitting.

At twenty-seven minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Kafka of Stoughton being in the Chair), the House adjourned, to meet the following Wednesday a half past twelve o'clock noon.

JOURNAL OF THE HOUSE.

Wednesday, May 18, 2016.

Met according to adjournment at a half past twelve o'clock noon, 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).

John P.
Bruttaniti.

[sic]

Silent Prayer.

At the request of the Speaker and Representatives Vincent of Revere and Ryan of Boston, the members, guests and employees rose for a moment of silent tribute to honor the life of Officer John P. Bruttaniti of the Chelsea Police Department and mostly recently a resident of Lynn. Officer Bruttaniti passed away last Thursday May 12th in a tragic motorcycle accident at the age of 41 years. He was the loving son of Karen Bruttaniti of East Boston, Johnny Perkins of Alabama and devoted boyfriend to Kim Segal of Chelsea. Dear brother of Karen Bruttaniti-Campbell of Dorchester, Nicole Correa of Florida and Ernest (Cucho) Acevedo of Wilmington.

John P. Bruttaniti's life of public service began in the US Army Reserves. He was deployed to Iraq in 2003 and 2004. Upon his return, he entered the Massachusetts Firefighting Academy and joined the Chelsea Fire Department in 2005. In 2008, John joined the Chelsea Police Department. He recently received the Chelsea Police Department's Life Saving Award for saving a young child from choking.

John has been described as "the true definition of a dedicated public servant" and a "true gentleman who was deeply respected by everyone around him".

Special Communication.

The Speaker being in the Chair,—

The following communication, together with returns of votes and schedules therein referred to, was received from the Secretary of the Commonwealth, to wit:—

COMMONWEALTH OF MASSACHUSETTS
OFFICE OF THE SECRETARY
STATE HOUSE, BOSTON 02133

May 18, 2016.

To the Honorable House of Representatives:

I have the honor to lay before you the returns of votes cast at the special election held in this Commonwealth on the tenth day of May, 2016, for Representative in the General Court, 10th Essex District, together with schedules showing the number of ballots which appear to have been cast for each person voted for.

Returns of
votes for
Representative
in the
Tenth Essex
District.

These returns have been duly canvassed by the Governor and Council, and are now transmitted for examination by the House of Representatives, as required by the Constitution.

Very truly yours,

WILLIAM FRANCIS GALVIN,
Secretary of the Commonwealth.

The communication was read; and, there being no objection, it was placed on file.

Order.

On motion of Mr. McMurtry of Dedham,—

Lieutenant-Governor notified.

Ordered, That a special committee be appointed to wait upon Her Honor the Lieutenant-Governor, Acting Governor and inform her that Representative-Elect Daniel F. Cahill of the Tenth Essex District is in attendance in the Chamber of the House of Representatives and ready to take the oaths and affirmations of qualification.

The Speaker then appointed Representatives Crighton of Lynn, Ehrlich of Marblehead, Wong of Saugus, Walsh of Peabody, Parisella of Beverly, McMurtry of Dedham, Hill of Ipswich, Vincent of Revere, Carvalho of Boston and Speliotis of Danvers as the special committee of the House.

Subsequently Mr. Crighton of Lynn, for the committee, reported that they had attended to the duties assigned to them, and that the acting Governor had stated that she would attend forthwith and administer the oath of office.

Member Qualified.

Representative Daniel F. Cahill,—
qualifications.

Soon afterward Her Honor the Lieutenant-Governor, acting Governor [sic] came in; the oath and affirmation, having been administered earlier this day in the Executive Council as required by the Constitution and laws, were again administered by the acting Governor to the member then present.

Her Honor the acting Governor then departed the Chamber under escort of the Sergeant-at-Arms.

After brief remarks by Representative Cahill, the Speaker assigned him to Seat No. 76.

Statement Concerning Representative Bradley of Hingham.

A statement of Mr. Mariano of Quincy concerning Mr. Bradley of Hingham was spread upon the records of the House, as follows:

Statement concerning Mr. Bradley of Hingham.

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Bradley of Hingham, is unable to be present in the House Chamber for today's sitting and also for the Joint Session due to his being outside the country. His missing of roll calls today is due entirely to the reason stated.

Statement Concerning Representative Dwyer of Woburn.

A statement of Mr. Mariano of Quincy concerning Mr. Dwyer of Woburn was spread upon the records of the House, as follows:

Statement concerning Mr. Dwyer of Woburn.

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Dwyer of Woburn, is unable to be present in the House Chamber for today's sitting and also

for the Joint Session due to a family situation. His missing of roll calls today is due entirely to the reason stated.

Statement Concerning Representative Tucker of Salem.

A statement of Mrs. Haddad of Somerset concerning Mr. Tucker of Salem was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Tucker of Salem, is unable to be present in the House Chamber for today's sitting and also for the Joint Session due to his attendance on official business at the Early Learning Fellows Program through the National Conference of State Legislatures in Omaha, Nebraska. His missing of roll calls today is due entirely to the reason stated.

Statement concerning Mr. Tucker of Salem.

Statement of Representative Wagner of Chicopee.

A statement of Mr. Wagner of Chicopee was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present for the session of Wednesday, May 11, 2016 because of the death of a close friend. Had I been present, I would have voted in the affirmative on roll call numbers 245, 246, 247 and 248. My missing of these roll calls was due entirely to the reason stated.

Statement of Mr. Wagner of Chicopee.

Guests of the House.

During the ceremony for the qualification of Representative Daniel F. Cahill of Lynn, the Speaker introduced Senator Thomas M. McGee and former Representatives Robert F. Fennell and Steven M. Walsh, who were attending the session to witness the swearing-in of Mr. Cahill.

Senator McGee, Robert Fennell and Steven Walsh.

Communication.

A communication from the Bristol County Registry of Deeds (pursuant to Section 2KKK of Chapter 29 of the General Laws) submitting its plan for expenditure of technological improvements from the County Registers Technological Fund [copies of said report forwarded to the committee on Ways and Means and committee on Post Audit and Oversight], was placed on file.

Bristol County Registry of Deeds,—technology funds.

Petitions.

Petitions severally were presented and referred as follows:

By Representative Madden of Nantucket and Senator Wolf, a joint petition (accompanied by bill, House, No. 4315) of Timothy R. Madden and Daniel A. Wolf (by vote of the town) that the town of Nantucket be authorized to change certain housing provisions of the Nantucket Land Bank Act. To the committee on Housing.

Nantucket,—land bank.

By Mr. Bradley of Hingham, a petition (accompanied by bill, House, No. 4316) of Garrett J. Bradley (by vote of the town) that the board of selectmen of the town of Hingham be authorized appoint a town administrator;

Hingham,—administrator.

By Representative Madden of Nantucket and Senator Wolf, a joint petition (accompanied by bill, House, No. 4317) of Timothy R. Madden

Nantucket,—real estate transfer.

and Daniel A. Wolf (by vote of the town) that the town of Nantucket be authorized to impose a real estate transfer fee; and

Nantucket,—
warrants.

By Representative Madden of Nantucket and Senator Wolf, a joint petition (accompanied by bill, House, No. 4318) of Timothy R. Madden and Daniel A. Wolf (by vote of the town) relative to the publication of notices of issuance of warrants in the town of Nantucket;

Severally to the committee on Municipalities and Regional Government.

Nantucket,—
retired
police.

By Representative Madden of Nantucket and Senator Wolf, a joint petition (accompanied by bill, House, No. 4319) of Timothy R. Madden and Daniel A. Wolf (by vote of the town) that the town of Nantucket be authorized to appoint retired police officers of said town to serve as special police officers. To the committee on Public Service.

Severally sent to the Senate for concurrence.

Controlled
substances,—
classification.

Messrs. Whelan of Brewster and Tucker of Salem presented a petition (subject to Joint Rule 12) of Timothy R. Whelan, Brian M. Ashe and others relative to the classification of certain controlled substances; and the same was referred, under Rule 24, to the committee on Rules.

Papers from the Senate.

Nantucket
Islands
Land Bank,—
conservation
land.

The House Bill authorizing the Nantucket Islands Land Bank to convey certain parcels of land held for open space, recreational or conservation purposes to the town of Nantucket for open spaces, recreational or conservation purposes (House, No. 3892) (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 section 2 and inserting in place thereof the following two sections:

“SECTION 2. Notwithstanding any general or special law to the contrary, as a condition of the conveyances authorized in section 1, the town of Nantucket shall convey or otherwise transfer certain parcels of land situated in the town of Nantucket and described below to the Nantucket Islands Land Bank for open space, recreational or conservation purposes:

- (i) assessors' map 39, parcel 8;
- (ii) assessors' map 32, parcel 23;
- (iii) assessors' map 33, parcel 10;
- (iv) assessors' map 59, parcel 28;
- (v) assessors' map 41, parcel 29; and
- (vi) assessors' map 74, parcel 52.

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

The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Bills

Nantucket,—
land.

Authorizing the town of Nantucket to convey certain land held for open space, recreational or conservation purposes to the Nantucket Islands Land Bank and Madaket Construction Trust for open space, recreational or conservation purposes (Senate, No. 1935) (on a petition) [Local Approval Received]; and

Authorizing the County of Nantucket to convey certain parcels of land to the town of Nantucket (Senate, No. 1936) (on a petition) [Local Approval Received];

Nantucket,—
land.

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.

*Joint Session of the Two Houses to Consider
Specific Amendments to the Constitution.*

At seven minutes past one o'clock P.M., the two Houses met in

Joint Session
of the two
branches.

JOINT SESSION

and were called to order by the Honorable Stanley C. Rosenberg, President of the Senate

The President, members, guests and employees then recited the pledge of allegiance to the flag.

Pledge of
allegiance.

Distinguished Guest.

There being no objection, during consideration of the Orders of the Day, the President recognized Marianna McCallum of Walpole. Ms. McCallum is the current Miss Massachusetts Princess. She was the guest of Representative Rogers of Norwood and Senator Timilty.

Miss
Massachusetts
Princess.

The Proposal for an Initiative Amendment to the Constitution to provide resources for education and transportation through an additional tax on incomes in excess of one million dollars (see House, No. 3933) (introduced into the General Court by the initiative petition of Marven-Rhode Hyppolite and others) was read, the question being on agreeing to the amendment.

Constitution,—
millionaire's
tax.

The Proposal was as follows:—

ARTICLE OF AMENDMENT.

Amendment Article XLIV of the Massachusetts Constitution is hereby amended by adding the following paragraph at the end thereof:

To provide the resources for quality public education and affordable public colleges and universities, and for the repair and maintenance of roads, bridges and public transportation, all revenues received in accordance with this paragraph shall be expended, subject to appropriation, only for these purposes. In addition to the taxes on income otherwise authorized under this Article, there shall be an additional tax of 4 percent on that portion of annual taxable income in excess of \$1,000,000 (one million dollars) reported on any return related to those taxes. To ensure that this additional tax continues to apply only to the commonwealth's highest income residents, this \$1,000,000 (one million dollar) income level shall be adjusted annually to reflect any increases in the cost of living by the same method used for federal income tax brackets. This paragraph shall apply to all tax years beginning on or after January 1, 2019.

Pending the question on agreeing to the amendment, Senator Tarr and Representative Jones of North Reading moved that the initiative be

Constitution,—
millionaire's
tax.

amended by striking the text in its entirety and inserting in place thereof the following:—

“The constitution is hereby amended by inserting at the end thereof the following new article:— In the furtherance of the foregoing powers, the general court shall have the power to appropriate funds held, in the stabilization fund, so-called, as provided for by section 2H of chapter 29, and shall expend those funds in said manner provided that said funds shall be expended in laws enacted by a two thirds vote, taken by yeas and nays, of each branch of the General Court.”

Pending the question on adoption of the amendment, Senator Tarr and Representative Jones of North Reading moved that the amendment (Tarr/Jones) be amended by striking out the amendment in its entirety and inserting in place thereof the following:—

By striking in line 13 through 15 the following:— “income level shall be adjusted annually to reflect any increases in the cost of living by the same method used for federal income tax brackets.” and inserting in place thereof the following:— “income level shall be adjusted shall be increased or decreased at the same rate as increases or decreases in the median household income for the commonwealth for the preceding two year period, as ascertained by the governor”

The further amendment was rejected.

The pending amendment (Tarr/Jones) was then considered; and it was rejected.

Representative Jones of North Reading, Senator Tarr, Representatives Hill of Ipswich, Poirier of North Attleborough, Gifford of Wareham, Frost of Auburn, and Smola of Warren moved that the initiative be amended by striking the text in its entirety and inserting in place thereof the following:—

“Amendment Article XLIV of the Massachusetts Constitution is hereby amended by adding the following paragraph at the end thereof:

Part B taxable income, as defined by Section 4 of Chapter 62 of the General Laws, as appearing the 2014 Official Edition, shall be taxed at the rate of 5 per cent for tax years beginning on or after January 1, 2017.”

Pending the question on adoption of the amendment, Representative Jones of North Reading, Senator Tarr, Representatives Hill of Ipswich, Poirier of North Attleborough, Gifford of Wareham, Frost of Auburn, and Smola of Warren moved that the amendment be amended by striking out the amendment in its entirety and inserting in place thereof the following:—

“Amendment Article XLIV of the Massachusetts Constitution is hereby amended by adding the following paragraph at the end thereof:

Part B taxable income, as defined by Section 4 of Chapter 62 of the General Laws, as appearing the 2014 Official Edition, shall be taxed at the rate of 5 per cent for tax years beginning on or after January 1, 2019.”

After debate, question on adoption of the further amendment (Jones et al) was determined by a call of the yeas and nays at eight minutes before two o'clock P.M., on motion of Mr. Jones, as follows to wit (Yeas 42 - Nays 148) [**Senate Yeas and Nays No. 299**] [**House Yeas and Nays No. 249**]:

YEAS.

Senators.

deMacedo, Viriato M.	Ross, Richard J.
Fattman, Ryan C.	Tarr, Bruce E.
Humason, Donald F., Jr.	Timilty, James E. — 7.
O'Connor, Patrick M.	

YEAS.

Representatives.

Barrows, Jay F.	Kuros, Kevin J.
Berthiaume, Donald R., Jr.	Lombardo, Marc T.
Boldyga, Nicholas A.	Lyons, James J., Jr.
DeCoste, David F.	McKenna, Joseph D.
D'Emilia, Angelo L.	Mirra, Leonard
Diehl, Geoff	Muradian, David K., Jr.
Dooley, Shawn	Muratore, Mathew J.
Durant, Peter J.	O'Connell, Shaunna L.
Ferguson, Kimberly N.	Orrall, Keiko M.
Frost, Paul K.	Poirier, Elizabeth A.
Harrington, Sheila C.	Timilty, Walter F.
Hill, Bradford R.	Smola, Todd M.
Howitt, Steven S.	Vieira, David T.
Hunt, Randy	Whelan, Timothy R.
Gifford, Susan Williams	Whipps Lee, Susannah M.
Jones, Bradley H., Jr.	Wong, Donald H.
Kane, Hannah	Zlotnik, Jonathan D. — 35.
Kelcourse, James M.	

NAYS.

Senators.

Barrett, Michael J.	Keenan, John F.
Boncore, Joseph A.	Lesser, Eric P.
Brady, Michael D.	Lewis, Jason M.
Brownsberger, William N.	L'Italien, Barbara
Chandler, Harriette L.	Lovely, Joan B.
Chang-Diaz, Sonia	McGee, Thomas M.
Creem, Cynthia Stone	Montigny, Mark C.
DiDomenico, Sal N.	Moore, Michael O.
Donnelly, Kenneth J.	O'Connor Ives, Kathleen
Donoghue, Eileen M.	Pacheco, Marc R.
Downing, Benjamin B.	Rodrigues, Michael J.
Eldridge, James B.	Rosenberg, Stanley C.
Flanagan, Jennifer L.	Rush, Michael F.
Forry, Linda Dorcena	Spilka, Karen E.
Gobi, Anne M.	Welch, James T.
Jehlen, Patricia D.	Wolf, Daniel A. — 33.
Joyce, Brian A.	

NAYS.

Representatives.

Arciero, James	Cabral, Antonio F. D.
Ashe, Brian M.	Cahill, Daniel
Atkins, Cory	Calter, Thomas J.
Ayers, Bruce J.	Campbell, Linda Dean
Balsler, Ruth B.	Cantwell, James M.
Barber, Christine P.	Cariddi, Gailanne M.
Benson, Jennifer E.	Cassidy, Gerard
Brodeur, Paul	Chan, Tackey

Constitution,—
millionaire's
tax.

Collins, Nick
Coppinger, Edward F.
Crighton, Brendan P.
Cronin, Claire D.
Cullinane, Daniel
Cusack, Mark J.
Cutler, Josh S.
Day, Michael S.
Decker, Marjorie C.
DeLeo, Robert A.
Dempsey, Brian S.
Devers, Marcos A.
DiZoglio, Diana
Donahue, Daniel M.
Donato, Paul J.
DuBois, Michelle M.
Dykema, Carolyn C.
Ehrlich, Lori A.
Farley-Bouvier, Tricia
Fernandes, John V.
Ferrante, Ann-Margaret
Finn, Michael J.
Fiola, Carole A.
Galvin, William C.
Garballey, Sean
Garlick, Denise C.
Garry, Colleen M.
Gentile, Carmine L.
Golden, Thomas A., Jr.
González, Carlos
Gordon, Kenneth I.
Gregoire, Danielle W.
Hay, Stephen
Hecht, Jonathan
Haddad, Patricia A.
Heroux, Paul R.
Hogan, Kate
Holmes, Russell E.
Honan, Kevin G.
Hunt, Daniel J.
Kafka, Louis L.
Kaufman, Jay R.
Keefe, Mary S.
Khan, Kay
Kocot, Peter V.
Koczera, Robert M.
Kulik, Stephen
Lawn, John J., Jr.
Linsky, David Paul
Livingstone, Jay D.
Madden, Timothy R.
Mahoney, John J.
Malia, Elizabeth A.
Mannal, Brian R.
Mariano, Ronald
Mark, Paul W.
Markey, Christopher M.
McGonagle, Joseph W., Jr.
McMurtry, Paul
Miceli, James R.
Michlewitz, Aaron
Mom, Rady
Moran, Frank A.
Moran, Michael J.
Murphy, James M.
Nangle, David M.
O'Day, James J.
Parisella, Jerald A.
Peake, Sarah K.
Peisch, Alice Hanlon
Petrolati, Thomas M.
Pignatelli, William Smitty
Puppolo, Angelo J., Jr.
Rogers, John H.
Rosa, Dennis A.
Roy, Jeffrey N.
Ryan, Daniel J.
Rushing, Byron
Sánchez, Jeffrey
Sannicandro, Tom
Scaccia, Angelo M.
Schmid, Paul A. III
Scibak, John W.
Silvia, Alan
Smizik, Frank I.
Speliotis, Theodore C.
Stanley, Thomas M.
Story, Ellen
Straus, William M.
Swan, Benjamin
Toomey, Timothy J., Jr.
Tosado, José F.
Ultrino, Steven
Vega, Aaron
Velis, John C.
Vincent, RoseLee
Wagner, Joseph F.
Walsh, Chris D.
Walsh, Thomas P. — 115.

ABSENT OR NOT VOTING.

Representatives.

Bradley, Garrett J.
Campanale, Kate D.
Carvalho, Evandro C.
Dwyer, James J.
Fox, Gloria L.
Madaro, Adrian C.
Naughton, Harold P., Jr.
Provost, Denise
Rogers, David M.
Tucker, Paul F. — 10.

The yeas and nays having been completed at one minute past two o'clock P.M., the further amendment was rejected.

The pending amendment (Jones et al) was then considered; and it was rejected.

Subsequently a statement of Mr. Carvalho of Boston was spread upon the records of the Joint Session, as follows:

Statement of
Mr. Carvalho
of Boston.

MR. PRESIDENT: I would like to call to the attention of the Joint Session the fact that on the previous roll call I was absent from the House Chamber on official business in another part of the State House. Had I been present I would have voted in the negative.

Subsequently a statement of Mr. Madaro of Boston was spread upon the records of the Joint Session, as follows:

Statement of
Mr. Madaro
of Boston.

MR. PRESIDENT: I would like to call to the attention of the Joint Session the fact that on the previous roll call I was absent from the House Chamber on official business in another part of the State House. Had I been present I would have voted in the negative.

Representative Jones of North Reading, Senator Tarr, Representatives Hill of Ipswich, Poirier of North Attleborough, Gifford of Wareham, Frost of Auburn, and Smola of Warren moved that the initiative be amended by inserting at the end thereof the following:—

“All Part B taxable income, as defined by Section 4 of Chapter 62 of the General Laws, as appearing the 2014 Official Edition, equaling less than \$1,000,000 shall be taxed at the rate of 5 per cent for tax years beginning on or after January 1, 2017.”

Pending the question on adoption of the amendment, Representative Jones of North Reading, Senator Tarr, Representatives Hill of Ipswich, Poirier of North Attleborough, Gifford of Wareham, Frost of Auburn, and Smola of Warren moved that the amendment (Jones et al) be amended by striking out the amendment in its entirety and inserting in place thereof the following:—

“All Part B taxable income, as defined by Section 4 of Chapter 62 of the General Laws, as appearing the 2014 Official Edition, equaling less than \$1,000,000 shall be taxed at the rate of 5 per cent for tax years beginning on or after January 1, 2019.”

After debate, question on adoption of the further amendment (Jones et al) was determined by a call of the yeas and nays at a quarter past two o'clock P.M., on motion of Mr. Jones, as follows to wit (Yeas 42 - Nays 147) [**Senate Yeas and Nays No. 300**] [**House Yeas and Nays No. 250**]:

YEAS.

Senators.

deMacedo, Viriato M.	O'Connor, Patrick M.
Fattman, Ryan C.	Ross, Richard J.
Humason, Donald F., Jr.	Tarr, Bruce E. — 6.

YEAS.

Representatives.

Barrows, Jay F.	Diehl, Geoff
Berthiaume, Donald R., Jr.	Dooley, Shawn
Boldyga, Nicholas A.	Durant, Peter J.
DeCoste, David F.	Ferguson, Kimberly N.
D'Emilia, Angelo L.	Frost, Paul K.

Constitution,—
millionaire's
tax.

Gifford, Susan Williams
Harrington, Sheila C.
Hill, Bradford R.
Howitt, Steven S.
Hunt, Randy
Jones, Bradley H., Jr.
Kane, Hannah
Kelcourse, James M.
Kuros, Kevin J.
Lombardo, Marc T.
Lyons, James J., Jr.
McKenna, Joseph D.
Mirra, Leonard

Muradian, David K., Jr.
Muratore, Mathew J.
O'Connell, Shaunna L.
Orrall, Keiko M.
Poirier, Elizabeth A.
Rogers, John H.
Smola, Todd M.
Timilty, Walter F.
Vieira, David T.
Whelan, Timothy R.
Whipps Lee, Susannah M.
Wong, Donald H.
Zlotnik, Jonathan D. — 36.

NAYS.

Senators.

Boncore, Joseph A.
Brady, Michael D.
Brownsberger, William N.
Chandler, Harriette L.
Chang-Diaz, Sonia
Creem, Cynthia Stone
DiDomenico, Sal N.
Donnelly, Kenneth J.
Donoghue, Eileen M.
Downing, Benjamin B.
Eldridge, James B.
Flanagan, Jennifer L.
Forry, Linda Dorcena
Gobi, Anne M.
Jehlen, Patricia D.
Joyce, Brian A.
Keenan, John F.

Lesser, Eric P.
Lewis, Jason M.
L'Italien, Barbara
Lovely, Joan B.
McGee, Thomas M.
Montigny, Mark C.
Moore, Michael O.
O'Connor Ives, Kathleen
Pacheco, Marc R.
Rodrigues, Michael J.
Rosenberg, Stanley C.
Rush, Michael F.
Spilka, Karen E.
Timilty, James E.
Welch, James T.
Wolf, Daniel A. — 33.

NAYS.

Representatives.

Arciero, James
Ashe, Brian M.
Atkins, Cory
Ayers, Bruce J.
Balsler, Ruth B.
Barber, Christine P.
Benson, Jennifer E.
Brodeur, Paul
Cabral, Antonio F. D.
Cahill, Daniel
Calter, Thomas J.
Campbell, Linda Dean
Cantwell, James M.
Cariddi, Gailanne M.
Carvalho, Evandro C.
Cassidy, Gerard
Chan, Tackey
Collins, Nick
Coppinger, Edward F.
Crighton, Brendan P.

Cronin, Claire D.
Cullinane, Daniel
Cusack, Mark J.
Cutler, Josh S.
Day, Michael S.
Decker, Marjorie C.
DeLeo, Robert A.
Dempsey, Brian S.
Devers, Marcos A.
DiZoglio, Diana
Donahue, Daniel M.
Donato, Paul J.
DuBois, Michelle M.
Dykema, Carolyn C.
Ehrlich, Lori A.
Farley-Bouvier, Tricia
Fernandes, John V.
Ferrante, Ann-Margaret
Finn, Michael J.
Fiola, Carole A.

Galvin, William C.	Michlewitz, Aaron
Garballey, Sean	Mom, Rady
Garlick, Denise C.	Moran, Frank A.
Garry, Colleen M.	Moran, Michael J.
Gentile, Carmine L.	Murphy, James M.
González, Carlos	Nangle, David M.
Gordon, Kenneth I.	O'Day, James J.
Gregoire, Danielle W.	Parisella, Jerald A.
Haddad, Patricia A.	Peake, Sarah K.
Hay, Stephan	Peisch, Alice Hanlon
Hecht, Jonathan	Petrolati, Thomas M.
Heroux, Paul R.	Pignatelli, William Smitty
Hogan, Kate	Puppolo, Angelo J., Jr.
Holmes, Russell E.	Rosa, Dennis A.
Honan, Kevin G.	Roy, Jeffrey N.
Hunt, Daniel J.	Rushing, Byron
Kafka, Louis L.	Ryan, Daniel J.
Kaufman, Jay R.	Sánchez, Jeffrey
Keefe, Mary S.	Sannicandro, Tom
Khan, Kay	Scaccia, Angelo M.
Kocot, Peter V.	Schmid, Paul A. III
Koczera, Robert M.	Scibak, John W.
Kulik, Stephen	Silvia, Alan
Lawn, John J., Jr.	Smizik, Frank I.
Linsky, David Paul	Speliotis, Theodore C.
Livingstone, Jay D.	Stanley, Thomas M.
Madaro, Adrian C.	Story, Ellen
Madden, Timothy R.	Straus, William M.
Mahoney, John J.	Swan, Benjamin
Malia, Elizabeth A.	Toomey, Timothy J., Jr.
Mannal, Brian R.	Tosado, José F.
Mariano, Ronald	Ultrino, Steven
Mark, Paul W.	Vega, Aaron
Markey, Christopher M.	Velis, John C.
McGonagle, Joseph W., Jr.	Vincent, RoseLee
McMurtry, Paul	Walsh, Chris D.
Miceli, James R.	Walsh, Thomas P. — 114.

ABSENT OR NOT VOTING.*Senators.*

Barrett, Michael J. — 1.

ABSENT OR NOT VOTING.*Representatives.*

Bradley, Garrett J.	Naughton, Harold P., Jr.
Campanale, Kate D.	Provost, Denise
Dwyer, James J.	Rogers, David M.
Fox, Gloria L.	Tucker, Paul F.
Golden, Thomas A., Jr.	Wagner, Joseph F. — 10.

The yeas and nays having been completed at twenty-two minutes past two o'clock P.M., the further amendment was rejected.

The pending amendment (Jones et al) was then considered; and it was rejected.

Subsequently a statement of Mr. Barrett was spread upon the records of the Joint Session, as follows:

Statement of
Senator
Barrett.

MR. PRESIDENT: I would like to call to the attention of the Joint Session the fact that on the previous roll call I was absent from the Chamber. Please record me as having voted in the negative on further amendment 7.1

Subsequently a statement of Mr. Golden of Lowell was spread upon the records of the Joint Session, as follows:

Statement of
Mr. Golden
of Lowell.

MR. PRESIDENT: I would like to call to the attention of the Joint Session the fact that on the previous roll call I was absent from the Chamber on official business in another part of the State House. Had I been present I would have voted in the negative.

Representative Jones of North Reading, Senator Tarr, Representatives Hill of Ipswich, Poirier of North Attleborough, Gifford of Wareham, Frost of Auburn, and Smola of Warren move to amend the initiative by inserting, after the word "purposes" in line 7, the following:— " , provided however that any funds appropriated shall be in addition to and not in lieu of funds appropriated for such purposes in the fiscal year most recently completed prior to the enactment of this amendment."

After debate, question on adoption of the amendment was determined by a call of the yeas and nays at five minutes past three o'clock P.M., on motion of Mr. Jones, as follows to wit (Yeas 54 - Nays 138) [**Senate Yeas and Nays No. 301**] [**House Yeas and Nays No. 251**]:

YEAS.

Senators.

deMacedo, Viriato M.	Ross, Richard J.
Fattman, Ryan C.	Rush, Michael F.
Humason, Donald F., Jr.	Tarr, Bruce E.
O'Connor, Patrick M.	Timilty, James E. — 8.

YEAS.

Representatives.

Barrows, Jay F.	Jones, Bradley H., Jr.
Berthiaume, Donald R., Jr.	Kane, Hannah
Boldyga, Nicholas A.	Kelcourse, James M.
Calter, Thomas J.	Kuros, Kevin J.
Cutler, Josh S.	Linsky, David Paul
Day, Michael S.	Lombardo, Marc T.
DeCoste, David F.	Lyons, James J., Jr.
D'Emilia, Angelo L.	McKenna, Joseph D.
Diehl, Geoff	Miceli, James R.
Dooley, Shawn	Mirra, Leonard
Durant, Peter J.	Muradian, David K., Jr.
Ferguson, Kimberly N.	Muratore, Mathew J.
Frost, Paul K.	Nangle, David M.
Garry, Colleen M.	O'Connell, Shaunna L.
Gifford, Susan Williams	Orrall, Keiko M.
Golden, Thomas A., Jr.	Poirier, Elizabeth A.
Gordon, Kenneth I.	Rogers, John H.
Harrington, Sheila C.	Rosa, Dennis A.
Hill, Bradford R.	Smola, Todd M.
Howitt, Steven S.	Straus, William M.
Hunt, Randy	Vieira, David T.

Whelan, Timothy R.
Whipps Lee, Susannah M.

Wong, Donald H.
Zlotnik, Jonathan D. — 46.

NAYS.

Senators.

Barrett, Michael J.
Boncore, Joseph A.
Brady, Michael D.
Brownsberger, William N.
Chandler, Harriette L.
Chang-Diaz, Sonia
Creem, Cynthia Stone
DiDomenico, Sal N.
Donnelly, Kenneth J.
Donoghue, Eileen M.
Downing, Benjamin B.
Eldridge, James B.
Flanagan, Jennifer L.
Forry, Linda Dorcena
Gobi, Anne M.
Jehlen, Patricia D.

Joyce, Brian A.
Keenan, John F.
Lesser, Eric P.
Lewis, Jason M.
L'Italien, Barbara
Lovely, Joan B.
McGee, Thomas M.
Montigny, Mark C.
Moore, Michael O.
O'Connor Ives, Kathleen
Pacheco, Marc R.
Rodrigues, Michael J.
Rosenberg, Stanley C.
Spilka, Karen E.
Welch, James T.
Wolf, Daniel A. — 32.

NAYS.

Representatives.

Arciero, James
Ashe, Brian M.
Atkins, Cory
Ayers, Bruce J.
Balsler, Ruth B.
Barber, Christine P.
Benson, Jennifer E.
Brodeur, Paul
Cabral, Antonio F. D.
Cahill, Daniel
Campbell, Linda Dean
Cantwell, James M.
Cariddi, Gailanne M.
Carvalho, Evandro C.
Cassidy, Gerard
Chan, Tackey
Collins, Nick
Coppinger, Edward F.
Crighton, Brendan P.
Cronin, Claire D.
Cullinane, Daniel
Cusack, Mark J.
Decker, Marjorie C.
DeLeo, Robert A.
Dempsey, Brian S.
Devers, Marcos A.
DiZoglio, Diana
Donahue, Daniel M.
Donato, Paul J.
DuBois, Michelle M.
Dykema, Carolyn C.
Ehrlich, Lori A.
Farley-Bouvier, Tricia
Fernandes, John V.

Ferrante, Ann-Margaret
Finn, Michael J.
Fiola, Carole A.
Galvin, William C.
Garballey, Sean
Garlick, Denise C.
Gentile, Carmine L.
Gregoire, Danielle W.
Haddad, Patricia A.
Hay, Stephan
Hecht, Jonathan
Heroux, Paul R.
Hogan, Kate
Holmes, Russell E.
Honan, Kevin G.
Hunt, Daniel J.
Kafka, Louis L.
Kaufman, Jay R.
Keefe, Mary S.
Khan, Kay
Kocot, Peter V.
Koczera, Robert M.
Kulik, Stephen
Lawn, John J., Jr.
Livingstone, Jay D.
Madaro, Adrian C.
Madden, Timothy R.
Mahoney, John J.
Malia, Elizabeth A.
Mannal, Brian R.
Mariano, Ronald
Mark, Paul W.
Markey, Christopher M.
McGonagle, Joseph W., Jr.

Constitution,—
millionaire's
tax.

McMurtry, Paul
Micklewitz, Aaron
Mom, Rady
Moran, Frank A.
Moran, Michael J.
Murphy, James M.
O'Day, James J.
Parisella, Jerald A.
Peake, Sarah K.
Peisch, Alice Hanlon
Petrinati, Thomas M.
Pignatelli, William Smitty
Puppolo, Angelo J., Jr.
Rogers, David M.
Roy, Jeffrey N.
Rushing, Byron
Ryan, Daniel J.
Sánchez, Jeffrey
Sannicandro, Tom

Scaccia, Angelo M.
Schmid, Paul A. III
Scibak, John W.
Silvia, Alan
Smizik, Frank I.
Speliotis, Theodore C.
Stanley, Thomas M.
Story, Ellen
Swan, Benjamin
Timilty, Walter F.
Toomey, Timothy J., Jr.
Tosado, José F.
Ultrino, Steven
Vega, Aaron
Velis, John C.
Vincent, RoseLee
Wagner, Joseph F.
Walsh, Chris D.
Walsh, Thomas P. —106.

ABSENT OR NOT VOTING.

Representatives.

Bradley, Garrett J.
Campanale, Kate D.
Dwyer, James J.
Fox, Gloria L.

González, Carlos
Naughton, Harold P., Jr.
Provost, Denise
Tucker, Paul F. — 8.

The yeas and nays having been completed at thirteen minutes past three o'clock P.M., the amendment was *rejected*.

Subsequently a statement of Mr. González of Springfield was spread upon the records of the Joint Session, as follows:

Statement of
Mr. González
of Springfield.

MR. PRESIDENT: I would like to call to the attention of the Joint Session the fact that on the previous roll call I was absent from the House Chamber on official business in another part of the State House. Had I been present I would have voted in the negative.

Representative Dooley of Norfolk moved that the initiative be amended by inserting, in line 9, after the word "4 percent" the following:— " , provided that the maximum part B income tax rate for an individual does not exceed a combined 9 percent."

After debate, question on adoption of the amendment was determined by a call of the yeas and nays at twenty-one minutes past three o'clock P.M., on motion of Mr. Dooley, as follows to wit (Yeas 39 - Nays 153) [**Senate Yeas and Nays No. 302**] [**House Yeas and Nays No. 252**]:

YEAS.

Senators.

deMacedo, Viriato M.
Fattman, Ryan C.
Humason, Donald F., Jr.

O'Connor, Patrick M.
Ross, Richard J.
Tarr, Bruce E. — 6.

YEAS.

Representatives.

Barrows, Jay F.
Berthiaume, Donald R., Jr.
Boldyga, Nicholas A.

DeCoste, David F.
D'Emilia, Angelo L.
Diehl, Geoff

Dooley, Shawn
 Durant, Peter J.
 Ferguson, Kimberly N.
 Frost, Paul K.
 Gifford, Susan Williams
 Harrington, Sheila C.
 Hill, Bradford R.
 Howitt, Steven S.
 Hunt, Randy
 Jones, Bradley H., Jr.
 Kane, Hannah
 Kelcourse, James M.
 Kuros, Kevin J.
 Lombardo, Marc T.

Lyons, James J., Jr.
 McKenna, Joseph D.
 Mirra, Leonard
 Muradian, David K., Jr.
 Muratore, Mathew J.
 O'Connell, Shaunna L.
 Orrall, Keiko M.
 Poirier, Elizabeth A.
 Smola, Todd M.
 Vieira, David T.
 Whelan, Timothy R.
 Whipps Lee, Susannah M.
 Wong, Donald H. — 33.

NAYS.***Senators.***

Barrett, Michael J.
 Boncore, Joseph A.
 Brady, Michael D.
 Brownsberger, William N.
 Chandler, Harriette L.
 Chang-Diaz, Sonia
 Creem, Cynthia Stone
 DiDomenico, Sal N.
 Donnelly, Kenneth J.
 Donoghue, Eileen M.
 Downing, Benjamin B.
 Eldridge, James B.
 Flanagan, Jennifer L.
 Forry, Linda Dorcena
 Gobi, Anne M.
 Jehlen, Patricia D.
 Joyce, Brian A.

Keenan, John F.
 Lesser, Eric P.
 Lewis, Jason M.
 L'Italien, Barbara
 Lovely, Joan B.
 McGee, Thomas M.
 Montigny, Mark C.
 Moore, Michael O.
 O'Connor Ives, Kathleen
 Pacheco, Marc R.
 Rodrigues, Michael J.
 Rosenberg, Stanley C.
 Rush, Michael F.
 Spilka, Karen E.
 Timilty, James E.
 Welch, James T.
 Wolf, Daniel A. — 34.

NAYS.***Representatives.***

Arciero, James
 Ashe, Brian M.
 Atkins, Cory
 Ayers, Bruce J.
 Balsler, Ruth B.
 Barber, Christine P.
 Benson, Jennifer E.
 Brodeur, Paul
 Cabral, Antonio F. D.
 Cahill, Daniel
 Calter, Thomas J.
 Campbell, Linda Dean
 Cantwell, James M.
 Cariddi, Gailanne M.
 Carvalho, Evandro C.
 Cassidy, Gerard
 Chan, Tackey
 Collins, Nick
 Coppinger, Edward F.
 Crighton, Brendan P.
 Cronin, Claire D.

Cullinane, Daniel
 Cusack, Mark J.
 Cutler, Josh S.
 Day, Michael S.
 Decker, Marjorie C.
 DeLeo, Robert A.
 Dempsey, Brian S.
 Devers, Marcos A.
 DiZoglio, Diana
 Donahue, Daniel M.
 Donato, Paul J.
 DuBois, Michelle M.
 Dykema, Carolyn C.
 Ehrlich, Lori A.
 Farley-Bouvier, Tricia
 Fernandes, John V.
 Ferrante, Ann-Margaret
 Finn, Michael J.
 Fiola, Carole A.
 Galvin, William C.
 Garballey, Sean

Constitution,—
millionaire's
tax.

Garlick, Denise C.	Moran, Michael J.
Garry, Colleen M.	Murphy, James M.
Gentile, Carmine L.	Nangle, David M.
Golden, Thomas A., Jr.	O'Day, James J.
González, Carlos	Parisella, Jerald A.
Gordon, Kenneth I.	Peake, Sarah K.
Gregoire, Danielle W.	Peisch, Alice Hanlon
Haddad, Patricia A.	Petrolati, Thomas M.
Hay, Stephan	Pignatelli, William Smitty
Hecht, Jonathan	Puppolo, Angelo J., Jr.
Heroux, Paul R.	Rogers, David M.
Hogan, Kate	Rogers, John H.
Holmes, Russell E.	Rosa, Dennis A.
Honan, Kevin G.	Roy, Jeffrey N.
Hunt, Daniel J.	Rushing, Byron
Kafka, Louis L.	Ryan, Daniel J.
Kaufman, Jay R.	Sánchez, Jeffrey
Keefe, Mary S.	Sannicandro, Tom
Khan, Kay	Scaccia, Angelo M.
Kocot, Peter V.	Schmid, Paul A. III
Koczera, Robert M.	Silvia, Alan
Kulik, Stephen	Smizik, Frank I.
Lawn, John J., Jr.	Speliotis, Theodore C.
Linsky, David Paul	Stanley, Thomas M.
Livingstone, Jay D.	Story, Ellen
Madaro, Adrian C.	Straus, William M.
Madden, Timothy R.	Swan, Benjamin
Mahoney, John J.	Timilty, Walter F.
Malia, Elizabeth A.	Toomey, Timothy J., Jr.
Mannal, Brian R.	Tosado, José F.
Mariano, Ronald	Ultrino, Steven
Mark, Paul W.	Vega, Aaron
Markey, Christopher M.	Velis, John C.
McGonagle, Joseph W., Jr.	Vincent, RoseLee
McMurtry, Paul	Wagner, Joseph F.
Miceli, James R.	Walsh, Chris D.
Michlewitz, Aaron	Walsh, Thomas P.
Mom, Rady	Zlotnik, Jonathan D. — 119.
Moran, Frank A.	

ABSENT OR NOT VOTING.

Representatives.

Bradley, Garrett J.	Naughton, Harold P., Jr.
Campanale, Kate D.	Provost, Denise
Dwyer, James J.	Scibak, John W.
Fox, Gloria L.	Tucker, Paul F. — 8.

The yeas and nays having been completed at twenty-nine minutes past three o'clock P.M., the amendment was *rejected*.

Subsequently a statement of Mr. Scibak of South Hadley was spread upon the records of the Joint Session, as follows:

MR. PRESIDENT: I would like to call to the attention of the Joint Session the fact that on the previous roll call I was absent from the House Chamber on official business in another part of the State House. Had I been present I would have voted in the negative.

After debate, on the question on agreeing to the Initiative amendment, the sense of the Joint Session was taken by a call of the yeas and

Statement of
Mr. Scibak of
South Hadley.

nays, as required by the Constitution, at three minutes before four o'clock P.M., as follows to wit (yeas 135 — nays 57) [**Senate Yeas and Nays No. 303**] [**House Yeas and Nays No. 253**]:

YEAS.*Senators.*

Barrett, Michael J.	Lewis, Jason M.
Boncore, Joseph A.	L'Italien, Barbara
Brady, Michael D.	Lovely, Joan B.
Brownsberger, William N.	McGee, Thomas M.
Chandler, Harriette L.	Montigny, Mark C.
Chang-Diaz, Sonia	Moore, Michael O.
Creem, Cynthia Stone	O'Connor, Patrick M.
DiDomenico, Sal N.	O'Connor Ives, Kathleen
Donnelly, Kenneth J.	Pacheco, Marc R.
Donoghue, Eileen M.	Rodrigues, Michael J.
Downing, Benjamin B.	Rosenberg, Stanley C.
Eldridge, James B.	Rush, Michael F.
Forry, Linda Dorcena	Spilka, Karen E.
Jehlen, Patricia D.	Timilty, James E.
Joyce, Brian A.	Welch, James T.
Keenan, John F.	Wolf, Daniel A. — 33.
Lesser, Eric P.	

YEAS.*Representatives.*

Arciero, James	DuBois, Michelle M.
Atkins, Cory	Dykema, Carolyn C.
Ayers, Bruce J.	Ehrlich, Lori A.
Balsler, Ruth B.	Farley-Bouvier, Tricia
Barber, Christine P.	Fiola, Carole A.
Benson, Jennifer E.	Garballey, Sean
Brodeur, Paul	Garlick, Denise C.
Cabral, Antonio F. D.	Gentile, Carmine L.
Cahill, Daniel	González, Carlos
Calter, Thomas J.	Gordon, Kenneth I.
Campbell, Linda Dean	Haddad, Patricia A.
Cantwell, James M.	Hay, Stephan
Cariddi, Gailanne M.	Hecht, Jonathan
Carvalho, Evandro C.	Heroux, Paul R.
Cassidy, Gerard	Hogan, Kate
Chan, Tackey	Holmes, Russell E.
Collins, Nick	Honan, Kevin G.
Coppinger, Edward F.	Hunt, Daniel J.
Crighton, Brendan P.	Kafka, Louis L.
Cronin, Claire D.	Kaufman, Jay R.
Cullinane, Daniel	Keefe, Mary S.
Cusack, Mark J.	Khan, Kay
Cutler, Josh S.	Kocot, Peter V.
Day, Michael S.	Koczera, Robert M.
Decker, Marjorie C.	Kulik, Stephen
DeLeo, Robert A.	Lawn, John J., Jr.
Dempsey, Brian S.	Linsky, David Paul
Devers, Marcos A.	Livingstone, Jay D.
DiZoglio, Diana	Madaró, Adrian C.
Donato, Paul J.	Madden, Timothy R.
Donahue, Daniel M.	Mahoney, John J.

Constitution,—
millionaire's
tax.

Malia, Elizabeth A.	Sannicandro, Tom
Mannal, Brian R.	Scaccia, Angelo M.
Mark, Paul W.	Schmid, Paul A. III
McGonagle, Joseph W., Jr.	Scibak, John W.
McMurtry, Paul	Silvia, Alan
Michlewitz, Aaron	Smizik, Frank I.
Mom, Rady	Speliotis, Theodore C.
Moran, Frank A.	Stanley, Thomas M.
Moran, Michael J.	Story, Ellen
Murphy, James M.	Straus, William M.
O'Day, James J.	Swan, Benjamin
Parisella, Jerald A.	Timilty, Walter F.
Peake, Sarah K.	Toomey, Timothy J., Jr.
Peisch, Alice Hanlon	Tosado, José F.
Pignatelli, William Smitty	Ultrino, Steven
Rogers, John H.	Vega, Aaron
Roy, Jeffrey N.	Vincent, RoseLee
Rushing, Byron	Wagner, Joseph F.
Ryan, Daniel J.	Walsh, Chris D.
Sánchez, Jeffrey	Walsh, Thomas P. — 102.

NAYS.

Senators.

deMacedo, Viriato M.	Humason, Donald F., Jr.
Fattman, Ryan C.	Ross, Richard J.
Flanagan, Jennifer L.	Tarr, Bruce E. — 7.
Gobi, Anne M.	

NAYS.

Representatives.

Ashe, Brian M.	Kelcourse, James M.
Barrows, Jay F.	Kuros, Kevin J.
Berthiaume, Donald R., Jr.	Lombardo, Marc T.
Boldyga, Nicholas A.	Lyons, James J., Jr.
DeCoste, David F.	Mariano, Ronald
D'Emilia, Angelo L.	Markey, Christopher M.
Diehl, Geoff	McKenna, Joseph D.
Dooley, Shawn	Miceli, James R.
Durant, Peter J.	Mirra, Leonard
Ferguson, Kimberly N.	Muradian, David K., Jr.
Fernandes, John V.	Muratore, Mathew J.
Ferrante, Ann-Margaret	Nangle, David M.
Finn, Michael J.	O'Connell, Shaunna L.
Frost, Paul K.	Orrall, Keiko M.
Galvin, William C.	Petrolati, Thomas M.
Garry, Colleen M.	Poirier, Elizabeth A.
Gifford, Susan Williams	Puppolo, Angelo J., Jr.
Golden, Thomas A., Jr.	Rosa, Dennis A.
Gregoire, Danielle W.	Smola, Todd M.
Harrington, Sheila C.	Velis, John C.
Hill, Bradford R.	Vieira, David T.
Howitt, Steven S.	Whelan, Timothy R.
Hunt, Randy	Whipps Lee, Susannah M.
Jones, Bradley H., Jr.	Wong, Donald H.
Kane, Hannah	Zlotnik, Jonathan D. — 50.

ABSENT OR NOT VOTING.

Representatives.

Bradley, Garrett J.	Naughton, Harold P., Jr.
Campanale, Kate D.	Provost, Denise
Dwyer, James J.	Rogers, David M.
Fox, Gloria L.	Tucker, Paul F. — 8.

The yeas and nays having been completed at seven minutes past four o'clock P.M., the Initiative amendment was agreed to, more than a quarter of all members elected having voted in the affirmative.

In accordance with the requirements of the Constitution, the amendment was referred to the next General Court.

Without further action on the matters duly and constitutionally assigned for consideration, at eight minutes past four o'clock P.M., on motion of Mr. Tarr, the Joint Session was recessed until Wednesday, July 13, 2016, at one o'clock P.M

At ten minutes after four o'clock P.M., the House then reconvened with Mr. Donato of Medford in the Chair.

House reconvened.

Reports of Committees.

Mr. Donato of Medford being in the Chair,—

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of Peter V. Kocot that the Hampshire Council of Governments be authorized to secure certain obligations. To the committee on Municipalities and Regional Government.

Hampshire Council of Governments.

Petition (accompanied by bill) of Joseph F. Wagner, Eric P. Lesser and Thomas M. Petrolati (with the approval of the mayor and city council) that the commissioner of Capital Asset Management and Maintenance be authorized to grant certain easements in the city of Chicopee. To the committee on State Administration and Regulatory Oversight.

Chicopee,—land.

Under suspension of the rules, on motion of Mr. Nangle of Lowell, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

Report of the committee on Transportation, ought NOT to pass (under Joint Rule 10), on the residue of the message from His Excellency the Governor recommending legislation relative to financing improvements to municipal roads and bridges (House, No. 4010). Under suspension of the rules, on a motion of Mr. Straus of Mattapoisett, the report was considered forthwith. Pending the question on acceptance of the report, the subject-matter was recommitted, on motion of the same member.

Municipal roads,—financing.

Jean
Barron,—
sick leave.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Jean Barron, an employee of the Executive Office of Public Safety and Security (House, No. 4301). Read; and referred, under Rule 7A, to the committee on Steering, Policy, and Scheduling.

Mr. Nangle of Lowell, 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.

Westfield,—
land.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill providing for transfers of land in Westfield (House, No. 2840), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4308). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported that the matter 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.

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

Boston,—
Nelson Mandela.

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

To establish a special commission to consider an appropriate tribute to Nelson Mandela in the City of Boston (House, No. 2929); and

Dracut,—
land.

Authorizing the commissioner of Capital Asset Management and Maintenance to convey an easement over a certain parcel of land in the town of Dracut (House, No. 4220).

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

Mr. Nangle of Lowell, for said committee, then reported that the matters be scheduled for consideration by the House.

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. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the following bills be scheduled for consideration by the House:

Senate bills

Andover,—
land.

Authorizing the town of Andover school district to convey a certain parcel of land (Senate, No. 1983); and

Evelena
Brown.

Establishing a sick leave bank for Evelena Brown, an employee of the Department of Children and Families (Senate, No. 2238); and

House bills

Storage
tanks.

Regarding liability insurance requirements for owners of underground storage tanks (House, No. 684);

Uninsured
cars.

To correct uninsured motorist coverage anomaly for listed operators (House, No. 797);

Relative to continuing education of insurance producers (House, No. 821); Insurance.

Relative to group market plans for automobile and homeowners insurance (House, No. 903); and Id.

Relative to restricted vital records (House, No. 2794);

Vital records.

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. Wagner of Chicopee, for the committee on Economic Development and Emerging Technologies, on House, Nos. 283, 284, 285, 287, 289, 290, 291, 292, 293, 294, 299, 303, 3220 and 3386, an Order relative to authorizing the committee on Economic Development and Emerging Technologies to make an investigation and study of certain House documents concerning economic development issues (House, No. 4305) [Senator deMacedo and Representatives Calter of Kingston and Orrall of Lakeville dissenting]. Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently. Economic Development and Emerging Technologies,—study.

Mr. Galvin of Canton, for said committees, reported asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules.

Under Rule 42, the report was considered forthwith; and it was accepted.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, on House, Nos. 70 and 995, that the Bill regarding spouses as caregivers (House, No. 70), ought to pass [Cost: Greater than \$100,000.00]. Spouses,—caregivers.

By the same member, for the same committee, that the Bill relative to cueing and supervision in the PCA program (House, No. 113), ought to pass [Cost: Greater than \$100,000.00]. PCA program.

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

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the following bills ought to pass:

Ensuring equal access to services for all residents of the Commonwealth (House, No. 125); Services.

To provide increased access to hearing aids (House, No. 262);

Hearing aids.

Relative to emergency stock epinephrine in schools (House, No. 415); and Epinephrine.

Improving students' access to life saving treatments (House, No. 417);

Students,—medical supplies.

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

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill authorizing the South Shore Charter School to join the State Employees Retirement System (House, No. 4072). Read; and referred, under Rule 33, to the committee on Ways and Means. South Shore Charter School.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on House, No. 4132, a Bill authorizing the city of New Bedford to issue an additional license for the New Bedford,—alcoholic beverages.

sale of all alcoholic beverages not to be drunk on the premises (House, No. 4306) [Local Approval Received].

Birth
certificates.

By Ms. Hogan of Stow, for the committee on Public Health, on Senate, No. 1144 and House, No. 2045, a Bill granting equal access to original birth certificates to all persons born in Massachusetts (House, No. 4307).

Cecleie
Ferri,—
sick leave.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Cecleie Ferri, an employee of the Massachusetts Department of Correction (House, No. 4249).

Patricia
Barry,—
sick leave.

By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for Patricia Barry, an employee of the Department of Public Health (House, No. 4266).

Rick
Freni,—
sick leave.

By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for Rick Freni, an employee of the Massachusetts Department of Transportation (House, No. 4267).

David
Saulnier,—
sick leave.

By the same member, for the same committee, on a joint petition, a Bill establishing a sick leave bank for David J. Saulnier, an employee of the Middlesex Sheriff's Office (House, No. 4291).

Christopher
Mullen,—
sick leave.

By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for Christopher Mullen, an employee of the Hampshire County Sheriff's Office (House, No. 4292).

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

Emergency Measure.

Kelli
Murphy.

The engrossed Bill establishing a sick leave bank for Kelli Murphy, an employee of the Trial Court (see House, No. 4288) 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 61 to 0. Sent to the Senate for concurrence.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

Mr. Hill of Ipswich then moved that the House adjourn; and the motion prevailed. Accordingly, without proceeding to consideration of the matters in the Orders of the Day, at twenty-three minutes after four o'clock P.M. (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Thursday, May 19, 2016.

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.

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

Resolutions (filed by Mr. Mariano of Quincy) supporting the friendship between Massachusetts and Taiwan in the international community; Taiwan.

Resolutions (filed by Representatives Crighton of Lynn, Ehrlich of Marblehead, Cahill of Lynn and Wong of Saugus) honoring the Saint Mary's High School boys basketball team on their 2016 Massachusetts Interscholastic Athletic Association Division IV State Championship; Saint Mary's,—
basketball
team.

Resolutions (filed by Mr. Fernandes of Milford) congratulating Brianna Croteau on receiving the Gold Award of the Girl Scouts of America; Brianna
Croteau.

Resolutions (filed by Mr. Mirra of West Newbury) congratulating Jason Lee Attili on receiving the Eagle Award of the Boy Scouts of America; Jason
Attili.

Resolutions (filed by Mr. Mirra of West Newbury) congratulating Nolan B. Houston on receiving the Eagle Award of the Boy Scouts of America; Nolan
Houston.

Resolutions (filed by Mr. Mirra of West Newbury) congratulating Austin C. McCourt on receiving the Eagle Award of the Boy Scouts of America; Austin
McCourt.

Resolutions (filed by Mr. Mirra of West Newbury) congratulating Matthew S. Richards on receiving the Eagle Award of the Boy Scouts of America; Matthew
Richards.

Resolutions (filed by Mr. Mirra of West Newbury) congratulating Drew E. Robinson on receiving the Eagle Award of the Boy Scouts of America; and Drew
Robinson.

Resolutions (filed by Messrs. Walsh of Peabody, Speliotis of Danvers, McGonagle of Everett and Wong of Saugus) congratulating Michael F. Zellen on his appointment to Grand Exalted Ruler of the Benevolent and Protective Order of the Elks of the United States; Michael
Zellen.

Mr. Galvin of Canton, 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. Nangle of Lowell, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Paper from the Senate.

A report of the committee on Consumer Protection and Professional Licensure, that the communication from the Massachusetts Gaming Commission (pursuant the provisions of Section 9B of Chapter 128A of the Massachusetts
Gaming
Commission,—
regulations.

Massachusetts
Gaming
Commission,—
regulations.

General Laws) submitting proposed amendments to regulations 205 CMR 3.00 and 4.00 relative to harness horse racing and running horse racing and that the regulations and conditions are consistent with the statutory provisions under which they were promulgated (printed in Senate, No. 2237), recommending that the same be placed on file was considered forthwith, under Rule 42; and it was accepted, in concurrence.

Reports of Committees.

Community
preservation.

By Mr. Galvin of Canton, 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 David F. DeCoste relative to voter acceptance of community preservation. Under suspension of the rules, on motion of Mr. Nangle of Lowell, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Erving,—
retirement
benefits.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the Senate Bill relative to certain employees of the town of Erving (Senate, No. 2227) [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.

Striped
bass.

Report of the committees on Rules of the two branches, acting concurrently, that the House Bill relative to the conservation of striped bass (House, No. 4169), ought NOT to pass (under Joint Rule 10).

Under suspension of the rules, on motion of Mr. Wong of Saugus, the report was considered forthwith.

The House then refused to reject the bill (under Joint Rule 10). The bill then was recommitted, on motion of Mr. Galvin of Canton.

Solitary
confinement.

By Mr. Fernandes of Milford, for the committee on the Judiciary, on a petition, a Bill to collect data regarding the use of solitary confinement in Massachusetts prisons and jails (House, No. 1381).

Synthetic
drugs.

By the same member, for the same committee, on House, Nos. 1155 and 1478, a Bill relative to synthetic drugs (House, No. 4310).

Marijuana.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on House, No. 4186, a Bill relative to the cultivation of marijuana and marihuana (House, No. 4326) [Senator deMacedo dissenting].

Pulmonary
hypertension.

By Ms. Hogan of Stow, for the committee on Public Health, on a petition, a Bill establishing a pulmonary hypertension task force (House, No. 4121).

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

Debt-free
education.

By Mr. Sannicandro of Ashland, for the committee on Higher Education, on a petition, Resolutions supporting efforts to ensure that students from Massachusetts have access to debt-free higher education at public colleges and universities (House, No. 4160). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the following bills ought to pass:

Regarding proportional payments of the Massachusetts Child Psychiatry Access Project (House, No. 1785) [Cost: Greater than \$100,000.00];

Psychiatry
Access Project.

Relative to death certificates (House, No. 1982) [Cost: Greater than \$100,000.00]; and

Death
certificates.

Promoting radon testing (House, No. 2044) [Cost: Greater than \$100,000.00].

Radon
testing.

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

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the following bills ought to pass:

Relative to concussion prevention (House, No. 1881);

Concussions.

Relative to the definition of a pharmacy (House, No. 1985);

Pharmacy.

Relative to the health care of minors (House, No. 2010); and

Minors,— health.

Relative to assessing the Commonwealth's eye care and vision health needs (House, No. 2046).

Eye and
vision
health.

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

By Mr. Sánchez of Boston, for the committee on Health Care Financing, on Senate, No. 580 and House, No. 966, a Bill to preserve eligibility for the PACE program and certain waived services (House, No. 966) [Cost: Greater than \$100,000.00].

PACE,—
eligibility.

By Mr. Fernandes of Milford, for the committee on the Judiciary, on House, No. 1475, a Bill relative to reentry from segregation (House, No. 4312).

Segregation,—
reentry.

By the same member, for the same committee, on Senate, No. 883 and House, Nos. 1222, 1487, 1554 and 1638, a Bill relative to the interception of wire and oral communications (House, No. 4313).

Wire taps.

By Mr. Kaufman of Lexington, for the committee on Revenue, on a petition, a Bill relative to commuter transit benefits (printed as Senate, No. 2217).

Commuter
benefits.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a joint petition, a Bill authorizing the Division of Capital Asset Management and Maintenance to grant easements (House, No. 4101).

Winchester,—
easements.

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

By Mr. Mahoney of Worcester, for the committee on Election Laws, on a petition, a Bill amending the form of petition accompanying statement of candidate relative to non-partisan municipal elections in the city of Somerville (House, No. 4175) [Local Approval Received].

Somerville,—
elections.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, on a joint petition, a Bill strengthening the quality and efficiency of home health care services (House, No. 998).

Home
health
care.

By the same member, for the same committee, on a petition, a Bill relative to trauma informed services (House, No. 1005).

Trauma
services.

Adopted children's act.

By Mr. Fernandes of Milford, for the committee on the Judiciary, on a petition, a Bill making corrections to the adopted children's act (House, No. 1291).

Westfield,—courthouse.

By the same member, for the same committee, on a petition, a Bill dedicating the Westfield district courthouse (House, No. 1642).

Ireland courthouse.

By the same member, for the same committee, on a petition, a Bill designating the Hampden County Superior Court as the Roderick L. Ireland Courthouse (House, No. 3643).

Juveniles,—infractions.

By the same member, for the same committee, on House, No. 1289, a Bill relative to civil infractions for juveniles (House, No. 4311).

Gunfire.

By the same member, for the same committee, on House, Nos. 1380 and 1497, a Bill to prohibit gunfire directed at dwelling houses (House, No. 4314).

Noncompetition agreements.

By Mr. Scibak of South Hadley, for the committee on Labor and Workforce Development, on House, No. 1701, a Bill relative to the judicial enforcement of noncompetition agreements (House, No. 4323).

Billerica,—Yankee Doodle.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a joint petition, a Bill to designate Billerica Massachusetts as the Yankee Doodle Town (House, No. 4251).

Vulnerable road users.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on Senate, No. 1807 and House, No. 3073, a Bill to protect vulnerable road users (House, No. 3073).

PFC Alvin Richard Gale bridge.

By the same member, for the same committee, on a petition, a Bill designating a certain bridge in the city of Boston as the Navy Cross Recipient PFC Alvin Richard Gale, USMC Memorial Bridge (House, No. 4153).

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

Orders of the Day.

Third reading bill.

The House Bill to modernize election record keeping (House, No. 3232), 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.

Framingham,—land.

The House Bill authorizing the Division of Capital Asset Management and Maintenance to convey certain property in the town of Framingham (House, No. 3939, changed) (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.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 1, in lines 1 to 6, inclusive, by striking out the sentence contained in those lines and inserting in place thereof the following sentence: "Notwithstanding sections 32 to 37, inclusive, of chapter 7C of the General Laws or any other general or special law to the contrary, the commissioner of capital asset management and maintenance may sell, lease for terms up to 99 years, including all renewals and extensions, or otherwise grant, convey or transfer to 1 or more purchasers or lessees an interest in the parcels of land known and numbered as 8 Leland street and 364 Irving street in the

town of Framingham, which were conveyed to the commonwealth by a deed recorded with the Middlesex south registry of deeds in book 1875, page 159 on October 25, 1888.”

The amendment was adopted; and the bill (House, No. 3939, changed and amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill establishing a sick leave bank for Nicole Dowling, an employee of the Trial Court (House, No. 4286), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Nicole Dowling,—
sick leave.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by striking out all after the enacting clause and inserting in place thereof the following:

“Notwithstanding any general or special law to the contrary, the trial court shall establish a sick leave bank for Nicole Dowling, an employee of the trial court. Any employee of the trial court may voluntarily contribute 1 or more sick, personal or vacation days to the sick leave bank for use by Nicole Dowling. If Nicole Dowling terminates employment with the trial court or requests to dissolve the sick leave bank, any remaining time in the sick leave bank shall be transferred to the trial court paid leave bank. Sick leave bank days shall not be used for absences unrelated to the illness or disability that necessitated the establishment of the sick leave bank as determined by the trial court.”

The amendment was adopted; and the bill (House, No. 4286, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Reports of Committees.

Mr. Kafka of Stoughton being in the Chair,—

By Mr. Mahoney of Worcester, for the committee on Election Laws ought NOT to pass, on the joint petition (accompanied by bill, House, No. 4227) of Paul J. Donato and Patricia D. Jehlen (with the approval of the mayor and city council) relative to authorizing the election of a charter commission in the city of Medford. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Medford,—
charter.

Mr. Nangle of Lowell, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Wong of Saugus, the report was considered forthwith; and it was accepted.

Recess.

At twenty minutes before twelve o'clock noon, on motion of Mr. Wong of Saugus (Mr. Kafka of Stoughton being in the Chair), the House recessed until a quarter after one o'clock P.M.; and at that time the House was called to order with Mr. Kafka in the Chair.

Recess.

Engrossed Bill.

The engrossed Bill establishing a sick leave bank for Kelli Murphy, an employee of the Trial Court (see House, No. 4288) (which originated in the House), in respect to which the Senate had concurred in

Bill
enacted.

adoption of the emergency preamble, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

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 sixteen minutes after one o'clock P.M., on motion of Mr. Wong of Saugus (Mr. Kafka of Stoughton being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Monday, May 23, 2016.

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.

Appointments to House and Joint Standing Committees.

A communication from Speaker Robert A. DeLeo of Winthrop announcing his appointments, under the provisions of Rule 18A, to House and joint standing committees, was spread upon the records of the House, as follows:

May 23, 2016.

The Honorable Steven T. James, *Clerk*
House of Representatives
 Commonwealth of Massachusetts
 State House—Room 145
 Boston, Massachusetts 02133

Dear Mr. Clerk:

Pursuant to Rule 18A, I hereby make the following appointments to fill vacancies on joint and House standing committees, to wit:— Appointments to House and joint standing committees.

Representative Daniel F. Cahill of Lynn to the 9th positions on:

The House Committee on Personnel and Administration;
 The Joint Committee on Labor and Workforce Development;
 The Joint Committee on Public Service.

Thank you for your attention to this matter.

Very truly yours,

ROBERT A. DeLEO,
Speaker of the House.

Resolutions.

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

Resolutions (filed by Mr. Linsky of Natick) congratulating Chad Connors on receiving the Eagle Award of the Boy Scouts of America; Chad Connors.

Resolutions (filed by Mr. Linsky of Natick) congratulating Andrew Pierce on receiving the Eagle Award of the Boy Scouts of America; Andrew Pierce.
 and

Resolutions (filed by Messrs. Walsh of Framingham, Honan of Boston and Moran of Boston) congratulating Roger Dowd on the occasion of his eightieth birthday; Roger Dowd.

Mr. Galvin of Canton, 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. Walsh of Peabody, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communication.

Sex offenders,—
recidivism.

A communication from Senator Brownsberger and Representative Brodeur of Melrose (see Section 208 of Chapter 38 of the Acts of 2013 [also see Chapter 63 of the Acts of 2013]) submitting the report of the former Special Commission to Reduce the Recidivism of Sex Offenders, was placed on file.

Annual Report.

Comptroller,—
CAFR
report.

The annual report of the Office of the Comptroller (under the provisions of Section 12 (c) of Chapter 7A of the General Laws) submitting the Commonwealth's Comprehensive Annual Financial Report (CAFR) for the fiscal year ended June 30, 2015, was placed on file.

Petitions.

Petitions severally were presented and referred as follows:

Elders,—
dental
coverage.

By Mr. Chan of Quincy, a petition (subject to Joint Rule 12) of Tackey Chan that the Division of Medical Assistance be authorized to include dentures, restorative, endodontic and periodontal treatment within its covered services for certain adults ages 65 and older.

Kevin
Wilder,—
retirement.

By Mr. Kafka of Stoughton, a petition (subject to Joint Rule 12) of Louis L. Kafka and William C. Galvin that the State Board of Retirement authorize Kevin Wilder to elect to receive certain retirement allowances.

Aquinnah and
Chilmark,—
boundaries.

By Representative Madden of Nantucket and Senator Wolf, a joint petition (subject to Joint Rule 12) of Timothy R. Madden and Daniel A. Wolf relative to changing the town line between the towns of Aquinnah and Chilmark.

Grafton,—
land.

By Representative Muradian of Grafton and Senator Moore, a joint petition (subject to Joint Rule 12) of David K. Muradian, Jr., and Michael O. Moore that the commissioner of Capital Asset Management and Maintenance be authorized to grant certain easements in the town of Grafton to the New England Power Company.

Springfield,—
land.

By Mr. Tosado of Springfield, a petition (subject to Joint Rule 12) of José F. Tosado and Eric P. Lesser that the commissioner of Capital Asset Management and Maintenance be authorized to convey certain parcels of land in the city of Springfield.

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

Papers from the Senate.

Public Health
committee,—
extension of
time for
reporting.

The Senate Order relative to granting the joint committee on Public Health until May 31, 2016 within which time to make its final report on current Senate document numbered 1165 (Senate, No. 2301), came from the Senate with the endorsement that it had been adopted by said branch.

Under suspension of the rules, on motion of Mr. Kafka of Stoughton, the order was considered forthwith; and it was adopted, in concurrence.

Bills

Establishing a commission on the status of children and youth (Senate, No. 88, amended in section 1, in line 21, by inserting before the word “and” the words “, the Children’s Mental Health Campaign”) (on a petition); and

Children and youth commission.

Relative to the establishment of a county stabilization fund (Senate, No. 1064) (on a petition); and

County stabilization fund.

Resolves

To establish a special commission to consider an appropriate tribute to Nelson Mandela in the city of Boston (Senate, No. 2295, amended in line 16 by inserting after the word “representatives” the following: “, 1 of whom shall be appointed by the senate minority leader, 1 of whom shall be appointed by the house minority leader”) (on Senate, No. 1678); and

Boston,—
Nelson Mandela.

Establishing the special commission on local and regional public health (Senate, No. 2296, amended in line 8 by striking out the following: “1 member of the house of representatives; 1 member of the senate”; and by adding the following: “The commission shall prepare and submit to the governor, the joint committee on public health and the house and senate committee on ways and means a report that includes: (i) a summary of the commission’s findings; (ii) a review of local public health organization and financing in other states; (iii) a review of the strengths and weaknesses of the local public health system as it currently exists in the commonwealth, with particular emphasis on capacity, functionality and efficiency; (iv) recommendations on organizational and fiscal models that would work to ensure capacity across municipalities; (v) recommendations on the sharing of resources across municipalities, including regionalization; (vi) recommendations to strengthen public health data reporting, gathering and analysis, including any recommendations on mandatory reporting of local health authorities to the department; (vii) recommendations on resources needed to effectively meet statutory responsibilities at the state and local level; and (viii) recommendations to strengthen the local public health workforce and ensure training of the next generation of local public health professionals, including leveraging academic partnerships. The commission shall submit its final report by July 31, 2017.”) (on Senate, No. 2128);

Local and regional public health,—
study.

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 33, to the committee on Ways and Means.

A Bill to protect children and families from harmful flame retardants (Senate, No. 2302) (on Senate bill No. 2293), passed to be engrossed by the Senate, was read; and it was referred, under Joint Rule 1E, to the committee on Health Care Financing.

Flame retardants.

A petition (accompanied by bill, Senate, No. 2300) of Anne M. Gobi, Donald R. Berthiaume, Jr. and Peter J. Durant (by vote of the town) for legislation to authorize the town of Spencer to issue certain bonds for terms of 30 years, was referred, in concurrence, to the committee on Municipalities and Regional Government.

Spencer,—
bonds.

Reports of Committees.

Public records.

By Mr. Kocot of Northampton, for the committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendments (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2127; and striking out the title and inserting in place thereof the following title: "An Act improving the administration and enforcement of public records law) of the House Bill to improve public records (House, No. 3858, amended), reported recommending passage of a Bill to improve public records (House, No. 4333). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Energy Facilities Siting Board.

By Mr. Galvin of Canton, 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 Michael S. Day and others relative to further regulating the Energy Facilities Siting Board within the Department of Public Utilities. Under suspension of the rules, on motion of Mr. Kafka of Stoughton, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Telecommunications, Utilities and Energy. Sent to the Senate for concurrence

Merchants,— credit cards.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, asking to be discharged from further consideration of the Bill to amend credit card merchant agreements (House, No. 834),— and recommending that the same be referred to the committee on Ways and Means. Under Rule 42, the report was considered forthwith; and it was accepted.

Insurance letters.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill relative to title insurance closing protection letters (House, No. 932), be scheduled for consideration by the House.

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

Telecommunications, Utilities and Energy,— study.

By Mr. Golden of Lowell, for the committee on Telecommunications, Utilities and Energy, on House Nos. 2853, 2855, 2856, 2857, 2862, 2863, 2901, 3308, 3526, 3868 and 3886, an Order relative to authorizing the committee on Telecommunications, Utilities and Energy to make an investigation and study of certain House documents concerning telecommunications, utilities, energy and other related issues (House, No. 4324).

Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Subsequently Mr. Galvin of Canton, for said committees, reported asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules.

By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, that the following bills ought to pass:

The Senate Bill promoting agriculture in the Commonwealth (Senate, No. 2286); and Agriculture.

The House Bill relative to the conservation of striped bass (House, No. 4169). Striped bass.

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

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the Bill establishing an effluent water review committee (House, No. 3412), ought to pass. Read; and referred, under Joint Rule 29, to the committee on Rules of the two branches, acting concurrently. Water review committee.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, on House, Nos. 3024 and 3045, that the Bill relative to implementing the Massachusetts yellow dot program (House, No. 3024), ought to pass [Cost: Greater than \$100,000.00]. Read; and referred, under Rule 33, to the committee on Ways and Means. Yellow dot program.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the following bills ought to pass:

Relative to disability or death caused by contagious diseases, presumption (House, No. 2243) [Cost: Greater than \$100,000.00]; Contagious diseases.

Pertaining to firefighter disability (House, No. 2396) [Cost: Greater than \$100,000.00]; Firefighter disability.

To establish a lupus erythematosus study and registry (House, No. 3869) [Cost: Greater than \$100,000.00]; Lupus,—study.

Providing for provisional licensure for speech-language pathologists (House, No. 3879) [Cost: Greater than \$100,000.00]; Speech pathologists.

Relative to expanding access to healthy food choices in vending machines on state property (House, No. 3988) [Cost: Greater than \$100,000.00]; and Vending machines.

Relative to safe patient handling in certain health facilities (House, No. 4039) [Cost: Greater than \$100,000.00]; Patient handling.

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

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the following bills ought to pass:

Requiring the Department of Public Health to issue a report on vision screening for children (House, No. 1886); Children,—vision tests.

To ensure compliance with the anti-shackling law for pregnant incarcerated women (House, No. 3679); Anti-shackling.

Relative to patient access to information regarding breast reconstructive surgery (House, No. 3699); Breast,—surgery.

Clarifying participation in athletic safety programs (House, No. 3700); Sports safety.

Relative to diabetes prevention (House, No. 3871); Diabetes.

Establishing the caregiver advise, record, and enable (CARE) act (House, No. 3911); CARE act.

Relative to a State Public Health HIV and Hepatitis Fund (House, No. 3960); and HIV, etc. fund.

Drugs. Relative to the safe handling of hazardous drugs (House, No. 3995); Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Selective service. By Mr. Straus of Mattapoisett, for the committee on Transportation, on House, No. 2974, a Bill to ensure benefits through enhanced selective service registration (House, No. 4320).

Autonomous vehicles. By the same member, for the same committee, on House, No. 2977, a Bill relative to autonomous vehicles (House, No. 4321).

License plate readers. By the same member, for the same committee, on House, Nos. 3009 and 3102, a Bill relative to automatic license plate readers (House, No. 4322).

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

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

Business corporations. Making amendments to the Massachusetts Business Corporation Act (House, No. 2818); and

Billerica,—Yankee Doodle town. To designate Billerica Massachusetts as the Yankee Doodle Town (House, No. 4251);

Severally placed in the Orders of the Day for the next sitting for a second reading.

Engrossed Bills.

Engrossed bills

Bills enacted. Relative to the Nantucket Memorial Airport Fuel Revolving Account (see House, No. 1858);

Relative to signing of warrants for payment in the town of Tyngsborough (see House, No. 3641, amended);

Relative to the charter of the town of Harwich (see House, No. 3708); and

Relative to the form of representative town government in the town of North Attleborough (see House, No. 3853);

(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.

Evelena Brown,—sick leave. The Senate Bill establishing a sick leave bank for Evelena Brown, an employee of the Department of Children and Families (Senate, No. 2238), 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.

Jean Barron,—sick leave. The House Bill establishing a sick leave bank for Jean Barron, an employee of the Executive Office of Public Safety and Security (House, No. 4301), 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, Mr. Speliotis of Danvers moved to amend it by inserting before the enacting clause the following emergency preamble:

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a sick leave bank for a certain employee of the executive office of public safety and security, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The amendment was adopted; and the bill (House, No. 4301, amended) was passed to be engrossed. 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 Wednesday next at eleven o’clock A.M.

Next
sitting.

At eleven minutes after eleven o’clock A.M., on motion of Mrs. Orrall of Lakeville (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Wednesday at eleven o’clock A.M.

JOURNAL OF THE HOUSE.

Wednesday, May 25, 2016.

Met according to adjournment at eleven o'clock A.M., 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.

Silent Prayers.

Roland
Tarentino.

During the session (the Speaker being in the Chair), at the request of Representatives Frost of Auburn, Campanale of Leicester, Lyons of Andover and Miceli of Wilmington, the members, guests and employees stood in a moment of silent tribute to the memory of Officer Ronald Tarentino, Jr., 42, who was senselessly shot and killed by the occupant of a vehicle he pulled over around 12:30 a.m. Sunday in the town of Auburn.

Office Tarentino leaves behind a wife and three children. He had been with the Auburn Police Department since he transferred there from the Leicester Police Department two years ago.

Elizabeth G.
"Betty"
Baker.

During the session (the Speaker being in the Chair), at the request of Speaker DeLeo of Winthrop and Representatives Jones of North Reading, Ehrlich of Marblehead and all other members of the House, the members, guests and employees stood in a moment of silent tribute to the memory of Elizabeth G. "Betty" Baker, the mother of Governor Charles D. Baker, who died Saturday at the age of 83.

Message from the Governor.

Sick time.

A message from His Excellency the Governor recommending legislation relative to reforming sick time (House, No. 4341), was filed this day in the office of the Clerk.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Public Service. Sent to the Senate for concurrence.

Guests of the House.

St. Agatha
School
students.

During the session, the Chair (Mr. Donato of Medford), declared a brief recess and introduced, 8th Grade students, teachers and chaperones from St. Agatha School in Milton who were seated in the House Chamber. They were the guests of Speaker DeLeo of Winthrop and Mr. Timilty of Milton.

Petitions.

Petitions severally were presented and referred as follows:

Marlborough,—
civil service.

By Miss Gregoire of Marlborough, a petition (accompanied by bill, House, No. 4337) of Danielle W. Gregoire, James B. Eldridge and

Carmine L. Gentile (with the approval of the mayor and city council) that the city of Marlborough be authorized to exempt certain positions from the civil service law; and

By Mr. Kafka of Stoughton, a petition (accompanied by bill, House, No. 4338) of Louis L. Kafka and James E. Timilty (by vote of the town) that the town of Sharon be authorized to exempt future members of the police force from the provisions of the civil service law;

Sharon,—
civil service.

Severally to the committee on Public Service.

By Mr. Kafka of Stoughton, a petition (accompanied by bill, House, No. 4339) of Louis L. Kafka and James E. Timilty (by vote of the town) that the town of Sharon be authorized to abate a portion of real estate taxes assessed on a certain parcel of land in said town. To the committee on Revenue.

Sharon,—
abatement.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Representative Heroux of Attleboro and Senator Ross, a joint petition (subject to Joint Rule 12) of Paul R. Heroux and Richard J. Ross for legislation to establish a sick leave bank for Jennifer Gay, an employee of the Department of Developmental Services.

Jennifer
Gay,—
sick leave.

By Ms. Peake of Provincetown, a petition (subject to Joint Rule 12) of Sarah K. Peake relative to confirming title to a certain property in the town of Provincetown taken by eminent domain.

Provincetown,—
title.

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

Reports of Committees.

By Mr. Galvin of Canton, 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 Tackey Chan that the Division of Medical Assistance be authorized to include dentures, restorative, endodontic and periodontal treatment within its covered services for certain persons ages 65 and older. Under suspension of the rules, on motion of Mr. Chan of Quincy, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Elder Affairs. Sent to the Senate for concurrence.

Seniors,—
dental
benefits.

By Mr. Galvin of Canton, 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 Timothy R. Whelan, Brian M. Ashe and others relative to the classification of certain controlled substances. Under suspension of the rules, on motion of Mr. Whelan of Brewster, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Mental Health and Substance Abuse. Sent to the Senate for concurrence.

Controlled
substances.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, asking to be discharged from further consideration of the Bill relative to family financial protection (House, No. 4194),— and recommending that the same be referred to the committee on Ways and

Family
finances.

Means. Under Rule 42, the report was considered forthwith; and it was accepted.

State
Parks
Day.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the Senate Bill designating the first Wednesday in May as State Parks Day (Senate, No. 1712, amended), 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 Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the following bills be scheduled for consideration by the House:

Senate bills

Charlton,—
fees.

Relative to certain charges and fees in the town of Charlton (Senate, No. 2068) [Local Approval Received];

Westport,—
medical
bill.

Authorizing the town of Westport to indemnify the payment of certain medical expenses for a retired firefighter (Senate, No. 2086) [Local Approval Received]; and

West
Bridgewater,—
liquor licenses.

Authorizing the town of West Bridgewater to grant 1 additional license for the sale of all alcoholic beverages to be drunk on the premises and 1 additional license for the sale of all alcoholic beverages not to be drunk on the premises (Senate, No. 2292) [Local Approval Received]; and

House bills

Women's Defense
Corps,— day.

Relative to the annual observance of Massachusetts Women's Defense Corps remembrance day (House, No. 4074);

Patricia
Barry.

Establishing a sick leave bank for Patricia Barry, an employee of the Department of Public Health (House, No. 4266); and

David J.
Saulnier,—
sick leave.

Establishing a sick leave bank for David J. Saulnier, an employee of the Middlesex Sheriff's Office (House, No. 4291);

Under suspension of Rule 7A, in each instance, on motion of Mr. Timilty of Milton, the bills severally were read a second time forthwith; and they were ordered to a third reading.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the following resolves ought to pass:

Robotic
surgery.

Resolve providing for an investigation and study by a special commission relative to robotic surgery in the Commonwealth (House, No. 4114); and

Behavioral
health.

Resolve establishing a special commission on behavioral health promotion and upstream prevention (House, No. 4128).

Severally read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the following bills ought to pass:

Food
labeling.

Relative to food labeling (House, No. 4065) [Cost: Greater than \$100,000.00]; and

Denture
construction.

Relative to denture construction safety (House, No. 4069) [Cost: Greater than \$100,000.00].

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

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the Bill relative to lead abatement (House, No. 2049), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4276). Read; and referred, under Rule 33, to the committee on Ways and Means, with the amendment pending. Lead abatement.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the following bills ought to pass:

Relative to strengthening the consumer protections and ensuring the proper labeling of fish sold in the Commonwealth (House, No. 4066); and Fish,— labeling.

Relative to death benefit claims (House, No. 4068); Death benefits.

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

By Mr. Sánchez of Boston, for the committee on Health Care Financing, on Senate, No. 565 and House, No. 1024, a Bill relative to physician assistants (House, No. 1024). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Physician assistants.

By Ms. Hogan of Stow, for the committee on Public Health, on House, No. 3271, a Bill concerning nondiscrimination in access to organ transplantation (House, No. 4332). Referred, under Joint Rule 1E, to the committee on Health Care Financing. Organ transplantation.

By Ms. Peisch of Wellesley, for the committee on Education, on House, Nos. 327, 498 and 3225, a Bill relative to language opportunity for our kids (House, No. 4330). Children,— languages.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, on Senate, No. 2104 and House, No. 3701, a Bill relative to postpartum depression screening (House, No. 3701) [Cost: Greater than \$100,000.00]. Postpartum depression.

By Mr. O’Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill authorizing the Plymouth County Contributory Retirement System to issue pension funding bonds or notes (House, No. 4300). Plymouth,— pension bonds.

By the same member, for the same committee, on House, No. 3906, a Bill to modernize municipal finance and government (House, No. 4331). Municipal finance.

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

By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on a joint petition, a Bill to authorize the town of Foxborough to establish additional mandated reporters in the town of Foxborough for the purposes of the protection and care of children (House, No. 4192) [Local Approval Received]. Foxborough,— mandated reporters.

By Mr. O’Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill authorizing the city Holyoke,— illegal dumping.

Holyoke,—
illegal
dumping.

of Holyoke to establish a program for enforcement against illegal dumping (House, No. 4262) [Local Approval Received].

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

Adopted
children.

By Mr. Parisella of Beverly, for the committee on Veterans and Federal Affairs, on a petition, Resolutions [sic] equality for America's adopted children (House, No. 3317). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Emergency Measure.

Evelena
Brown,—
sick leave.

The engrossed Bill establishing a sick leave bank for Evelena Brown, an employee of the Department of Children and Families (see Senate, No. 2238) 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 3 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 Speaker and sent to the Senate.

Recess.

Recess.

At fourteen minutes after eleven o'clock A.M., on motion of Mrs. Orrall of Lakeville (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock P.M.; and at four minutes after one o'clock the House was called to order with the Speaker in the Chair.

Quorum.

Quorum.

Mr. Donato of Medford thereupon asked for a count of the House to ascertain if a quorum was present. The Speaker, having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Quorum,—
yea and nay
No. 254.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 147 members were recorded as being in attendance.

[See Yea and Nay No. 254 in Supplement.]

Therefore a quorum was present.

Reports of Committees.

Public
records.

Mr. Donato of Medford being in the Chair,—

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the report of the committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendments (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2127; and by striking out the title and inserting in place thereof the following title: "An Act improving the administration and enforcement of public records

law) of the House Bill to improve public records (House, No. 3858, amended),— recommending passage of a Bill with the same title (House, No. 4333),— be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Kocot of Northampton, the report was considered forthwith.

After debate on the question on acceptance of the report (the Speaker being in the Chair), the sense of the House was taken by yeas and nays, at the request of the same member; and on the roll call (Mr. Donato of Medford having returned to the Chair) 154 members voted in the affirmative and 0 in the negative.

Conference committee report accepted,—yea and nay No. 255.

[See Yea and Nay No. 255 in Supplement.]

Therefore the report of the committee of conference was accepted. Sent to the Senate for concurrence

Quorum.

Subsequently, Mr. Jones of North Reading asked for a count of the House to ascertain if a quorum was present. The Chair (Mr. Donato of Medford), having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Quorum.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 149 members were recorded as being in attendance.

Quorum,—yea and nay No. 256.

[See Yea and Nay No. 256 in Supplement.]

Therefore a quorum was present.

Report of a Committee.

Mr. Galvin of Canton, for the committee on Rules, reported (under the provisions of House Rules 7B and 7C) that an Order relative to special procedures for consideration of the Senate Bill relative to transgender anti-discrimination [Senate, No. 735] (for order, see House, No. 4340), ought to be adopted.

Transgender anti-discrimination,—procedures.

After remarks on the question on adoption of the order, Mr. Jones of North Reading and other members of the House moved to amend it in line 5 by inserting, after the word “Speaker” the following: “; filed no later than twelve o’clock P.M. Wednesday, June 1, 2016”.

After debate on the question on adoption of the amendment, the sense of the House was taken by yeas and nays, at the request of Mr. Jones; and on the roll call 39 members voted in the affirmative and 115 in the negative.

Amendment rejected,—yea and nay No. 257.

[See Yea and Nay No. 257 in Supplement.]

Therefore the amendment was rejected.

On the question on adoption of the order, the sense of the House was taken by yeas and nays, at the request of Mr. Jones of North Reading; and on the roll call 114 members voted in the affirmative and 30 in the negative.

Order adopted,—yea and nay No. 258.

[See Yea and Nay No. 258 in Supplement.]

Therefore the order was adopted.

Subsequently a statement of Mr. Holmes of Boston was spread upon the records of the House, as follows:

Statement of
Mr. Holmes
of Boston.

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous roll call I voted in the affirmative. I now find that for some inexplicable reason my vote was not recorded.

Engrossed Bill.

Bill
enacted.

The engrossed Bill to improve public records (see House, No. 4333) (which originated in the House), 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.

Order.

Next
sitting.

On motion of Mr. DeLeo of Winthrop,—
Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

Accordingly, without proceeding to the matters in the Orders of the Day, at thirteen minutes before four o'clock P.M., on motion of Mrs. Orrall of Lakeville (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Thursday, May 26, 2016.

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.

Guests of the House.

At the beginning of the session, Mr. Murphy of Weymouth took the Chair and introduced, seated in the House Chamber, a group of Weymouth veterans who were accompanied by George Pontes, the Director of Veterans Services in Weymouth; and a group of students and their teachers from the William Seach Primary School in Weymouth. At the invitation of the Chair, the veterans and students participated in the pledge of allegiance to the flag. A prayer was then offered by the Reverend Brad Hultman of Weymouth. They were the guests of Mr. Murphy of Weymouth. Weymouth,—students and veterans.

Resolutions.

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

Resolutions (filed by Mrs. Poirier of North Attleborough) congratulating Kevin William McAvoy on receiving the Eagle Award of the Boy Scouts of America; Kevin McAvoy.

Resolutions (filed by Mrs. Poirier of North Attleborough) congratulating Matthew William Shaw on receiving the Eagle Award of the Boy Scouts of America; Matthew Shaw.

Resolutions (filed by Messrs. Fernandes of Milford and Roy of Franklin) congratulating Michael Victor Green on receiving the Eagle Award of the Boy Scouts of America; Michael Green.

Resolutions (filed by Mr. Galvin of Canton and other members of the House) commemorating the fiftieth anniversary of the Blue Hills Regional Technical High School; Blue Hills Technical School.

Resolutions (filed by Representatives Heroux of Attleboro and Poirier of North Attleborough) congratulating Ryan Beck on receiving the Eagle Award of the Boy Scouts of America; Ryan Beck.

Resolutions (filed by Representatives Heroux of Attleboro and Poirier of North Attleborough) congratulating Jacob Blackwell on receiving the Eagle Award of the Boy Scouts of America; Jacob Blackwell.

Resolutions (filed by Representatives Heroux of Attleboro and Poirier of North Attleborough) congratulating Matthew McKearney on receiving the Eagle Award of the Boy Scouts of America; Matthew McKearney.

Resolutions (filed by Representatives Heroux of Attleboro and Poirier of North Attleborough) congratulating Tim O'Brien on receiving the Eagle Award of the Boy Scouts of America; Tim O'Brien.

Kaelan
O'Neil.

Resolutions (filed by Representatives Heroux of Attleboro and Poirier of North Attleborough) congratulating Kaelan O'Neil on receiving the Eagle Award of the Boy Scouts of America;

Timothy
Vermilyea.

Resolutions (filed by Representatives Heroux of Attleboro and Poirier of North Attleborough) congratulating Timothy Vermilyea on receiving the Eagle Award of the Boy Scouts of America;

Craft beer
week.

Resolutions (filed by Mr. Kulik of Worthington and other members of the House) recognizing June 11 through June 18, 2016 as Western Massachusetts Craft Beer Week;

Declan
Heaslip.

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Declan Heaslip on receiving the Eagle Award of the Boy Scouts of America;

Charles
Faris.

Resolutions (filed by Representatives Naughton of Clinton, Gregoire of Marlborough and Mahoney of Worcester) congratulating Charles J. Faris on the occasion of his retirement from Spectrum Health Systems Inc.;

Brandon
Hooper.

Resolutions (filed by Representatives Peake of Provincetown and Whelan of Brewster) congratulating Brandon Scott Hooper on receiving the Eagle Award of the Boy Scouts of America;

Michael
Mahr.

Resolutions (filed by Ms. Peisch of Wellesley) congratulating Michael Mahr on receiving the Eagle Award of the Boy Scouts of America; and

Enchanted
Circle.

Resolutions (filed by Mr. Vega of Holyoke) congratulating Enchanted Circle on the occasion of its fortieth anniversary;

Mr. Galvin of Canton, 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. Murphy of Weymouth, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Orders.

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

Economic
Development
and Emerging
Technologies
committee,—
extension of
time for
reporting.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Economic Development and Emerging Technologies be granted until Wednesday, June 15, 2016, within which time to make its final report on current House document numbered 3983.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4344), ought to be adopted. Under suspension of the rules, on motion of Mr. Wagner, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

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:

Financial
Services
committee,—
extension of
time for
reporting.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Financial Services be granted until Wednesday, July 6, 2016, within which time to make its final report on current Senate documents numbered 483, 485, and 551, and House documents numbered 792, 800, 843, 866, 879, 891, 920, 925, 926, 948, 958 and 3488.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4309), ought to be adopted. Under suspension of the rules, on motion of Mr. Michlewitz, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

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

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on State Administration and Regulatory Oversight be granted until Friday, June 10, 2016, within which time to make its final report on current House documents numbered 4130 and 4151.

State Administration and Regulatory Oversight committee,—extension of time for reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4342), ought to be adopted. Under suspension of the rules, on motion of Mr. Kocot, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Petitions.

Petitions severally were presented and referred as follows:

By Ms. Atkins of Concord, a petition (accompanied by bill, House, No. 4345) of Cory Atkins (by vote of town) that the town of Carlisle be authorized to recall elected officials of said town. To the committee on Election Laws.

Carlisle,—recalls.

By Mr. Cutler of Duxbury, a petition (accompanied by bill, House, No. 4346) of Josh S. Cutler (by vote of the town) that the town of Pembroke be authorized to issue bonds for certain municipal improvements. To the committee on Municipalities and Regional Government.

Pembroke,—bonds.

By Ms. Atkins of Concord, a petition (accompanied by bill, House, No. 4347) of Cory Atkins (by vote of the town) that the town of Carlisle be authorized to assess fines to utility companies which fail to relocate utility wires, cables and attachments which it is responsible for in said town. To the committee on Telecommunications, Utilities and Energy.

Carlisle,—utility wires.

By Mr. Hunt of Boston, a petition (accompanied by bill, House, No. 4349) of Daniel J. Hunt and others (with the approval of the mayor and city council) that the city of Boston be authorized set the speed limit to 20 miles per hour on public ways in thickly settled or business districts in said city. To the committee on Transportation.

Boston,—speed limits.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Walsh of Peabody (by request), a petition (subject to Joint Rule 12) of John DiPaolo for legislation to establish a sick leave bank for John DiPaolo, an employee of the Middlesex County Sheriff's Office.

John DiPaolo,—sick leave.

By Mr. Donato of Medford, a petition (subject to Joint Rule 12) of Paul J. Donato relative to the retirement benefits of special investigators of the Alcohol Beverage Control Commission.

Alcohol Beverage Commission.

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

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Condominium owners' rights.

Petition (accompanied by bill) of Raymond M. Lee relative to condominium owners' rights. To the committee on the Housing.

Provincetown,—
land title.

Petition (accompanied by bill) of Sarah K. Peake relative to confirming title to a certain property in the town of Provincetown taken by eminent domain. To the committee on the Judiciary.

Under suspension of the rules, on motion of Mr. Murphy of Weymouth, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

Peace Officer Standards and Training.

By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, asking to be discharged from further consideration of the Resolve providing for a "Special Commission on Peace Officer Standards and Training" to study and make recommendations concerning the implementation of a Peace Officers Standards and Training (POST) system (House, No. 2192, changed),— and recommending that the same be referred to the House committee on Rules. Under Rule 42, the report was considered forthwith; and it was accepted.

Subsequently Mr. Galvin of Canton, for said committee, reported that the foregoing Resolve providing for a "Special Commission on Peace Officer Standards and Training" to study and make recommendations concerning the implementation of a Peace Officers Standards and Training (POST) system (House, No. 2192, changed), ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the following matters be scheduled for consideration by the House:

Easthampton,—
liquor licenses.

The Senate Bill authorizing the city of Easthampton to grant 8 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (Senate, No. 2284) [Local Approval Received]; and House bills

Motorcycles.

Relative to motorcycle safety (House, No. 3011); and

Hingham,—
fund.

Making a corrective change for a certain reserve fund in the town of Hingham (House, No. 4051) [Local Approval Received];

Under suspension of Rule 7A, in each instance, on motion of Mr. Murphy of Weymouth, the bills severally were read a second time forthwith; and they were ordered to a third reading.

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

Hearing aids.

To provide increased access to hearing aids (House, No. 262);

Diabetes.

Improving students' access to life saving treatments (House, No. 417);

Vision health.

Relative to assessing the Commonwealth's eye care and vision health needs (House, No. 2046);

Emergency providers.

Relative to critical incident intervention by emergency service providers (House, No. 2113);

Compartments.

Relative to hidden compartments (House, No. 2121);

Relative to bank robberies and collection of fraudulent checks (House, No. 2132);
 To exempt the deliberation of public bodies at town meeting from the open meeting law (House, No. 2774);
 To clarify penalties for violations occurring while driving with a hardship license (House, No. 3032); and
 Granting equal access to original birth certificates to all persons born in Massachusetts (House, No. 4307);
 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.

Bank robberies.
 Open meeting law exemptions.
 Hardship licenses.
 Birth certificates.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on House, No. 237, a Bill to reform the issuance and sale of sports and entertainment tickets (House, No. 4335).

Tickets,— resale.

By Mr. Golden of Lowell, for the committee on Telecommunications, Utilities and Energy, on House, No. 2881, a Bill to promote energy diversity (House, No. 4336).

Energy diversity.

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

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, that the Bill requiring transparency in telephone solicitations (House, No. 4180), ought to pass with an amendment substituting a bill with the same title (House, No. 4334). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment pending.

Telephone solicitations.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Senate Bill relative to transgender anti-discrimination (Senate, No. 735, amended) ought to pass with amendments by striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4343; and by striking out the emergency preamble [Representatives Miceli of Wilmington, Garry of Dracut, Boldyga of Southwick and Dooley of Norfolk dissenting]. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment pending.

Transgender discrimination.

Orders of the Day.

The House Bill establishing a sick leave bank for David J. Saulnier, an employee of the Middlesex Sheriff's Office (House, No. 4291), 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.

Third reading bill.

The House Bill relative to certain loans by the Federal Home Loan Bank (House, No. 912), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Federal Home Loan Bank.

Federal
Home Loan
Bank.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it inserting after section 3 the following section:

“SECTION 3A. Said section 180A of said chapter 175, as so appearing, is hereby further amended by striking out, in line 2 and in line 89, the figure ‘180L½’ and inserting in place thereof, in each instance, the following figure:— 180L¾.”

The amendment was adopted; and the bill (House, No. 912, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Agricultural
operations.

The House Bill relative to agricultural operations (House, No. 3030), 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, Mr. Speliotis of Danvers moved to amend it by striking out all after the enacting clause and inserting in place thereof the following:

“Section 9 of chapter 90 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out the third sentence and inserting in place thereof the following 13 sentences:— A tractor, trailer, truck or all-terrain vehicle may be operated without such registration upon any way for a distance not exceeding ½ mile, if said tractor, trailer, truck or all-terrain vehicle is used exclusively for agricultural purposes, or between ½ mile and 10 miles if said tractor, trailer, truck or all-terrain vehicle is used exclusively for agricultural purposes and the owner thereof maintains in full force a policy of liability insurance which conforms to the provisions of section 113A of chapter 175 or for a distance not exceeding 300 yards, if such tractor, trailer or truck is used for industrial purposes other than agricultural purposes, for the purpose of going from property owned or occupied by the owner of such tractor, trailer or truck to other property so owned or occupied. Persons operating all-terrain vehicles under these provisions shall annually notify the police department in the municipalities in which they are to operate of the public way and sections of public way on which they operate in the course of agricultural purposes. For the purposes of this section the term ‘all-terrain vehicle’ means a motorized recreational vehicle designed or modified for travel on 4 low pressure tires and having a seat designed to be straddled by the operator and handlebars for steering control in conformance with section 20 of chapter 90B. All-terrain vehicles operating under this section shall be equipped with at least 1 stop light or a flashing red light to the rear and shall display a safety flag of not less than 36 square inches in area which shall be elevated to no less than 6 feet from the ground. If the all-terrain vehicle is designed to operate at 25 miles an hour or less, it shall also comply with section 7 and display the required slow-moving vehicle emblem. If an all-terrain vehicle is towing a sled, trailer or other vehicle, the vehicle being towed shall display the safety flag and said slow moving vehicle emblem. The operation of such all-terrain vehicles exclusively for agricultural purposes, for the limited distances authorized on a public way herein, shall be further limited to operation on public ways during the period from ½ hour before sunrise to ½ hour after sunset. Any person who operates an all-terrain vehicle on a public way for agricultural purposes as authorized by this section

but who fails to notify the police department in any municipality, in advance, of his or her intended route on a particular way or ways in that municipality, may be subject to a fine for his or her failure to provide advance notice to police if found operating therein or thereon. Any person who operates an all-terrain vehicle exclusively for agricultural purposes who violates any of the above provisions shall be subject to a fine under section 20. No person shall operate an unregistered tractor, trailer, truck or all-terrain vehicle on a public way, as authorized by this section, without having in his or her possession a valid driver license for the vehicle being operated and the operator of an all-terrain vehicle shall have at least a Class D license. Such person shall be subject to all traffic laws and regulations of the commonwealth while operating such vehicle on a public way. No person may operate an all-terrain vehicle on a public way for recreational or other purposes, even if in possession of a valid driver license, except as authorized by this section and section 25 of chapter 90B. Whoever operates an all-terrain vehicle on a public way without being authorized to do so, other than for failure to notify police of the intended route while using the vehicle exclusively for agricultural purposes as required above, may be cited for operating an unregistered vehicle under this section and if not in possession of a valid driver license for the vehicle being operated, may also be cited under section 10.”

The amendment was adopted; and the bill (House, No. 3030, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

At fourteen minutes after eleven o'clock A.M., on motion of Mrs. Orrall of Lakeville (Mr. Donato of Medford being in the Chair), the House recessed until a quarter after twelve o'clock noon; and at twenty-seven minutes before one o'clock P.M., the House was called to order with Mr. Donato in the Chair. Recess.

Reports of Committees.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, on Senate, No. 574, a Bill relative to equitable health care pricing (House, No. 4348) [Cost: Greater than \$100,000.00]. Equitable health care pricing.

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 further suspension of the rules, on motion of Mr. Sánchez, the bill (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, Mr. Sánchez of Boston moved to amend it by inserting before the enacting clause the following emergency preamble:

“*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith equitable health care pricing, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The amendment was adopted; and the bill (House, No. 4348, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Recesses.

Recess.

At nineteen minutes before one o'clock P.M., on motion of Mrs. Orrall of Lakeville (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair, and at twenty-three minutes after two o'clock P.M., the House was called to order with Mr. Donato being in the Chair.

The House thereupon took a further recess, on further motion of Mrs. Orrall, subject to the call of the Chair; and at two minutes after four o'clock P.M., the House was called to order with Mr. Donato of Medford in the Chair.

Emergency Measure.

Equitable health care pricing.

The engrossed Bill relative to equitable health care pricing (see House, No. 4348, 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 2 to 0. Sent to the Senate for concurrence. pricing.

Bill enacted.

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

Order.

On motion of Mr. DeLeo of Winthrop,—

Next sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Tuesday next at eleven o'clock A.M.

At eleven minutes after four o'clock P.M., on motion of Mrs. Orrall of Lakeville (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Tuesday at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Tuesday, May 31, 2016.

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.

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

Resolutions (filed by Mr. Berthiaume of Spencer) honoring the memory of Joseph F. Murray on the renaming of the Quaboag Bridge as the Joseph F. Murray Memorial Bridge in the town of Brookfield; Brookfield,—
bridge.

Resolutions (filed by Ms. Hogan of Stow) congratulating Aureliano Manuel Frade for receiving a Portuguese Heritage Award from the Portuguese-American Legislative Caucus; Aureliano
Frade.

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Edwin Lorenzana on receiving the Eagle Award of the Boy Scouts of America; Edwin
Lorenzana.

Resolutions (filed by Mr. Mirra of West Newbury) congratulating Daniel Buckley on receiving the Eagle Award of the Boy Scouts of America; Daniel
Buckley.

Resolutions (filed by Mr. Mirra of West Newbury) congratulating Nate Hopping on receiving the Eagle Award of the Boy Scouts of America; Nate
Hopping.

Resolutions (filed by Mr. Mirra of West Newbury) congratulating Anthony J. Lieto on receiving the Eagle Award of the Boy Scouts of America; and Anthony
Lieto.

Resolutions (filed by Mr. Mirra of West Newbury) congratulating Alexander Bryan Paul on receiving the Eagle Award of the Boy Scouts of America; Alexander
Paul.

Mr. Galvin of Canton, 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. Tucker of Salem, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Paper from the Senate.

The following notice was received from the Clerk of the Senate, to wit:—

May 31, 2016.

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

Dear Mr. Speaker:

Senate
appointments.

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

Senator Patrick M. O'Connor has been appointed to the joint committees on Economic Development and Emerging Technologies, Education, Housing, Labor and Workforce Development and Municipalities and Regional Government.

Respectfully submitted,

WILLIAM F. WELCH,
Clerk of the Senate.

*Report of the committee on Election Laws on a Proposal for a
Legislative Amendment to the Constitution.*

Senators and
Representa-
tives,—
terms of
office.

By Mr. Mahoney of Worcester, for the committee on Election Laws, on the petition (accompanied by proposal, House, No. 3359) of Paul McMurtry and others for a legislative amendment to the Constitution relative to increasing the terms of office for Senators and Representatives in the General Court from two years to four years,— reported, in accordance with a provision of Joint Rule 23, recommending that the amendment proposed by said petition (see House, No. 3359), ought NOT to pass.

The report was read and placed on file, in accordance with the requirements of said rule.

Reports of Committees.

Jennifer
Gay,—
sick leave.

By Mr. Galvin of Canton, 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 R. Heroux and Richard J. Ross for legislation to establish a sick leave bank for Jennifer Gay, an employee of the Department of Developmental Services. Under suspension of the rules, on motion of Mr. Nangle of Lowell, 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.

Injured
workers,—
benefits.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, on the petition (accompanied by bill, Senate, No. 976) and the bill (House, No. 3849), that the Bill increasing injured workers' access to medical care and workers' compensation benefits (House, No. 3849), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4296) [Cost: Greater than \$100,000.00]. Read; and referred, under Rule 33, to the committee on Ways and Means, with the amendment pending.

Family and
medical
leave.

By Mr. Scibak of South Hadley, for the committee on Labor and Workforce Development, on Senate, No. 1008 and House, Nos. 809 and 1718, a Bill establishing a family and medical leave and temporary disability leave insurance program (House, No. 4351). Referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Mr. Scibak of South Hadley, for the committee on Labor and Workforce Development, on Senate, No. 1003 and House, No. 1775, a Bill relative to the recognition and registration of professional employer organizations operating in the Commonwealth of Massachusetts (House, No. 4350). Professional employer organizations.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a joint petition, a Bill relative to Belchertown (House, No. 4131). Belchertown,—land.

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

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the Bill relative to transgender anti-discrimination (Senate, No. 735, amended), be scheduled for consideration by the House, with the amendment previously 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 4343,— pending. Placed in the Orders of the Day for the next sitting for a second reading, with the amendment pending. Transgender discrimination.

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

- Relative to concussion prevention (House, No. 1881); Concussions.
 - Requiring the use of helmets for equine riders and drivers (House, No. 2147); Helmets.
 - Relative to dangerous weapons (House, No. 2160); Weapons.
 - To protect vulnerable road users (House, No. 3073); Road users.
 - Relative to drivers licenses for international students (House, No. 3981); Foreign pupils.
 - and
 - Further regulating the reserve fund for credit unions (House, No. 4193); Credit unions.
- Severally placed in the Orders of the Day for the next sitting for a second reading.

Orders of the Day.

The Senate Bill authorizing the city of Easthampton to grant 8 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (Senate, No. 2284), 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. Easthampton,—liquor licenses.

Order.

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

At nine minutes after eleven o'clock A.M., on motion of Mr. Vieira of Falmouth (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M.

JOURNAL OF THE HOUSE.

Wednesday, June 1, 2016.

Met according to adjournment at eleven o'clock A.M., 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.

Guest of the House.

Natalia
Phillips.

During the session, the Speaker declared a brief recess and introduced and congratulated Natalia Phillips of Boston on being named valedictorian from New Mission High School. She was the guest of Representative Fox of Boston.

Statement Concerning Representative Madaro of Boston.

A statement of Mr. Michlewitz of Boston concerning Mr. Madaro of Boston was spread upon the records of the House, as follows:

Statement
concerning
Mr. Madaro
of Boston.

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Madaro of Boston, is unable to be present in the House Chamber for today's sitting due to personal business outside of the Commonwealth. If he could have been present for the question on passing to be engrossed the Bill relative to equal access to public places regardless of gender identity, he would have voted in the affirmative. His missing of roll calls today is due entirely to the reason stated.

Petitions.

Petitions severally were presented and referred as follows:

Westwood,—
liquor
license.

By Representative McMurtry of Dedham and Senator Rush, a joint petition (accompanied by bill, House, No. 4358) of Paul McMurtry and Michael F. Rush (by vote of the town) that the town of Westwood be authorized to grant a special license for the sale of all alcoholic beverages at an agricultural event. To the committee on Consumer Protection and Professional Licensure.

Bourne,—
Jared
MacDonald.

By Mr. Vieira of Falmouth, a petition (accompanied by bill, House, No. 4359) of David T. Vieira, Randy Hunt and Viriato M. deMacedo (by vote of the town) relative to the disability retirement of Jared MacDonald, a police officer in the town of Bourne. To the committee on Public Service.

Concord,—
property
tax.

By Ms. Atkins of Concord, a petition (accompanied by bill, House, No. 4360) of Cory Atkins and Michael J. Barrett (by vote of the town) that the town of Concord be authorized to establish a senior means-tested property tax exemption. To the committee on Revenue.

Severally sent to the Senate for concurrence.

Recess.

At two minutes after eleven o'clock A.M., on motion of Mr. Cusack of Braintree (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at twenty-two minutes after eleven o'clock, the House was called to order with the Speaker in the Chair. Recess.

Report of a Committee.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill establishing a sick leave bank for Rick Freni, an employee of the Massachusetts Department of Transportation (House, No. 4267), be scheduled for consideration by the House. Rick Freni,—
sick leave.

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.

Engrossed Bill.

The engrossed Bill authorizing the city of Easthampton to grant 8 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (see Senate, No. 2284) (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 Speaker and sent to the Senate. Bill enacted.

Matters Discharged from the Orders of the Day.

The House Bill to designate Billerica Massachusetts as the Yankee Doodle town (House, No. 4251), was discharged from its position in the Orders of the Day and read a second time forthwith, under suspension of Rule 47, on motion of Mr. Lombardo of Billerica, and it was ordered to a third reading. Billerica,—
Yankee Doodle town.

The Senate Bill relative to transgender anti-discrimination (Senate, No. 735, amended), was discharged from its position in the Orders of the Day and read a second time forthwith, under suspension of Rule 47, on motion of Mr. Fernandes of Milford. Transgender discrimination.

The amendments previously 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 4343; and by striking out the emergency preamble,— were adopted; and the bill, as amended, was ordered to a third reading.

Subsequently under suspension of the rules, on further motion of the same member, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time.

After debate on the question on passing the bill, as amended, to be engrossed, in concurrence (Mrs. Haddad of Somerset being in the Chair), Mr. Hunt of Sandwich moved to amend it, in section 2, in line 10, by inserting after the word "identity", the words "provided further, the provisions of this section shall not apply to public rest room, locker room, and bath house facilities intended primarily for the use of minors."

Amendment
rejected,—
yea and nay
No. 259.

After debate on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of the same member; and on the roll call 44 members voted in the affirmative and 111 in the negative.

[See Yea and Nay No. 259 in Supplement.]

Therefore the amendment was rejected.

Mrs. Poirier of North Attleborough and other members of the House then moved to amend the bill by adding the following section:

“SECTION 6. Notwithstanding any general or special law to the contrary the provisions of this act shall not apply to multiple capacity gender based locker rooms and showering facilities where there is an expectation of privacy that do not provide for separation between occupants.”

Amendment
rejected,—
yea and nay
No. 260.

After debate on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of the same member; and on the roll call 45 members voted in the affirmative and 110 in the negative.

[See Yea and Nay No. 260 in Supplement.]

Therefore the amendment was rejected.

Mr. Markey of Dartmouth then moved to amend the bill in section 2, in line 10, by inserting after the word “identity” the following: “; provided further, that with regard to the prohibition on gender-identity discrimination, this section shall not apply to the locker rooms of any entity in which its primary purpose is promoting and maintaining physical and mental health through physical exercise and instruction of minor children, provided such entity has a written policy and guidelines which balances the availability of facilities of the entity, the privacy and dignity of the person defined in clause 59 of section 7 of chapter 4, and the privacy and dignity of any other person attending the entity.”

After remarks the amendment was rejected.

Mr. Lyons of Andover then moved to amend the bill by striking out section 3.

Amendment
rejected,—
yea and nay
No. 261.

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of the same member; and on the roll call 11 members voted in the affirmative and 144 in the negative.

[See Yea and Nay No. 261 in Supplement.]

Therefore the amendment was rejected.

Mr. Lyons then moved to amend the bill by striking out section 2 and inserting in place thereof the following section:

“SECTION 2. The second paragraph of said section 92A of said chapter 272, as so appearing, is hereby further amended by adding the following sentence:— Any public accommodation, including, without limitation, any entity that offers the provision of goods, services, or access to the public shall grant all persons admission to and the full enjoyment of such public accommodation or other entity consistent with the person’s gender identity.”

Amendment
rejected,—

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of

Mr. Lyons of Andover; and on the roll call 31 members voted in the affirmative and 124 in the negative. yea and nay
No. 262.

[See Yea and Nay No. 262 in Supplement.]

Therefore the amendment was rejected.

The same member then moved to amend the bill by striking out section 2 and inserting in place thereof the following section:

“SECTION 2. The second paragraph of said section 92A of said chapter 272, as so appearing, is hereby further amended by adding the following sentence:—

Any public accommodation, including, without limitation, any entity that offers the provision of goods, services, or access to the public, that lawfully segregates or separates access to such public accommodation or other entity based on a person’s sex shall grant all persons admission to and the full enjoyment of such public accommodation or other entity consistent with the person’s gender identity; provided further that any special accommodations that are offered to a person as a result of their gender identity are offered to all such persons in the Commonwealth.”.

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of Mr. Lyons; and on the roll call 34 members voted in the affirmative and 121 in the negative. Amendment
rejected,—
yea and nay
No. 263.

[See Yea and Nay No. 263 in Supplement.]

Therefore the amendment was rejected.

Mr. Lyons of Andover then moved to amend the bill by striking out section 4 and inserting in place thereof the following section:

“SECTION 4. The Massachusetts Commission Against Discrimination shall adopt, promulgate, amend, and rescind rules and regulations or formulate policies and make recommendations to effectuate the purposes of this act, including when and how gender identity, as defined in clause 59 of section 7 of chapter 4 of the General Laws, may be evidenced. The office of the attorney general shall issue regulations or guidance for referring to the appropriate law enforcement agency or other authority for legal action any person who asserts gender identity for an improper purpose, as defined in clause 59 of section 7 of chapter 4. All rules and regulations put forth by Massachusetts Commission Against Discrimination and the Attorney General on this matter shall come before the legislature for approval before being adopted, promulgated, rescinded, or amended.”.

After debate on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of the same member; and on the roll call 28 members voted in the affirmative and 128 in the negative. Amendment
rejected,—
yea and nay
No. 264.

[See Yea and Nay No. 264 in Supplement.]

Therefore the amendment was rejected.

Mr. Lyons then moved to amend the bill by striking out section 2 and inserting in place thereof the following section:

“SECTION 2. The second paragraph of said section 92A of said chapter 272, as so appearing, is hereby further amended by adding the following sentence:— Any public accommodation, including, without limitation, any entity that offers the provision of goods, services, or access to the public shall grant all persons admission to and the full

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enjoyment of such public accommodation or other entity consistent with the person's gender identity; provided further that this will not apply lawfully sex segregated facilities in schools.”.

Amendment
rejected,—
yea and nay
No. 265.

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of Mr. Lyons of Andover; and on the roll call 36 members voted in the affirmative and 120 in the negative.

[See Yea and Nay No. 265 in Supplement.]

Therefore the amendment was rejected.

The same member then moved to amend the bill by adding the following section:

“SECTION 6. Section 7 of Chapter 4, as so appearing, is hereby amended by striking out the fifty-ninth clause and inserting in place thereof the following paragraph:— ‘Fifty-ninth, ‘Gender identity’ shall mean a person’s gender-related identity, appearance or behavior, whether or not that gender-related identity, appearance or behavior is different from that traditionally associated with the person’s physiology or assigned sex at birth. Gender-related identity may be shown by providing evidence including, medical history, care or treatment of the gender-related identity; provided, however, that gender-related identity shall not be asserted for any improper purpose.”.

Amendment
rejected,—
yea and nay
No. 266.

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of Mr. Lyons; and on the roll call 11 members voted in the affirmative and 145 in the negative.

[See Yea and Nay No. 266 in Supplement.]

Therefore the amendment was rejected.

Mr. D’Emilia of Bridgewater then moved to amend the bill, in section 2, in line 10, by inserting after the word “identity” the words “; provided that such public accommodation may require an individual to use the lawfully sex segregated bathroom or locker room that is consistent with the individual’s physiology or assigned sex at birth.”.

Amendment
rejected,—
yea and nay
No. 267.

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of the same member; and on the roll call 32 members voted in the affirmative and 124 in the negative.

[See Yea and Nay No. 267 in Supplement.]

Therefore the amendment was rejected.

Messrs. Dooley of Norfolk and McKenna of Webster then moved to amend the bill in section 2, in line 10, by inserting after the word “identity” the words “; provided further that parents or legal guardians may accompany their minor children of no more than twelve years of age into a public restroom designated to the gender of that child regardless of the parent or legal guardian’s own gender.”.

Amendment
rejected,—
yea and nay
No. 268.

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of Mr. Dooley; and on the roll call 42 members voted in the affirmative and 113 in the negative.

[See Yea and Nay No. 268 in Supplement.]

Therefore the amendment was rejected.

Mr. Dooley of Norfolk then moved to amend the bill by adding the following section:

“SECTION 6. Chapter 71 of the General Laws is hereby amended by adding the following section:—

Section 97. (a) Each public school district shall have a written policy that provides for the designation of use by gender identity for any public school facility, including without limitation: restrooms, locker rooms, showers, or any other facility where a pupil may be in a state of undress. The local school committee shall determine an option or multiple options that are best designed to ensure the safety and well-being of the children. These accommodations may be implemented district-wide or on a facility by facility basis provided that such accommodations are in accordance with Federal Law and satisfies the requirements of Title IX. In a case where multiple options are available, the parents or guardians of the child whose gender identity does not match their biological identity shall meet with the school superintendent or appointee to determine which option is best for the child in question.

(b) This section shall take effect in a school district upon acceptance by a vote of the board of the school district in which the public school is located.”

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of the same member; and on the roll call 28 members voted in the affirmative and 128 in the negative.

Amendment rejected,—
yea and nay
No. 269.

[See Yea and Nay No. 269 in Supplement.]

Therefore the amendment was rejected.

Messrs. Dooley of Norfolk and McKenna of Webster then moved to amend the bill by adding the following section:

“SECTION 6. Chapter 272 of the General Laws shall be amended by inserting after Section 16 the following section:

Section 16B. Any person who enters a public restroom, changing room, locker room or other similar enclosed area or facility with the intent of improper behavior by falsely claiming to be of a gender identity not consistent with their physical gender shall be punished by imprisonment in the state prison for not more than 5 years or by a fine of not more than \$5,000, or both such fine and imprisonment.”

After debate on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of Mr. Dooley; and on the roll call 37 members voted in the affirmative and 119 in the negative.

Amendment rejected,—
yea and nay
No. 270.

[See Yea and Nay No. 270 in Supplement.]

Therefore the amendment was rejected.

Messrs. Dooley of Norfolk and McKenna of Webster then moved to amend the bill by adding the following section:

“SECTION 6. Section 92A of chapter 272 of the General Laws is hereby amended by inserting after the second paragraph the following paragraph:—

Any business or place where members of the public have access to as invitees or licensees may designate a particular restroom facility as ‘transgendered’, ‘gender neutral’, or ‘family use’ provided that it does not provide any unreasonable hardship on the transgendered individual. In the instance that this restroom is designated as such, it satisfies

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discrimination.

the requirement of this section and the other restrooms shall be determined to be safe for the sole exclusive use of the anatomical gender of the patron.”.

After remarks the amendment was rejected.

The same members then moved to amend the bill by adding the following section:

“SECTION 6. Notwithstanding any general or special law to the contrary, private organizations not open to the general public such as, but not limited to, clubs, private schools, parochial schools, gyms and other entities which are not primarily open to the general public shall be excluded from the restroom or changing room provisions in this act.”.

Amendment
rejected,—
yea and nay
No. 271.

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of Mr. Dooley of Norfolk; and on the roll call 35 members voted in the affirmative and 119 in the negative.

[See Yea and Nay No. 271 in Supplement.]

Therefore the amendment was rejected.

Mr. Frost of Auburn then moved to amend the bill by adding the following section:

“SECTION 6. Section 7 of chapter 4 of the General Laws, as appearing in the 2014 Official Edition is hereby amended by inserting, in line 489, after the word ‘identity’ the following:— written documentation of gender identity provided by a licensed medical professional to include a psychiatrist, therapist, or doctor,.

The amendment was rejected.

Mr. Jones of North Reading and other members of the House then moved to amend the bill in section 2 by adding the following paragraph:

“Any public accommodation that lawfully segregates or separates access to such public accommodation or other entity based on a person’s sex may prohibit a finally classified level 2 or level 3 sex offender from using any lawfully sex segregated facility, bathroom, or locker room that is not consistent with the individual’s assigned sex at birth.”.

Amendment
rejected,—
yea and nay
No. 272.

After debate on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of Mr. Jones; and on the roll call 58 members voted in the affirmative and 94 in the negative.

[See Yea and Nay No. 272 in Supplement.]

Therefore the amendment was rejected.

Mr. Jones of North Reading and other members of the House then moved to amend the bill in section 5, in line 20, by inserting after the year “2017”, the following: “or after such time that the Massachusetts Commission Against Discrimination has promulgated rules and regulations required by section 4 of this act, whichever is later”; and the amendment was rejected.

Mr. Rogers of Norwood then moved to amend the bill by adding the following section:

“SECTION 6. Section 92A of chapter 272 of the General Laws, as so appearing, is hereby amended by inserting at the end thereof the following:

(a) Whoever asserts a gender-related identity for any improper purpose, as defined in clause 59, section 7 of chapter 4, shall be punished by a fine of not more than one thousand dollars.

(b) Whoever asserts a gender-related identity for any improper purpose, as defined in clause 59, section 7 of chapter 4, with the intent to commit an act prohibited under Chapter 265 and punishable under same for up to 2 1/2 years in a house of correction, shall be punished by imprisonment for not more than 2 1/2 years in a house of correction.

(c) Whoever asserts a gender-related identity for any improper purpose, as defined in clause 59, section 7 of chapter 4, with the intent to commit an act prohibited under Chapter 265 and punishable under same for any term in a state prison, shall be punished by imprisonment for the same term in a state prison.”

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of the same member; and on the roll call 63 members voted in the affirmative and 88 in the negative.

Amendment rejected,—
yea and nay
No. 273.

[See Yea and Nay No. 273 in Supplement.]

Therefore the amendment was rejected.

Mr. Lombardo of Billerica then moved to amend the bill by adding the following section:

“SECTION 6. Nothing in this section will impose criminal or civil liability on law enforcement officers when responding to a report of criminal activity where such officer or officers have a good faith basis to believe that a gender identity, as appearing in Section 7 of chapter 4 of the General Laws, is being asserted for an improper purpose.”

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of the same member; and on the roll call 38 members voted in the affirmative and 114 in the negative.

Amendment rejected,—
yea and nay
No. 274.

[See Yea and Nay No. 274 in Supplement.]

Therefore the amendment was rejected.

Mr. Hunt of Sandwich then moved to amend the bill by adding the following section:

“SECTION 6. All public single-user rest room, locker room, bath house, and seashore facilities shall not be segregated on the basis of sex.”

After remarks the amendment was rejected.

Mrs. Orrall of Lakeville then moved to amend the bill by adding the following section:

“SECTION 6. Section 7 of chapter 4 of the General Laws, as appearing in the 2014 Official Edition is hereby amended in line 486 by striking the word ‘may’ and inserting in place thereof the following:— ‘shall’ and further by inserting, in line 489, after the word ‘identity,’ the following:— an amended birth certificate consistent with the person’s gender-related identity; a government issued license or identification card consistent with the person’s gender-related identity;”

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of the same member; and on the roll call 35 members voted in the affirmative and 117 in the negative.

Amendment rejected,—
yea and nay
No. 275.

[See Yea and Nay No. 275 in Supplement.]

Therefore the amendment was rejected.

Transgender
discrimination.

The Speaker being in the Chair,—

Mr. Fernandes of Milford then moved to amend the bill by striking out section 2 and inserting in place thereof the following section:

“SECTION 2. The second paragraph of said section 92A of said chapter 272, as so appearing, is hereby further amended by adding the following sentence:—

An owner, lessee, proprietor, manager, superintendent, agent or employee of any place of public accommodation, resort or amusement that lawfully segregates or separates access to such place of public accommodation, or a portion of such place of public accommodation, based on a person’s sex shall grant all persons admission to, and the full enjoyment of, such place of public accommodation or portion thereof consistent with the person’s gender identity.”

The amendment was adopted.

Bill passed to
be engrossed,—
yea and nay
No. 276.

After debate on the question on passing the bill, as amended, to be engrossed, in concurrence, the sense of the House was taken by yeas and nays, at the request of Mr. Fernandes of Milford; and on the roll call 116 members voted in the affirmative and 36 in the negative.

[See Yea and Nay No. 276 in Supplement.]

Therefore the bill (Senate, No. 735, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment [for text of House amendment, see House document numbered 4343, amended].

Order.

Mr. Donato of Medford being in the Chair,—

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o’clock A.M.

Accordingly, without proceeding to the matters in the Orders of the Day, at four minutes after six o’clock P.M., on motion of Mr. Vieira of Falmouth (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o’clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Thursday, June 2, 2016.

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.

Guests of the House.

During the session, the Chair (Mr. Donato of Medford), declared a brief recess and introduced, seated in the House Chamber, a group of 5th grade students and their teachers from the Cunniff Elementary School in Watertown. They were the guests of Mr. Lawn of Watertown. Watertown,—
Cunniff
School.

Later in the session, the Chair (Mr. Donato), declared a brief recess and introduced students and teachers from the Cunningham Elementary School in Milton, who were also seated in the House Chamber. They were the guests of Mr. Timilty of Milton. Milton,—
Cunningham
School.

Near the end of the session, the Chair (Mr. Donato of Medford), declared a brief recess and introduced students from New Ipswich, New Hampshire, who were visiting the State House on invitation of the Speaker's staff. They were the guests of the Speaker. New Ipswich
New
Hampshire,—
students.

Resolutions.

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

Resolutions (filed by Ms. Garlick of Needham) congratulating Matthew Joseph Benson on receiving the Eagle Award of the Boy Scouts of America; Matthew
Benson.

Resolutions (filed by Ms. Garlick of Needham) congratulating Andrew William Mallett on receiving the Eagle Award of the Boy Scouts of America; and Andrew
Mallett.

Resolutions (filed by Ms. Garlick of Needham) congratulating Peter Eric Phelan on receiving the Eagle Award of the Boy Scouts of America; Peter
Phelan.

Mr. Galvin of Canton, 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. Garlick, 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 Mr. Kocot of Northampton, a petition (subject to Joint Rule 12) of Peter V. Kocot that the commissioner of Capital Asset Management Northampton,—
land.

and Maintenance be authorized to convey certain parcels of land in the city of Northampton to said city for affordable housing purposes.

Weymouth,—
land.

By Mr. Mariano of Quincy, a petition (subject to Joint Rule 12) of Ronald Mariano and James M. Murphy that the Massachusetts Department of Transportation be authorized to acquire certain parcels of land in the town of Weymouth.

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

Paper from the Senate.

General
Appropriation
Bill.

The House Bill making appropriations for the fiscal year 2017 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 4201), 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 2305.

Committee of
conference.

Under suspension of Rule 35, on motion of Mr. Dempsey of Haverhill, the amendment was considered forthwith. The House then non-concurred with the Senate in its amendment; and, on further motion of the same member, asked for a committee of conference on the disagreeing votes of the two branches. Messrs. Dempsey, Kulik of Worthington and Smola of Warren were appointed the committee on the part of the House. Sent to the Senate to be joined.

Id.

Subsequently notice was received from the Senate that said branch had insisted on its amendment, concurred with the House in the appointment of a committee of conference; and that Senators Spilka, DiDomenico and deMacedo had been joined as the committee on the part of the Senate.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Aquinnah and
Chilmark,—
boundaries.

Petition (accompanied by bill) of Timothy R. Madden and Daniel A. Wolf relative to changing the town line between the towns of Aquinnah and Chilmark. To the committee on Municipalities and Regional Government.

ABCC,—
retirement.

Petition (accompanied by bill) of Paul J. Donato relative to the retirement benefits of special investigators of the Alcohol Beverage Control Commission. To the committee on Public Service.

Under suspension of the rules, on motion of Ms. Piesch of Wellesley, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

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

State owned
bank,—
study.

Of the Bill establishing a commission to study the feasibility of establishing a bank owned by the Commonwealth or by a public authority constituted by the Commonwealth (House, No. 934);

Of the Bill creating a task force to study the use of the internet by sex offenders (House, No. 2142); Sex offenders,— task force.

Of the Bill to review security and safety procedures in the State House and state courthouses (House, No. 2166); State House, etc.,— safety.

Of the Bill establishing the Massachusetts law revision commission (House, No. 2813); Law revision commission.

Of the Bill relative to improving passenger rail service between Springfield and Boston (House, No. 3026); Springfield and Boston.

Of the Bill providing for a study to be conducted on the cost feasibility of implementing a ferry service to Long Island in Boston Harbor (House, No. 3311); and Long Island,— ferry service.

Of the Bill establishing a commission on the 250th anniversary of the American Revolution (House, No. 3516); and American Revolution.

Of the Resolve providing for an investigation and study by a special commission relative to child suicide (House, No. 513); Child suicide,— study.

Of the Resolve providing for an investigation and study by a special commission relative to preparedness for natural disasters (House, No. 2162); Natural disasters.

Of the Resolve establishing a special commission to investigate and study relative to the application of building codes when existing structures in gateway cities are converted to a mixed-use development (House, No. 2189); and Gateway cities,— study.

Of the Resolve providing for the creation of a special commission relative to the seal and motto of the Commonwealth (House, No. 2810); State seal,— study.

And recommending that the same severally be referred to the House committee on Rules.

Under Rule 42, the reports were considered forthwith; and they were accepted.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, asking to be discharged from further consideration

Of the Senate Bill to protect children and families from harmful flame retardants (Senate, No. 2302); and Flame retardants.

Of the House Bill to protect children, firefighters and families from harmful flame retardants (House, No. 4241); Id.

And recommending that the same be referred to the committee on Ways and Means. Under Rule 42, the reports severally were considered forthwith; and they were accepted. Severally sent to the Senate for concurrence, inasmuch as relates to the discharge of the committee.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill requiring transparency in telephone solicitations (House, No. 4180), be scheduled for consideration by the House, with an amendment previously recommended by the committee on Consumer Protection and Professional Licensure, pending. Telephone solicitations.

Under suspension of Rule 7A, on motion of Mr. Speliotis of Danvers, the bill was read a second time forthwith.

The amendment recommended by the committee on Consumer Protection and Professional Licensure,— that the bill be amended by substitution of a bill with the same title (House, No. 4334),— was adopted.

The substituted bill then was ordered to a third reading.

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

Children.

Relative to mandated reporters (House, No. 132, changed);

Vision screening.

Requiring the Department of Public Health to issue a report on vision screening for children (House, No. 1886);

Diabetes.

Relative to diabetes prevention (House, No., 3871);

Salem Harbor port authority.

Authorizing the city of Salem to establish the Salem Harbor Port Authority (House, No. 3894, changed) [Local Approval Received];

Move over.

Relative to the move over law (House, No. 4244); and

Springfield,—
contracts
law.

Exempting the city of Springfield from certain provisions of Section 29 of Chapter 43 (House, No. 4255) [Local Approval Received];

Under suspension of Rule 7A, in each instance, on motion of Mr. Speliotis of Danvers, the bills severally were read a second time forthwith; and they were ordered to a third reading.

Prescription
eye drops.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the Bill relative to prescription eye drops (House, No. 4195), ought to pass. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Opiate
overdose,—
deaths,—
awareness.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the Bill increasing awareness of suspected opiate overdose deaths (House, No. 2104), ought to pass with amendments in line 2 by striking out the figures “70” and inserting in place thereof the figures “71”; and in line 3 by striking out the figures “71” and inserting in place thereof the figures “72”. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendments pending.

Assets.

By Mr. Fernandes of Milford, for the committee on the Judiciary, on a petition, a Bill regarding asset forfeiture (House, No. 1148).

Juveniles,—
records.

By the same member, for the same committee, on House, Nos. 1248, 1254, 1270, 1297, 1299 and 1433, a Bill relative to the expungement of records (House, No. 4363).

Sexual
assault,—
evidence.

By the same member, for the same committee, on House, No. 1278, a Bill relative to preservation of evidence for victims of rape and sexual assault (House, No. 4364).

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

Animals,—
security.

By Mr. Fernandes of Milford, for the committee on the Judiciary, on a petition, a Bill updating the law relating to posting a security for seized animals in cruelty cases (House, No. 1220).

Disabilities,—
protection.

By the same member, for the same committee, on a petition, a Bill relative to the protection of persons with disabilities (House, No. 1549).

Recreational
vehicles,—
hit and run.

By the same member, for the same committee, on House, No. 1216, a Bill increasing penalties for hit and runs with recreational vehicles in the Commonwealth (House, No. 4362).

Electronic
mail.

By the same member, for the same committee, on House, No. 1287, a Bill relative to access to a decedent’s electronic mail accounts (House, No. 4365).

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

Orders of the Day.

House bills

Designating the town of Billerica as the Yankee Doodle Town (House, No. 4251) (its title having been changed by the committee on Bills in the Third Reading); and Third reading bills.

Establishing a sick leave bank for Rick Freni, an employee of the Massachusetts Department of Transportation (House, No. 4267);

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 Monday next at eleven o'clock A.M. Next sitting.

At six 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.

JOURNAL OF THE HOUSE.

Monday, June 6, 2016.

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).

Pledge of
allegiance.

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.

Statement of Representative Parisella of Beverly.

A written statement received from Mr. Parisella of Beverly, regarding the session of Wednesday, June 1, 2016, was spread upon the records of the House, as follows:

Statement of
Mr. Parisella
of Beverly.

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to cast a vote for House Bill 4343, An Act relative to transgender anti-discrimination. I was committed to a legislative trip to Belgium that had been planned months in advance. Although my colleagues and I remained in the House Chamber for as long as possible in an attempt to cast a vote for the bill, we were unable to do so. The timing of the departing flight was unfortunate given the circumstances. My missing of roll calls on Wednesday, June 1 was due entirely to the reason stated.

Resolutions.

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

Conor
Maier.

Resolutions (filed by Mr. Fernandes of Milford) congratulating Conor Douglas Maier on receiving the Eagle Award of the Boy Scouts of America;

Michael
Weber.

Resolutions (filed by Mr. Fernandes of Milford) congratulating Michael James Weber on receiving the Eagle Award of the Boy Scouts of America; and

Joan
Butler.

Resolutions (filed by Mr. Gordon of Bedford and other members of the House) congratulating Joan Butler on her retirement;

Mr. Galvin of Canton, 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. Brodeur of Melrose, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Order.

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

Education
committee,—

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Education be granted until Friday, June 17, 2016, within

which time to make its final report on current Senate documents numbered 253, 266, 267 and 268 and current House documents numbered 326, 336, 341, 462, 489 and 3402. extension of
time for
reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4371), 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:

By Representative Arciero of Westford and Senator Eldridge, a joint petition (accompanied by bill, House, No. 4374) of James Arciero and James B. Eldridge (by vote of the town) that the town of Littleton be authorized to grant one additional license for the sale of all alcoholic beverages not to be drunk on the premises. To the committee on Consumer Protection and Professional Licensure. Westford,—
liquor
licenses.

By Mr. Muratore of Plymouth, a petition (accompanied by bill, House, No. 4375) of Mathew J. Muratore (by vote of the town) that the town of Plymouth be authorized to establish an environmental affairs fund for said town. To the committee on Municipalities and Regional Government. Plymouth,—
funds.

By Representative Barrows of Mansfield and Senator Timilty, a joint petition (accompanied by bill, House, No. 4376) of F. Jay Barrows and James E. Timilty (by vote of the town) that the town of Mansfield be authorized to institute appropriate recruitment procedures for police cadets in said town, notwithstanding certain provisions of the civil service law. To the committee on Public Service. Mansfield,—
police
cadets.

Severally sent to the Senate for concurrence.

Mr. Kocot of Northampton presented a petition (subject to Joint Rule 12) of Peter V. Kocot that the commissioner of Capital Asset Management and Maintenance be authorized to convey certain land to the city of Northampton; and the same was referred, under Rule 24, to the committee on Rules. Northampton,—
land.

Papers from the Senate.

A Bill establishing a sick leave bank for Jodi Paris Anastos, an employee of the Operational Services Division (Senate, No. 2312) (on Senate bill No. 2228), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Jodi Paris
Anastos,—
sick leave.

Reports of the committee on Public Service recommending that the following communications be placed on file:

From the Public Employee Retirement Administration Commission (under the provisions of section 50 of Chapter 7 of the General Laws) submitting amendments to the rules and regulations governing retirement of public employees in Massachusetts (840 CMR 3.07 and 3.10) (Senate, No. 2078); and PERAC,—
regulations.

PERAC,—
regulations.

From the Public Employee Retirement Administration Commission (under the provisions of section 50 of Chapter 7 of the General Laws) submitting amendments to the rules and regulations governing retirement of public employees in Massachusetts (840 CMR 3.08) (Senate, No. 2079);

Severally were considered forthwith, under Rule 42; and they were accepted, in concurrence.

Petitions severally were referred, in concurrence, under suspension of Joint Rule 12, as follows:

Community
policing and
mental health.

Petition (accompanied by bill, Senate, No. 2320) of Jason M. Lewis for legislation to establish the center of excellence in community policing and behavioral health. To the committee on Mental Health and Substance Abuse.

Thomas Brian
Donnelly,—
benefits.

Petition (accompanied by bill, Senate, No. 2321) of Marc R. Pacheco and Susan Williams Gifford for legislation relative to retirement benefits for Thomas Brian Donnelly. To the committee on Public Service.

Reports of Committees.

Tobacco and
nicotine
addiction,—
youth.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the Bill to protect youth from the health risks of tobacco and nicotine addiction (Senate, No. 2269), 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 4361 [Cost: Greater than \$100,000.00]. Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently, with the amendment pending.

Offenders,—
rehabilitation.

By Mr. Fernandes of Milford, for the committee on the Judiciary, on House, No. 1313, a Bill promoting restorative justice practices (House, No. 4368).

Minors,—
indecent
videos.

By the same member, for the same committee, on House, No. 1567, a Bill relative to transmitting indecent visual depictions by teens (House, No. 4370).

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

Criminal
offenders,—
treatment.

By Mr. Fernandes of Milford, for the committee on the Judiciary, on House, No. 1463, a Bill expanding eligibility for diversion to treatment for criminal offenders (House, No. 4369).

Boston,—
road.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill relative to a certain road in the city of Boston (House, No. 4268).

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

Child
suicide,—
study.

By Mr. Galvin of Canton, for the committee on Rules, that the Resolve providing for an investigation and study by a special commission relative to child suicide (House, No. 513), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

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

- Requiring microphones and audio-recorders on tasers (House, No. 2130, changed); Tasers.
 - Clarifying occupancy excise and internet hotel room resellers (House, No. 4233); Occupancy excise.
 - Relative to parking systems (House, No. 4243); and Parking.
 - Relative to the judicial enforcement of noncompetition agreements (House, No. 4323); Noncompetition agreements.
- Severally placed in the Orders of the Day for the next sitting for a second reading.

Emergency Measure.

The engrossed Bill establishing a sick leave bank for Laurie Godwin, an employee of the Department of Youth Services (see House, No. 4189), 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. Laurie Godwin,—
sick leave.

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.

Orders of the Day.

- House bills
- Relative to the creation of a renewable energy fund in the town of Dedham (House, No. 3881); and Third reading bills.
 - Authorizing the Commissioner of Capital Asset Management and Maintenance to convey an easement over a certain parcel of land in the town of Dracut (House, No. 4220);
- 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.

The House Bill relative to special alcohol licenses for nonprofit charitable corporations (House, No. 248) (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. Nonprofit charitable corporations,—
liquor licenses.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by striking out all after the enacting clause and inserting in place thereof the following:

“Section 14 of chapter 138 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by adding the following paragraph:—

A nonprofit charitable corporation that has received a license pursuant to this section, and is organized pursuant to chapter 180 and registered with the public charities division of the office of the attorney general, may accept free alcoholic beverages, donated by an individual or a person licensed to manufacture alcoholic beverages or sell the same

Nonprofit
charitable
corporations,—
liquor
licenses.

at wholesale or retail pursuant to this chapter, to be served at fundraising events for the benefit of the nonprofit charitable corporation.”

The amendment was adopted; and the bill (House, No. 248, amended) was passed to be engrossed. 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 Wednesday next at eleven o'clock A.M.

Next
sitting.

At nineteen minutes before twelve o'clock noon, on motion of Mr. Smola of Warren (Mr. Kafka of Stoughton being in the Chair), the House adjourned, to meet the following Wednesday at eleven o'clock A.M.

JOURNAL OF THE HOUSE.

Wednesday, June 8, 2016.

Met according to adjournment at eleven o'clock A.M., 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.

Message from the Governor.

A message from His Excellency the Governor (under Section 8 of Article LXXXIX of the Amendments to the Constitution) recommending legislation relative to the 2016 special town election in the town of East Longmeadow (House, No. 4382), was filed in the office of the Clerk on Tuesday, June 7. East
Longmeadow,—
election.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Election Laws. Sent to the Senate for concurrence.

Distinguished Guests of the House.

During the session, the Speaker took the Chair, declared a brief recess, and introduced the Consul General for New England from Japan, Tsutomu Himeno and his wife Tomako. Mr. Himeno has served as Consul General for New England since August, 2014. He will be returning to Japan next week. The Speaker stated, that he will be missed. Mrs. Orrall of Lakeville then read and presented to the Consul General Citations of the House, thanking him for his service. The Consul General and his wife were accompanied by their assistant. They were the guests of Representatives Orrall, Chan of Quincy, Kaufman of Lexington, Mom of Lowell, Schmid of Westport and Wong of Saugus. Consul General
for New England
from Japan,
Tsutomu
Himeno and his
wife Tomako.

Guests of the House.

At the beginning of the session, the Chair (Mr. Donato of Medford), declared a brief recess and introduced the students from the Holland Elementary School in Warren. At the invitation of the Chair, the students participated in the pledge of allegiance to the flag. They were the guests of Mr. Smola of Warren. Warren,—
school
students.

During the session, The Chair (Mr. Donato of Medford), declared a brief recess, and introduced the Lawrence Public School musical ensemble. They were accompanied by Secretary of Veterans' Affairs, Francisco Urena. The string ensemble performed "We Will Rock You". They were the guests of Representatives DiZoglio of Methuen, Devers of Lawrence and Moran of Lawrence. Lawrence
Public School
musical
ensemble.

H. Olive Day
School.

During the session, the Speaker declared a brief recess and introduced students from the second grade class of Norfolk's H. Olive Day School, including the son of Representative Dooley of Norfolk, William Dooley. The students and teachers were touring the State House and also performed a concert on the Grand Staircase. Their teacher, Bonnie O'Connell, is retiring this year after 36 years of teaching the children of Walpole and Norfolk. They were the guests of Mr. Dooley of Norfolk.

Petitions.

Petitions severally were presented and referred as follows:

Marblehead,—
historic
commission.

By Ms. Ehrlich of Marblehead, a petition (accompanied by bill, House, No. 4380) of Lori A. Ehrlich (by vote of the town) that the town of Marblehead be authorized to establish a historic district commission.

Middleton,—
reserve
fund.

By Mr. Jones of North Reading, a petition (accompanied by bill, House, No. 4378) of Bradley H. Jones, Jr., Bruce E. Tarr and Theodore C. Speliotis (by vote of the town) that the town of Middleton be authorized to establish a reserve fund.

South Hadley,—
land.

By Mr. Scibak of South Hadley, a petition (accompanied by bill, House, No. 4379) of John W. Scibak (by vote of the town) that the town of South Hadley be authorized to convey a certain parcel of land for other than park purposes.

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

Medical
assistance.

Mr. Chan of Quincy presented a petition (subject to Joint Rule 12) of Tackey Chan and others that the Division of Medical Assistance be authorized to include dentures, restorative, endodontic and periodontal treatment within its covered services for certain persons ages 65 and older; and the same was referred, under Rule 24, to the committee on Rules.

Papers from the Senate.

Warren,—
Dennis
Desrosiers.

A petition (accompanied by bill, Senate, No. 2319) of Anne M. Gobi and Todd M. Smola (by vote of the town) for legislation to authorize the town of Warren to continue the employment of Dennis Desrosiers, was referred, in concurrence, to the committee on Public Service.

Edward
Connors,—
sick leave.

A petition of Sal N. DiDomenico and Joseph W. McGonagle, Jr., for legislation to establish a sick leave bank for Edward Connors, an employee of the Department of Transitional Assistance, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2324) was referred, in concurrence, to the committee on Public Service.

Reports of Committees.

Energy
diversity.

Mr. Galvin of Canton, for the committee on Rules, reported (under the provisions of House Rules 7B and 7C) an Order relative to special procedures for consideration of the House Bill to promote energy diversity [House, No. 4336] (for order, see House, No. 4381). The order then was adopted.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of Garrett J. Bradley relative to relief from joint and several liabilities on joint tax returns. To the committee on Revenue. Tax liabilities.

Petition (accompanied by bill) of Ronald Mariano and James M. Murphy that the Massachusetts Department of Transportation be authorized to acquire certain parcels of land in the town of Weymouth; and Weymouth,—land.

Petition (accompanied by bill) of David K. Muradian, Jr., and Michael O. Moore that the commissioner of Capital Asset Management and Maintenance be authorized to grant certain easements in the town of Grafton to the New England Power Company; Grafton,—land.

Severally to the committee on State Administration and Regulatory Oversight.

Under suspension of the rules, on motion of Mr. Scaccia of Boston, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of John DiPaolo for legislation to establish a sick leave bank for John DiPaolo, an employee of the Middlesex County Sheriff's Office. To the committee on Public Service. John DiPaolo,—sick leave.

Petition (accompanied by bill) of Peter V. Kocot that the commissioner of Capital Asset Management and Maintenance be authorized to convey certain parcels of land in the city of Northampton to said city for affordable housing purposes. To the committee on State Administration and Regulatory Oversight. Northampton,—land.

Under suspension of the rules, on motion of Mr. Speliotis of Danvers, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill to promote energy diversity (House, No. 4336), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4377). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Energy diversity.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Golden of Lowell, 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.

Subsequently under suspension of the rules, on motion of the same member, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time, its title having been changed by said committee to read: "An Act promoting energy diversity."

Energy
diversity.

After debate on the question on passing the bill to be engrossed (the Speaker being in the Chair), Ms. Peake of Provincetown moved to amend it by adding the following section:

“SECTION 2. (a) There shall be a Pilgrim Nuclear Power Station decommissioning advisory panel. The advisory panel shall ensure best practices, engage citizens and advise state and local officials and residents on matters related to the decommissioning and postclosure activities of the Pilgrim Nuclear Power Station. The advisory panel shall be convened not later than July 1, 2017 or the date a written certificate of permanent cessation of operations at Pilgrim Nuclear Power Station is submitted to the Nuclear Regulatory Commission, whichever is earlier.

The advisory panel shall consist of the following members: the attorney general or a designee, who shall serve as chair; 1 member of the senate; 1 member of the house of representatives; the commissioner of public health or a designee; the commissioner of environmental protection or a designee; the chair of the department of public utilities or a designee; the director of the Massachusetts emergency management agency or a designee; the executive director of the Old Colony Planning Council or a designee; the executive director of the Cape Cod commission or a designee; 1 person appointed by the board of selectmen in the town of Plymouth; 1 person appointed by Entergy Nuclear Generation Company; the president of the Utility Workers Union-America local 369 or a designee; 2 persons who shall be members of the public, 1 to be appointed by the president of the senate and 1 to be appointed by the minority leader of the senate, 1 of whom shall reside within the emergency planning zone surrounding Pilgrim Nuclear Power Station, but not in the town of Plymouth; 2 persons who shall be members of the public, 1 to be appointed by the speaker of the house of representatives and 1 to be appointed by the minority leader of the house of representatives, 1 of whom shall reside within the emergency planning zone surrounding Pilgrim Nuclear Power Station, but not in the town of Plymouth; 2 members of the public to be appointed by the governor, at least 1 of whom shall reside in Barnstable county; and 1 person with expertise in decommissioning and postclosure activities appointed by the attorney general. The advisory panel shall invite the Nuclear Regulatory Commission to appoint a designee, who may serve *ex officio*. Vacancies on the advisory panel shall be filled by the appointing authority.

(b) The advisory panel shall: (i) hold annual public meetings to discuss issues relating to post closure activities; (ii) advise the governor, the general court, executive agencies and the public on issues related to postclosure activities; (iii) serve as a conduit for public information and education and encouraging community involvement in matters related to postclosure activities; (iv) receive reports on the Decommissioning Trust Fund as defined by the Nuclear Regulatory Commission and other funds associated with post closure activities, including fund balances, expenditures made and reimbursements received; (v) receive reports regarding postclosure activities, including site assessments and postclosure decommissioning reports, providing a forum for receiving public comment on assessments and reports and providing comment on these assessments and reports as the advisory panel deems appropriate to state agencies, interested stakeholders and the owner of the Pilgrim

Nuclear Power Station; (vi) post all documents related to decommissioning and postclosure activities promptly on a publicly accessible website; and (v) file a report annually with the clerks of the senate and house of representatives who shall forward the report to the governor and to the chairs of the joint committee on telecommunication, utilities and energy.

The advisory panel shall cease operations when the site is released to the public for unrestricted use or upon a majority vote of the members of the advisory panel that the advisory panel has served its purpose and its continued existence is no longer necessary.”

Mr. Donato of Medford being in the Chair,— The amendment was rejected.

Mr. Madden of Nantucket and other members of the House then moved to amend the bill by adding the following two sections:

“SECTION 2. This act shall be known as an Act for Community Empowerment, and shall be construed in a manner to achieve its public purposes, which are to empower municipal governments, or groups of municipal governments, to aggregate electricity customers within their communities for the purpose of entering into long-term, creditworthy contracts with developers of renewable energy projects, so as to facilitate the financing of new renewable energy projects of the municipalities’ choice, and in so doing to realize benefits including stabilizing prices for electricity customers; enhancing local energy security and reliability; fostering economic development; and reducing electric system carbon emissions.

SECTION 3. Chapter 164 of the General Laws is hereby amended by inserting after section 134(b) the following subsection:

Section 134 (c):

a) As used in this section the following words shall, unless the context otherwise requires, have the following meanings:

‘Alternative Compliance Payment,’ or ‘ACP,’ an amount established by the department of energy resources that retail electricity suppliers may pay in order to discharge their Renewable Portfolio Standard obligation, as required under General Laws Chapter 25A, section 11F.

‘Community Empowerment Contract’ or ‘Contract,’ an agreement between a municipality and the developer, owner, or operator of a renewable energy project, and as further defined in this section.

‘Customer,’ an electricity end-use customer of an electric utility distribution company, regardless of how that customer receives energy supply services.

‘Department,’ the department of public utilities.

‘Large Commercial Customer,’ a large commercial, industrial, or institutional customer, and as further defined by the department of energy resources utilizing existing usage-based tariff structures.

‘Municipality,’ a city or town or a group of cities or towns.

‘Participant,’ a customer within a municipality that has entered into a community empowerment contract, so long as that customer did not opt out of, or is prevented from participating in, the community empowerment contract as described in subsection (d) of this section.

‘REC,’ a renewable energy certificate, representing the environmental attributes of one megawatt hour of electricity generated by

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a renewable energy project, and the creation, use, and retirement of which are administered by ISO New England.

‘Renewable Energy Project,’ or ‘Project,’ a facility that generates electricity using a resource deemed a Class 1 renewable energy resource and qualified by the department of energy resources as eligible to participate in the Renewable Portfolio Standard or RPS program, under General Laws chapter 25A, section 11F, and to sell RECs under the program.

‘Renewable Portfolio Standard,’ or ‘RPS,’ as described in General Laws chapter 25A, section 11F.

‘Residential Customer,’ a utility distribution customer that is a private residence or group of residences, and as further defined by the department of energy resources utilizing existing usage-based tariff structures.

‘Small Commercial Customers,’ small or medium commercial, industrial, or institutional customers, and as further defined by the department of energy resources utilizing existing usage-based tariff structures. **b) A municipality may, on behalf of the electricity customers within the municipality, enter into community empowerment contracts with companies that propose to construct renewable energy projects, or that will continue to own or to operate a project that was previously subject to a contract with the same municipality. A municipality may enter into more than one community empowerment contract, and may enter into new contracts at any time.

A community empowerment contract shall have the following provisions or terms:

1) A community empowerment contract shall consist of two counterparties, the first being a company that is proposing to construct or operate a renewable energy project located within the ISO New England electric system, or a project that will physically deliver energy into the ISO New England system. The second counterparty shall be a municipality, which by this section is authorized to act on behalf of the customers located within its jurisdiction. Municipalities are not authorized by this section to utilize their collateral, credit, or assets as collateral or credit support to the counterparty of a community empowerment contract, beyond such authorization that may exist in other law.

2) The renewable energy project specified in a community empowerment contract shall not have begun construction prior to the contract having been entered into by the municipality, except that a municipality may enter into a contract with an operational project only if the municipality had previously entered into a community empowerment contract with the same project prior to commencement of its construction.

3) A community empowerment contract shall be structured as a contract for differences, so as to stabilize electricity prices for participants, as described herein. The contract shall specify a fixed price for the energy and/or RECs generated by the project, this being the price the project is entitled to receive from the participants. The contract will also specify a means by which the contracted amount of the project’s energy and/or RECs are sold to a third party, at a price established by the wholesale market or an index, as agreed by the parties to the contract, and the the proceeds from such sale are credited to the amount owed from the participants to the project. In instances where the

amount earned in such a sale exceeds the agreed fixed price, the participants shall be credited from the project for the difference between the sale price and the contracted fixed price. A community empowerment contract shall not be an agreement to physically deliver electric energy to the participants; however, a contract may require delivery of RECs, as described in the next paragraph.

4) A community empowerment contract shall specify whether or not RECs from the renewable energy project are to be provided and, if so provided, shall specify how the RECs are to be transmitted and disposed or retired, as specified in the following sentence. RECs purchased by way of a community empowerment contract may either be a) assigned to the load of each participant or subset of participants, as stipulated in the contract, so as to increase the amount of renewable energy attributed to use by the participants in aggregate; or b) sold in a transparent, competitive process, and the proceeds from such sale applied to the contract for differences mechanism referenced in the preceding subsection. A REC purchased by way of a community empowerment contract may not be used by a basic service supply provider or competitive supply provider to meet its requirements under the renewable portfolio standard, unless the REC is first sold to the supplier in a competitive, transparent process as described in the previous sentence.

5) A community empowerment contract shall have a term of no less than ten (10) years from the time the specified renewable energy project commences operation.

6) A community empowerment contract shall describe the means by which charges or credits to participants and to the renewable energy project are calculated, based on the contract for differences mechanism described in subsection (b)(3). These calculations shall contain provisions to ensure full payment or credit to the renewable energy project, even in the event that some participants do not make full payment of their distribution utility bill. In the event of non-payment of all or a portion of a distribution utility bill by any participants, an increase in charges to all the contract participants may be used to ensure sufficient revenue to meet obligations to the project. The contract shall specify a contract administrator, who shall perform the calculations described in this subsection, and determine, for implementation by the distribution utility, charges and credits due to the project, participants, distribution utility, and others as may be required by the contract.

7) Community empowerment contracts may provide that residents within a municipality who are receiving a low-income electric rate may be subject to different provisions under the contract for differences mechanism from those participants not on such low-income rate.

c) A town may enter into community empowerment contracts upon authorization by a majority vote of town meeting, town council, or similarly empowered body. A city may authorize community empowerment contracts by a majority vote of the city council or similarly empowered body, with the approval of the mayor, or the city manager in a Plan D or Plan E city. Two or more municipalities may initiate a process jointly to authorize community empowerment contracting by a majority vote of each such municipality as herein required. Prior to any such authorizing votes, a public hearing shall be held at which the

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community empowerment contract is explained. This hearing shall specify the project or projects with respect to which the contract is being proposed and the length of the contract. An entity that is not a party to the contract shall estimate the rate impacts of the contract under reasonable scenarios for future energy prices, and such estimates shall be presented. The procedure for customers to opt out of the proposed contract, as described in the following subsection, shall also be explained.

d) All electricity customers within the municipality shall be required to participate in any community empowerment contract, except that customers may opt not to participate in a contract if they provide notice to an administrator designated by the municipality within 60 days of a vote authorizing a community empowerment contract, or at any time in the case of a residential user receiving a low-income electric rate. Furthermore, no customer may be a participant in a community empowerment contract if that customer uses more than five (5) percent of the total annual electricity usage of all electricity customers located within a single municipality that is a party to the contract or, in the case of a contract with a group of municipalities, five (5) percent of the total annual electricity usage of all electricity customers located in the group of municipalities that are parties to the contract. Residential and small commercial customers that establish service within a municipality after the municipality enters into a community empowerment contract shall be required to participate in any community empowerment contracts in effect for the municipality at the time the new service is established. Large commercial customers within a municipality have the right, but not the obligation, to become participants unless otherwise prohibited as provided in this section, and upon electing to become participants must remain so for the remainder of the community empowerment contract, so long as they continue to be located within the municipality.

e) Within six (6) months of this legislation taking effect, the department by regulation, guidelines or order, shall:

1) Establish the manner in which a municipality may request from a distribution utility, and the distribution utility shall provide in a timely manner, summary historic load and payment information of electricity customers located within the municipality, such as is necessary for a municipality to request and analyze proposals for community empowerment contracts. The distribution utility may charge the municipality for verifiable, reasonable, and direct costs associated with providing such information, as approved by the department generically or on a case-by-case basis.

2) Establish a procedure by which municipalities shall have community empowerment contracts approved by the department; community empowerment contracts shall not come into effect until so approved. The department shall be obligated to and shall approve any community empowerment contract that meets the requirements of this section. In establishing the approval procedures, the department shall adopt means to minimize the administrative and legal costs to municipalities to the maximum extent possible.

3) Establish guidelines or standards by which the contract administrator, as referenced in subsection (b)(6), shall provide to the distribu-

tion utility adjustments to charges or credits to participants via a line item on the distribution utility bill, and provide necessary information to the distribution utility to enable it to make or receive payments to or from the project and to others as necessary. Each community empowerment contract shall be indicated on a participant's distribution utility bill by a line-item specific to the community empowerment contract. Except as specified in the following sentence, distribution utilities may recover from the contract parties or participants verifiable and reasonable costs for implementing this subsection. Should implementation of this subsection require changes to the distribution utility company's billing system that would not otherwise be incurred, the cost of implementing such changes shall, upon approval by the department as being verifiable, reasonable, and necessary to implement this subsection, be paid for by ACP funds or, if available ACP funds are insufficient, by the Massachusetts Renewable Energy Trust Fund, as established by General Laws chapter 23J, section 9. Any changes to a distribution utility company's billing system funded pursuant to this subsection shall be made in such a way as to also accommodate retail access to competitive sellers of renewable energy generation attributes, whether or not bundled with electricity, as required by section 86 of An Act Relative To Green Communities of 2008.

4) Establish guidelines or standards by which all distribution company customers may receive or access accurate energy source disclosure information, taking into account all RECs that may be ascribed to each customer's electricity usage, regardless of whether the RECs were supplied pursuant to the Renewable Portfolio Standard, one or more community empowerment contracts, purchase of RECs from a competitive seller (whether or not bundled with electricity), or any other source. Should implementation of this subsection require changes to the distribution utility company's billing or other information systems that would not otherwise be incurred, the cost of implementing such changes shall, upon approval by the department as being verifiable, reasonable, and necessary to implement this subsection, be paid for by ACP funds or, if available ACP funds are insufficient, by the Massachusetts Renewable Energy Trust Fund, as established by General Laws chapter 23J, section 9.

f) Within six (6) months of this legislation taking effect, the department of energy resources shall by regulation or guidelines:

1) Establish the manner in which, in the case of a community empowerment contract in which the RECs are to be assigned to participants, the RECs may be transmitted and retired appropriately, and energy source disclosure information accurately provided to participants.

2) Establish recommended practices to ensure transparency and accountability on the part of municipalities in entering into and managing community empowerment contracts. Such standards shall include means by which an executed community empowerment contract agreement is available for public inspection, and shall include recommendations for a municipality to follow in order to ensure compliance with the requirements for entering into a community requirement contract. When requested, the department of energy resources shall also provide

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technical assistance to municipalities regarding community empowerment contracts.

g) Community empowerment contracts shall be additional to, and aside from, any electricity supply contract that a customer may have at the time of the contract or later seek to establish. A municipality that enters into a community empowerment contract pursuant to this section shall not be considered a wholesale or retail electricity supplier. A community empowerment contract shall not require participants to change their choice of electricity supplier, regardless of whether the supplier is a competitive supplier or a basic service supplier.”

The amendment was rejected.

Mr. Madden and other members of the House then moved to amend the bill by adding the following two sections:

“SECTION 2. This act shall be known as an Act for a Community Empowerment Pilot Program, and shall be construed in a manner to achieve its public purposes, which are to pilot a program empowering municipal governments in Barnstable, Dukes and Nantucket County, or groups of municipal governments in Barnstable, Dukes and Nantucket County, to aggregate electricity customers within their communities for the purpose of entering into long-term, creditworthy contracts with developers of renewable energy projects, so as to facilitate the financing of new renewable energy projects of the municipalities’ choice, and in so doing to realize benefits including stabilizing prices for electricity customers; enhancing local energy security and reliability; fostering economic development; and reducing electric system carbon emissions.

SECTION 3. Chapter 164 of the General Laws is hereby amended by inserting after section 134(b) the following subsection:

Section 134 (c):

a) As used in this section the following words shall, unless the context otherwise requires, have the following meanings:

‘Alternative Compliance Payment,’ or ‘ACP,’ an amount established by the department of energy resources that retail electricity suppliers may pay in order to discharge their Renewable Portfolio Standard obligation, as required under General Laws Chapter 25A, section 11F.

‘Community Empowerment Contract’ or ‘Contract,’ an agreement between a municipality and the developer, owner, or operator of a renewable energy project, and as further defined in this section.

‘Customer,’ an electricity end-use customer of an electric utility distribution company, regardless of how that customer receives energy supply services.

‘Department,’ the department of public utilities.

‘Large Commercial Customer,’ a large commercial, industrial, or institutional customer, and as further defined by the department of energy resources utilizing existing usage-based tariff structures.

‘Municipality,’ a city or town or a group of cities or towns, which meet the eligibility criteria described in section h.

‘Participant,’ a customer within a municipality that has entered into a community empowerment contract, so long as that customer did not opt out of, or is prevented from participating in, the community empowerment contract as described in subsection (d) of this section.

‘REC,’ a renewable energy certificate, representing the environmental attributes of one megawatt hour of electricity generated by a renewable energy project, and the creation, use, and retirement of which are administered by ISO New England.

‘Renewable Energy Project,’ or ‘Project,’ a facility that generates electricity using a resource deemed a Class 1 renewable energy resource and qualified by the department of energy resources as eligible to participate in the Renewable Portfolio Standard or RPS program, under General Laws chapter 25A, section 11F, and to sell RECs under the program.

‘Renewable Portfolio Standard,’ or ‘RPS,’ as described in General Laws chapter 25A, section 11F.

‘Residential Customer,’ a utility distribution customer that is a private residence or group of residences, and as further defined by the department of energy resources utilizing existing usage-based tariff structures.

‘Small Commercial Customers,’ small or medium commercial, industrial, or institutional utility distribution customers, and as further defined by the department of energy resources utilizing existing usage-based tariff structures.

b) No later than December 31, 2021, a municipality may, on behalf of the electricity customers within the municipality, enter into community empowerment contracts with companies that propose to construct renewable energy projects, or that will continue to own or to operate a project that was previously subject to a contract with the same municipality. A municipality may enter into more than one community empowerment contract, and may enter into new contracts at any time prior to December 31, 2021.

A community empowerment contract shall have the following provisions or terms:

1) A community empowerment contract shall consist of two counterparties, the first being a company that is proposing to construct or operate a renewable energy project located within the ISO New England electric system, or a project that will physically deliver energy into the ISO New England system. The second counterparty shall be a municipality, which by this section is authorized to act on behalf of the customers located within its jurisdiction. Municipalities are not authorized by this section to utilize their collateral, credit, or assets as collateral or credit support to the counterparty of a community empowerment contract, beyond such authorization that may exist in other law.

2) The renewable energy project specified in a community empowerment contract shall not have begun construction prior to the contract having been entered into by the municipality, except that a municipality may enter into a contract with an operational project only if the municipality had previously entered into a community empowerment contract with the same project prior to commencement of its construction.

3) A community empowerment contract shall be structured as a contract for differences, so as to stabilize electricity prices for participants, as described herein. The contract shall specify a fixed price for the energy and/or RECs generated by the project, this being the price the project is entitled to receive from the participants. The contract will

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also specify a means by which the contracted amount of the project's energy and/or RECs are sold to a third party, at a price established by the wholesale market or an index, as agreed by the parties to the contract, and the proceeds from such sale are to be credited to the amount owed from the participants to the project. In instances where the amount earned in such a sale exceeds the agreed fixed price, the participants shall be credited from the project for the difference between the sale price and the contracted fixed price. A community empowerment contract shall not be an agreement to physically deliver electric energy to the participants; however, a contract may require delivery of RECs, as described in the next paragraph.

4) A community empowerment contract shall specify whether or not RECs from the renewable energy project are to be provided and, if so provided, shall specify how the RECs are to be transmitted and disposed or retired, as specified in the following sentence. RECs purchased by way of a community empowerment contract may either be a) assigned to the load of each participant or subset of participants, as stipulated in the contract, so as to increase the amount of renewable energy attributed to use by the participants in aggregate; or b) sold in a transparent, competitive process, and the proceeds from such sale applied to the contract for differences mechanism referenced in the preceding subsection. A REC purchased by way of a community empowerment contract may not be used by a basic service supply provider or competitive supply provider to meet its requirements under the renewable portfolio standard, unless the REC is first sold to the supplier in a competitive, transparent process as described in the previous sentence.

5) A community empowerment contract shall have a term of no less than ten (10) years from the time the specified renewable energy project commences operation.

6) A community empowerment contract shall describe the means by which charges or credits to participants and to the renewable energy project are calculated, based on the contract for differences mechanism described in subsection (b)(3). These calculations shall contain provisions to ensure full payment or credit to the renewable energy project, even in the event that some participants do not make full payment of their distribution utility bill. In the event of non-payment of all or a portion of a distribution utility bill by any participants, an increase in charges to all the contract participants may be used to ensure sufficient revenue to meet obligations to the project. The contract shall specify a contract administrator, who shall perform the calculations described in this subsection, and determine, for implementation by the distribution utility, charges and credits due to the project, participants, distribution utility, and others as may be required by the contract.

7) Community empowerment contracts may provide that residents within a municipality who are receiving a low-income electric rate may be subject to different provisions under the contract for differences mechanism from those participants not on such low-income rate.

c) A town may enter into community empowerment contracts upon authorization by a majority vote of town meeting, town council, or similarly empowered body. A city may authorize community empowerment contracts by a majority vote of the city council or similarly

empowered body, with the approval of the mayor, or the city manager in a Plan D or Plan E city. Two or more municipalities may initiate a process jointly to authorize community empowerment contracting by a majority vote of each such municipality as herein required. Prior to any such authorizing votes, a public hearing shall be held at which the community empowerment contract is explained. This hearing shall specify the project or projects with respect to which the contract is being proposed and the length of the contract. An entity that is not a party to the contract shall estimate the rate impacts of the contract under reasonable scenarios for future energy prices, and such estimates shall be presented. The procedure for customers to opt out of the proposed contract, as described in the following subsection, shall also be explained.

d) All electricity customers within the municipality shall be required to participate in any community empowerment contract, except that customers may opt not to participate in a contract if they provide notice to an administrator designated by the municipality within 60 days of a vote authorizing a community empowerment contract, or at any time in the case of a residential user receiving a low-income electric rate. Furthermore, no customer may be a participant in a community empowerment contract if that customer uses more than five (5) percent of the total annual electricity usage of all electricity customers located within a single municipality that is a party to the contract or, in the case of a contract with a group of municipalities, five (5) percent of the total annual electricity usage of all electricity customers located in the group of municipalities that are parties to the contract. Residential and small commercial customers that establish service within a municipality after the municipality enters into a community empowerment contract shall be required to participate in any community empowerment contracts in effect for the municipality at the time the new service is established. Large commercial customers within a municipality have the right, but not the obligation, to become participants unless otherwise prohibited as provided in this section, and upon electing to become participants must remain so for the remainder of the community empowerment contract, so long as they continue to be located within the municipality.

e) Within six (6) months of this legislation taking effect, the department by regulation, guidelines or order, shall:

1) Establish the manner in which a municipality may request from a distribution utility, and the distribution utility shall provide in a timely manner, summary historic load and payment information of electricity customers located within the municipality, such as is necessary for a municipality to request and analyze proposals for community empowerment contracts. The distribution utility may charge the municipality for verifiable, reasonable, and direct costs associated with providing such information, as approved by the department generically or on a case-by-case basis.

2) Establish a procedure by which municipalities shall have community empowerment contracts approved by the department; community empowerment contracts shall not come into effect until so approved. The department shall be obligated to and shall approve any community empowerment contract that meets the requirements of this

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section. In establishing the approval procedures, the department shall adopt means to minimize the administrative and legal costs to municipalities to the maximum extent possible.

3) Establish guidelines or standards by which the contract administrator, as referenced in subsection (b)(6), shall provide to the distribution utility adjustments to charges or credits to participants via a line item on the distribution utility bill, and provide necessary information to the distribution utility to enable it to make or receive payments to or from the project and to others as necessary. Each community empowerment contract shall be indicated on a participant's distribution utility bill by a line-item specific to the community empowerment contract. Except as specified in the following sentence, distribution utilities may recover from the contract parties or participants verifiable and reasonable costs for implementing this subsection. Should implementation of this subsection require changes to the distribution utility company's billing system that would not otherwise be incurred, the cost of implementing such changes shall, upon approval by the department as being verifiable, reasonable, and necessary to implement this subsection, be paid for by ACP funds or, if available ACP funds are insufficient, by the Massachusetts Renewable Energy Trust Fund, as established by General Laws chapter 23J, section 9. Any changes to a distribution utility company's billing system funded pursuant to this subsection shall be made in such a way as to also accommodate retail access to competitive sellers of renewable energy generation attributes, whether or not bundled with electricity, as required by section 86 of An Act Relative To Green Communities of 2008.

4) Establish guidelines or standards by which all distribution company customers may receive or access accurate energy source disclosure information, taking into account all RECs that may be ascribed to each customer's electricity usage, regardless of whether the RECs were supplied pursuant to the Renewable Portfolio Standard, one or more community empowerment contracts, purchase of RECs from a competitive seller (whether or not bundled with electricity), or any other source. Should implementation of this subsection require changes to the distribution utility company's billing or other information systems that would not otherwise be incurred, the cost of implementing such changes shall, upon approval by the department as being verifiable, reasonable, and necessary to implement this subsection, be paid for by ACP funds or, if available ACP funds are insufficient, by the Massachusetts Renewable Energy Trust Fund, as established by General Laws chapter 23J, section 9.

f) Within six (6) months of this legislation taking effect, the department of energy resources shall by regulation or guidelines:

1) Establish the manner in which, in the case of a community empowerment contract in which the RECs are to be assigned to participants, the RECs may be transmitted and retired appropriately, and energy source disclosure information accurately provided to participants.

2) Establish recommended practices to ensure transparency and accountability on the part of municipalities in entering into and managing community empowerment contracts. Such standards shall include means by which an executed community empowerment contract agreement is available for public inspection, and shall include recommenda-

tions for a municipality to follow in order to ensure compliance with the requirements for entering into a community requirement contract. When requested, the department of energy resources shall also provide technical assistance to municipalities regarding community empowerment contracts.

g) Community empowerment contracts shall be additional to, and aside from, any electricity supply contract that a customer may have at the time of the contract or later seek to establish. A municipality that enters into a community empowerment contract pursuant to this section shall not be considered a wholesale or retail electricity supplier. A community empowerment contract shall not require participants to change their choice of electricity supplier, regardless of whether the supplier is a competitive supplier or a basic service supplier.

h) In order to participate in the community empowerment pilot program, a municipality, or group of municipalities, must either 1) be located in Barnstable, Dukes or Nantucket County, or 2) receive approval from the department to participate in the community empowerment pilot program. The department shall grant such approval if it determines that such municipality or group of municipalities will comply with applicable regulations, guidelines, and standards. The department shall grant or deny approval within 90 days of the municipality or group of municipalities submitting a plan to the department describing their plan for carrying out the community empowerment program described herein..

i) Not later than one year after a municipality enters into the first community empowerment contract through the pilot program, and annually thereafter for five years, the secretary of energy and environmental affairs shall submit a report to the joint committee on telecommunications, utilities and energy detailing the results of the pilot program, including information on the renewable energy projects funded pursuant to the pilot program, and the effects of the pilot program on stabilizing prices for electricity customers; enhancing local energy security and reliability; fostering economic development; and reducing electric system carbon emissions.”.

The amendment was rejected.

Mr. Madden of Nantucket then moved to amend the bill by the adding the following section:

“SECTION 2. The market net metering credit rate shall take effect upon the fulfillment of a respective utilities territories’ net metering cap, which is based upon historical peak loads according to St. 2010, c. 359, s. 25-20; St. 2012, c. 209, ss. 23-30; St. 2014, c. 251; St. 2016, c. 75.”.

The amendment was rejected.

Mr. Jones of North Reading and other members of the House then moved to amend the bill in lines 42, 145 and 157 by inserting after the words “equal to”, in each instance, the word “approximately”; and the amendment was adopted.

The same members then moved to amend the bill in section 1, in line 62, by inserting after the word “proposals.” the following sentence: “The department of energy resources may require additional solicitations to fulfill the requirements of this section.”. The amendment was adopted.

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Mr. Cusack of Braintree then moved to amend the bill by adding the following two sections:

“SECTION 2. Subsection (a) of section 11F1/2 of Chapter 25A of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking the following words, ‘practices; or (v)’ and inserting in place thereof the following words:— ‘practices; (v) fuel cells; or (vi)’.

SECTION 3. Subsection (e) of said section 11F1/2 of Chapter 25A is hereby amended by inserting after the words ‘may provide that for’ the following words:— ‘fuel cells and’ and after the words ‘new on-site’ striking the words ‘renewable thermal’.”.

The amendment was adopted.

Mr. Rogers of Norwood and other members of the House then moved to amend the bill by adding the following section:

“SECTION 4. Section 94A of chapter 164 of the General Laws is hereby amended by striking out, in lines 1 and 2, the words ‘No gas or electric company shall hereafter enter into a contract for the purchase of gas or electricity’ and inserting in place thereof, the following words:— No gas company shall hereafter enter into a contract for the purchase of gas, and no electric company shall hereafter enter into a contract for the purchase of electricity”.

Point of
order.

Mr. Bradley of Hingham thereupon raised a point of order that the amendment offered by the gentleman from Norwood was improperly before the House for the reason that it was beyond the scope of the pending bill.

In answer to the point of Order, The Chair (Mr. Donato of Medford) stated that an attempt to amend laws dealing with natural gas or natural gas pipelines goes beyond the scope of the pending bill and its basis, since there is no reference to said subject in any of those documents. Therefore the Chair ruled that the point of order was well taken, and the amendment was laid aside accordingly.

Mr. Lyons of Andover then moved to amend the bill by adding the following section:

“SECTION 4. Notwithstanding any general or special law to the contrary, any company wishing to construct a natural gas pipeline in the Commonwealth of Massachusetts shall be prohibited from charging the costs associated with said construction on to electrical rate payers.”.

Point of
order.

Mr. Bradley of Hingham thereupon raised a point of order that the amendment offered by the gentleman from Andover was improperly before the House for the reason that it was beyond the scope of the pending bill since it attempts to amend laws dealing with natural gas or natural gas pipelines.

The Chair (Mr. Donato of Medford) state that, for the same reasons outlined in the previous ruling, the point of order was well taken; and the amendment was laid aside accordingly.

Appeal from
decision of
Chair.

Mr. Lyons thereupon appealed from the decision of the Chair; and the appeal was seconded by Mr. Diehl of Whitman.

The question then was put “Shall the decision of the Chair stand as the judgment of the House?”. After remarks, the decision of the Chair then was sustained.

After debate on the question on passing the bill, as amended, to be engrossed, Mr. Jones of North Reading and other members of the

house moved to amend it in section 1, in line 48, by inserting after the word “solicitation”, the words “and; provided, however that following the first procurement period, the levelized cost of the energy, transmission and; procured pursuant to any long-term contract shall decrease with each additional solicitation and resulting procurement”. The amendment was adopted.

Mr. Kulik of Worthington and other members of the House then moved to amend the bill by adding the following two sections:

“SECTION 4: The General Laws are hereby amended by adding the following Chapter 23M:

Section 1. As used in this chapter, the following words shall have the following meanings, unless the context clearly requires otherwise:

‘Agency’, the Massachusetts Development Finance Agency as established in chapter 23G or a special purpose entity created or duly authorized by the agency.

‘Betterment Assessment’, an assessment of a betterment on qualified commercial or industrial property or residential property in relation to commercial energy improvements established under the commercial sustainable energy program, or in relation to residential energy improvements established under the residential sustainable energy program, that has been duly assessed in accordance with chapter 80.

‘Benefitted property owner’, an owner of qualifying commercial or industrial property or residential property who desires to install commercial or residential energy improvements and who provides free and willing consent to the betterment assessment against the qualifying commercial or industrial property or residential property.

‘Commercial Energy Improvements’, (1) any renovation or retrofitting of qualifying commercial or industrial real property to reduce energy consumption or installation to serve qualifying commercial or industrial property, provided such renovation, retrofit or installation is permanently fixed to such qualifying commercial or industrial property, or (2) the construction of an extension of an existing natural gas distribution company line to qualifying commercial or industrial property to enable the qualifying commercial or industrial property to obtain natural gas distribution service to displace utilization of fuel oil, electricity or other conventional energy sources.

‘Commercial or industrial property’, any real property other than a residential dwelling containing fewer than five dwelling units.

‘Commercial PACE project’, with respect to a parcel of qualifying commercial or industrial property, (1) design, procurement, construction, installation and implementation of commercial energy improvements; (2) related energy audits; and (3) measurement and verification reports of the installation and effectiveness of such energy improvements.

‘Commercial sustainable energy program’, a program that facilitates commercial PACE projects and utilizes the betterment assessments authorized by section 3 as the source of both the repayment of and collateral for the financing of commercial PACE projects.

‘Department’, the Department of Energy Resources as established in chapter 25A.

‘Municipality’ a city, town, county, the Devens Regional Enterprise Zone created by Chapter 498 of Acts of 1993 or the Southfield Redevelopment Authority created by Chapter 291 of the Acts of 2014.

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'PACE bonds', bonds, notes or other evidence of indebtedness, in the form of revenue bonds and not general obligation bonds of the commonwealth or the agency, issued by the agency related to the commercial and residential sustainable energy program established by this chapter.

'Participating municipality', a municipality that has determined to participate in a commercial sustainable energy program and a residential sustainable energy program.

'Program administrator', the agency or another entity assigned responsibility by the agency, which program administrator may be the agency, or one or more private, public or quasi-public third-party administrators, to administer, provide support, and provide financing for the residential sustainable energy program.

'Qualifying commercial or industrial property', any commercial or industrial property owned by any person or entity other than a municipality or other governmental entity, that meets the qualifications established for the commercial sustainable energy program in accordance with the program guidelines as established in subsection (c) of section 2 and in subsection (13) of section 6 of chapter 25A.

'Residential PACE project', with respect to a residential property, (i) the design, procurement, construction, installation and implementation of energy efficiency or conservation improvements; including the installation of electric vehicle charging stations permanently affixed to the property; (ii) the design, procurement, construction, installation and implementation of water efficiency or conservation improvements and (iii) the design, procurement, construction, and installation including any required feasibility studies.

'Residential property', any real property other than a commercial or industrial property with fewer than five dwelling units, provided that the property is owned by any person or entity other than a municipality or other governmental entity.

'Residential Energy improvements', any renovation, retrofitting or installation of energy efficiency measures to reduce energy consumption and/or water conservations and savings on a residential property, or installation of electric vehicle charging infrastructure; provided, however, that any such renovation, retrofit or installation shall be permanently fixed to the residential property.

'Residential sustainable energy program', a program that facilitates residential PACE projects and utilizes the betterment assessments authorized by section 4 as the source of both the repayment of and collateral for the financing of residential PACE projects.

'Special purpose entity', a partnership, limited partnership, association, corporation, limited liability company or other entity established and authorized by the agency to issue PACE bonds, subject to approval by the agency as provided by the agency in its resolution authorizing the special purpose entity to issue PACE bonds.

Section 2. Municipal Opt In. Each municipality in the commonwealth shall have the option to participate in the commercial sustainable energy program or the residential sustainable energy program, or both, as a participating municipality by a majority vote of the city or town council, by a majority vote of the board of selectmen or by resolution of its legislative body, as may be appropriate, pursuant to which

the municipality shall assess, collect, remit and assign betterment assessments, in return for commercial energy improvements or residential energy improvements for a benefitted property owner located within such municipality and for costs reasonably incurred in performing such acts.

Section 3. Commercial Sustainable Energy Program. (a)(1) The agency, in consultation with the department, shall establish a commercial sustainable energy program in the commonwealth, and in furtherance thereof, is authorized to issue PACE bonds, either directly or through a special purpose entity, for the purpose of financing all or a portion of the costs of the activities comprising one or more commercial PACE projects.

(2) Upon the approval of a commercial PACE project by the department, the agency may issue PACE bonds. Such PACE bonds shall be issued in accordance with section 8 of chapter 23G; provided, however, that the agency shall not be required to make the findings set forth in subsections (a) and (b) of said section 8. PACE bonds issued in furtherance of this section shall not be subject to, or otherwise included in, the principal amount of debt obligations issued under section 29 of chapter 23G. Such PACE bonds may be secured as to both principal and interest by a pledge of revenues to be derived from the commercial sustainable energy program, including revenues from betterment assessments on qualifying commercial or industrial property on which the commercial PACE projects being financed by the issuance of such PACE bonds are levied, as well as any reserve funds or other credit enhancements created in connection with the commercial sustainable energy program.

(b) The agency, (1) working in conjunction with the department, shall develop program guidelines governing the terms and conditions under which financing for commercial PACE projects may be made available to the commercial sustainable energy program, which may include standards to encourage property owners to undertake projects where the energy cost savings of the commercial energy improvements over the useful life of the improvements exceeds the costs of the improvements; (2) shall provide information as requested by the department regarding the expected financing costs for commercial PACE projects; (3) may serve as an aggregating entity for the purpose of securing state or private third-party financing for commercial energy improvements pursuant to this section; (4) may establish a loan loss, liquidity reserve or credit enhancement program to support PACE bonds issued under this section; and (5) may use the services of one or more private, public or quasi-public third-party administrators to administer, provide support or obtain financing for commercial PACE projects under the commercial sustainable energy program.

(c) If a benefitted property owner requests financing from the agency for commercial energy improvements under this section, the agency shall:

(1) Refer the project to the department for approval under the guidelines established by subsection (13) of section 6 of chapter 25A;

(2) Upon confirmation of project approval by the department, evaluate the project for compliance with the financial underwriting guidelines established by the agency;

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(3) Impose requirements and conditions on the financing in order to ensure timely repayment, including, but not limited to, procedures for placing a lien on a property as security for the repayment of the betterment assessment;

(4) Require that the property owner provide a copy of a contract duly executed by the contractor performing the commercial energy improvements;

(5) Require that the property owner obtain consent from any existing mortgage holder of the property to the intent to finance such commercial energy improvements pursuant to this section; and

(6) If the agency approves financing, require the participating municipality to levy a betterment assessment in a manner consistent with this section and with chapter 80, insofar as such provisions may be applicable and consistent with this section, on the qualifying commercial or industrial property in a principal amount sufficient to pay the costs of the commercial energy improvements and any associated costs that the agency determines will benefit the qualifying commercial or industrial property, including costs of the agency.

(d)(1) The agency may enter into a financing and assessment agreement with the property owner of qualifying commercial or industrial property. The agency may raise funds to supply the financing under such agreement by issuing PACE bonds. Upon execution of such agreement and immediately prior to making the funds, which may constitute all or a portion of the proceeds from the issuance of such PACE bonds, available to the property owner for the commercial PACE project under the agreement, the agency shall notify the participating municipality and the participating municipality or its designee shall record the betterment assessment and lien on the qualifying commercial or industrial property.

(2) The agency shall disclose to the property owner the costs associated with participating in the commercial sustainable energy program established by this section, including the effective interest rate of the betterment assessment, any fees charged by the agency to administer the program and any fees charged by third parties such as originators or other intermediaries.

(e) At the time the betterment assessment is made, the agency shall set the term and amortization schedule, the fixed or variable rate of interest for the repayment of the betterment assessment amount, and any required closing fees and costs. The amortization schedule shall provide for an amortization period of no longer than the lesser of: (1) the useful life of the longest-lived of the commercial energy improvements comprising the commercial PACE project(s) financed by such betterment assessment; or (2) 20 years. The interest rate, which may be supplemented with state or federal funding, shall be sufficient to pay the principal and interest and shall be calculated to include the agency's fees, financing and administrative costs of the commercial sustainable energy program, including delinquencies.

(f) When the agency has authorized, but not issued, PACE bonds for commercial PACE projects and other costs of the commercial sustainable energy program, including interest costs and other costs related to the issuance of PACE bonds, the agency shall require the participating municipality where the qualifying commercial or indus-

trial property is located, or the program administrator duly approved by the agency, to record the agreement between the agency and the property owner as a betterment pursuant to chapter 80, except that such betterment may apply to a single parcel of qualifying commercial or industrial property, and as a lien against the qualifying commercial or industrial property benefitted.

(g) Betterment assessments levied pursuant to this section and the interest, fees and any penalties thereon shall constitute a lien against the qualifying commercial or industrial real property until they are paid, notwithstanding the provisions of section 12 of chapter 80, and shall continue notwithstanding any alienation or conveyance of the qualifying commercial or industrial real property by one property owner to a new property owner. A new property owner shall take title to the qualifying commercial or industrial property subject to the betterment assessment and related lien. The lien shall be levied and collected in the same manner as the property taxes of the participating municipality on real property, including, in the event of default or delinquency, with respect to any penalties, fees and remedies and lien priorities. Each lien may be continued, recorded and released upon repayment in full of the betterment assessment in the manner provided for property tax liens. Each lien, subject to the consent of existing mortgage holders, shall take precedence over all other liens or encumbrances, except a lien for taxes of the municipality on real property. To the extent betterment assessments are paid in installments and any such installment is not paid when due, the betterment assessment lien may be foreclosed to the extent of any unpaid installment payments and any penalties, interest and fees related thereto. In the event such betterment assessment lien is foreclosed, such lien shall survive the judgment of foreclosure to the extent of any unpaid installment payments of the betterment assessment secured by such lien that were not the subject of such judgment.

(h) Any participating municipality shall assign to the agency any and all liens filed by the tax collector, as provided in the written agreement between the participating municipality and the agency. The agency may sell or assign, for consideration, any and all liens received from the participating municipality. The agency and the assignee(s) shall negotiate the consideration received by the agency. The assignee(s) shall have and possess the same powers and rights at law or in equity as the agency and the participating municipality and its tax collector would have had with regard to the precedence and priority of such lien, the accrual of interest and the fees and expenses of collection. The assignee(s) shall have the same rights to enforce such liens as any private party holding a lien on real property, including, but not limited to, foreclosure and a suit on the debt. The assignee(s) shall recover costs and reasonable attorneys' fees incurred as a result of any foreclosure action or other legal proceeding brought pursuant to this section and directly related to the proceeding from those having title to the property subject to the proceedings. Such costs and fees may be collected by the assignee(s) at any time after the assignee(s) have made a demand for payment.

(i) The exercise of the powers granted by this section shall be for the benefit of the people of the commonwealth by increasing energy effi-

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ciency in the commonwealth. As the exercise of such powers shall constitute the performance of essential government functions, the agency shall not be required to pay any taxes or assessments upon the property acquired or used by the agency under this section or upon the income derived therefrom. The PACE bonds issued under this section, their transfer and the income derived therefrom, including any profit made on the sale thereof, shall at all times be free of taxation within the commonwealth.

(j) The activities of the commercial sustainable energy program shall be reviewed in the 3-year planning process and annual reviews undertaken pursuant to section 21 of chapter 25.

(k) The agency may establish rules and guidelines as are necessary to implement the purposes of the program, including procedures describing the application process and criteria to be used in evaluating application for PACE bonds under this section.

Section 4. Residential Sustainable Energy Program. (a) The agency, by resolution of its board of directors, and in consultation with the department, shall establish a residential sustainable energy program pursuant to this section.

(b) The agency shall have the power and authority to issue PACE bonds to finance all or a portion of the costs of the activities comprising one or more residential PACE projects. Such PACE bonds shall be authorized by a resolution of the board of directors of the agency; provided, however, that the agency shall not be required to make the findings required by subsections (a) and (b) of section 8 of chapter 23G. PACE bonds issued pursuant to this section shall not be subject to or otherwise included in the calculation of any limitation on the incurrence of indebtedness by the agency set forth in any general or special laws. PACE bonds may be secured as to both principal and interest by a pledge of revenues derived from the residential sustainable energy program, including revenues from betterment assessments on residential property on which the residential PACE projects being financed by the issuance of the PACE bonds are located and any reserve funds or other credit enhancements created under the residential sustainable energy program. PACE bonds of each issue may be dated, may bear interest at such rate or rates, may mature or otherwise be payable at such time or times, may be redeemable before maturity, and may be subject to such other terms and conditions as may be provided for by the agency.

(c) The agency shall designate one or more program administrators, which may be the agency or one or more other public, private or quasi-public third-parties to administer, provide support and provide financing for the residential sustainable energy program. The program administrator may originate, execute, and finance contracts for residential energy improvements with property owners on behalf of the agency. The program administrator shall, in accordance with guidelines in sections (m) and (n): (i) develop consumer protection features for the residential sustainable energy program; (ii) develop procedures for working with contractors and installers of residential energy improvements for the purposes of facilitating residential energy improvements; (iii) work with the agency to enable efficient and cost-effective financing mechanisms for the residential sustainable energy

program; (iv) provide information as requested by the agency regarding the expected financing costs for residential PACE projects; and (v) provide ongoing data and reporting to the agency and the department. The agency may: (A) serve as an aggregating entity to secure state or private third-party financing for residential energy improvements pursuant to this chapter; and (B) use the services of one or more private, public or quasi-public third-party administrators to administer, provide support or obtain financing for residential PACE projects under the residential sustainable energy program.

(d) If the owner of a benefitted property requests financing from the agency for residential energy improvements for a residential PACE project under this section, the agency or its designated program administrator shall:

(i) evaluate the project for compliance with the technical and financial underwriting guidelines established for the residential sustainable energy program in sections (m) and (n);

(ii) impose requirements and conditions on the financing to ensure timely repayment including, but not limited to, procedures for placing a lien on the benefitted property as security for the payment of the betterment assessment; and (iii) upon approval of financing, require the participating municipality to levy a betterment assessment in a manner consistent with this section and with chapter 80, as such provisions may be applicable and consistent with this section, on the benefitted property in a principal amount sufficient to pay the costs of the residential energy improvements and any associated costs, including the costs and fees of the program administrator, the agency, the department and the costs of the participating municipality.

(e)(1) The agency shall enter into a financing and assessment agreement with the owner of a benefitted property. The agency may raise funds to supply the financing under the agreement by issuing PACE bonds or from other financing sources, including by encouraging third-party capital providers to participate directly or indirectly in the program. Upon execution of the agreement and immediately prior to making the funds, which may constitute all or a portion of the proceeds from the issuance of the PACE bonds or other source of financing, available to the property owner for the residential PACE project under the agreement, the agency or its designated program administrator shall notify the participating municipality and the participating municipality or its designee shall record the betterment assessment and lien on the benefitted property.

(2) The agency or its designated program administrator shall disclose, in written format, to the property owner the costs associated with participating in the residential sustainable energy program established by this section, in accordance with the guidelines established in sections (m) and (n), including the effective interest rate of the betterment assessment, any fees charged by the agency or the program administrator to administer the program and any fees charged by third parties such as originators or other intermediaries, and the estimated payment schedule. The property owner shall acknowledge receipt of the disclosure.

(f) Prior to the betterment assessment being levied, the program administrator shall set the term and amortization schedule, the rate of interest for the repayment of the betterment assessment amount and

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any required closing fees and costs, and disclose this information to the participating property owner in written format. The term of each financing shall conform with the guidelines established in sections (m) and (n). The assessment contract shall specify that the interest rate shall be fixed, and that payments of principal and interest shall be in roughly equal installments and principal payments shall be fully amortized over the term of the financing. The property owner shall acknowledge receipt of the disclosure.

(g) At the time that the residential energy improvement is completed, the participating municipality where the benefitted property is located or the program administrator duly approved by the participating municipality or the agency shall notice and record the agreement between the agency and the property owner as a betterment pursuant to chapter 80 and place a lien on the property according to the terms of the agreement between the property owner and the agency, as security for the PACE bonds or other financing from the agency or other third-party capital providers; provided, however, that the betterment may apply to a single parcel of benefitted property and as a lien against the residential property benefitted.

(h) Notwithstanding section 12 of chapter 80, betterment assessments levied pursuant to this section and the interest, fees and any penalties on the betterment assessments shall constitute an assessment and a lien against the benefitted property until they are paid and shall continue notwithstanding any alienation or conveyance of the benefitted property by one property owner to a new property owner, including by foreclosure of the right of redemption by a mortgagee, by a municipality for unpaid taxes or otherwise. A new property owner shall take title to the benefitted property subject to the betterment assessment and lien. Only those past due balances of any betterment assessment under this Section shall be considered delinquent and subject to foreclosure. All payments on the betterment assessment that become due after the date of transfer by foreclosure or otherwise shall continue to be secured by a lien on the benefitted property and shall be the responsibility of the transferee. Betterment assessments payable pursuant to this Section shall constitute a covenant that runs with the premises, and that portion of the betterment assessment that is not yet due shall not be accelerated or eliminated by foreclosure of any lien, including a property tax lien. The assessment and lien shall be treated, levied and collected in the same manner as the property taxes of the participating municipality on real property including, in the event of default or delinquency, the manner in which the participating municipality collects any penalties and fees and exercises remedies. Each lien may be continued, recorded and released upon repayment in full of the betterment assessment in the manner provided for property tax liens.

(i) Notwithstanding the provisions of section 12 of chapter 80, a lien on a benefitted property established pursuant to this section shall be: (i) subordinate to any existing lien against the benefitted property in existence and properly recorded on the date on which the betterment assessment is recorded; (ii) subordinate to any subsequent purchase money mortgage or first deed of trust recorded after the date on which the betterment assessment is recorded, provided, that the purchase money mortgage or first deed of trust was executed with or obtained

from a mortgage lender licensed to do business in the Commonwealth; and (iii) except as otherwise agreed by the parties to the assessment agreement, superior to any other subsequent lien against the property recorded after the date on which the betterment assessment is recorded. The agency or participating municipality may choose to implement clauses (i) or (ii) above, through contract if convenient and/or necessary; however, at no time shall a betterment lien established pursuant to this chapter be deemed by any court or agency of the Commonwealth to not be subordinate in accordance with the above. This subsection shall not affect the status or priority of any other municipal or statutory lien.

(j) The agency may sell or assign any betterment assessment receivables and any and all liens filed by the tax collector as provided in an assessment contract executed pursuant to this chapter. Notwithstanding any general or special law to the contrary, the provisions of Sections 2A and 2C of chapter 60 and any regulations promulgated pursuant thereto shall not apply to the assignment or sale of betterment assessment receivables or liens securing such receivables pursuant hereto. The agency and the assignee shall negotiate the consideration received for such assignment. The assignee shall have the same powers and rights at law or in equity as the agency, the participating municipality, and the participating municipality's tax collector would have had with regard to the precedence and priority of the lien, the accrual of interest, and the fees and expenses of collection. The assignee shall have the same rights to enforce the liens as any private party holding a lien on real property including, but not limited to, foreclosure. The assignee shall recover costs and reasonable attorney's fees incurred as a result of any foreclosure action or other legal proceeding brought pursuant to this section and directly related to the proceeding from those having title to the property subject to the proceedings. Such costs and fees may be collected by the assignee at any time after the assignee has made a demand for payment.

(k) The program administrator shall report to the agency and the department on the activities of the residential sustainable energy program in accordance with the guidelines established in (m) and (n). Activities of the residential sustainable energy program shall be reviewed on a periodic basis by the agency and the department as determined by the guidelines developed in sections (m) and (n).

(l) The agency shall establish rules and guidelines for the residential sustainable energy program governing eligibility and underwriting guidelines, consumer protection features including but not limited to contractor participation and standards, underwriting, disclosures and marketing practices, and criteria to evaluate the applications for PACE bonds under this section.

(m) The agency shall conduct periodic reviews of compliance with these rules and guidelines.

(n) The department shall develop rules and guidelines for the residential sustainable energy program governing project technical requirements and product eligibility, PACE project components, consumer protection features including but not limited to contractor participation and standards, and reporting requirements including the coordination with other clean energy programs in the Commonwealth.

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The department shall conduct periodic reviews of compliance with these rules and guidelines.

(o) Betterment assessments established pursuant hereto shall not be subject to Sections 20A or 21C of Chapter 59 of the General Laws.

(p) Notwithstanding any general or special law to the contrary, the provisions of any other general or special law, regulation, ordinance or bylaw providing for the advertising, bidding awarding of contracts or consultation for the design, construction or improvement of property shall not apply to the procurement of residential PACE projects financed pursuant hereto.

SECTION 5. Section 6 of chapter 25A of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by striking subsection 12 and inserting in place thereof the following subsections:

(12) intervene and advocate on behalf of small commercial and industrial users before the department of public utilities in any dispute between such businesses and generation or distribution companies, as defined pursuant to section 1 of chapter 164; and

(13) plan, develop, oversee and operate the commercial sustainable energy program, with the Massachusetts Development Finance Agency, in accordance with the provisions of chapter 23M. In accordance with this section, the Department shall approve each commercial PACE project prior to the issuance of a PACE bond under chapter 23M and in so doing shall consider whether the energy cost savings of the commercial energy improvements over the useful life of such improvements exceed the costs of such improvements.”.

The amendment was adopted.

Mr. Kulik of Worthington and other members of the House then moved to amend the bill by adding the following section:

“SECTION 6. Notwithstanding any general or special law, rule, regulation or procedure to the contrary, there is hereby created a small hydro and anaerobic digestion tariff program for small hydropower facilities and anaerobic digestion net metering facilities in the commonwealth. For the purposes of this section the following terms shall mean ‘Small hydropower facility’ shall mean a facility in the commonwealth with a Federal Energy Regulatory Commission-rated capacity of 2 megawatts or less, using water to generate electricity that is connected to a distribution company and an ‘anaerobic digestion net metering facility’ shall mean a Class I, Class II, and Class III anaerobic digestion net metering facility that has begun commercial operation on and after January 1, 2015. The ‘small hydro and anaerobic digestion tariff’ shall mean the default service kilowatt-hour rate of the local distribution company as defined in section 1 of chapter 164 of the General Laws that receives electricity from a small hydropower facility or an anaerobic digestion net metering facility. An electric distribution company shall pay a small hydropower facility or an anaerobic digestion net metering facility monthly for electricity it received from such a facility based on the kilowatt hours of electricity the distribution company received from the facility multiplied by the small hydro and anaerobic digestion tariff. A participating small hydropower facility and anaerobic digestion shall notify a distribution company that it intends to deliver electricity pursuant to the small hydro and anaerobic digestion tariff program and shall comply with the distribution compa-

ny's applicable reporting and interconnection requirements; provided, however that no more than 50 megawatts of small hydropower and anaerobic digestion aggregate capacity state wide shall be permitted to participate in the small hydro and anaerobic digestion tariff.

The amendment was adopted.

Mr. Dempsey of Haverhill moves to amend the bill by inserting before section 1 the following two sections:

“SECTION 1. Section 144 of chapter 164 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out subsection (c) and inserting in place thereof the following subsection:

(c) Upon the undertaking of a significant project that exposes confirmed natural gas infrastructure, including the repair or paving of a public way, the installation, replacement or repair of an underground water or sewer line or underground electrical or other cable, a municipality or the commonwealth or other entity responsible for the aforesaid undertaking may submit written notification of the project to a gas company at least 6 months in advance of such project. Upon commencement of the project, the gas company shall survey the project area for the presence of gas leaks, and all gas leaks shall be repaired by the gas company to the extent such repairs are feasible within the timeframe of the construction project. The gas company shall ensure that any shut off valve in the significant project area has a gate box installed upon it or a reasonable alternative that would otherwise ensure continued public safety and that any critical valve that has not been inspected and tested within the past 12 months is verified to be operational and accessible. If a gas leak cannot be repaired within the timeframe allowed for the construction project, the gas company shall provide the repair and replacement schedule of any gas leaks detected during the survey performed during the project to the municipality or the commonwealth. Gas companies shall coordinate with municipalities to determine which leaks shall be addressed by full replacement of lines and mains. A gas company that has previously submitted plans to the municipality or the commonwealth to replace existing gas lines or mains shall continue to adhere to those plans and the replacement projects therein in addition to any repairs of individual leaks as required by this section.

SECTION 1A. Subsection (e) of said section 144 of chapter 164 of the General Laws, as so appearing, is hereby amended by inserting at the end thereof the following sentence:— Gas companies shall also report to the department the total volume of statewide lost or unaccounted for gas attributed to Grade 1, Grade 2, or Grade 3 leaks located within the commonwealth.”;

In line 1 by striking out the following: “SECTION 1” and inserting in place thereof the following: “SECTION 1B.”;

In lines 62, 63 and 64 by striking out the sentence contained in those lines and inserting in place thereof the following sentence: “The distribution companies shall coordinate with the department of energy resources, and consult with the office of the attorney general, regarding the choice of solicitation methods.”; In line 86 by striking out the following: “and (vii)” and inserting in place thereof the following: “(vii) where possible, mitigate any environmental impacts; and (viii)”;

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In lines 248 and 249 by striking out the words “, in consultation with the department of public utilities,”; and

By adding the following two sections:

“SECTION 7. The department of public utilities shall open an investigation to establish specific criteria for identifying the environmental impact of gas leaks which have been classified as Grade 3 pursuant to section 144 of chapter 164 of the General Laws, and to establish a 5-year plan to repair such leaks. The department shall promulgate rules regarding the timeline and acceptable methods for remediation and repair of any Grade 3 leak which is determined to have significant environmental impact.

SECTION 8. Notwithstanding any general or special law to the contrary, the department of energy resources may establish a carbon reduction research center. The carbon reduction research center shall be established to advance the Commonwealth’s carbon reduction goals. The carbon reduction research center may include, but not be limited to, any of the following research initiatives: fuel cells; energy storage technology; residential property assessed clean energy programming; commercial property assessed clean energy programming; increased efficiency of existing small domestic energy production; and increased efficiency of and cleaner use of traditional fossil based fuels. The carbon reduction research center shall be located upon a campus within the University of Massachusetts, as defined by section 1, of chapter 75 of the general laws, that meets the following criteria: (1) located within a gateway city; (2) located near the Emerging Technologies and Innovation Center; and (3) has access to academic resources necessary for civil, environmental, and nuclear engineering.”.

The amendments were adopted.

Bill passed to
be engrossed,—
yea and nay
No. 277.

On the question on passing the bill, as amended, to be engrossed, the sense of the House was taken by yeas and nays, at the request of Mr. Golden of Lowell; and on the roll call 154 members voted in the affirmative and 1 in the negative.

[See Yea and Nay No. 277 in Supplement.]

Therefore the bill (House, No. 4385 published as amended) was passed to be engrossed. Sent to the Senate for concurrence.

By Mr. Nangle of Lowell, for the committee Steering, Policy and Scheduling, that the following matters be scheduled for consideration by the House:

Middlebor-
ough,—
liquor
licenses.

The Senate Bill authorizing the town of Middleborough to grant an additional license for the sale of wines and malt beverages not to be drunk on the premises (Senate, No. 2091) [Local Approval Received]; and

House bills

Springfield,—
elections.

Filling vacancies in ward seats of the city council and school committee by special election in the city of Springfield (House, No. 615) [Local Approval Received];

Ellen
Atkinson.

Establishing a sick leave bank for Ellen Atkinson, an employee of the Massachusetts Rehabilitation Commission (House, No. 4100); and

Foxborough,—
child
protection.

To authorize the town of Foxborough to establish additional mandated reporters in the town of Foxborough for the purposes of the protection and care of children (House, No. 4192) [Local Approval Received];

Under suspension of Rule 7A, in each instance, on motion of Mr. Nangle, the bills severally were read a second time forthwith; and they were ordered to a third reading.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, on a message from His Excellency the Governor, a Bill to modernize municipal finance and government (House, No. 4207). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently. Municipal
finance
and
government.

Mr. Galvin of Canton, for said committees, then reported recommending that the bill ought to pass. Referred, under Joint Rule 1E, to the committee on Ways and Means.

Emergency Measure.

The engrossed Bill designating a certain bridge in the town of Harwich as the United States Navy Lieutenant Junior Grade Ralph Wallace Burns Memorial Bridge (see House, No. 3801, changed and 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. Harwich,—
bridge.

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 17 to 0. Sent to the Senate for concurrence.

Engrossed Bills.

The engrossed Bill establishing a sick leave bank for Laurie Godwin, an employee of the Department of Youth Services (see House, No. 4189) (which originated in the House), in respect to which the Senate had concurred in adoption of the emergency preamble, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate. Bill
enacted.

The engrossed Bill relative to the membership of the South Essex Sewerage District Board (see House, No. 4007) (which originated in the House), 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. Id.

Order.

On motion of Mr. DeLeo of Winthrop,—

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M. Next
sitting.

Accordingly, without proceeding to the matters in the Orders of the Day, at seven minutes after six o'clock P.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Thursday, June 9, 2016.

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.

Guests of the House.

Falls School
of North
Attleborough.

At the beginning of the session, the Chair (Mr. Donato of Medford) declared a brief recess and introduced, seated in the House Chamber, students from Falls Elementary School in North Attleborough. At the invitation of the Chair, the students participated in the pledge of allegiance to the flag. They were the guests of Representative Poirier of North Attleborough.

Resolutions.

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

Helen
Weiser.

Resolutions (filed by Mr. Bradley of Hingham) honoring Helen Weiser on the occasion of her ninetieth birthday;

Emily
Gebow.

Resolutions (filed by Mr. Hill of Ipswich) congratulating Emily Gebow on receiving the Gold Award of the Girl Scouts of America;

Sarah
Gebow.

Resolutions (filed by Mr. Hill of Ipswich) congratulating Sarah Gebow on receiving the Gold Award of the Girl Scouts of America;

Andrew
McPhee.

Resolutions (filed by Mr. Barrows of Mansfield) congratulating Andrew McPhee on receiving the Eagle Award of the Boy Scouts of America;

Joseph
Fritts.

Resolutions (filed by Messrs. Calter of Kingston, Muratore of Plymouth and Hunt of Sandwich) congratulating Joseph M. Fritts on receiving the Eagle Award of the Boy Scouts of America;

Neil
Lodi.

Resolutions (filed by Messrs. Calter of Kingston, Muratore of Plymouth and Hunt of Sandwich) congratulating Neil Jake Lodi on receiving the Eagle Award of the Boy Scouts of America;

Patrick
Murphy.

Resolutions (filed by Messrs. Calter of Kingston, Muratore of Plymouth and Hunt of Sandwich) congratulating Patrick E. Murphy on receiving the Eagle Award of the Boy Scouts of America;

Josephine
Capuzziello.

Resolutions (filed by Mr. Fernandes of Milford) congratulating Josephine L. Capuzziello on the occasion of her one hundredth birthday;

Elaine
McKenna.

Resolutions (Ms. Hogan of Stow) congratulating Elaine McKenna on being recognized as a 2016 Unsung Heroine; and

William
Wallace.

Resolutions (filed by Representatives Keefe of Worcester, Mahoney of Worcester, Campanale of Leicester and Donahue of Worcester) commending William D. Wallace on his forty years as the Executive Director of the Worcester Historical Museum;

Mr. Galvin of Canton, 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. McMurtry of Dedham, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Order.

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

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on State Administration and Regulatory Oversight be granted until Wednesday, June 22, 2016, within which time to make its final report on current Senate document numbered 2169, and current House documents numbered 4130, 4151, 4293, 4294, 4295 and 4329.

State Administration and Regulatory Oversight committee,— extension of time for reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4383), ought to be adopted. Under suspension of the rules, on motion of Mr. Tucker of Salem, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Papers from the Senate.

A petition (accompanied by bill) of Eric P. Lesser and Brian M. Ashe for legislation relative to retirement benefits for Mary Donna Nodurf, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service.

Mary Donna Nodurf,— benefits.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2326) was referred, in concurrence, to the committee on Public Service.

The following notice was received from the Clerk of the Senate, to wit:—

June 9, 2016.

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 Stanley C. Rosenberg, President of the Senate, has announced the appointment of Senator Joseph C. Boncore, pursuant to Executive Order 535, to the Public Market Commission; and that

Public Market Commission.

The Honorable Bruce E. Tarr, Senate Minority Leader, has announced the appointment (pursuant to Section 1 of Chapter 226 of the Acts of 2014) of Senator Richard J. Ross to the Commission on Autism (Senator Ross' constituent services director, Katlin McInnis when necessary will represent him on the Commission).

Autism Commission.

Respectfully submitted,

WILLIAM F. WELCH,
Clerk of the Senate.

Reports of Committees.

Public Service,—
study.

By Mr. Murphy of Weymouth, for the committee on Public Service, on House, Nos. 17, 26, 27, 54, 61, 2199, 2200, 2201, 2205, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2219, 2220, 2221, 2222, 2224, 2225, 2226, 2227, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2241, 2244, 2245, 2246, 2247, 2248, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2258, 2259, 2260, 2262, 2263, 2265, 2266, 2267, 2268, 2269, 2271, 2274, 2275, 2276, 2278, 2279, 2280, 2282, 2283, 2284, 2287, 2288, 2290, 2291, 2292, 2293, 2294, 2295, 2297, 2298, 2301, 2302, 2303, 2305, 2307, 2309, 2310, 2311, 2312, 2314, 2315, 2316, 2317, 2318, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2335, 2336, 2337, 2338, 2340, 2341, 2342, 2343, 2344, 2345, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2373, 2375, 2377, 2379, 2380, 2381, 2382, 2383, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2395, 2397, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2411, 2412, 2414, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2426, 2427, 2429, 2430, 2431, 3279, 3281, 3284, 3286, 3287, 3289, 3390, 3486, 3487, 3489, 3491, 3493, 3624, 3827, 3885, 3899, 3974, and 4012, an Order relative to authorizing the committee on Public Service to make an investigation and study of certain House documents concerning public service issues (House, No. 4367). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Mr. Galvin of Canton, for said committees, reported asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules.

Under Rule 42, the report was considered forthwith; and it was accepted.

Id.

Mr. Galvin of Canton, for said committee on Rules, on the foregoing Order, then reported, in part, asking to be discharged from further consideration:

Robert Emmet
Fitzgerald,—
pension.

Of the petition (accompanied by bill, House, No. 2420) of Ellen Story and Peter V. Kocot for legislation to provide a certain pension to Robert Emmet Fitzgerald, a former State Police officer, injured while in the performance of his duties as an undercover state police narcotics officer;

Cambridge,—
residency.

Of the petition (accompanied by bill, House, No. 3287) of Timothy J. Toomey, Jr. (with the approval of the mayor and the city council) that the city of Cambridge be authorized to establish a one year residency requirement for police and fire department applicants;

Newton,—
special
police.

Of the petition (accompanied by bill, House, No. 3885) of Kay Khan, Ruth B. Balser and John J. Lawn, Jr. (with the approval of the mayor and board of aldermen) that the city of Newton be authorized to appoint retired police officers as special police officers notwithstanding the maximum age restrictions;

Inspectors,—
retirement.

Of the petition (accompanied by bill, House, No. 3899) of Stephen Kulik and others relative to the retirement classification of state inspectors; and

Of the petition (accompanied by bill, House, No. 4012) of Colleen M. Garry (by vote of the town) relative to the appointment of special police officers in the town of Dracut; Dracut,—
special
police.

And recommending that the same severally be recommitted to the committee on Public Service.

Under Rule 42, the reports severally were considered forthwith; and they were accepted.

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

Relative to Medicaid (House, No. 822); Medicaid.

Updating the law relating to posting a security for seized animals in cruelty cases (House, No. 1220); Animals,—
security.

Prohibiting the bullying of public school employees (House, No. 1728); Bullying.
RTAs.

Relative to increasing hotel and motel safety (House, No. 3277); Hotel safety.

To restore accountability in claims against non-governmental actors [sic] for damage caused by public way defects (House, No. 3539); Injury
claims.

To ensure compliance with the anti-shackling law for pregnant incarcerated women (House, No. 3679); Anti-
shackling.

Clarifying participation in athletic safety programs (House, No. 3700); Sports safety.
and

Expanding educational opportunities for vocational students (House, No. 4271); Vocational
students.

Under suspension of Rule 7A, in each instance, on motion of Mr. Kafka of Stoughton, the bills severally were read a second time forthwith; and they were ordered to a third reading.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill increasing awareness of suspected opiate overdose deaths (House, No. 2104), be scheduled for consideration by the House, with the amendment previously recommended by the committee on Health Care Financing,— that the bill be amended in line 2 by striking out the figures “70” and inserting in place thereof the figures “71”; and in line 3 by striking the figures “71” and inserting in place thereof the figures “72”,— pending. Opiate
awareness.

Under suspension of Rule 7A, on motion of Mr. Kafka of Stoughton, the bill was read a second time forthwith.

The amendment recommended by the committee on Health Care Financing then was adopted; and the bill (House, No. 2104, amended) was ordered to a third reading.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on the residue of House, No. 4010, a Bill financing improvements to municipal roads and bridges (House, No. 4384). Read; and referred, under Rule 33, to the committee on Ways and Means. Municipal
roads and
bridges.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a joint petition, a Bill authorizing the town of Deerfield to continue the employment of police officers Gary Sibilia and David Gendron (House, No. 4263). Deerfield,—
police
officers.

Chelmsford,—
retirement.

By the same member, for the same committee, on a petition, a Bill relative to retirement benefits for the Chelmsford Water District employees (House, No. 4290).

Robin
Waine,—
sick leave.

By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for Robin Waine, an employee of the Department of Transportation (House, No. 4325).

Jennifer
Gay,—
sick leave.

By the same member, for the same committee, on a joint petition, a Bill establishing a sick leave bank for Jennifer Gay, an employee of the Department of Developmental Services (House, No. 4366).

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

Engrossed Bill.

Bill
enacted.

The engrossed Bill designating a certain bridge in the town of Harwich as the United States Navy Lieutenant Junior Grade Ralph Wallace Burns Memorial Bridge (see House, No. 3801, changed and amended) (which originated in the House), in respect to which the Senate had concurred in adoption of the emergency preamble, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Orders of the Day.

House bills

Third
reading
bills.

Relative to massage therapy services on Sundays and holidays (House, No. 169) (its title having been changed by the committee on Bills in the Third Reading); and

Authorizing the town of Rehoboth to transfer a conservation easement on a certain parcel of land (House, No. 4158);

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.

House bills

Second
reading
bills.

Further regulating the reserve fund for credit unions (House, No. 4193); and

Relative to parking systems (House, No. 4243);

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

Woburn,—
land.

The House Bill relative to the use of a parcel of land in the city of Woburn for recreational purposes (House, No. 3957), 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, Mr. Speliotis of Danvers moved to amend it by striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Notwithstanding section 15A of chapter 40 of the General Laws or any other general or special law to the contrary, the land commonly known as the Hurd elementary school and surrounding fields acquired by the city on or about August 12, 1954 and located at 75 Bedford Road in the city of Woburn, shown on assessors map 41 as block 9, lot 16, containing 11.27 acres more or less, and

shown on a plan entitled 'City of Woburn Land Taking School Building' which is recorded in the Middlesex south registry of deeds as Plan No. 1346 of 1954, currently used for educational purposes, shall continue to be under the care, custody and control of the city of Woburn school committee, and shall be used for educational purposes only, until such time as the newly constructed Wyman/Hurld elementary school is completed and all students receiving educational services at the Hurld school have been reassigned to alternative sites within the Woburn school district, at which time the school committee shall vote to authorize the transfer of the care, custody and control of said land to the Woburn recreation commission.

SECTION 2. Upon transfer to the Woburn recreation commission, said land shall be used solely for active or passive recreational uses including, but not limited to, community gardens, trails, noncommercial youth and adult sports and park, playground or athletic field purposes; provided, however, that recreational use of such land shall not include horse or dog racing or the use of the land for a stadium, gymnasium or similar structure; and provided, further, that such restriction on the use of said land shall be recorded in the Middlesex south registry of deeds.

SECTION 3. This act shall take effect upon its passage." The amendment was adopted; and the bill (House, No. 3957, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill authorizing the conveyance of a certain parcel of land in the town of Grafton for the Massachusetts State Police Museum and Learning Center (House, No. 3973) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to correctly drawn, was read a third time.

Grafton,—
land.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 1, in lines 1 to 7, inclusive, by striking out the sentence contained in those lines and inserting in place thereof the following sentence: "Notwithstanding sections 32 to 38, inclusive, of chapter 7C of the General Laws, or any general or special law to the contrary, the commissioner of capital asset management and maintenance may, in consultation with the department of state police, convey by deed all or a portion of a certain parcel of land and structure thereon located in the town of Grafton, containing approximately 5.2 acres, described in a deed recorded at the Worcester district registry of deeds in book 2527, page 177 and acquired for the construction of state police barracks, to the Massachusetts State Police Museum and Learning Center, Inc., for the public purpose of maintaining a Massachusetts state police museum and learning center, for nominal consideration."; and

In section 4, in lines 29 to 32, inclusive, by striking out the sentence contained in those lines and inserting in place thereof the following sentence: "The Massachusetts Department of Transportation shall be responsible for all costs associated with the grant of easement pursuant to this section, and for any costs, liabilities or expenses of any kind for the development, improvement, maintenance or operation of the portions of the property subject to the easement."

The amendment was adopted; and the bill (House, No. 3973, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Somerville,—
liquor
licenses.

The House Bill further regulating the sale of alcoholic beverages in the city of Somerville (House, No. 4184), 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, Mr. Speliotis of Danvers moved to amend it by striking out sections 1 and 2 and inserting in place thereof the following two sections:

“SECTION 1. Section 3 of chapter 381 of the acts of 2012 is hereby amended by striking out, in line 2, the figure ‘12’ and inserting in place thereof the following figure ‘22’.

SECTION 2. Said section 3 of said chapter 381 is hereby further amended by striking out the figures ‘22’, as inserted by section 1, and inserting in place thereof the following figures— 27.”; and by striking out sections 7 to 11, inclusive, and inserting in place thereof the following five sections:

“SECTION 7. The administrative fee charged by the city of Somerville for a license granted pursuant to section 3, 4, 5 or 6 shall be the same amount as the administrative fee charged by the city for existing licenses granted for the respective category for such licenses. A license granted pursuant to section 3, 4, 5 or 6 shall be subject to all applicable ordinances of the city.

SECTION 8. Sections 1, 3, 4 and 7 shall take effect upon its passage.

SECTION 9. Section 2 shall take effect on January 1, 2019 or upon the issuance of all licenses authorized pursuant to section 3 of chapter 381 of the acts of 2012, as amended by section 1, whichever occurs first.

SECTION 10. Section 5 shall take effect on January 1, 2019 or upon the issuance of all licenses authorized pursuant to section 3, whichever occurs first.

SECTION 11. Section 6 shall take effect on January 1, 2019 or upon the issuance of all licenses authorized pursuant to section 4, whichever occurs first.”.

The amendments were adopted; and the bill (House, No. 4184, amended) was passed to be engrossed. 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 twenty-three minutes after eleven o’clock A.M., on motion of Mr. Smola of Warren (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.

JOURNAL OF THE HOUSE.

Monday, June 13, 2016.

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 rose for a moment of silent tribute to the memory of the victims of the Orlando Nightclub Massacre. The attack claimed the lives of forty-nine victims and injured an additional fifty-three innocent people. The House of Representatives extended its deepest condolences and prayers to the families of the victims, and to all those touched by this tragic event. Orlando Nightclub Massacre.

Guests of the House.

At the beginning of the session, the Chair (Mr. Donato of Medford) declared a brief recess and introduced, seated in the House Chamber, students from the Abigail Adams Middle School in Weymouth. At the invitation of the Chair, the students participated in the pledge of allegiance to the flag. They were the guests of Representative Murphy of Weymouth. Weymouth,—
Abigail Adams
Middle School.

Resolutions.

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

Resolutions (filed by Mr. Arciero of Westford) congratulating Allen McRae on being named one of the Littleton Council on Aging's Volunteers of the Year; Allen
McRae.

Resolutions (filed by Mr. Arciero of Westford) congratulating Barbara J. McRae on being named one of the Littleton Council on Aging's Volunteers of the Year; Barbara
McRae.

Resolutions (filed by Ms. Hogan of Stow) congratulating Karen Kelleher on the occasion of her retirement from the town of Stow; Karen
Kelleher.

Resolutions (filed by Mr. Linsky of Natick) on the occasion of the dedication of the Barber Brothers Square in the town of Natick; and Natick,—
Barber
Square.

Resolutions (filed by Mrs. O'Connell of Taunton) honoring Rev. Timothy P. Reis for his eighteen years of service as a pastor in the city of Taunton; Timothy
Reis.

Mr. Galvin of Canton, 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. Speliotis of Danvers, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Orders.

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

Consumer Protection and Professional Licensure committee,—extension of time for reporting.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Consumer Protection and Professional Licensure be granted until Friday, July 1, 2016, within which time to make its final report on a current House document numbered 4188.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4396), ought to be adopted. Under suspension of the rules, on motion of Ms. Benson, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

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

Environment, Natural Resources and Agriculture committee,—extension of time for reporting.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Environment, Natural Resources and Agriculture be granted until Thursday, June 30, 2016, within which time to make its final report on a current House document numbered 4254.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4391), ought to be adopted. Under suspension of the rules, on motion of Mr. Schmid, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

*Papers from the Senate.***Bills**

Hydraulic fracturing.

Relative to a moratorium on hydraulic fracturing (Senate, No. 2309, amended by adding the following section:

“SECTION 5. Notwithstanding any general or special law to the contrary, no new natural gas compressor stations shall be located in an area which is less than 0.6 miles in linear distance from: (i) a playground;(ii) a licensed day care center; (iii) a school; (iv) a church; (v) an environmental justice population neighborhood; (vi) an area of critical environmental concern as determined by the secretary of environmental affairs under 301 CMR 12.00; (vii) a waterway preserved and protected for water-dependent uses under chapter 91; or (viii) an area occupied by residential housing. Linear distance shall be measured from any point along a natural gas compressor station to the outermost point of buildings or areas in clauses (i) to (viii), inclusive; provided, however, that repairs or replacements that do not increase the capacity of a natural gas compressor station in operation prior to January 1, 2017, shall not be subject to this section. For the purposes of this section, ‘environmental justice population neighborhood’ shall mean a neighborhood with an annual median household income of not more than 65 per cent of the statewide median income or with a segment of the population that consists of residents that is not less than 25 per cent minority, foreign born or lacking in English language proficiency based on the most recent United States census.”) (on Senate bill No. 457); and

Relative to public space recycling (Senate, No. 2310, amended in section 1, in line 5, by inserting after the following: “29.” the following two sentences: “Carpet’, a manufactured article that is used in commercial or residential building that is affixed or placed on the floor or walking surface in the building as a decorative or functional interior feature and this is primarily constructed of a top visible surface of synthetic face fibers or yarns or tufts attached to a backing system derived from synthetic or natural materials, including broadloom and carpet tiles; provided, however, that ‘carpet’ shall not include a rug, pad, cushion or underlayment.”, in line 46, by striking out the following: “and (xi) construction and demolition material” and inserting in place thereof the following: “(xi) construction and demolition material; and (xii) carpets”; and, in line 56, by striking out the word “and”, and, in line 57, by inserting after the following: “(b)” the following: “; and (iv) costs related to the leading by example program”).

Recycling,—
public
spaces.

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 33, to the committee on Ways and Means.

A report of the committee on Public Service, recommending that the report of the State Retirement Benefits Board of Trustees (pursuant to Section 24A of Chapter 32A of the General Laws) submitting proposed amendments to the declaration of trust (Senate, No. 9), be placed on file, accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence.

Retirement
Benefits
Board,—
amendments.

A petition (accompanied by bill, Senate, No. 2322) of Benjamin B. Downing and Paul W. Mark (by vote of the town) for legislation to provide for recall elections in the town of Hawley, was referred, in concurrence, to the committee on Election Laws.

Hawley,—
elections.

Reports of Committees.

Mr. Galvin of Canton, for the committee on Rules, reported (under the provisions of House Rules 7B and 7C) an Order relative to special procedures for consideration of the House Bill to modernize municipal finance and government [House, No. 4331] (for order, see House, No. 4404). The order was considered forthwith; and it was adopted.

Municipal
finance, etc.—
procedures.

By Mr. Galvin of Canton, 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 Tackey Chan and others that the Division of Medical Assistance be authorized to include dentures, restorative, endodontic and periodontal treatment within its covered services for certain persons ages 65 and older. Under suspension of the rules, on motion of Mr. Kafka of Stoughton, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Elder Affairs. Sent to the Senate for concurrence.

Seniors,—
dental
benefits.

By Ms. Hogan of Stow, for the committee on Public Health, asking to be discharged from further consideration of the petition (accompanied by

Medical care,—
compensation.

Medical care,—
compensation.

bill, House, No. 3472) of Brian R. Mannal relative to compensating providers of medical or supervisory care to family members,— and recommending that the same be referred to the committee on Health Care Financing. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Municipal
finance.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, on the bill (House, No. 4032), the bill (House, No. 4207), the bill (House, No. 4226), the bill (House, No. 4275), and the bill (House, No. 4331), that the Bill to modernize municipal finance (House, No. 4331), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4397). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment pending.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Kafka of Stoughton, 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.

Senior
health.

By Ms. Hogan of Stow, for the committee on Public Health, on a petition, a Bill relative to protecting senior health (House, No. 1917).

Prescription
medication.

By the same member, for the same committee, on a petition, a Bill relative to the availability of prescription medication during an emergency (House, No. 1988).

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

Law
enforcement
councils.

By Mr. Fernandes of Milford, for the committee on the Judiciary, on House, No. 1636, a Bill to add law enforcement councils to the Massachusetts Tort Claims Act (House, No. 4393).

Sexual
offenders.

By the same member, for the same committee, on House, No. 2145, a Bill relative to the creation of the interagency council on management of adult and juvenile sexual offenders (House, No. 4395).

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

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

Bills

County
fund.

Relative to the establishment of a county stabilization fund (Senate, No. 1064);

Snow
safety.

Providing for a study of the necessity of certain snow safety procedures (House, No. 3833);

Aberjona
River.

Authorizing the Division of Capital Asset Management and Maintenance to grant easements (House, No. 4101); and

Belchertown.

Relative to Belchertown (House, No. 4131); and the

Ocean
acidification,—
study.

Resolve creating a special commission to study the effects of coastal and ocean acidification and its existing and potential effects on species that are commercially harvested and grown along the Massachusetts coast (House, No. 716);

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 Bill regulating notaries public to protect consumers and the validity and effectiveness of recorded instruments (Senate, No. 2064), 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 4398. Notaries,—
regulations.

By the same member, for the same committee, that the Bill to regulate appraisal management companies (House, No. 947), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4399). Appraisal
management
companies.

By the same member, for the same committee, that the Bill relative to employees of the Department of Fire Services (House, No. 2428), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4400). Fire services
department.

By the same member, for the same committee, that the Bill relative to the architect laureate (House, No. 2931), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4401). Architect
laureate.

By the same member, for the same committee, that the Bill authorizing the Department of Fish and Game to acquire land of the town of Townsend (House, No. 3748), ought to pass with an amendment in section 2, in line 13, by striking out the following: “Within 15 days following the submittal, the” and inserting in place thereof the word “The”. Townsend,—
land.

By the same member, for the same committee, that the Bill relative to ABLE accounts (House, No. 3753), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4402). ABLE
accounts.

By the same member, for the same committee, that the Bill authorizing Quincy College to confer baccalaureate degrees (House, No. 4061), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4403). Quincy
College.

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

By Mr. Fernandes of Milford, for the committee on the Judiciary, on House, Nos. 1568, 1569, 1572 and 1653, a Bill relative to the reform of archaic laws implicating tramps, vagrants, and vagabonds (House, No. 4392). Archaic
laws.

By the same member, for the same committee, on House, No. 3252, a Bill relative to criminal record checks for referees (House, No. 4394). Referees,—
criminal
records.

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

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill to protect locked out employees (printed as Senate, No. 2172), be scheduled for consideration by the House. Placed in the Orders of the Day for the next sitting for a second reading. Employee,—
rights.

Orders of the Day.

House bills

Second
reading
bills.

Protect bicyclists in bicycle lanes (House, No. 3072); and
To protect vulnerable road users (House, No. 3073);

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

Patricia
Barry,—
sick leave.

The House Bill establishing a sick leave bank for Patricia Barry, an employee of the Department of Public Health (House, No. 4266), 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, Mr. Speliotis of Danvers moved to amend it by inserting before the enacting clause the following emergency preamble:

“*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a sick leave bank for a certain employee of the department of public health, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The amendment was adopted; and the bill (House, No. 4266, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet Wednesday next at eleven o'clock A.M.

At twenty-four 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 Wednesday at eleven o'clock A.M.

JOURNAL OF THE HOUSE.

Wednesday, June 15, 2016.

Met according to adjournment at eleven o'clock A.M., 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.

Subsequent to the noon recess, the Speaker took the Chair, and addressed the House, as follows: Orlando
Nightclub
Massacre.

“Before we begin today’s debate, I’d like to take a moment to join together as friends, as colleagues, and as Americans to recognize the devastating mass shootings in Orlando, Florida.

The attack claimed some 49 lives and injured another 53 people. We grieve together with Orlando and with the LGBT community in Massachusetts and across the nation. We offer our deepest sympathies and our support to all affected. Make no mistake for this was an act of heinous bigotry. I’m proud to say that in this House, we believe that standing with the LGBT community is standing for American values.

The House of Representatives offers its sincerest condolences and prayers to all the families of the victims and all those touched by this tragic event.”

The members, guests and employees then rose for a moment of silent tribute to the memory of the victims of the Orlando Nightclub Massacre that occurred early on Sunday morning, June 12, 2016.

Resolutions.

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

Resolutions (filed by Speaker DeLeo of Winthrop and Ms. Vincent of Revere) honoring Mildred “Millie-Betty” Vincent on the joyous occasion of her ninetieth birthday; and Mildred
Vincent.

Resolutions (filed by Mr. Collins of Boston) congratulating Renee Potts on the occasion of her retirement from the Department of Conservation and Recreation; Renee
Potts.

Mr. Galvin of Canton, 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. McGonagle of Everett, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Order.

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

Consumer Protection and Professional Licensure committee,—extension of time for reporting.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Consumer Protection and Professional Licensure be granted until Friday, July 1, 2016, within which time to make its final report on a current House document numbered 172.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4405), ought to be adopted. Under suspension of the rules, on motion of Mr. Nangle of Lowell, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Petitions.

Petitions severally were presented and referred as follows:

Westborough,—charter.

By Miss Gregoire of Marlborough, a petition (accompanied by bill, House, No. 4411) of Danielle W. Gregoire and others (by vote of the town) relative to the charter of the town of Westborough; and

Dennis,—fund.

By Mr. Whelan of Brewster, a petition (accompanied by bill, House, No. 4412) of Timothy R. Whelan (by vote of the town) that the town of Dennis be authorized to establish a landfill solar special revenue fund;

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

Speed limits.

Petitions severally were presented and referred as follows:

By Ms. DiZoglio of Methuen (by request), a petition (subject to Joint Rule 12) of William Whitty relative to establishing speed limits in thickly settled areas.

Robin Waine,—sick leave.

By Representative McGonagle of Everett and Senator DiDomenico, a joint petition (subject to Joint Rule 12) of Joseph W. McGonagle, Jr., and Sal N. DiDomenico for legislation to establish a sick leave bank for Robin Waine, an employee of the Massachusetts Department of Transportation.

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

Papers from the Senate.

Housing.

A Bill promoting housing and sustainable development (Senate, No. 2327) (on Senate bill No. 2311), passed to be engrossed by the Senate, was read; and it was referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Naturopathy,—board.

A Bill establishing a board of naturopathy (Senate, No. 2335) (on Senate bill No. 2148), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Retirement,—earnings limitation.

A petition of Viriato M. deMacedo for legislation to clarify a public service worker's retirement earnings limitation, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2349) was referred, in concurrence, to the committee on Public Service.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of Louis L. Kafka and William C. Galvin that the state board of retirement authorize Kevin Wilder to elect to receive certain retirement allowances. To the committee on Public Service. Kevin Wilder,—
benefits.

Petition (accompanied by bill) of Peter V. Kocot that the commissioner of Capital Asset Management and Maintenance be authorized to convey certain land to the city of Northampton; and Northampton,—
land.

Petition (accompanied by bill) of Susannah M. Whipps Lee that the commissioner of Capital Asset Management and Maintenance be authorized to convey a certain parcel land in the town of New Salem; New Salem,—
land.

Severally to the committee on State Administration and Regulatory Oversight.

Under suspension of the rules, on motion of Mr. Nangle of Lowell, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mr. Nangle of Lowell, for the committee Steering, Policy and Scheduling, that the House Bill relative to Belchertown (House, No. 4131), be scheduled for consideration by the House. Belchertown,—
land.

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.

Subsequently under suspension of the rules, on motion of Mr. Petrolati of Ludlow, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time; its title having been changed by said committee to read: "An Act relative to a certain property in the town of Belchertown."

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by striking out section 2 and by inserting before the enacting clause the following emergency preamble:

"*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to attach forthwith certain conditions to the conveyance of certain state-owned land in the town of Belchertown, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience."

The amendments were adopted; and the bill (House, No. 4131, amended) was passed to be engrossed. Sent to the Senate for concurrence.

By Mr. Nangle of Lowell, for the committee Steering, Policy and Scheduling, that the following matters be scheduled for consideration by the House:

Senate bills

Authorizing the town of Nantucket to convey certain land held for open space, recreational or conservation purposes to the Nantucket Islands Land Bank and Madaket Construction Trust for open space, recreational or conservation purposes (Senate, No. 1935) [Local Approval Received]; and Nantucket
Islands
Land Bank.

- Nantucket,—
land. Authorizing the county of Nantucket to convey certain parcels of land to the town of Nantucket (Senate, No. 1936) [Local Approval Received]; and
House bills
- Westfield. Dedicating the Westfield district courthouse (House, No. 1642);
- Ireland
courthouse. Designating the Hampden County Superior Court as the Roderick L. Ireland Courthouse (House, No. 3643);
- Gold Star
Families. Designating a monument in the city of Fall River as the official Gold Star Families Memorial Monument of the Commonwealth (House, No. 4075);
- Richard
Gale,—
bridge. Designating a certain bridge in the city of Boston as the Navy Cross Recipient PFC Alvin Richard Gale, USMC Memorial Bridge (House, No. 4153);
- Somerville,—
elections. Amending the form of petition accompanying statement of candidate relative to non-partisan municipal elections in the city of Somerville (House, No. 4175) [Local Approval Received];
- Cecile Ferrie,—
sick leave. Establishing a sick leave bank for Cecile Ferrie an employee of the Massachusetts Department of Correction (House, No. 4249);
- Chris Mullen,—
sick leave. Establishing a sick leave bank for Christopher Mullen, an employee of the Hampshire County Sheriff's Office (House, No. 4292); and
- New Bedford,—
liquor
licenses. Authorizing the city of New Bedford to issue an additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 4306) [Local Approval Received];
- Under suspension of Rule 7A, in each instance, on motion of Mr. Nangle, the bills severally were read a second time forthwith; and they were ordered to a third reading.
- Tobacco and
nicotine
addiction,—
youth. By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, that the Bill to protect youth from the health risks of tobacco and nicotine addiction (Senate, No. 2269), ought to pass. Referred, under Rule 33, to the committee on Ways and Means, with the amendment previously recommended by the committee on Health Care Financing, pending.
- Community
agencies. By Mr. Galvin of Canton, for the committee on Rules, that the Bill to address inequality, promote opportunity, and end poverty (House, No. 142), ought to pass. Referred, under Rule 33, to the committee on Ways and Means.
- Robotic
surgery,—
study. By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, that the Resolve providing for an investigation and study by a special commission relative to robotic surgery in the Commonwealth (House, No. 4114), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Engrossed Bill.

- Bill
enacted. The engrossed Bill increasing the membership of the board of health in the town of Framingham (see House, No. 3977, amended) (which originated in the House), 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.

Recess.

At nine minutes after eleven o'clock A.M., on motion of Mr. Smola of Warren (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock P.M.; and at six minutes after one o'clock the House was called to order with the Speaker in the Chair. Recess.

*Motion to Discharge a Certain Matter
in the Orders of the Day.*

Mr. Donato of Medford being in the Chair,—

The House Bill modernizing municipal finance and government (House, No. 4397) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was taken from its position in the Orders of the Day, and read a third time, under suspension of Rule 47, on motion of Mr. Kulik of Worthington. Municipal
finance
and
government.

After debate on the question on passing the bill to be engrossed, Mr. Galvin of Canton moved to amend it by adding at the end thereof (as changed by the committee on Bills in the Third Reading) the following section:

“SECTION 220. section 5K of chapter 59 of the General laws, as appearing in the 2014 Official Edition, is hereby amended by striking out in lines 14 and 39 ‘\$1,000’ and inserting in place thereof ‘\$1,500’.”

The amendment was adopted.

Mr. Jones of North Reading and other members of the House then moved to amend the bill by adding the following section:

“SECTION 221. Subsection (d) of section 39M of chapter 40 of the General Laws, as so appearing, is hereby amended by striking the first sentence and inserting in place thereof the following sentence:—

A person claiming an exemption provided under this subsection may apply to the board of assessors, in writing, on a form approved by the commissioner of revenue, on or before the deadline for an application for exemption under section 59 of chapter 59.”

The amendment was adopted.

Representatives Hunt of Boston, Malia of Boston and Provost of Somerville then moved to amend the bill by adding the following two sections:

“SECTION 222. Chapter 90 of the General Laws is hereby amended by inserting after section 17B the following section:—

Section 17C. (a) Notwithstanding section 17 of chapter 90 or any general or special law to the contrary, the city council, the transportation commissioner of the city of Boston, the board of selectmen, park commissioners, a traffic commission or traffic director of a city or town which accepts this section in the manner provided in section 4 of chapter 4 may, in the interests of public safety and without further authority, establish a speed limit of 25 miles per hour inside a thickly settled or business district in the city or town which is not a state highway.

(b) Upon establishing a speed limit under this section the city or town shall notify the department. The operation of a motor vehicle at a speed in excess of a speed limit established under this section shall be a violation of section 17 of chapter 90.

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government.

SECTION 223. Chapter 90 of the General Laws is hereby further amended by inserting after section 18A the following section:—

Section 18B. (a) Notwithstanding section 18 of chapter 90 or any general or special law to the contrary, the city council, the transportation commissioner of the city of Boston, the board of selectmen, park commissioners, a traffic commission or traffic director of a city or town which accepts this section in the manner provided in section 4 of chapter 4 may, in the interests of public safety and without further authority, establish designated safety zones on, at or near any way in the city or town which is not a state highway, and with the approval of the department if the same is a state highway. Such safety zones shall be posted as having a speed limit of 20 miles per hour.

(b) The operation of a motor vehicle in such zone at a speed exceeding the speed limit established under this section shall be a violation of section 17 of chapter 90.”

The amendment was adopted.

Mr. Kulik of Worthington and other members of the House then moved to amend the bill by adding the following four sections:

“SECTION 224. Subsection (a) of section 55C of chapter 44 is hereby amended, in line 5, by adding after the word ‘households’ the words ‘and for the funding of community housing, as defined in and in accordance with the provisions of chapter 44B.’

SECTION 225. Subsection (c)(1) of section 55C of chapter 44 is hereby amended by adding the following after ‘Chapter 44B’: ‘Any such money received from chapter 44B shall be used exclusively for community housing and shall remain subject to all the rules, regulations and limitations of that chapter when expended by the trust, and such funds shall be accounted for separately by the trust. At the end of each fiscal year, the trust shall ensure that all expenditures of funds received from chapter 44B are reported to the community preservation committee of the city or town for inclusion in the Community Preservation Initiatives Report (Form CP-3) to the department of revenue.’

SECTION 226. Subsection (c)(4) of section 55C of chapter 44 is hereby amended by inserting after the word ‘releases’ the words ‘, grant agreements’.

SECTION 227. This section shall be effective on July 1, 2016 and shall apply to all Chapter 44B funds held by a trust as of the effective date and to all Chapter 44B funds received by a trust after that date.”

The amendment was adopted.

Mr. Jones of North Reading and other members of the House then moved to amend the bill adding the following section:

“SECTION 228. Section 42A of chapter 40 of the General Laws, as so appearing, is hereby amended by inserting after the word ‘deeds’, in line 5, the following words:— , and files a copy of said certificate with the collector of taxes of the city or town in which the lien hereinafter mentioned is to take effect.”

The amendment was adopted.

Mr. Scaccia of Boston then moved to amend the bill by adding the following section:

“SECTION 229. Section 21A of Chapter 147 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by adding at the end of the first paragraph the following 2 sentences:—

No person shall be too old for appointment as a cadet if he or she was of qualifying age at the time of application to a cadet program. Furthermore, an appointment to a cadet program shall not be terminated for age unless the cadet has completed 2 years of service.”

The amendment was adopted.

Mr. Jones of North Reading and other members of the House then moved to amend the bill adding the following section:

“SECTION 230. Section 23 of chapter 59 of the General Laws, as so appearing, is hereby amended by striking the last sentence and inserting in place thereof the following sentence:—

No city, town or district tax rate for any fiscal year shall be changed after it has been approved by the commissioner and returned to the assessors; provided, however, that the commissioner may approve a revised rate if (i) there was a material understatement or overstatement in the returned rate due to an unintentional, inadvertent or other good faith omission or error by city, town or district officials in reporting the rate, and (ii) the tax bills for the year have not been sent.”

The amendment was adopted.

Mr. Cahill of Lynn then moved to amend the bill in section 56 (as published), lines 933 and 934, inclusive, by striking out the words “of municipal golf courses, including the acquisition of land, the construction of buildings, and the cost of original” and inserting in place thereof the words “and rehabilitation of municipal golf courses, including the acquisition and reconstruction of land, installation and replacement of irrigation systems, the construction and rehabilitation of buildings, and the cost of.” The amendment was adopted.

Mr. Jones of North Reading and other members of the House then moved to amend the bill adding the following section:

“SECTION 231. Section 12 of chapter 40U of the General Laws, as so appearing, is hereby amended by striking out the fifth, sixth, seventh, eighth, ninth and tenth sentences and inserting in place thereof the following sentences:— Thereafter, any fine and additional penalties and interest that may be attached and which remain unpaid shall, to the extent provided by the procedures adopted under section 3, become a lien on the property to which the violation relates, and be collected in the manner provided by section 58 of chapter 40. A municipality’s determination of whether to place a lien on the property may involve the number of and the dollar amount of the violations on the property. After the lien takes effect, the property owner of record shall be notified by certified mail of the lien on the property.”

The amendment was adopted.

Mr. Cahill of Lynn then moved to amend the bill in section 18, in lines 305 and 306, inclusive, by striking out the following: “that the joint exercise of veterans’ services shall be subject to section 10 of chapter 115” and inserting in place thereof the following: “that the joint powers agreement shall not apply to veterans’ services in any city or town or districts and municipal veterans’ services and departments shall be subject to chapter 115.”; and the amendment was adopted.

Messrs. Diehl of Whitman and DeCoste of Norwell then moved to amend the bill by adding the following two sections:

“SECTION 232. Chapter 64A is hereby amended by inserting after section 7A the following section:—

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Section 7B. Any municipality of the commonwealth that buys any fuel on which an excise tax has been paid under chapter 64A and, which fuel has been purchased for its municipal consumption and use, shall be reimbursed the amount of such excise tax paid in the manner and subject to the conditions herein provided. All claims for reimbursement shall be filed with the commissioner of revenue and shall be made in such form and containing such information, and accompanied with supporting documentation, as the commissioner of revenue shall prescribe. The commissioner of revenue shall establish a quarterly calendar year schedule for the submission of claims by municipalities for reimbursement of such paid fuel excise taxes. No reimbursement for such excise tax paid shall be made for any claim submitted after 6 months from the date of the purchase of such fuel. The commissioner of revenue shall transmit all claims approved by him to the comptroller for certification, and the amount so approved and certified as aforesaid shall be paid forthwith from the proceeds of the excise tax levied under this chapter 64A, without specific appropriation. No claim for reimbursement for said excise tax shall be made by a municipality under sections 7 and 7A of chapter 64A, for fuel purchased during said period, to which a municipality is entitled to claim a reimbursement under this section.

SECTION 233. Section 13 of Chapter 64A of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by striking out the words 'seven and seven A' in line 3, and inserting in place thereof, the following words:— 'seven, seven A and seven B'."

The amendment was rejected.

Mr. Madden of Nantucket then moved to amend the bill by inserting after section 2 the following section:

"SECTION 2A. The fourth paragraph of section 15 of chapter 701 of the acts of 1960, as most recently amended by section 34 of chapter 359 of the acts of 2010, is hereby further amended by striking out, in the first sentence, the number '\$25,000' and inserting in place thereof the following number:— '\$50,000.'"

The amendment was adopted.

Mr. Kaufman of Lexington then moved to amend the bill by striking out section 216 and inserting in place thereof the following section:

"SECTION 216. Sections 116, 117 and 132 shall apply to overlay raised under section 25 of chapter 59 of the General Laws for any fiscal year before or after the effective date of this act."

The amendment was adopted.

Mr. Linsky of Natick then moved to amend the bill by adding the following three sections:

"SECTION 232. Section 22A of Chapter 40, of the Massachusetts General Laws, as appearing in the 2012 official edition, is hereby amended by striking the following sentence:— Such fees shall be established and charged at such rates that the revenue therefrom shall not exceed in the aggregate the necessary expenses incurred by such city or town for the acquisition, installation, maintenance and operation of parking meters and the regulation of parking and other traffic activities incident thereto. And inserting in place thereof:— Such fees shall be established and charged at rates determined by the city or town. Rates may be set for the purpose of managing the parking supply. The revenue therefrom may be used for acquisition, installation, mainte-

nance and operation of parking meters and other parking payment and enforcement technology, the regulation of parking, salaries of parking management personnel, improvements to the public realm, and transportation improvements including but not limited to the operations of mass transit and facilities for biking and walking.

SECTION 233. Section 22C of said Chapter 40 is hereby amended by inserting the following words at the end thereof:— , or any of the purposes and uses in accordance with Section 22A of this Chapter.

SECTION 234. Said Chapter 40 is hereby amended by inserting the following section:—

Section 22A½. A city or town may establish one or more parking benefit districts, as a geographically defined area, in which parking revenue collected therein may be designated in whole or in part for use in said district through a dedicated fund in accordance with the purposes and uses listed in section 22A of this chapter. A parking benefit district may be managed by a body designated by the municipality, including but not limited to a business improvement district or main streets organization.”.

The amendment was adopted.

Mrs. O’Connell of Taunton then moved to amend the bill by adding the following section:

“SECTION 235. (a) Notwithstanding any general or special law to the contrary, there shall be a special commission to investigate, analyze and study the balance of benefits and costs associated with the elimination of the so-called ‘inventory tax’ and its derivative revenue measures. As used in this section, ‘inventory’ is defined as: inventory held for sale; finished goods; products, goods, wares or stocks held in trade; work in progress; materials or supplies; and archived or stored goods. The phrase ‘inventory tax and its derivative revenue measures’ shall refer collectively to: (i) both the tangible property measure and the net worth measure of the non-income portion of the corporate excise tax as levied by the department of revenue, including minimum dollar amounts thereof; (ii) the personal property tax as levied by municipalities in the commonwealth; and (iii) inventory included in the property factor of the multi-factor test used to calculate the corporate income tax obligations of multi-state entities.

(b) The special commission shall consist of 13 members including: the secretary of administration and finance, or a designee, who shall serve as chair; 6 members appointed by the governor, 1 of whom shall be a practicing member of the corporate tax bar, 1 of whom shall be a practicing tax accountant, 1 of whom shall be from the Associated Industries of Massachusetts, 1 of whom shall be from the National Federation of Independent Businesses, 1 of whom shall be from the Massachusetts Municipal Association, and 1 of whom shall be from New Jobs for Massachusetts; the secretary of housing and economic development, or a designee; 1 member of the house appointed by the speaker; 1 member of the house appointed by the minority leader; 1 member of the senate appointed by the senate president; 1 member of the senate appointed by the minority leader; and the President of Teamsters Local 25, or a designee.

(c) The commission study shall include, but not be limited to, taxation of inventory held by any person or entity whether corporate, non-

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corporate, partnership, pass-through entity, disregarded entity, multi-state entity, sole proprietor or individual; and regardless of how the obligation is incurred, whether through a municipal tax, state excise tax or minimum thereof, or as a component of the taxable basis of the Massachusetts corporate income tax.

(d) The commission shall submit its findings and recommendations, together with drafts of legislation necessary to carry those recommendations into effect by filing the same with the clerks of the house of representatives and senate, the house and senate committees on ways and means, the joint committee on revenue, and the joint committee on housing and economic development not later than nine months after the first meeting of the commission is convened.

(e) The commission shall conduct its first meeting not later than 60 days after the effective date of this act.”.

Quorum.

Pending the question on adoption of the amendment, the same member asked for a count of the House to ascertain if a quorum was present. The Chair (Mr. Donato of Medford), having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Quorum,—
yea and nay
No. 278.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 153 members were recorded as being in attendance.

[See Yea and Nay No. 278 in Supplement.]

Therefore a quorum was present.

Amendment
rejected,—
yea and nay
No. 279.

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays, at the request of Mrs. O’Connell; and on the roll call 38 members voted in the affirmative and 115 in the negative.

[See Yea and Nay No. 279 in Supplement.]

Therefore the amendment was rejected.

Mr. Dempsey of Haverhill then moved to amend the bill in section 5, in line 93 by striking out the words “procurements in amounts” and inserting in place thereof the words “any procurement in an amount”;

In section 18, lines 347, 354, 357 and 364, by striking out the word “region” and inserting in place thereof, in each instance, the word “entity”;

In line 358 by striking out the words “or employee”;

In section 20, in lines 411 and 412, by striking out the words “, or as authorized by law,”;

By striking out section 22 and inserting in place thereof the following section:

“SECTION 22. Section 2B of said chapter 40, as so appearing, is hereby amended by striking out, in lines 1 and 2, the words “Any city or town having installed parking meters or coin-operated locking devices for bicycle parking” and inserting in place thereof the following words:— In any city or town that accepts this section and installs parking meters or coin-operated locking devices for bicycle parking, the city or town.”;

In section 48 (as published), in line 684, and in section 49 (as published), in line 692, by striking out the words “its next meeting” and inserting in place thereof, in each instance, the words “the first meeting following such action”;

In section 51 (as published), in line 700, by inserting after the word “may” the words “establish and”;

By striking out sections 52 (as published) and 53 (as published);

In section 71 (as published), in line 1206, by inserting after the word “district” the words “to conduct said audit”;

In lines 1214 and 1215, by striking out the words “for such purpose” and inserting in place thereof the words “to conduct such audits”;

In section 73 (as published), in line 1266, by striking out the word “accounting” and inserting in place thereof the words “auditors, accounting officers”;

By striking out section 81 (as published) and inserting in place thereof the following two sections:

“SECTION 84. Said section 53F of said chapter 44, as so appearing, is hereby further amended by striking out the fourth paragraph.

SECTION 84A. Said section 53F of said chapter 44, as so appearing, is hereby further amended by striking out the sixth paragraph and inserting in place thereof the following paragraph:— A treasurer or collector who has entered into an agreement pursuant to this section shall produce an annual report in order to determine whether funds maintained on deposit with a banking institution have exceeded the amount required by said agreement. Such report shall identify each banking institution with which such agreement was maintained in the year covered by the report, and the average daily amount, if any, maintained on deposit with such banking institution in excess of the amount necessary to fulfill the terms of agreement. A copy of such report shall be provided to the collector or treasurer, the mayor and city council, the selectmen, the regional school committee, the prudential committee, if any, otherwise the commissioners, of the city, town, or district, and a copy of the same shall be furnished to the inspector general.”;

In section 188 (as published), in line 2173, by striking out the following: “Section 4” and inserting in place thereof the following: “The second paragraph of Section 4”;

By striking out section 201 (as published); and

In section 214 (as published), in line 2329, by inserting after the word “Sections” the figures “12.”.

The amendments were adopted.

On the question of passing the bill, as amended, to be engrossed, the sense of the House was taken by yeas and nays, at the request of Mr. Kulik of Worthington; and on the roll call 153 members voted in the affirmative and 0 in the negative.

Bill passed to
be engrossed,—
yea and nay
No. 280.

[See Yea and Nay No. 280 in Supplement.]

Therefore the bill (House, No. 4397, amended) was passed to be engrossed. 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 tomorrow at eleven o'clock A.M.

Next
sitting.

Accordingly, without proceeding to the matters in the Orders of the Day, at thirteen minutes after five o'clock P.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Thursday, June 16, 2016.

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.

Statement of Representative Whipps Lee of Athol.

A statement of Mrs. Whipps Lee of Athol was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was absent from the State House on June 1, 2016, due to a long standing and previously scheduled legislative trip that took me out of Massachusetts. Statement of
Mrs. Whipps
Lee of Athol.

On June 1st, the House took up S.735, An Act Relative to Transgender Anti-Discrimination, during the formal session. If present I would have voted in favor of engrossment of this bill.

Guests of the House.

At the beginning of the session, the Chair (Mr. Donato of Medford) declared a brief recess and introduced, seated in the House Chamber, students from the Wessagusset Primary School in Weymouth. At the invitation of the Chair, the students participated in the pledge of allegiance to the flag. They were the guests of Representative Murphy of Weymouth. Weymouth,—
Wessagusset
Primary
School.

Resolutions.

Resolutions (filed with the Clerk by Mr. Mirra of West Newbury) congratulating Troy Ashton Ellis on receiving the Eagle Award of the Boy Scouts of America, were referred under Rule 85, to the committee on Rules. Troy
Ellis.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Ms. Garlick of Needham, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Reports of Committees.

By Mr. Cabral of New Bedford, for the committee on Bonding, Capital Expenditures and State Assets, on the residue, that the Bill financing improvements to municipal roads and bridges (House, No. 4057), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4416). Referred, under Rule 33, to the committee on Ways and Means, with the amendment pending. Municipal
roads and
bridges.

Synthetic
drugs.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the Bill relative to synthetic drugs (House, No. 4310), ought to pass [Cost: Greater than \$100,000.00]. Read; and referred, under Rule 33, to the committee on Ways and Means.

Cleft lip and
cleft palate.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the following bills ought to pass:

Making corrective amendments to Chapter 234 of the Acts of 2012 47CC (House, No. 949);

Hypertension.

Establishing a pulmonary hypertension task force (House, No. 4121); and

Marijuana
cultivation.

Relative to the cultivation of marijuana and marihuana (House, No. 4326);

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

Solitary
confinement.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the Bill to collect data regarding the use of solitary confinement in Massachusetts prisons and jails (House, No. 1381), ought to pass with amendments in line 1 by striking out the year “2012” and inserting in place thereof the year “2014”, in line 2 by striking out the figures “39”, the first time they appear, and inserting in place thereof the following: “39A”, and by striking out the following: “39A” (as published) and inserting in place thereof the following: “39B” [Cost: Greater than \$100,000.00].

First
responders,—
needle stick
injuries.

By the same member, for the same committee, that the Bill relative to needle stick injuries suffered by first responders (House, No. 1689), ought to pass with an amendment in line 16 by striking out the following: “pursuant to section 34 or 35” and inserting in place thereof the following: “on the basis of total or partial incapacity pursuant to chapter 152” [Cost: Greater than \$100,000.00].

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

Cleft lip and
cleft palate.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the Bill amending Chapter 234 of the Acts of 2012 (House, No. 950), ought to pass with amendments in section 1, in lines 1 and 2, by striking out the following: “further amended by striking out section 4EE, inserted by section 5 of chapter 234 of the acts of 2012, and inserting in place thereof” and inserting in place thereof the words “amended by adding”, and, in line 4, by striking out the letters “GG” and inserting in place thereof the letters “JJ”. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendments pending.

Job
creation.

By Mr. Wagner of Chicopee, for the committee on Economic Development and Emerging Technologies, on House, No. 3983, a Bill relative to job creation, workforce development and infrastructure investment (House, No. 4413). Read; and referred, under Rule 17G, to the committee on Bonding, Capital Expenditures and State Assets.

- By Ms. Peisch of Wellesley, for the committee on Education, on House, No. 318, a Bill to improve augmentative and alternative communication opportunities for children with disabilities (House, No. 4407). Children with disabilities.
- By the same member, for the same committee, on House, No. 3221, a Bill relative to healthy eating in school cafeterias (House, No. 4409). School cafeterias.
- Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.
- By Ms. Peisch of Wellesley, for the committee on Education, on Senate, No. 312 and House, No. 463, a Bill relative to dyslexia (House, No. 4406). Dyslexia.
- By the same member, for the same committee, on House, No. 3403, a Bill relative to strengthening background checks (House, No. 4410). Background checks.
- Severally read; and referred, under Rule 33, to the committee on Ways and Means.
- By Ms. Peisch of Wellesley, for the committee on Education, on House, No. 406, a Bill relative to safe schools (House, No. 4408). Safe schools.
- By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill authorizing the city of Springfield to convert certain park land at Emerson Wight Park to construct a community center and alleviate traffic congestion, and to acquire and dedicate replacement park land (House, No. 4302) [Local Approval Received]. Springfield,—
Emerson Wight Park.
- By the same member, for the same committee, on a petition, a Bill relative to the town administrator in the town of Hingham (House, No. 4316) [Local Approval Received]. Hingham,—
administrator.
- By the same member, for the same committee, on a joint petition, a Bill amending the charter of the town of Nantucket concerning newspaper publication of town meeting warrants (House, No. 4318) [Local Approval Received]. Nantucket,—
warrants.
- By the same member, for the same committee, on a petition, a Bill relative to the Hampshire Regional Council of Governments (House, No. 4328). Hampshire Council.
- By the same member, for the same committee, on a petition, a Bill relative to the issuance of certain bonds by the town of Pembroke (House, No. 4346, changed in section 1, in lines 1 and 5, by striking out the figures "20" and inserting in place thereof, in each instance, the figure "6") [Local Approval Received]. Pembroke,—
bonds.
- By the same member, for the same committee, on a joint petition, a Bill to change the town lines between the towns of Aquinnah and Chilmark (House, No. 4372). Aquinnah
and
Chilmark.
- By the same member, for the same committee, on a petition, a Bill for a certain reserve fund in the town of Middleton (House, No. 4378) [Local Approval Received]. Middleton,—
reserve
fund.
- By the same member, for the same committee, on a petition, a Bill authorizing the change of use of certain park land in the town of South Hadley (House, No. 4379) [Local Approval Received]. South Hadley,—
land.
- Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Orders of the Day.

Third
reading
bills.

The House Bill relative to the composition of the Salem Board of Health (House, No. 3344), 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.

Foxborough,—
liquor
licenses.

The House Bill authorizing the town of Foxborough to grant 2 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4238) (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.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. (a) Notwithstanding section 17 of chapter 138 of the General Laws or any other general or special law to the contrary, the licensing authority of the town of Foxborough may grant 2 additional licenses for the sale of all alcoholic beverages to be drunk on the premises pursuant to section 12 of said chapter 138 subject to the conditions set forth in this act.

(b) The licensing authority of the town of Foxborough shall restrict the licenses authorized in this act to business entities located within the site containing a development to be known as Forbes Crossing, as more particularly shown on a plan which is on file with the board of selectmen, hereinafter referred to as the ‘site’. A license granted pursuant to this act shall be clearly marked on its face ‘Forbes Crossing Only’ and shall be subject to all of said chapter 138 except said section 17.

(c) Notwithstanding section 12 of said chapter 138, the additional licenses authorized by this act shall be subject to an original license fee of \$5,000 in addition to the annual fee for existing all alcoholic beverages or wines and malt beverages licenses, as applicable, in the town of Foxborough due and payable upon the original granting of any such license and also upon the reissuance of such license pursuant to subsection (e) or (f). Said additional \$5,000 fee shall be deposited into an economic development account in the town and expended consistently with the purposes of such account.

(d) Prior to the granting of a license pursuant to this act, the licensing authority of the town of Foxborough shall determine whether an applicant meets the criteria set forth in this act, consistent with the rules and regulations governing licenses for the sale of alcoholic beverages promulgated by the licensing authority and all other applicable laws.

(e) The licensing authority of the town of Foxborough shall not approve the transfer of a license granted pursuant to this act to a location outside the site, but it may grant a license to a new applicant within the site if the applicant files with the licensing authority a letter from the department of revenue and a letter from the department of unemployment assistance indicating that the license is in good standing with those departments and that all applicable taxes, fees and contributions have been paid.

(f) If a license granted pursuant to this act is cancelled, revoked or no longer in use, it shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the licensing authority of the town of Foxborough, which may then grant the license to a new applicant at a location within the site under the same conditions set forth in this act.

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

The amendment was adopted; and the bill (House, No. 4238, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

At seventeen minutes before twelve o'clock noon, on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at five minutes after one o'clock P.M. the House was called to order with Mr. Donato in the Chair. Recess.

Reconsideration.

Mr. Dempsey of Haverhill asked that the vote be reconsidered by which the House, at the preceding sitting, passed to be engrossed the House Bill modernizing municipal finance and government (House, No. 4397, amended), and the motion to reconsider was entertained; and it prevailed. Municipal
finance
and
government.

The same member then moved to amend the bill by striking out sections 215 and 216 and inserting in place thereof the following two sections:

“SECTION 215. Sections 99, 100 and 206 shall take effect on January 1, 2018.

SECTION 216. Sections 109, 111, 113 to 115, inclusive, and 128 to 130, inclusive, shall apply to taxes assessed for fiscal years beginning on or after July 1, 2016.”; and

By striking out section 217 (as published) and inserting in place thereof the following section:

“SECTION 218. Sections 119, 120 and 135 shall apply to overlay raised under section 25 of chapter 59 of the General Laws for any fiscal year before or after the effective date of this act.”

The amendments were adopted; and the bill was passed to be engrossed. The bill (House, No. 4419, published as amended) then was 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 eight minutes after one o'clock P.M., 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.

JOURNAL OF THE HOUSE.

Monday, June 20, 2016.

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.

Guests of the House.

Amesbury
High School
Honors
American
Study Class.

At the beginning of the session, the Chair (Mr. Donato of Medford), declared a brief recess and introduced, seated in the House Chamber, students from the Amesbury High School Honors American Study Class. At the invitation of the Chair, the students participated in the pledge of allegiance to the flag. Accompanying the students was the retiring principal of the school, N. Roy Hamond. They were the guests of Mr. Kelcourse of Amesbury.

Resolutions.

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

Ellen
Harde.

Resolutions (filed by Mr. Arciero of Westford) congratulating Ellen Harde of Westford on her selection as the 2016 Unsung Heroine by the Massachusetts Commission on the Status of Women;

Lois
Lovely.

Resolutions (filed by Mr. McMurry of Dedham) honoring Lois Lovely on her fifty years of employment with the Dedham Institution of Savings; and

Frank
DePaola.

Resolutions (filed by Mr. Straus of Mattapoisett and other members of the House) commending Frank DePaola on his retirement from the Massachusetts Bay Transportation Authority;

Mr. Galvin of Canton, 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. 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.

Michelle
Kannler,—
sick leave.

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

Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending Joint Rule 12 be suspended. Under suspension of the rules, on motion of Mr. Kafka of Stoughton, the report was considered

forthwith. Joint Rule 12 was suspended; and the petition (accompanied by resolve) was referred to the committee on Public Service. Sent to the Senate for concurrence.

Mr. Deleo of Winthrop presented a petition (subject to Joint Rule 12) of Robert A. DeLeo for an investigation by a special commission known as the Task Force on Integrity in State and Local Government (including members of the General Court) of the existing legal and regulatory framework governing the conduct of state, county and municipal elected officials and appointed public employees and other related matters; and the same was referred, under Rule 24, to the committee on Rules.

Elected and appointed public employees,—ethics study.

Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending Joint Rule 12 be suspended. Under suspension of the rules, on motion of Mr. DeLeo of Winthrop, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by resolve) was referred to the committee on State Administration and Regulatory Oversight. Sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Donato of Medford, a petition (subject to Joint Rule 12) of Paul J. Donato that the State Board of Retirement be authorized to establish a retirement incentive for certain Trial Court employees.

Trial Court,—retirement.

By Mr. Murphy of Weymouth, a petition (subject to Joint Rule 12) of James M. Murphy for legislation to establish a sick leave bank for Kelly White, an employee of Trial Court.

Kelly White,—sick leave.

By Mr. Sánchez of Boston, a petition (subject to Joint Rule 12) of Jeffrey Sánchez for legislation to designate a certain bridge in the city of Boston as the Lance Corporal Alexander Arredondo and Brian Arredondo memorial bridge.

Boston,—Arredondo bridge.

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

Papers from the Senate.

The Senate Bill relative to transgender anti-discrimination (Senate, No. 735, amended), came from the Senate with the endorsement that said branch had non-concurred with the House in its amendments (striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4343, amended; and by striking out the emergency preamble).

Transgender discrimination.

The bill bore the further endorsement that the Senate had asked for a committee of conference on the disagreeing votes of the two branches; and that Senators Brownsberger, Chang-Diaz and Tarr had been appointed the committee on the part of the Senate.

Committee of conference.

On motion of Mr. Fernandes of Milford, the House insisted on its amendments, concurred in the appointment of a committee of conference; and Representatives Fernandes, Peake of Provincetown and Harrington of Groton were joined as the committee on the part of the House. Sent to the Senate to be noted.

Id.

Wayland,—
land.

The House Bill authorizing the town of Wayland to increase the annual spending limit for its recreation department revolving fund (House, No. 3940, amended), came from the Senate passed to be engrossed, in concurrence, with amendments in section 1, in line 5, inserting after the word “Laws”, the following: “; provided, however, that the expenditure limit established in this section shall not apply if said clause (4) of said third paragraph of said section 53E½ of said chapter 44 is repealed or if the limit on expenditures established in said clause (4) of said third paragraph of said section 53E½ of said chapter 44 is raised such that it exceeds 2½ per cent of the amount raised by taxation by the town in the most recent fiscal year for which a tax rate has been certified pursuant to section 23 of chapter 59 of the General Laws”; and in line 6, inserting after the word “except” the word “for”. The amendments were referred, under Rule 35, to the committee on Bills in the Third Reading.

Falmouth,—
land.

The House Bill authorizing the town of Falmouth to convey certain land to the West Falmouth Library Inc. (House, No. 3976, amended), came from the Senate passed to be engrossed, in concurrence, with an amendment in section 1 (as amended by the House), inserting after the word “contrary”, the following: “but subject to paragraphs (a), (b) and (g) of section 16 of chapter 30B of the General Laws”. The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Check
cashing,—
regulate.

A Bill creating a maximum allowable check-cashing rate (Senate, No. 2323, amended in section 2, in line 5, by inserting after the word “consideration” the following: “in excess of a \$1 service charge”, in line 6, by striking out the following: “payable to the natural person in excess of a \$1 service charge”, in line 11, by striking out the figures “2.5” and inserting in place thereof the figures “1.5”, in line 12, by inserting after the word “less” the words “or a money order”; and in line 16, by striking out the words “, drafts or money orders” and inserting in place thereof the words “or drafts”) (on Senate bill No. 152), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Bills

Tolland,—
Lester M.
Walker.

Authorizing the town of Tolland to continue the employment of police officer Lester M. Walker (Senate, No. 1372, amended in section 1, in lines 5, 6 and 7, by striking out the sentence contained in those lines and inserting in place thereof the following sentence: “No further deductions shall be made from the regular compensation of Lester M. Walker under chapter 32 of the General Laws for any service subsequent to him reaching 65 years of age, and upon retirement Lester M. Walker shall receive a superannuation retirement allowance equal to that to which he would have been entitled had he retired at the age of 65.”) (on a petition) [Local Approval Received]; and

Senior tax
deferrals.

Increasing the property tax deferral for seniors (Senate, No. 1494, amended by striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Clause Eighteenth A of section 5 of chapter 59 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by inserting after the word ‘or’, in line 557, the following words:— 1 year after.

SECTION 1A. Clause Forty-first A of said section 5 of said chapter 59, as so appearing, is hereby amended by striking out, in lines 1092 to 1095, inclusive, the words ‘the amount of income determined by the commissioner of revenue for the purposes of subsection (k) of section 6 of chapter 62, for a single person who is not a head of household’ and inserting in place thereof the following figure:— \$80,000.

SECTION 1B. Said clause Forty-first A of said section 5 of said chapter 59, as so appearing, is hereby further amended by inserting after the word ‘or’, in line 1169, the following words:— 1 year after.

SECTION 2. Section 5K of said chapter 59, as so appearing, is hereby amended by striking out, in line 14, the figure ‘\$1,000’ and inserting in place thereof the following figure:— \$1,500.

SECTION 3. Said section 5K of said chapter 59, as so appearing, is hereby further amended, by striking out, in lines 38 and 39, the words ‘125 volunteer service hours in a given tax year, rather than \$1,000’ and inserting in place thereof the following words:— 175 volunteer service hours in a given tax year, rather than \$1,500.”) (on a petition);

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.

A petition (accompanied by bill) of William N. Brownsberger, William M. Straus, Jay D. Livingstone, Joseph A. Boncore and other members of the General Court for legislation relative to sight-seeing vehicle safety, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Transportation.

Sight-seeing
vehicle
safety.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2354) was referred, in concurrence, to the committee on Transportation.

Reports of Committees.

By Mr. Nangle of Lowell, for the committee Steering, Policy and Scheduling, that the following matters be scheduled for consideration by the House:

Senate bills

Providing volunteer firefighters and emergency medical technicians with a local option real estate tax exemption (Senate, No. 1537); and

Firefighters
and E.M.T.’s.

Relative to tax exemptions for deaf residents (Senate, No. 2282); and

Deaf,—
taxes.

House bill

Relative to emergency stock epinephrine in schools (House, No. 415); To ensure appropriate regulation of piggeries (House, No. 652);

Epinephrine.
Piggeries.

Further regulating the substitution of interchangeable biosimilars (House, No. 976);

Biosimilars.

Strengthening the quality and efficiency of home health care services (House, No. 998);

Home care.

- Trauma. Relative to trauma informed services (House, No. 1005);
- Adoption. Making corrections to the adopted children's act (House, No. 1291);
- Pharmacy. Relative to the definition of a pharmacy (House, No. 1985);
- Kid's health. Relative to the health care of minors (House, No. 2010);
- Snow safety. Providing for a study of the necessity of certain snow safety procedures (House, No. 3833);
- CARE. Establishing the caregiver advise, record, and enable (CARE) act (House, No. 3911);
- Drugs. Relative to the safe handling of hazardous drugs (House, No. 3995);
- Hypertension. Establishing a pulmonary hypertension task force (House, No. 4121);
- Chelmsford Water District. Relative to retirement benefits for the Chelmsford Water District employees (House, No. 4290);
- Juveniles. Relative to civil infractions for juveniles (House, No. 4311);
- Gunfire. To prohibit gunfire directed at dwelling houses (House, No. 4314);
- Middleton. For a certain reserve fund in the town of Middleton (House, No. 4378) [Local Approval Received];
- South Hadley,—land. Authorizing the change of use of certain park land in the town of South Hadley (House, No. 4379) [Local Approval Received]; and
- Vagrants,—statutes. Relative to the reform of archaic laws implicating tramps, vagrants, and vagabonds (House, No. 4392); and
- Child suicide,—study. The House Resolve providing for an investigation and study by a special commission relative to child suicide (House, No. 513);
- 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.
- Schools,—asthma. By Ms. Hogan of Stow, for the committee on Public Health, on House, Nos. 2042 and 2067, a Bill relative to improving asthma in schools (House, No. 4414).
- Dry cleaning,—solvents. By the same member, for the same committee, on House, No. 2068, a Bill requiring disclosure of solvents used in dry cleaning (House, No. 4415).
- Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.
- Higher education,—student debt. By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the Resolutions supporting efforts to ensure that students from Massachusetts have access to debt-free higher education at public colleges and universities (House, No. 4160), be scheduled for consideration by the House. Placed in the Orders of the Day for the next sitting the question being on adoption.
- Services,—equal access. From the committee on Steering, Policy and Scheduling (under Rule 7A), the House Bill ensuring equal access to services for all residents of the Commonwealth (House, No. 125), was placed in the Orders of the Day for the next sitting, for a second reading.
- Orders of the Day.*
- House bills
- Third reading bills. Relative to the STEM advisory council (House, No. 3660); and Further regulating the reserve fund for credit unions (House, No. 4193);

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.

The House Bill authorizing the city of Salem to grant one additional license for the sale of wine and malt beverages to be drunk on the premises and establishing an economic development fund (House, No. 3891) (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.

Salem,—
liquor
license.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 2, in lines 15 to 20, inclusive, by striking out subsection (a) contained in those lines, and inserting place thereof the following subsection: “(a) The city of Salem shall charge a fee for the grant of an annual license for the sale of wines and malt beverages pursuant to this act, which shall be paid by the licensee at the time of issuance, unless the licensing authority agrees to enter into a contract with the licensee to allow the division of the fee into multiple payments over multiple periods of time. If the city elects to accept multiple payments over time from a licensee, the option shall be made available, upon request, to all qualified applicants for a license.”

The amendment was adopted; and the bill (House, No. 3891, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Recesses.

At twenty-five minutes before twelve o'clock noon, on motion of Mrs. Poirier of North Attleborough (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at five minutes after two o'clock P.M. the House was called to order with Mr. Donato in the Chair.

Recesses.

The House thereupon, at a quarter after two o'clock, took a further recess subject to the call of the Chair, on motion of Mr. Wong of Saugus; and at one minute after three o'clock the House was called to order with Mr. Donato in the Chair.

Reports of Committees.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill authorizing the Department of Fish and Game to acquire land of the town of Townsend (House, No. 3748) [Local Approval Received], be scheduled for consideration by the House, with the amendment previously recommended by the committee on Ways and Means,— that the bill be amended in section 2, in line 13, by striking out the following: “Within 15 days following the submittal, the” and inserting in place thereof the word “The”, — pending.

Townsend,—
land.

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 then was adopted; and the bill (House, No. 3748, amended) was ordered to a third reading.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet Wednesday next at eleven o'clock A.M.

At nine minutes after three o'clock P.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Wednesday at eleven o'clock A.M.

JOURNAL OF THE HOUSE.

Wednesday, June 22, 2016.

Met at seven minutes after eleven o'clock A.M., 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.

Message from the Governor.

A message from His Excellency the Governor, submitting recommendations for making certain appropriations for fiscal year 2017 before final action on the General Appropriation Bill (House, No. 4425), was filed in the office of the Clerk on Monday, June 20. State funds,—
emergency
expenditure.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Ways and Means.

Subsequently Mr. Dempsey of Haverhill, for said committee, reported on the forgoing message, a Bill making certain appropriations for the fiscal year 2017 before final action on the General Appropriation Bill (printed in House, No. 4425) [Total Appropriations: \$5,300,000,000.00]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported recommending 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 further suspension of the rules, on motion of Mr. Dempsey of Haverhill, 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.

Statement Concerning Representative Khan of Newton.

A statement of Mrs. Haddad of Somerset concerning Ms. Khan of Newton was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Khan of Newton, is unable to be present in the House Chamber for today's sitting because she is on official business attending the National Conference of State Legislatures' Juvenile Justice Policy Forum in Lake Tahoe, Nevada. Her missing of roll calls today is due entirely to the reason stated. Statement
concerning
Ms. Khan
of Newton.

Statement of Representative Naughton of Clinton.

A statement of Mr. Naughton of Clinton was spread upon the records of the House, as follows:

Statement of
Mr. Naughton
of Clinton.

MR. SPEAKER: I would like to call to the attention of the House the fact that I was not able to make multiple votes today because I was participating in a panel outside of the State House that discussed avoiding the closure of any military bases in the future. My missing of roll calls today was due entirely to the reason stated.

Resolutions.

Adam
Ganz.

Resolutions (filed with the Clerk by Mr. Kafka of Stoughton) congratulating Adam Ganz on receiving the Eagle Award of the Boy Scouts of America, were referred under Rule 85, to the committee on Rules.

Mr. Galvin of Canton, for said committee, then reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Kafka, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Order.

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

State
Administration
and Regulatory
Oversight
committee,—
extension of
time for
reporting.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on State Administration and Regulatory Oversight be granted until Wednesday, July 6, 2016, within which time to make its final report on current House documents numbered 4130, 4294 and 4295.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4426), ought to be adopted. Under suspension of the rules, on motion of Mr. Kocot, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Papers from the Senate.

Revere,—
land.

A Bill concerning the conveyance of certain parcels of land in the city of Revere (Senate, No. 2353) (on Senate bill No. 2056), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Human
trafficking.

A petition of Mark C. Montigny for legislation to stop human trafficking and enhance the lives of survivors, came from the Senate referred, under suspension of Joint Rule 12, to the committee on the Judiciary.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2373) was referred, in concurrence, to the committee on the Judiciary.

Engrossed Bill.

Bill
enacted.

The engrossed Bill establishing the Olmsted Park improvement fund (see House, No. 4023) (which originated in the House), 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.

Recess.

At nineteen minutes after eleven o'clock A.M., on motion of Mrs. Poirier of North Attleborough (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock P.M.; and at six minutes after one o'clock the House was called to order with Mr. Donato in the Chair. Recess.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of James M. Murphy for legislation to establish a sick leave bank for Kelly White, an employee of the Trial Court. To the committee on the Judiciary. Kelly White,—
sick leave.

Petition (accompanied by bill) of Paul J. Donato that the State Board of Retirement be authorized to establish a retirement incentive for certain Trial Court employees. To the committee on Public Service. Trial Court,—
retirement.

Under suspension of the rules, on motion of Mr. Garballey of Arlington, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

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

Relative to physician assistants (House, No. 1024); PAs.

Relative to patient access to information regarding breast reconstructive surgery (House, No. 3699); Surgery.

Relative to a State Public Health HIV and Hepatitis Fund (House, No. 3960); Hepatitis Fund.

Relative to strengthening the consumer protections and ensuring the proper labeling of fish sold in the Commonwealth (House, No. 4066); Fish,—
labeling.

Relative to death benefit claims (House, No. 4068); Death benefits.

Authorizing the city of Holyoke to establish a program for enforcement against illegal dumping (House, No. 4262) [Local Approval Received]; Holyoke,—
dumping.

Authorizing the town of Deerfield to continue the employment of police officers Gary Sabilia and David Gendron (House, No. 4263) [Local Approval Received]; Deerfield,—
police.

Relative to the cultivation of marijuana and marihuana (House, No. 4326); and Marijuana.

Expanding eligibility for diversion to treatment for criminal offenders (House, No. 4369); Criminals,—
treatment.

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. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill to regulate appraisal management companies (House, No. 947), be scheduled for consideration by the House, with the amendment previously recommended by the committee on Ways and Means, pending. Appraisal management
companies.

Appraisal
management
companies.

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. 4399),— then was adopted; and the substituted bill was ordered to a third reading.

Architect
laureate.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill relative to the architect laureate (House, No. 2931), 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. 4401),— then was adopted; and the substituted bill was ordered to a third reading.

Quincy
College,—
baccalaureate
degrees.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill authorizing Quincy College to confer baccalaureate degrees (House, No. 4061) [Local Approval Received], 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. 4403),— then was adopted; and the substituted bill was ordered to a third reading.

Surety
bond
payments.

Report of the committee on State Administration and Regulatory Oversight, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, House, No. 3889) of Gailanne M. Cariddi, Tricia Farley-Bouvier and William Smitty Pignatelli for legislation to establish the public construction surety bond state guarantee fund.

Under suspension of the rules, on a motion of Ms. Farley-Bouvier of Pittsfield, the report was considered forthwith. Pending the question on acceptance of the report, the petition was recommitted, on motion of Mr. Kocot of Northampton.

Law
revision
commission.

By Mr. Galvin of Canton, for the committee on Rules, that the Bill establishing the Massachusetts law revision commission (House, No. 2813), ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

Lottery
pilot
projects.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on House, No. 29 and on a part of House, No. 21, a Bill relative to lottery pilot projects (House, No. 4417). Read; and referred, under Rule 33, to the committee on Ways and Means.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on House, No. 184, a Bill authorizing the town of Westborough to grant additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4418) [Local Approval Received]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Westborough,—
liquor
licenses.

*Motions to Discharge Certain Matters
in the Orders of the Day.*

The Senate amendment of the House Bill authorizing the town of Falmouth to convey certain land to the West Falmouth Library, Inc. (House, No. 3976, amended), having been reported by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47, on motion of Mr. Madden of Nantucket; and it was adopted, in concurrence.

Falmouth,—
land.

The House Bill reforming alimony in the Commonwealth (House, No. 4110), report by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time forthwith, under suspension of Rule 47, on motion of Mr. Fernandes of Milford.

Alimony,—
reform.

Pending the question on passing the bill to be engrossed, the same member moved to amend it by substitution of a bill with the same title (House, No. 4427); and after debate the amendment was adopted.

On the question on passing the substituted bill to be engrossed, the sense of the House was taken by yeas and nays at the request of the Mr. Fernandes; and on the roll call 156 members voted in the affirmative and 0 in the negative.

Bill passed to
be engrossed,—
yea and nay
No. 281.

[See Yea and Nay No. 281 in Supplement.]

Therefore the bill was passed to be engrossed. The bill (House, No. 4427) then was sent to the Senate for concurrence.

The Speaker being in the Chair,—

The House Bill to properly punish the solicitation of felony crimes (House, No. 4005), report by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time forthwith, under suspension of Rule 47, on motion of Mr. Fernandes of Milford.

Felony
crimes.

After debate on the question on passing the bill to be engrossed, the sense of the House was taken by yeas and nays at the request of Mr. Fernandes of Milford; and on the roll call (Mr. Donato of Medford being in the Chair) 156 members voted in the affirmative and 0 in the negative.

Bill passed to
be engrossed,—
yea and nay
No. 282.

[See Yea and Nay No. 282 in Supplement.]

Therefore the bill (House, No. 4005) was passed to be engrossed. Sent to the Senate for concurrence.

Reports of Committees.

Municipal
roads and
bridges—
bonds.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, on the Bill financing improvements to municipal roads and bridges (House, No. 4057), and the Bill financing improvements to municipal roads and bridges (House, No. 4384), that the Bill financing improvements to municipal roads and bridges (House, No. 4057), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4424).

Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment previously recommended by the committee on Bonding, Capital Expenditures and State Assets,— to amend the bill by substitution of a bill with the same title (House, No. 4416),— and the amendment recommended by the committee on Ways and Means, pending.

Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, then reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Kafka of Stoughton, the bill was read a second time forthwith.

The amendment previously recommended by the committee on Bonding, Capital Expenditures and State Assets was rejected.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill (House, No. 4424) was ordered to a third reading.

Subsequently, under suspension of the rules, on motion of Mr. Straus of Mattapoisett, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time.

After remarks on the question on passing the substituted bill to be engrossed, Mr. Timilty of Milton moved to amend it by adding the following section:

“SECTION 12. Not less than \$100,000 shall be expended on a feasibility study to mitigate traffic at the Wood Street overpass in East Milton Square in the town of Milton.”

After remarks the amendment was rejected.

The same member then moved to amend the bill by adding the following section:

“SECTION 12. Not less than \$100,000 shall be expended for the renovation and repair of embankments under the North Main St. Bridge in the town of Randolph.”

After remarks the amendment was rejected.

Mr. Dempsey of Haverhill then moved to amend the bill by inserting before the enacting clause the following emergency preamble:

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to forthwith finance improvements to the commonwealth’s transportation system, therefore, it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The amendment was adopted.

On the question on passing the bill, as amended, to be engrossed, the sense of the House was taken by yeas and nays, at the request of Mr. Straus of Mattapoisett; and on the roll call 156 members voted in the affirmative and 0 in the negative.

Bill passed to be engrossed,—yea and nay No. 283.

[See Yea and Nay No. 283 in Supplement.]

Therefore the bill, as amended, was passed to be engrossed. The bill (House, No. 4424, amended) then was sent to the Senate for concurrence.

*Motions to Discharge Certain Matters
in the Orders of the Day.*

The House Bill enhancing disclosure requirements for expenditures made to support or oppose candidates by certain committees (House, No. 541), was discharged from its position in the Orders of the Day, under suspension of Rule 47, on motion of Mr. Kafka of Stoughton. The bill then was read a second time forthwith; and it was ordered to a third reading.

Disclosure requirements.

Subsequently, under suspension of the rules, on motion of Mr. Mahoney of Worcester, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time, its title having been changed by said committee to read: "An Act further regulating disclosure requirements for expenditures made to support or oppose candidates by certain committees."

After remarks on the question on passing the bill to be engrossed (Mr. Bradley of Hingham being in the Chair), the sense of the House was taken by yeas and nays, at the request of Mr. Mahoney of Worcester; and on the roll call (Mr. Donato of Medford having returned to the Chair) 156 members voted in the affirmative and 1 in the negative.

Bill passed to be engrossed,—yea and nay No. 284.

[See Yea and Nay No. 284 in Supplement.]

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

Subsequently a statement of Mr. Heroux of Attleboro was spread upon the records as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous roll call I had voted in the affirmative. However, in that last split second my portfolio on my desk bumped the NAY button. Consequently, I was recorded as voting in the negative when it was my intention to vote in the affirmative.

Statement of Mr. Heroux of Attleboro.

The House Bill relative to campaign contribution limits for certain candidates running for office in a state election (House, No. 542) (its title having been changed by the committee on Bills in the Third Reading), report by said committee to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time forthwith, under suspension of Rule 47, on motion of Mr. Mahoney of Worcester.

Campaign contribution.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in lines 6 and 7 by striking out the words "to a candidate" and inserting in place thereof the following: "for the benefit of any 1 candidate and the committee of that candidate"; and the amendment was adopted.

Bill passed to
be engrossed,—
yea and nay
No. 285.

On the question on passing the bill, as amended, to be engrossed, the sense of the House was taken by yeas and nays, at the request of Mr. Mahoney of Worcester; and on the roll call 151 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 285 in Supplement.]

[Messrs. Cahill of Lynn, Cassidy of Brockton, Hay of Fitchburg, Livingstone of Boston and Walsh of Peabody answered "Present" in response to their names.]

Therefore the bill (House, No. 542, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Disclosure
requirements.

The House Bill relative to enhanced disclosure of top-five contributors information (House, No. 543), was discharged from its position in the Orders of the Day, under suspension of Rule 47, on motion of Mr. Kafka of Stoughton. The bill then was read a second time forthwith; and it was ordered to a third reading.

Subsequently, under suspension of the rules, on motion of Mr. Mahoney of Worcester, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time, its title having been changed by said committee to read: "An Act relative to disclosure of top contributors for independent expenditures or electioneering communications."

Bill passed to
be engrossed,—
yea and nay
No. 286.

After remarks on the question on passing the bill to be engrossed, the sense of the House was taken by yeas and nays, at the request of the same member; and on the roll call 146 members voted in the affirmative and 10 in the negative.

[See Yea and Nay No. 286 in Supplement.]

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

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

Accordingly, without proceeding to the matters in the Orders of the Day, at six minutes before four o'clock P.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House adjourned to meet the following day at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Thursday, June 23, 2016.

Met at six minutes after 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.

Statement of Representative Atkins of Concord.

A statement of Ms. Atkins of Concord was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that on Wednesday, June 15, 2016, I missed certain roll call votes. Had I been present, I would have voted in the negative on Roll Call No. 279, on an amendment to House bill No. 4397. I would have voted in the affirmative on Roll Call No. 280, on passing to be engrossed House bill No. 4397, An Act modernizing municipal finance and government. I respectfully request that this be printed in the Journal of the House.

Statement of
Ms. Atkins
of Concord.

Resolutions.

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

Resolutions (filed by Messrs. Calter of Kingston, Muratore of Plymouth, Hunt of Sandwich and Cutler of Duxbury) congratulating Judge Rosemary B. Minehan on her retirement;

Rosemary
Minehan.

Resolutions (filed by Representatives DiZoglio of Methuen, Devers of Lawrence and Moran of Lawrence) welcoming His Beatitude Bechara Peter Cardinal Rai, the Maronite Patriarch of Antioch and all the East, to the Commonwealth;

Bechara Peter
Cardinal Rai.

Resolutions (filed by Mr. Mahoney of Worcester, O'Day of West Boylston, Keefe of Worcester, Campanale of Leicester and Donahue of Worcester) commending the Jewish Healthcare Center, Inc. on its one hundredth anniversary;

Jewish
Healthcare
Center.

Resolutions (filed by Representatives Moran of Lawrence, Devers of Lawrence and DiZoglio of Methuen) congratulating Martha Lopez-Velez on receiving the 2016 Eartha Dengler History Award; and

Martha
Lopez-Velez.

Resolutions (filed by Mr. Parisella of Beverly) commemorating the observance of June 27, 2016 as National Post-Traumatic Stress Disorder Awareness Day;

Post-
Traumatic
Stress Disorder
Awareness
Day.

Mr. Galvin of Canton, 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. Tucker of Salem, 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:

Foxborough,—
liquor
licenses.

By Mr. Barrows of Mansfield, a petition (accompanied by bill, House, No. 4429) of F. Jay Barrows and James E. Timilty (by vote of the town) that the town of Foxborough be authorized to grant four additional licenses for the sale of all alcoholic beverages to be drunk on the premises;

Id.

By the same member, a petition (accompanied by bill, House, No. 4430) of F. Jay Barrows and James E. Timilty (by vote of the town) that the town of Foxborough be authorized to grant three additional licenses for the sale of all alcoholic beverages to be drunk on the premises; and

Id.

By the same member, a petition (accompanied by bill, House, No. 4431) of F. Jay Barrows and James E. Timilty (by vote of the town) that the town of Foxborough be authorized to grant two additional licenses for the sale of all alcoholic beverages to be drunk on the premises.

Severally to the committee on Consumer Protection and Professional Licensure.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

Alcoholic
beverages,—
taxation.

By Representative Tucker of Salem and Senator Lovely, a joint petition (subject to Joint Rule 12) of Paul Tucker and others relative to the taxation of certain alcoholic beverages.

Gardner,—
land.

By Mr. Zlotnik of Gardner, a petition (subject to Joint Rule 12) of Jonathan D. Zlotnik and Jennifer L. Flanagan that the Commissioner of Capital Asset Management and Maintenance be authorized to convey certain parcels of land in the city of Gardner.

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

Reports of Committees.

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

Aberjona
River.

Authorizing the Division of Capital Asset Management and Maintenance to grant easements (House, No. 4101); and

Recreational
vehicles,—
hit and run.

Increasing penalties for hit and runs with recreational vehicles in the Commonwealth (House, No. 4362);

Under suspension of Rule 7A, in each instance, on motion of Mr. Kafka of Stoughton, the bills severally were read a second time forthwith; and they were ordered to a third reading.

Building
codes,—
study.

By Mr. Galvin of Canton, for the committee on Rules, that the Resolve establishing a special commission to investigate and study [sic] relative to the application of building codes when existing structures in gateway cities are converted to a mixed-use development (House, No. 2189), ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

By Mr. Murphy of Weymouth for the committee on Public Service, on a petition, a Bill directing the state retirement board to retire Robert Emmet Fitzgerald (House, No. 2420). Robert Emmet Fitzgerald.

By the same member, for the same committee, on a petition, a Bill relative to the retirement classification of state inspectors (House, No. 3899). Inspectors,—retirement.

By the same member, for the same committee, on a petition, a Bill relative to special investigators of the Alcohol Beverage Control Commission (House, No. 4373). ABCC.

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

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill relative to the one-year Cambridge residency preference for persons being considered for original appointment to the Cambridge police force and fire force (House, No. 3287) [Local Approval Received]. Cambridge,—residency.

By the same member, for the same committee, on a petition, a Bill relative to special police officers in the city of Newton (House, No. 3885) [Local Approval Received]. Newton,—special police.

By the same member, for the same committee, on a petition, a Bill relative to special police officers in the town of Dracut (House, No. 4012) [Local Approval Received]. Dracut,—special police.

By the same member, for the same committee, on a joint petition, a Bill authorizing the appointment of retired police officers in the town of Nantucket to serve as special police officers (House, No. 4319) [Local Approval Received]. Nantucket,—retired police.

By the same member, for the same committee, on a petition, a Bill exempting certain positions in the city of Marlborough from the civil service law (House, No. 4337) [Local Approval Received] [Representative DuBois dissenting]. Marlborough,—civil service.

By the same member, for the same committee, on a petition, a Bill providing that future members of the police force of the town of Sharon shall be exempt from the provisions of the civil service law (House, No. 4338) [Local Approval Received]. Sharon,—civil service.

By the same member for the same committee, on a petition, a Bill relative to the disability retirement of Jared MacDonald, a police officer in the town of Bourne (House, No. 4359) [Local Approval Received]. Jared MacDonald,—retirement.

By the same member, for the same committee, on a joint petition, a Bill authorizing the appointing authority of the town of Mansfield to appoint police cadets under certain circumstances to the police department of said town (House, No. 4376) [Local Approval Received]. Mansfield,—cadets.

By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for John DiPaolo, an employee of the Middlesex County Sheriff's Office (House, No. 4386). John DiPaolo,—sick leave.

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

Engrossed Bill.

The engrossed Bill making certain appropriations for the fiscal year 2017 before final action on the General Appropriations Bill (see House Bill enacted.

Bill
enacted.

bill printed in House, No. 4425) (which originated in the House), 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

Protecting wages of employees who receive wages through an electronic wage card (House, No. 3813) (its title having been changed by the committee on Bills in the Third Reading); and

Third
reading
bills.

Establishing a certain reserve fund in the town of Middleton (House, No. 4378) (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 improving students' access to life saving treatments (House, No. 417), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Diabetes.

Pending the question on passing the bill to be engrossed, Mr. Kafka of Stoughton moved that it be amended by substitution of a bill with the same title (House, No. 4428).

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill relative to fire safety (House, No. 2112), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Sprinkler
fitters.

Pending the question on passing the bill to be engrossed, Mr. Copping of Boston moved to amend it by striking out section 4 and inserting in place thereof the following section:

“SECTION 4. Said section 81 of said chapter 146, as so appearing, is hereby further amended by striking out the definition of ‘Sprinkler fitter/journeyman sprinkler fitter’ and inserting in place thereof the following definition:—

‘Sprinkler fitter/journeyman sprinkler fitter’, any person who has completed an apprenticeship training program satisfactory to this bureau, is employed by a licensed fire protection sprinkler system contractor and who, by himself or with other sprinkler fitters, performs any work in sprinkler fitting subject to inspection under any law, ordinance, by-law, rule or regulation, but does not employ other sprinkler fitters.”

The amendment was adopted; and the bill (House, No. 2112, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Robin Reyes
Capital
Stabilization
Fund.

The House Bill relative to the Robin Reyes Capital Stabilization Fund in the town of Dedham (House, No. 4217), 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, Mr. Speliotis of Danvers moved to amend it in section 1, in line 3, by striking out the words “annually by said town” and inserting in place thereof the words “by the town from the state treasurer”.

The amendment was adopted; and the bill (House, No. 4217, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill establishing a sick leave bank for Ceclie Ferrie an employee of the Department of Correction (House, No. 4249) (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.

Ceclie
Ferrie,—
sick leave.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by inserting before the enacting clause the following emergency preamble:

“*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a sick leave bank for a certain employee of the department of correction, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The amendment was adopted; and the bill (House, No. 4249, amended) was passed to be engrossed. 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 twenty-three 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 Monday at eleven o’clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Monday, June 27, 2016.

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.

Messages from the Governor.

Templeton,—
town
meeting.

A message from His Excellency the Governor (under Section 8 of Article LXXXIX of the Amendments to the Constitution) recommending legislation relative to validating the actions taken at a special town meeting held in the town of Templeton (House, No. 4439), was filed this day in the office of the Clerk.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on the Election Laws. Sent to the Senate for concurrence.

Police
officers,—
assault.

A message from His Excellency the Governor recommending legislation relative to assault and battery on a police officer (House, No. 4440), was filed in the office of the Clerk on Thursday, June 23.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on the Judiciary. Sent to the Senate for concurrence.

Statement of Representative Roy of Franklin.

A statement of Mr. Roy of Franklin was spread upon the records of the House, as follows:

Statement of
Mr. Roy
of Franklin.

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present in the House Chamber after 4 p.m. for the June 1, 2016 sitting due to legislative related business outside of the Commonwealth. If I had been present for the questions on amendments captured in Roll Call Nos. 272, 273, 274 and 275, I would have voted in the negative. On Roll Call No. 276, on passing to be engrossed the Bill relative to equal access to public places regardless of gender identity, I would have voted in the affirmative. My missing of Roll Call Nos. 272 to 276, inclusive, was due entirely to the reason stated.

Resolutions.

Donald
MacKenzie.

Resolutions (filed with the Clerk by Representatives Atkins of Concord and Benson of Lunenburg) congratulating Donald MacKenzie on his retirement, were referred under Rule 85, to the committee on Rules.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, 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.

Mr. Finn of West Springfield presented a petition (accompanied by bill, House, No. 4433) of Michael J. Finn (with the approval of the mayor and city council) that the city known as the town of West Springfield be authorized to establish four year terms for the office of mayor; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

West Springfield,—mayoral term.

Mrs. Orrall of Lakeville presented a petition (subject to Joint Rule 12) of Keiko M. Orrall, Christopher M. Markey and Marc R. Pacheco for legislation to establish a sick leave bank for Jamie Mascarello, an employee of the Office of the Commissioner of Probation; and the same was referred, under Rule 24, to the committee on Rules.

Jamie Mascarello,—sick leave.

Papers from the Senate.

A Bill relative to the modernization of optometric patient care (Senate, No. 2334) (on Senate No. 1151), passed to be engrossed by the Senate, was read; and it was referred, under suspension of the rules, on motion of Mr. Sánchez of Boston, to the committee on Ways and Means.

Optometric patient care.

A Bill further regulating the sprinkler fitters examination and license requirements relative to working on hydrants and certain components of fire protection sprinkler systems (Senate, No. 2124) (on Senate bill No. 152), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Sprinkler fitter's examination.

The petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 2368) of Barbara L'Italien and Frank A. Moran (by vote of the town) for legislation relative to eliminating sub-precinct 9A in the town of Andover. To the committee on Election Laws.

Andover,—precinct 9A.

Petition (accompanied by bill, Senate, No. 2355) of Anne M. Gobi and Todd M. Smola (by vote of the town) for legislation relative to the membership of the conservation commission of the town of Sturbridge. To the committee on Municipalities and Regional Government.

Sturbridge,—conservation commission.

Reports of Committees.

By Mr. Nangle of Lowell, for the committee Steering, Policy and Scheduling, that the Senate Bill relative to the establishment of a county stabilization fund (Senate, No. 1064), be scheduled for consideration by the House:

County stabilization fund.

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

By Mr. Cabral of New Bedford, for the committee on Bonding, Capital Expenditures and State Assets, that the Bill relative to job creation, workforce development and infrastructure investment (House, No. 4413),

Job creation.

Job
creation.

ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4432). Referred, under Rule 33, to the committee on Ways and Means.

South
Boston,—
land.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a joint petition, a Bill conveying a certain parcel of land on East First Street in the South Boston neighborhood in the city of Boston (House, No. 4293).

Chicopee,—
land.

By the same member, for the same committee, on House, No. 4329, a Bill relative to the conveyance of an easement in the city of Chicopee (House, No. 4441) [Local Approval Received].

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

Medical
debt.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, on a petition, a Bill preventing unnecessary medical debt (House, No. 1025).

Foreign
residency,—
healthcare.

By the same member, for the same committee, on a petition, a Bill to amend Section 3, Chapter 111M of the General Laws relative to Massachusetts residents living in a foreign country and health insurance penalties (House, No. 1037).

Nantucket
land bank.

By Mr. Honan of Boston, for the committee on Housing, on a joint petition, a Bill amending the Nantucket Islands Land Bank Act (House, No. 4315) [Local Approval Received] [Representative DeCoste of Norwell dissenting].

Nantucket,—
fees.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a joint petition, a Bill authorizing the town of Nantucket to impose a real estate transfer fee for affordable and workforce housing (House, No. 4317, changed in section 2, line 50, by striking out the following: "one per cent (1%)" and inserting in place thereof the following: "one-half per cent (0.5%)") [Local Approval Received] [Representative Kuros of Uxbridge dissenting].

Plymouth,—
fund.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Plymouth to establish a special fund (House, No. 4375) [Local Approval Received].

Marblehead
historic
district.

By the same member, for the same committee, on a petition, a Bill amending chapter 101 of the acts of 1965, an act establishing the old historic and district commission of the town of Marblehead (House, No. 4380) [Local Approval Received].

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

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the following matters be scheduled for consideration by the House:

Jodi
Anastos,—
sick leave.

The Senate Bill establishing a sick leave bank for Jodi Paris Anastos, an employee of the Operational Services Division (Senate, No. 2312); and

Ocean
acidification,—
study.

The House Resolve creating a special commission to study the effects of coastal and ocean acidification and its existing and potential effects on species that are commercially harvested and grown along the Massachusetts coast (House, No. 716);

Severally placed in the Orders of the Day for the next sitting for a second reading.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Resolutions [sic] equality for America's adopted children (House, No. 3317), be scheduled for consideration by the House. Placed in the Orders of the Day for the next sitting, the question being on adoption. rights.

Emergency Measures.

The engrossed Bill establishing a sick leave bank for Paul Sinkiewicz, an employee of the Department of Youth Services (see House, No. 4035, 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.

Employee,—
rights.

Paul
Sinkiewicz,—
sick leave.

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.

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

Bill
enacted.

The engrossed Bill further regulating the disposition of a certain parcel of land in the town of Belchertown (see House, No. 4131, 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.

Belchertown,—
land.

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.

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

Bill
enacted.

The engrossed Bill establishing a sick leave bank for David J. Saulnier, an employee of the Middlesex Sheriff's Office (see House, No. 4291), 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.

David J.
Saulnier,—
sick leave.

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.

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

Bill
enacted.

Engrossed Bill.

Bill
enacted.

The engrossed Bill authorizing the city of Lawrence to establish a program for enforcement against illegal dumping (see House, No. 3860) (which originated in the House), 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.

Nantucket,—
land.

The Senate amendment of the House Bill authorizing the Nantucket Islands Land Bank to convey certain parcels of land held for open space, recreational or conservation purposes to the town of Nantucket for open spaces, recreational or conservation purposes (House, No. 3892), reported by the committee on Bills in the Third Reading to be correctly drawn, was considered.

Pending the question on adoption of the amendment, in concurrence, Mr. Speliotis of Danvers moved that the House concur with the Senate in its amendment with a further amendment by striking out section 2 (inserted by amendment by the Senate) and inserting in place thereof the following section:

“SECTION 2. Notwithstanding any general or special law to the contrary, as a condition of the conveyances authorized in section 1, the town of Nantucket shall convey a parcel or parcels of land under the care, custody, management and control of the board of selectmen or other town board and dedicated for general municipal purposes or other purposes not subject to article 97 of the amendments to the constitution of the commonwealth of Massachusetts to the Nantucket Islands Land Bank for the purposes for which the Nantucket Islands Land Bank was created. The parcel or parcels conveyed to the Nantucket Islands Land Bank pursuant to this section shall be of equal or greater size and value for conservation or park purposes when compared to the parcels described in section 1 and of equal or greater value, as determined by an independent appraisal or appraisals, when compared to the value of the parcels in section 1. The conveyances authorized in this act shall meet the requirements of chapter 669 of the acts 1983.”

The further amendment was adopted.

The House then concurred with the Senate in its amendment, as amended. Sent to the Senate for concurrence in the further amendment.

Montague,—
liquor
license.

The Senate amendments of the House Bill authorizing the town of Montague to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (House, No. 3783), reported by the committee on Bills in the Third Reading to be correctly drawn, were adopted, in concurrence.

House bills

Third
reading
bills.

Establishing a special commission to consider an appropriate tribute to Nelson Mandela in the city of Boston (House, No. 2929) (its title having been changed by the committee on Bills in the Third Reading); and

Authorizing the town of North Andover to grant an additional liquor license for the sale of alcoholic beverages not to be drunk on the premises (House, No. 3714) (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 relative to the judicial enforcement of noncompetition agreements (House, No. 4323), was read a second time.

Noncompetition
agreements.

Pending the question on ordering the bill to a third reading, Mr. Scibak of South Hadley moved to amend it by substitution of bill with the same title (House, No. 4434), which was read.

The amendment was adopted; and the substituted bill was 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 Wednesday next at eleven o'clock A.M.

Next
sitting.

At twenty-two minutes before twelve o'clock noon, on motion of Mrs. Poirier of North Attleborough (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Wednesday at eleven o'clock A.M.

JOURNAL OF THE HOUSE.

Wednesday, June 29, 2016.

Met according to adjournment at eleven o'clock A.M., 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.

Message from the Governor.

Blandford,—
town
election.

A message from His Excellency the Governor (under Section 8 of Article LXXXIX of the Amendments to the Constitution) recommending legislation relative to validating the actions taken at the annual town election held in the town of Blandford (House, No. 4449), was filed this day in the office of the Clerk.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on the Election Laws. Sent to the Senate for concurrence.

Statement of Representative DiZoglio of Methuen.

Statement of
Ms. DiZoglio
of Methuen.

A statement of Ms. DiZoglio of Methuen was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I cannot be present in the House Chamber for the remainder of today's sitting because I will be attending the wake of my late grandfather, John DiZoglio. If I could be present for the question on passing to be engrossed the House Bill relative to the judicial enforcement of noncompetition agreements (House, No. 4434), I would vote in the affirmative. My missing of any roll calls for the remainder of today's sitting will be due entirely to the reason stated.

Statement Concerning Representative Dooley of Norfolk.

Statement
concerning
Mr. Dooley
of Norfolk.

A statement of Mrs. Poirier of North Attleborough concerning Mr. Dooley of Norfolk was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Dooley of Norfolk, is unable to be present in the House Chamber for today's sitting and tomorrow's sitting because he is attending the induction ceremony of his daughter Caroline as she becomes a Midshipman at the United States Naval Academy. His missing of roll calls today and tomorrow is due entirely to the reason stated.

Statement Concerning Representative Naughton of Clinton.

A statement of Mr. Rushing of Boston concerning Mr. Naughton of Clinton was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Naughton of Clinton, is unable to be present in the House Chamber for today's sitting and tomorrow's sitting because he is bringing his son to the United States Naval Academy to begin Plebe summer at the start of his college career there. His missing of roll calls today and tomorrow will be due entirely to the reason stated.

Statement concerning Mr. Naughton of Clinton.

Statement Concerning Representative Peisch of Wellesley.

A statement of Mrs. Haddad of Somerset concerning Ms. Peisch of Wellesley was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Peisch of Wellesley, is unable to be present in the House Chamber for today's sitting and tomorrow's sitting due to a previously scheduled commitment connected to her duties as House Chair of the committee on Education. Her missing of roll calls today and tomorrow will be due entirely to the reason stated.

Statement concerning Ms. Peisch of Wellesley.

Statement Concerning Representative Stanley of Waltham.

A statement of Mr. Bradley of Hingham concerning Mr. Stanley of Waltham was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Stanley of Waltham, is unable to be present in the House Chamber for today's sitting and tomorrow's sitting because of a scheduling conflict that has taken him outside of the Commonwealth. His missing of roll calls today and tomorrow will be due entirely to the reason stated.

Statement concerning Mr. Stanley of Waltham.

Guests of the House.

During the session, Mr. Markey of Dartmouth took the Chair, declared a brief recess, and introduced Pamela Gauvin-Fernandes and her twins, Jack and Abby Fernandes. Pamela was a two-time New England diving champ at the ages of eleven and twelve. She was the number one diver on the east coast and third in the country. While attending the University of New Hampshire, she was on both the swimming and diving teams. At age of 19 she was diagnosed with cystic fibrosis, a genetic disease that deteriorates the lungs. Despite here diagnosis, she continued swimming and diving. She put herself through law school and became an assistant District Attorney in Bristol County.

Pamela Gauvin-Fernandes.

On February 5, 2013 she received a lifesaving double lung transplant. Her recovery has been incredible. Last year she participated in the Transplant Games of America, where she competed in five swimming events, winning a gold medal in each event. At the age of 48 she registered the best time of any female in any age group. She was the number one swimmer at the event.

Representative Markey then presented Ms. Gauvin-Fernandes with Citations of the House commending her on her many accomplishments. She then addressed the House.

Ms. Gauvin-Fernandes and her children were the guests of Representatives Markey and Fiola of Fall River.

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:

Ronald
LaBelle.

Resolutions (filed by Messrs. Cabral of New Bedford, Koczera of New Bedford, Straus of Mattapoisett, Markey of Dartmouth and Schmid of Westport) honoring Commissioner Ronald H. LaBelle on the occasion of his retirement from the city of New Bedford;

John
Czekanski.

Resolutions (filed by Ms. Hogan of Stow) congratulating John Czekanski on receiving the Eagle Award of the Boy Scouts of America;

Michael
Czekanski.

Resolutions (filed by Ms. Hogan of Stow) congratulating Michael T. Czekanski on receiving the Eagle Award of the Boy Scouts of America; and

Julian
Travis.

Resolutions (filed by Ms. Hogan of Stow) congratulating Julian H. Travis on receiving the Eagle Award of the Boy Scouts of America;

Mr. Galvin of Canton, 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. 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:

Fairhaven,—
liquor
license.

By Mr. Straus of Mattapoisett, a petition (accompanied by bill, House, No. 4444) of William M. Straus (by vote of the town) that the town of Fairhaven be authorized to issue an additional license for the sale of wine and malt beverages to be drunk on the premises. To the committee on Consumer Protection and Professional Licensure.

Mendon,—
land.

By Mr. Fernandes of Milford, a petition (accompanied by bill, House, No. 4445) of John V. Fernandes (by vote of the town) that the town of Mendon be authorized to convey a certain parcel of land in said town to John D. Gannett, Jr., and Ute D. Gannett;

Natick,—
subdivision
roads.

By Mr. Linsky of Natick, a petition (accompanied by bill, House, No. 4446) of David Paul Linsky and Richard J. Ross (by vote of the town) relative to the procedures for municipal acceptance of subdivision roads in the town of Natick; and

Orleans,—
land.

By Ms. Peake of Provincetown, a petition (accompanied by bill, House, No. 4447) of Sarah K. Peake and Daniel A. Wolf (by vote of the town) relative to authorizing the town of Orleans to amend a certain conservation restriction;

Severally to the committee on Municipalities and Regional Government.

Ware,—
David A.
Powers.

By Mr. Smola of Warren, a petition (accompanied by bill, House, No. 4448) of Todd M. Smola, Anne M. Gobi and Donald R. Berthiaume, Jr. (by vote of the town) relative to the appointment of David A. Powers to the position of fire fighter in the town of Ware, notwithstanding the maximum age requirements. To the committee on Public Service.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

Police,—
assaults.

By Representative Frost of Auburn and Senator Moore, a joint petition (subject to Joint Rule 12) of Paul K. Frost, Michael O. Moore and

others relative to fines and punishment for committing assault or assault and battery on law enforcement officers while in the performance of their duties.

By Mr. Muratore of Plymouth, a petition (subject to Joint Rule 12) of Mathew J. Muratore (by vote of the town) that the commissioner of Capital Asset Management and Maintenance be authorized to grant easements over certain parcels of land at the southern end of Pilgrim Memorial State Park.

Plymouth,—
land.

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

Papers from the Senate.

The House Bill further regulating the sale of alcoholic beverages in the city of Somerville (House, No. 4184, amended), 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 2379. The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Somerville,—
liquor
licenses.

Bills

Providing consumers with equal protection for all real estate appraisals (Senate, No. 2377) (on Senate bill No. 131); and

Real estate
appraisals.

Relative to the licensure of insurance adjusters in the Commonwealth (Senate, No. 2378) (on Senate bill No. 494);

Insurance
adjusters.

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 33, to the committee on Ways and Means.

Bills

To prevent animal suffering and death (Senate, No. 2369, amended in section 1, in line 5, by striking out the word “or” and inserting in place thereof the word “and”; in section 8, in line 55, by striking out the word “this”, and also in line 55, by inserting after the following: “(b)” the following: “, and the agency or municipality that employs the officer or fire fighter”, in lines 57 to 65, inclusive, by striking out the subsection contained in those lines and inserting in place thereof the following subsection:

Animal
suffering.

“(e) After making reasonable efforts to locate the motor vehicle’s owner, a person other than a law enforcement officer, animal control officer or fire fighter shall not enter a motor vehicle to remove an animal to protect the health and safety of that animal in immediate danger unless the person: (i) notifies law enforcement or calls 911 before entering the vehicle; (ii) determines that the motor vehicle is locked or there is no other reasonable means for exit and uses not more force than reasonably necessary to enter the motor vehicle and remove the animal; (iii) has a good faith and reasonable belief, based upon known circumstances, that entry into the vehicle is reasonably necessary to prevent imminent danger or harm to the animal; (iv) remains with the animal in a safe location in reasonable proximity to the vehicle until law enforcement or another first responder arrives.” (as changed by the Senate committee on Bills in the Third Reading); and, in line 68, by striking out the word “punished” and inserting in place thereof the words “a civil infraction punishable”) (on Senate, No. 878); and

Abandoned
animals.

Protecting abandoned animals in vacant buildings (Senate, No. 2375, amended in section 1, in lines 8 and 12; in section 2, in line 25; in section 4, in lines 36 and 40; and section 5, in lines 55 and 59, by inserting after the word “animal”, in each instance, the words “or animal remains”) (on Senate bill No. 2174);

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.

Huntington,—
health
insurance.

A petition (accompanied by bill, Senate, No. 2376) of Benjamin B. Downing and Stephen Kulik (by vote of the town) for legislation relative to the provision of health insurance in the town of Huntington, was referred, in concurrence, to the committee on Public Service.

Reports of Committees.

General
Appropriation
Bill.

Mr. Dempsey of Haverhill, for the committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2305) of the House Bill making appropriations for the fiscal year 2017 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 4201), reported, in part, a bill with the same title (House, No. 4450) [Appropriation: \$39,145,688,537.00]. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported, that the matter be scheduled for consideration by the House; and, under said rule, it was placed in the Orders of the Day for the next sitting, the question being on acceptance.

Brewster,—
Nickerson
State Park.

Mr. Dempsey of Haverhill, for the committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2305) of the House Bill making appropriations for the fiscal year 2017 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 4201), reported, in part, a Bill relative to Nickerson State Park (House, No. 4451). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported, that the matter be scheduled for consideration by the House; and, under said rule, it was placed in the Orders of the Day for the next sitting, the question being on acceptance.

Springfield,—
land.

By Mr. Galvin of Canton, 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 José F. Tosado and Eric P. Lesser that the commissioner of Capital Asset Management and Main-

tenance be authorized to convey certain parcels of land in the city of Springfield. Under suspension of the rules, on motion of Mr. Nangle of Lowell, 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.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on House, Nos. 2934, 2935, 2939, 2940, 2941, 2942, 2943, 2944, 2945, 2946, 2948, 2950, 2954, 2955, 2959, 2960, 2962, 2967, 2969, 2970, 2971, 2972, 2973, 2978, 2979, 2981, 2988, 2989, 2990, 2991, 2994, 2997, 2999, 3001, 3004, 3005, 3010, 3013, 3016, 3017, 3019, 3027, 3029, 3034, 3038, 3040, 3043, 3046, 3047, 3051, 3056, 3057, 3059, 3061, 3062, 3063, 3064, 3067, 3070, 3075, 3077, 3079, 3080, 3081, 3082, 3084, 3087, 3089, 3092, 3103, 3104, 3105, 3106, 3109, 3110, 3111, 3112, 3113, 3115, 3118, 3122, 3123, 3124, 3125, 3314 and 3706, an Order relative to authorizing the committee on Transportation to make an investigation and study of certain House documents concerning transportation issues (House, No. 4438). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Transportation,—
study.

Subsequently, Mr. Galvin of Canton, for said committees, reported asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules.

Under Rule 42, the report was considered forthwith; and it was accepted.

Subsequently, Mr. Galvin of Canton, for said committee on Rules, reported, in part, asking to be discharged from further consideration:

Of the petition (accompanied by bill, House, No. 3038) of Elizabeth A. Malia and others for legislation to establish reasonable and proper speed limits inside urban districts on public ways; and

Speed
limits.

Of the petition (accompanied by bill, House, No. 3043) of Christopher M. Markey relative to the operation of motor vehicles by persons with expired drivers licenses;

Drivers,—
expired
licenses.

And recommending that the same severally be recommitted to the committee on Transportation.

Under Rule 42, the reports severally were considered forthwith; and they were accepted.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on House, No. 3747, an Order relative to authorizing the committee on Public Safety and Homeland Security to make an investigation and study of a certain House document concerning public safety (House, No. 4443). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Public Safety
and
Homeland
Security,—
study.

Subsequently, Mr. Galvin of Canton, for said committees, reported asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules.

Under Rule 42, the report was considered forthwith; and it was accepted.

Behavioral
health
promotion
commission.

By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, asking to be discharged from further consideration of the Resolve establishing a special commission on behavioral health promotion and upstream prevention (House, No. 4128),— and recommending that the same be referred to the House committee on Rules. Under Rule 42, the report was considered forthwith; and it was accepted.

Mr. Galvin of Canton, for said committee, reported that the foregoing resolve ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Explosive
bonds.

By Mr. Cabral of New Bedford, for the committee on Bonding, Capital Expenditures and State Assets, asking to be discharged from further consideration of the Bill relative to explosive bonds (House, No. 22),— and recommending that the same be referred to the committee on Financial Services. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence, insomuch as it relates to the reference.

Effluent
water review
committee.

Report of the committees on Rules of the two branches, acting concurrently, that the Bill establishing an effluent water review committee (House, No. 3412) ought NOT to pass (under Joint Rule 10).

Under suspension of the rules, on motion of Ms. DuBios of Brockton, the report was considered forthwith. The House then refused to reject the bill.

Under suspension of Rule 32, on further motion of the same member, the bill was read a second time forthwith; and it was ordered to a third reading.

Dracut,—
special
police.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill relative to special police officers in the town of Dracut (House, No. 4012) [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.

Midwives.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the following bills ought to pass:

Relative to certified professional midwives (House, No. 1998) [Cost: Greater than \$100,000.00];

Mitochondrial
disease.

Relative to the care and treatment of patients with mitochondrial disease (House, No. 4205) [Cost: Greater than \$100,000.00]; and

Craniofacial
disorders.

Relative to insurance coverage for craniofacial disorders (House, No. 4206) [Cost: Greater than \$100,000.00].

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

Pediatric
plans.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that Bill relative to pediatric plans of care (House, No. 923), ought to pass. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that Bill concerning nondiscrimination in access to organ transplantation (House, No. 4332), ought to pass with an amendment in lines 10 and 11 by striking out the following: “; or any entity responsible for matching anatomical gift donors to potential recipients”. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment pending. Organ transplantation.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, on a petition, a Bill to remove the restrictions on the licenses of NP’s and CRNA’s as recommended by the Institute of Medicine and the Federal Trade Commission (House, No. 1996) [Cost: Greater than \$100,000.00]. Read; and referred, under Rule 33, to the committee on Ways and Means. Nursing,—
licenses.

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

To amend Section 3, Chapter 111M of the General Laws relative to Massachusetts residents living in a foreign country and health insurance penalties (House, No. 1037); Health insurance.

Relative to the protection of persons with disabilities (House, No. 1549); Disabled.

Relative to prescription eye drops (House, No. 4195); Eye drops.

Relative to a certain road in the city of Boston (House, No. 4268); Boston road.

Establishing a sick leave bank for Robin Waine, an employee of the Department of Transportation (House, No. 4325); Robin Waine.

Relative to the Hampshire Regional Council of Governments (House, No. 4328); Hampshire Council.

Exempting certain positions in the city of Marlborough from the Civil Service Law (House, No. 4337) [Local Approval Received]; Marlborough.

Relative to the disability retirement of Jared MacDonald, a police officer in the town of Bourne (House, No. 4359) [Local Approval Received]; and Jared MacDonald.

Authorizing the town of Westborough to grant additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4418) [Local Approval Received]; Westborough,—
liquor licenses.

Severally placed in the Orders of the Day for the next sitting for a second reading.

Engrossed Bills.

Engrossed bills

Authorizing the town of Lincoln to grant a license for the sale of alcoholic beverages to be drunk on the premises (see House, No. 3711, amended); and Bills enacted.

Authorizing the town of Montague to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 3783, amended);

(Which severally originated in 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.

Recess.

Recess.

At nine minutes after eleven o'clock A.M., on motion of Mrs. Poirier of North Attleborough (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock P.M.; and at twenty-one minutes after one o'clock the House was called to order with Mr. Donato in the Chair.

*Engrossed Bill — Land Taking.*Falmouth,—
land.

The engrossed Bill authorizing the town of Falmouth to convey certain land to the West Falmouth Library, Inc. (see House, No. 3976, amended) (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.

Bill enacted
(land taking),—
yea and nay
No. 287.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 153 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 287 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

*Motions to Discharge Certain Matters
in the Orders of the Day.*Noncompetition
agreements.

The House Bill relative to the judicial enforcement of noncompetition agreements (House, No. 4434), report by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time forthwith, under suspension of Rule 47, on motion of Mr. Scibak of South Hadley.

After remarks on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 2, in line 29, by striking out the words "in violation of" and inserting in place thereof the words "described in"; and the amendment was adopted.

Mrs. Haddad of Somerset being in the Chair,—

After remarks on the question on passing the bill, as amended, to be engrossed, Messrs. Livingstone of Boston and Gordon of Bedford moved to amend it in section 3, in lines 217 to 221, inclusive, by striking out the subsection contained in those lines and inserting in place thereof the following subsection:

"(f) All civil actions relating to employee noncompetition agreements subject to this section shall be brought in the county where the employee resides or, if mutually agreed upon by the employer and employee, in Suffolk County; provided that, in any such action brought in Suffolk County, the superior court or the business litigation session of the superior court shall have exclusive jurisdiction."

The amendment was adopted.

Bill passed to
be engrossed,—
yea and nay
No. 288.

After debate on the question on passing the bill, as amended, to be engrossed, the sense of the House was taken by yeas and nays at the request of the Mr. Scibak of South Hadley; and on the roll call 150 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 288 in Supplement.]

[Representative Whipps Lee of Athol answered "Present" in response to her name.]

Therefore the bill was passed to be engrossed. The bill (House, No. 4434, amended) then was sent to the Senate for concurrence.

The House Bill relative to in-house cafes (House, No. 220), reported by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time forthwith, under suspension of Rule 47, on motion of Mr. Lawn of Watertown. In-house
cafes.—
alcoholic
beverages.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by substitution of a bill with the same title (House, No. 4452), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. 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 tomorrow at eleven o'clock A.M. Next
sitting.

Accordingly, without proceeding to the matters in the Orders of the Day, at twenty-six minutes after four o'clock P.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M.

JOURNAL OF THE HOUSE.

Thursday, June 30, 2016.

Met according to adjournment at eleven o'clock A.M., 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.

Statement Concerning Representative Khan of Newton.

A statement of Mr. Rushing of Boston concerning Ms. Khan of Newton was spread upon the records of the House, as follows:

Statement
concerning
Ms. Khan
of Newton.

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Khan of Newton, is unable to be present in the House Chamber for today's sitting due to a family obligation. Her missing of roll calls today is due entirely to the reason stated.

Statement Concerning Representative Scibak of South Hadley.

A statement of Mr. Mariano of Quincy concerning Mr. Scibak of South Hadley was spread upon the records of the House, as follows:

Statement
concerning
Mr. Scibak of
South Hadley.

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Scibak of South Hadley, is unable to be present in the House Chamber for today's sitting due to his attending to a medical issue concerning a family member. His missing of roll calls today is due entirely to the reason stated.

Statement Concerning Representative Story of Amherst.

A statement of Mrs. Haddad of Somerset concerning Ms. Story of Amherst was spread upon the records of the House, as follows:

Statement
concerning
Ms. Story
of Amherst.

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Story of Amherst, is unable to be present in the House Chamber for today's sitting due to an immediate pressing family situation. Her missing of roll calls today is due entirely to the reason stated.

Resolutions.

Highland
Light.

Resolutions (filed with the Clerk by Ms. Peake of Provincetown) on the occasion of the twentieth anniversary celebration of the Highland Light move, were referred under Rule 85, to the committee on Rules.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Ms. Peake, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Papers from the Senate.

The House Bill relative to housing, operations, military service, and enrichment (House, No. 4285), 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 2325. The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading. Military housing.

Bills

To promote personal savings (Senate, No. 2374) (on Senate bill No. 495); and Savings.

Providing additional penalties for the improper treatment of certain animals (Senate, No. 2390) (on Senate bill No. 2370); Animals,—
treatment.

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 33, to the committee on Ways and Means.

Bills

Establishing peace day in the Commonwealth (Senate, No. 2181, amended by inserting before the enacting clause the following emergency preamble: Peace day.

“*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith Peace Day, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”);

Authorizing the town of Salisbury to grant 5 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (Senate, No. 2201) (on Senate, No. 2111) [Local Approval Received]; and Salisbury,—
liquor
licenses.

Relative to the city of Chelsea’s residential tax exemption (Senate, No. 2268) (on a petition) [Local Approval Received]; Chelsea,—
tax
exemptions.

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.

The Speaker being in the Chair,—

A petition (accompanied by bill) of Richard J. Ross and Kevin J. Kuros for legislation relative to handicapped placards, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Transportation. Handicapped placards.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2399) was referred, in concurrence, to the committee on Transportation.

*Reports of Committees.***Mr. Donato of Medford being in the Chair,—**

By Mr. Galvin of Canton, 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 Paul K. Frost, Michael O. Moore and others relative to fines and punishment for committing assault or assault and battery on law enforcement officers while in the performance of their duties. Under suspension of the rules, on motion of Mr. Fernandes of Milford, the report was considered forthwith. Police officers,—
assaults.

Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on the Judiciary.

Chesterfield,—
land.

Report of the committee on State Administration and Regulatory Oversight, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, House, No. 3521) of Stephen Kulik that the Commissioner of the Department of Conservation and Recreation be authorized to convey a certain parcel of land in the town of Chesterfield. Under suspension of the rules, on a motion of Mr. Kocot of Northampton, the report was considered forthwith. Pending the question on acceptance of the report, the petition was recommitted, on further motion of the same member.

The Speaker being in the Chair,—

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

Pediatric care.
Hingham,—
administrator.

Relative to pediatric plans of care (House, No. 923); and
Relative to the town administrator of the town of Hingham (House, No. 4316) [Local Approval Received];

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.

Patient
medication
adherence.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the Bill relative to patient medication adherence (House, No. 791), ought to pass [Cost: Greater than \$100,000.00]. Read; and referred, under Rule 33, to the committee on Ways and Means.

Surety
bond
payments.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill creating the state guarantee fund for default on public construction surety bond payments (House, No. 3889). Read; and referred, under Rule 33, to the committee on Ways and Means.

Littleton,—
liquor
license.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on House, No. 4374, a Bill authorizing the town of Littleton to grant an additional license for the sale of all alcoholic beverages not to be drunk on premises (House, No. 4553) [Local Approval Received].

Carlisle,—
recall.

By Mr. Mahoney of Worcester, for the committee on Election Laws, on a petition, a Bill relative to the recall of elected officials in the town of Carlisle (House, No. 4345) [Local Approval Received].

Michelle
Kannler,—
sick leave.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Michelle Kannler, an employee of the Department of Public Health (House, No. 4437).

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

Recess.

Mr. Donato of Medford being in the Chair, —

At four minutes after eleven o'clock A.M., on motion of Mrs. Poirier of North Attleborough, the House recessed until twelve o'clock noon; and at twenty-nine minutes before one o'clock P.M. the House was called to order with the Speaker in the Chair.

Silent Tribute.

At the request of the Speaker and all members of the House, the members, guests and employees stood for a moment of silent tribute in respect to the memory of the victims of the terrorist attacks in Istanbul, Turkey and Mogadishu, Somalia.

Quorum Roll Call.

Mr. Wong of Saugus thereupon asked for a count of the House to ascertain if a quorum was present. The Speaker, having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 144 members were recorded as being in attendance.

[See Ye and Nay No. 289 in Supplement.]

Therefore a quorum was present.

Subsequently a statement of Mr. Ayers of Quincy was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous quorum roll call I was absent from the House Chamber on official business outside of the State House.

Subsequently a statement of Ms. Campbell of Methuen was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous quorum roll call I was absent from the House Chamber on official business in another part of the State House.

Subsequently a statement of Ms. Fox of Boston was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous quorum roll call I was absent from the House Chamber on official business in another part of the State House.

Subsequently a statement of Ms. Provost of Somerville was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous quorum roll call I was absent from the House Chamber on official business in another part of the State House.

*Motion to Discharge Certain Matters
in the Orders of the Day.*

A report, in part, of the committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendment (striking out all after the enacting clause and inserting in place thereof

General
Appropriation
Bill.

the text contained in Senate document numbered 2305) of the House Bill making appropriations for the fiscal year 2017 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 4201), recommending passage of a bill with the same title (House, No. 4450), was discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47, on motion of Mr. Dempsey of Haverhill.

Conference
committee
report
accepted,—
yea and nay
No. 290.

After debate on the question on acceptance of the report, the sense of the House was taken by yeas and nays, at the request of the same member; and on the roll call 150 members voted in the affirmative and 3 in the negative.

[See Yea and Nay No. 290 in Supplement.]

Therefore the report of the committee of conference was accepted. Sent to the Senate for concurrence.

Nickerson
State Park,—
land.

Mr. Donato of Medford being in the Chair,—

A report, in part, of the committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2305) of the House Bill making appropriations for the fiscal year 2017 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 4201), recommending passage of a Bill relative to Nickerson State Park (House, No. 4451), was discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47, on motion of Mr. Dempsey of Haverhill; and it was accepted. The report then was sent to the Senate for concurrence.

Orders of the Day.

Third
reading
bills.

Protecting motorists and emergency personnel (House, No. 3033);

Restoring accountability in claims against certain non-governmental actions for damage caused by public way defects (House, No. 3539) (its title having been changed by the committee on Bills on the Third Reading);

Relative to certain parcels of land in the town of Wakefield (House, No. 3629) (its title having been changed by the committee on Bills in the Third Reading); and

Providing for a study relative to the necessity of certain snow safety procedures (House, No. 3833) (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.

Second reading
bills and
resolve.

The Senate Bill establishing a sick leave bank for Jodi Paris Anastos, an employee of the Operational Services Division (Senate, No. 2312);

House bills

Relative to the protection of persons with disabilities (House, No. 1549);

Relative to prescription eye drops (House, No. 4195);

Relative to a certain road in the city of Boston (House, No. 4268);

Establishing a sick leave bank for Robin Waine, an employee of the Department of Transportation (House, No. 4325);

Relative to the Hampshire Regional Council of Governments (House, No. 4328);

Exempting certain positions in the city of Marlborough from the civil service law (House, No. 4337);

Relative to the disability retirement of Jared MacDonald, a police officer in the town of Bourne (House, No. 4359); and

Authorizing the town of Westborough to grant additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4418); and

The House Resolve creating a special commission to study the effects of coastal and ocean acidification and its existing and potential effects on species that are commercially harvested and grown along the Massachusetts coast (House, No. 716);

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

The House Bill relative to Medicaid (House, No. 822), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time. Medicaid.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by inserting before the enacting clause the following emergency preamble:

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith certain changes in insurance law, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The amendment was adopted; and the bill (House, No. 822, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill relative to parent-child privilege (House, No. 1245), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time. Parent-child privilege.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in line 9 by striking out the words “, foster parent,”.

The amendment was adopted; and the bill (House, No. 1245, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill creating a special commission studying cutting, welding and hot work processes regulated by the State Fire Code (House, No. 2111), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time. State Fire Code,—welding, etc.

State Fire
Code,—
welding, etc.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by substitution of a bill with the same title (House, No. 4455), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

Chelsea.

The House Bill relative to the charter of the city of Chelsea (House, No. 3569), 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, Mr. Speliotis of Danvers moved to amend it in section 6, in line 124, by striking out the following: "section 10" and inserting in place thereof the following: "sections 10-1 to 10-6, inclusive".

The amendment was adopted; and the bill (House, No. 3569, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

Recess.

At twenty-four minutes after two o'clock P.M., on motion of Mrs. Poirier of North Attleborough (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at two minutes after six o'clock the House was called to order with Mr. Donato in the Chair.

Emergency Measures.

Patricia
Barry,—
sick leave.

The engrossed Bill establishing a sick leave bank for Patricia Barry, an employee of the Department of Public Health (see House, No. 4266, 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 40 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 House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Rick
Freni,—
sick leave.

The engrossed Bill establishing a sick leave bank for Rick Freni, an employee of the Massachusetts Department of Transportation (see House, No. 4267), 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 44 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 House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill establishing a sick leave bank for Jean Barron, an employee of the Executive Office of Public Safety and Security (see House, No. 4301, 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. Jean Barron,—
sick leave.

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 44 to 0. Sent to the Senate for concurrence.

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

The engrossed Bill making appropriations for the fiscal year 2016 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (see House, No. 4450), 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. General Appropriation Bill.

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.

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

Order.

On motion of Mr. Deleo of Winthrop,—

Ordered, That when the House adjourns today, it adjourn to meet on Tuesday next at eleven o'clock A.M. Next sitting.

Accordingly, without further consideration of the remaining matters in the Orders of the Day, at thirteen minutes after six o'clock P.M., on motion of Mrs. Poirier of North Attleborough (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Tuesday at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Tuesday, July 5, 2016.

Met at ten minutes after 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.

Order.

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

State
Administration
and Regulatory
Oversight
committee,—
extension of
time for
reporting.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on State Administration and Regulatory Oversight be granted until Friday, July 15, 2016, within which time to make its final report on current House documents numbered 4130, 4294, 4388 and 4390.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4456) ought to be adopted. Under suspension of the rules, on motion of Mr. Kocot, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Petitions.

William
Horohoe,—
sick leave.

Representative Kane of Shrewsbury and Senator Moore presented a joint petition (subject to Joint Rule 12) of Hannah E. Kane and Michael O. Moore for legislation to establish a sick leave bank for William Horohoe, an employee of the Massachusetts Department of Transportation; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending Joint Rule 12 be suspended. Under suspension of the rules, on motion of Ms. DuBois of Brockton, 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.

Petitions severally were presented and referred as follows:

Dracut,—
liquor
licenses.

By Miss Garry of Dracut, a petition (accompanied by bill, House, No. 4462) of Colleen M. Garry (by vote of the town) that the town of Dracut be authorized to grant four additional licenses for the sale of alcoholic beverages to be drunk on the premises; and

Salem,—
liquor
licenses.

By Representative Tucker of Salem and Senator Lovely, a joint petition (accompanied by bill, House, No. 4463) of Paul F. Tucker and Joan B. Lovely (with the approval of the mayor and city council) that the city of Salem be authorized to grant two additional licenses for the sale of all alcoholic beverages to be drunk on the premises;

Severally to the committee on Consumer Protection and Professional Licensure.

By the same members, a joint petition (accompanied by bill, House, No. 4464) of Paul F. Tucker and Joan B. Lovely (with the approval of the mayor and city council) that the city of Salem be authorized to convey a certain parcel of land to North Shore Medical Center, Inc. To the committee on Municipalities and Regional Government. Salem,—land.

By Mr. Naughton of Clinton, a petition (accompanied by bill, House, No. 4465) of Harold P. Naughton, Jr. (by vote of the town) that the town of Boylston be authorized to continue the employment of police chief Anthony Sahagian. To the committee on Public Service. Boylston,—Anthony Sahagian.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Cutler of Duxbury, a petition (subject to Joint Rule 12) of Josh S. Cutler relative to regulating the manufacturing of marijuana concentrates. Marijuana concentrates.

By Mr. González of Springfield, a petition (subject to Joint Rule 12) of Carlos González and others relative to lending institutions filing with the registry of deeds. Lending Institutions.

By Mr. Kocot of Northampton, a petition (subject to Joint Rule 12) of Peter V. Kocot relative to fire sprinkler installation incentives. Fire sprinkler installation.

By Ms. Peake of Provincetown, a petition (subject to Joint Rule 12) of Sarah K. Peake and others that Barnstable County be authorized to establish a deeds excise fund. Barnstable County,—deeds excise.

By Mr. Rogers of Norwood, a petition (subject to Joint Rule 12) of John H. Rogers relative to retirement survivor benefits for Katherine M. McGuinness. Katherine M. McGuinness.

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

Papers from the Senate.

The House Bill authorizing the conveyance of a certain parcel of land in the town of Lynnfield (House, No. 3834), came from the Senate passed to be engrossed, in concurrence, with amendments in section 1, in line 3, inserting after the word “convey” the following: “to Kelly Brian Kelly, Trustee of the 353-365 Broadway Realty Trust under declaration of trust dated January 9, 2012,” in lines 9 to 17, inclusive, striking out the sentences contained therein and inserting in place thereof the following sentence: “The board of selectmen and conservation commission may sell the parcel upon such terms and conditions and for such consideration as they deem to be in the best interests of the town.”; and striking out section 2 and inserting in place thereof the following two sections:

“SECTION 2. (a) As a condition of the conveyance authorized in section 1, Brian Kelly, trustee of the 353-365 Broadway Realty Trust under declaration of trust dated January 9, 2012, shall convey to the Lynnfield board of selectmen to be held under the care, custody and control of the conservation commission for passive outdoor recreational purposes a permanent access easement containing 13,431 square feet from United States highway route 1 to the remaining portion of the 2.29 acre Bow Ridge Conservation Area. The permanent

Lynnfield,—land.

Lynnfield,—
land.

access easement shall be held by the conservation commission and shall allow for 5 parking spaces for the public to provide public access to the Bow Ridge Conservation Area and Lynn Woods for passive outdoor recreational use. The permanent access easement is described on a plan entitled 'Conceptual Plan/Kelly Jeep, Masserati & Alfa Romeo/Lynnfield, Mass.', prepared by Hayes Engineering, Inc., dated April 23, 2016 and is over a parcel described in a deed recorded in the Essex south district registry of deeds in book 13666, page 224.

(b) As a further condition of the conveyance in section 1, Brian Kelly, trustee of the 353-365 Broadway Realty Trust shall pay to the town not less than \$170,000 which shall be deposited in the town's Conservation Land Fund to be used for acquiring and maintaining town conservation land.

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

The amendments were referred, under Rule 35, to the committee on Bills in the Third Reading. Said committee then reported that the amendments were correctly drawn; and they were adopted, in concurrence.

Recycling.

A Bill relative to recycling (Senate, No. 2389) (on Senate bill No. 2308), passed to be engrossed by the Senate was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Cash
sureties and
foreclosures.

A Bill clarifying municipal authority regarding cash sureties and foreclosures (Senate, No. 2396) (on Senate bill No. 41), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Reports of Committees.

Economic
development.

Mr. Galvin of Canton, for the committee on Rules, reported (under the provisions of House Rules 7B and 7C) an Order relative to special procedures for consideration of the House Bill relative to job creation, workforce development and infrastructure investment [House, No. 4413] (for order, see House, No. 4457). The order then was adopted.

Electronic
mail.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, asking to be discharged from further consideration of the Bill relative to access to a decedent's electronic mail accounts (House, No. 4365),— and recommending that the same be referred to the committee on Economic Development and Emerging Technologies. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence in the reference.

Kelly
White,—
sick leave.

By Mr. Fernandes of Milford, for the committee on the Judiciary, on a petition, a Bill establishing a sick leave bank for Kelly White, an employee of the Trial Court (House, No. 4435). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Ms. DuBois of Brockton, 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 Bill relative to job creation, workforce development and infrastructure investment (House, No. 4413), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4461) [Bond Issue: \$915,500,000.00] [Representatives Boldyga of Southwick and Dooley of Norfolk dissenting]. Economic growth.

Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment previously recommended by the committee on Bonding, Capital Expenditures and State Assets,— to amend the bill by substitution of a bill with the same title (House, No. 4432),— and the amendment recommended by the committee on Ways and Means, pending.

Mr. Nangle of Lowell, for said committee then reported that the matter 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.

The amendment previously recommended by the committee on Bonding, Capital Expenditures and State Assets was rejected.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill (House, No. 4461) was ordered to a third reading.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the Bill concerning nondiscrimination in access to organ transplantation (House, No. 4332), be scheduled for consideration by the House, with an amendment previously recommended by the committee on Health Care Financing,— that the bill be amended in lines 10 and 11 by striking out the words “; or any entity responsible for matching anatomical gift donors to potential recipients”,— pending. Organ transplantation.

Under suspension of Rule 7A, on motion of Ms. DuBois of Brockton, the bill was read a second time forthwith.

The amendment recommended by the committee on Health Care Financing was adopted; and the bill (House, No. 4332, amended) was ordered to a third reading.

By Mr. Nangle of Lowell, for the committee Steering, Policy and Scheduling, that the following matters be scheduled for consideration by the House:

The Senate Bill relative to the city of Chelsea’s residential tax exemption (Senate, No. 2268) [Local Approval Received]; and Chelsea,— taxes.

The House Bill establishing a sick leave bank for Michelle Kannler, an employee of the Department of Public Health (House, No. 4437); Michelle Kannler,— sick leave.

Under suspension of Rule 7A, in each instance, on motion of Ms. DuBois of Brockton, the bills severally were read a second time forthwith; and they were ordered to a third reading.

By Ms. Hogan of Stow, for the committee on Public Health, on a petition, a Bill relative to the definition of podiatry (House, No. 177). Podiatry.

By the same member, for the same committee, on a petition, a Bill maintaining confidentiality of proprietary information within health-care oversight agencies (House, No. 1895). Proprietary information.

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

Weymouth,—
land.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill authorizing the Massachusetts Department of Transportation to acquire certain parcels of land in the town of Weymouth (House, No. 4389) [Senator Eldridge dissenting]. Read; and referred, under Rule 33, to the committee on Ways and Means.

Chicopee,—
land.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill relative to the conveyance of an easement in the city of Chicopee (House, No. 4441) [Local Approval Received], ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Simulcasting.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, on a part of House, No. 154, a Bill relative to simulcasting and racing days (House, No. 4459). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Public health,—
commission.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Senate Resolve establishing the special commission on local and regional public health (Senate, No. 2296, amended), 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 4458 [Representative Boldyga of Southwick dissenting].

Older adults,—
task force.

By the same member, for the same committee, that the Bill creating a task force on Massachusetts older adults of all incomes (House, No. 4155), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4460).

Boston,—
land.

By the same member, for the same committee, that the Bill conveying a certain parcel of land on East First Street in the South Boston neighborhood of the city of Boston (House, No. 4293), ought to pass with an amendment in section 2, in line 25, by inserting after the word "Boston." the following two sentences: "The Massachusetts Port Authority shall establish the value of the property for both the highest and best use of the property as currently encumbered and for the purposes described in section 1. The Massachusetts Port Authority shall place notification in the central register of the conveyance, the amount of such transaction and the difference between the calculated value and the price received."

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

Sharon,—
tax
exemption.

By Mr. Kaufman of Lexington, for the committee on Revenue, on a petition, a Bill to exempt the town of Sharon from certain provisions of Chapter 58, Section 8 (House, No. 4339) [Local Approval Received]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Revere,—
land.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill concerning the conveyance of certain parcels of land in the city of Revere (Senate, No. 2353), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, reported that the matter be scheduled for consideration by the House; and, under said rule, it was placed in the Orders of the Day for the next sitting for a second reading.

Orders of the Day.

House bills

Designating the Hampden County Superior Court as the Roderick L. Ireland Courthouse (House, No. 3643); Third reading bills.

Establishing a sick leave bank for Ellen Atkinson, an employee of the Massachusetts Rehabilitation Commission (House, No. 4100); and

Prohibiting gunfire directed at dwelling houses (House, No. 4314) (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 relative to the recorking of wine (House, No. 199, changed), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time. Wine,—recorking.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by striking out all after the enacting clause and inserting in place thereof the following:

“Section 12 of chapter 138 of the General Laws, as appearing in the 2014 Official Edition, is hereby amending by striking out, in line 25, the words ‘the bottle’ and inserting in place thereof the following words:— the limitations relative to service and consumption in a tavern, club or war veterans’ organization licensed pursuant to this section shall not be deemed to preclude the holder of the tavern, club or war veterans’ organization from allowing a patron, member or guest, as the case may be, to retain and take off the premises only so much as may remain of a bottled wine purchased by the patron, member or guest in conjunction with a meal and not totally consumed by the patron, member or guest during such meal; provided further, that all such wine bottles.”

The amendment was adopted; and the bill (House, No. 199, changed and amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill relative to the posting of a security for seized animals in cruelty cases (House, No. 1220) (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. Animal cruelty.

Pending the question on passing the bill to be engrossed, Mr. Fernandes of Milford moved to amend it in lines 11 to 15, inclusive, by striking out the two sentences contained therein and inserting in place thereof the following two sentences: “The authority or the prosecuting agency shall serve a copy of the petition on the person: (1) from whom the animal was seized, or (2) claiming an interest in the seized animal; provided however, that if such person cannot be found, service may be made by posting a copy of the petition at the place from which the

Animal
cruelty.

animal was seized. If the authority filed the petition, the authority shall also serve a copy of the petition on the prosecuting agency.”, in lines 23 and 24 (as published) by striking out the words “and board” and inserting in place thereof the following: “(4) board, and (5) any other expenses ordered by the court”, in line 25 by striking out the word “permit” and inserting in place thereof the word “order”; and in line 31 by striking out the words “, with the full force and effect of a court order”.

The amendments were adopted; and the bill (House, No. 1220, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

Recess.

At twenty-six minutes after eleven o'clock A.M., on motion of Mrs. Gifford of Wareham (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at three minutes after two o'clock P.M. the House was called to order with Mr. Donato in the Chair.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Thursday next at eleven o'clock A.M.

At seven minutes after two o'clock P.M., on motion of Mrs. Gifford of Wareham (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M.

JOURNAL OF THE HOUSE.

Thursday, July 7, 2016.

Met according to adjournment at eleven o'clock A.M., 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 Bradley of Hingham.

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

July 5, 2016.

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

Dear Mr. Clerk:

I am writing to inform you that after careful consideration and consultation with my family and friends, I announce my resignation as State Representative from the Massachusetts House of Representatives effective at the end of formal sessions August 1, 2016. Resignation of Representative Garrett J. Bradley of Hingham.

I have had the great honor and privilege to represent the people of the Third Plymouth District over the past 16 years. During this time, I have always sought to give my constituents and colleagues at the State House my full dedication and effort. However, looking ahead to the balance of this year and the next two years of service, I have some exciting professional opportunities at my law practice which have only recently arisen that will require much more of my attention as well as consistent travel out of state and out of the country.

I want to thank my colleagues, staff, friends and family for their support and guidance. I want to thank Speaker DeLeo for his friendship and incredible opportunity to serve on his leadership team. Most especially I want to thank my constituents for the true honor they have given me to serve them these past 16 years.

Sincerely yours,

GARRETT J. BRADLEY,
State Representative,
 Third Plymouth District.

Statement of Representative Mr. Devers of Lawrence.

A statement of Mr. Devers of Lawrence was spread upon the records of the House, as follows:

Statement of
Mr. Devers
of Lawrence.

MR. SPEAKER: I would like to call to the attention of the House the fact that I cannot be present in the House Chamber for the remainder of today's sitting due to an engagement that I have previously committed to attending in my district. If I could be present for the taking of the yeas and nays on passing to be engrossed the House Bill relative to job creation, workforce development and infrastructure investment (House, No. 4461), I would vote in the affirmative. My missing of roll calls for the remainder of today's sitting will be due entirely to the reason stated.

Statement of Representative Ms. Peisch of Wellesley.

A statement of Ms. Peisch of Wellesley was spread upon the records of the House, as follows:

Statement of
Ms. Peisch
of Wellesley.

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present in the House Chamber for the sittings of Wednesday, June 29 and Thursday, June 30 due to a previously scheduled commitment connected with my duties as House Chair of the committee on Education. If I had been present on June 29, I would have voted in the affirmative to Roll Call Nos. 287 and 288; and if I could have been present on June 30, I would have voted in the affirmative on Roll Call Nos. 289 and 290. My missing of roll calls on June 29 and June 30 was due entirely to the reason stated.

Statement of Representative Sannicandro of Ashland.

A statement of Mr. Sannicandro of Ashland was spread upon the records of the House, as follows:

Statement of
Mr. Sannicandro
of Ashland.

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present in the House Chamber after 4 p.m. for the June 1, 2016 sitting due to legislative related business outside of the Commonwealth. If I had been present for the questions on adoption of amendments on Roll Call Nos. 272, 273, 274 and 275, I would have voted in the negative, in each instance. On Roll Call No. 276, on passing to be engrossed the Bill relative to equal access to public places regardless of gender identity, I would have voted in the affirmative. I would also like to call to the attention of the House the fact that I was not present in the House Chamber for the sitting of Wednesday, June 8, 2016 due to personal business outside of the country. If I had been present for the taking of Roll Call No. 277, on passing to be engrossed the House Bill promoting energy diversity (House, No. 4377), I would have voted in the affirmative. My missing of Roll Call Nos. 272 to 276, inclusive, on June 1, and Roll Call No. 277 on June 8 was due entirely to the reasons stated.

Statement of Representative Whipps Lee of Athol.

A statement of Mrs. Whipps Lee of Athol was spread upon the records of the House, as follows:

Statement of
Mrs. Whipps
Lee of Athol.

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present in the House Chamber for the sitting of Wednesday, June 1, 2016, due to a long-standing and previously scheduled legislative trip that took me out of the Commonwealth. If I had been present that day, I would have voted in the affirmative on Roll Call No. 276, on passing to be engrossed the Bill relative to equal

access to public places regardless of gender identity. My missing of roll calls on Wednesday, June 1, was due entirely to the reason stated.

Resolutions.

Resolutions (filed with the Clerk by Mr. Tucker of Salem) commending Salem United, Inc. on its celebration of the Black Picnic, were referred under Rule 85, to the committee on Rules.

Salem United,—
Black Picnic.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Tucker, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Order.

Mrs. Haddad of Somerset being in the Chair,—

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:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Financial Services be granted until Wednesday, July 27, 2016, within which time to make its final report on current Senate document numbered 551, and House documents numbered 866, 891, 958, 3488, and 4148.

Financial
Services
committee,—
extension of
time for
reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4471), ought to be adopted. Under suspension of the rules, on motion of Mr. Michlewitz, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Petitions.

Petitions severally were presented and referred as follows:

By Representative McKenna of Webster and Senator Fattman, a joint petition (accompanied by bill, House, No. 4475) of Joseph D. McKenna and Ryan C. Fattman (by vote of the town) that the town of Webster be authorized to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises. To the committee on Consumer Protection and Professional Licensure.

Webster,—
liquor
license.

By Mr. Vieira of Falmouth, a petition (accompanied by bill, House, No. 4476) of David T. Vieira and Timothy R. Madden (by vote of the town) that the town of Falmouth retirement board be authorized to increase the accidental disability retirement allowance paid to John R. Busby, Jr., a police officer of said town. To the committee on Public Service.

Falmouth,—
John R.
Busby, Jr.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mrs. Haddad of Somerset, a petition (subject to Joint Rule 12) of Patricia A. Haddad and Michael J. Rodrigues for legislation to designate a certain boat launch in the town of Somerset as the William and Harold Meehan memorial boat launch.

Somerset,—
Meehan
boat launch.

Gas pipelines,—
contracts.

By Messrs. Timilty of Milton and Rogers of Norwood, a petition (subject to Joint Rule 12) of Walter F. Timilty, John H. Rogers and others relative gas pipeline contracts.

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

Papers from the Senate.

Mr. Donato of Medford being in the Chair,—

Ride for hire.

The House Bill relative to the ride for hire industry (House, No. 4064), came from the Senate passed to be engrossed, in concurrence, with amendments striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2398; and striking out the title and inserting in place thereof the following title: “An Act regulating transportation network companies”.

Conference committee.

Under suspension of Rule 35, on motion of Mr. Michlewitz of Boston, the amendments were considered forthwith. The House then non-concurred with the Senate in its amendments; and, on further motion of the same member, asked for a committee of conference on the disagreeing votes of the two branches. Representatives Michlewitz, Mariano of Quincy and Hill of Ipswich were appointed the committee on the part of the House. Sent to the Senate to be joined.

Energy diversity.

The House Bill to promote energy diversity (House, No. 4385), 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 2400.

Conference committee.

Under suspension of Rule 35, on motion of Mr. Golden of Lowell, the amendment was considered forthwith. The House then non-concurred with the Senate in its amendment; and, on motion of Mr. Dempsey of Haverhill, asked for a committee of conference on the disagreeing votes of the two branches. Representatives Dempsey, Golden and Jones of North Reading were appointed the committee on the part of the House. Sent to the Senate to be joined.

Campaign contributions,—
limits.

The House Bill relative to campaign contribution limits for certain candidates running for office in a state election (House, No. 542, amended), came from the Senate passed to be engrossed, in concurrence, with an amendment inserting before the enacting clause the following emergency preamble:

“*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith for candidates who run in a special election and a regularly scheduled election in the same year to collect the maximum contribution from donors for each contest, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”.

The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Campaign contributions,—
disclosure requirements.

The House Bill relative to disclosure of top contributors for independent expenditures or electioneering communications (House, No. 543), came from the Senate passed to be engrossed, in concurrence, with an

amendment inserting before the enacting clause the following emergency preamble:

“*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith voters with a clearer understanding of the source of funding for political advertisements, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”.

The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Bills

Authorizing the board of directors of Metacommet Emergency Communications Center to accept Chapter 32B of the General Laws (Senate, No. 1928) (on a petition); Metacommet,—
communications
center.

Improving vocational training opportunities for unemployed workers (Senate, No. 2405) (on Senate bill No. 969); and Unemployment
training.

Authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land in the town of Shrewsbury (Senate, No. 2406) (on Senate bill No. 2133); Shrewsbury,—
land.

Severally passed to be engrossed by the Senate were read; and they were referred, under Rule 33, to the committee on Ways and Means.

A report of the committee on Health Care Financing, asking to be discharged from further consideration of the Senate Bill establishing a family and medical leave and temporary disability leave insurance program (printed as House, No. 4351), and recommending that the same be referred to the Senate committee on Ways and Means,— accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence, insomuch as relates to the discharge of the committee. Leave
insurance
programs.

Bills

Enhancing courthouse security (Senate, No. 940) (on a petition); and Courthouses.
Relative to respiratory therapy (Senate, No. 1150) (on a petition);

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. Respiratory
therapy.

A petition (accompanied by bill, Senate, No. 2397) of Donald F. Humason, Jr. and Nicholas A. Boldyga (with approval of the mayor and city council) for legislation relative to the leadership and governance of the city known as the town of Agawam, was referred, in concurrence, to the committee on Municipalities and Regional Government. Agawam,—
school
committee
vacancies.

Reports of Committees.

Mr. Galvin of Canton, 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 Keiko M. Orrall, Christopher M. Markey and Marc R. Pacheco for legislation to establish a sick leave bank for Jamie Mascarello, an employee of the Office of the Commissioner of Probation. Under suspension of the rules, on motion of Mrs. Orrall of Lakeville, the report was considered forthwith. Joint Rule 12 was Jamie
Mascarello,—
sick leave.

suspended; and the petition (accompanied by bill) was referred to the committee on Public Service. Sent to the Senate for concurrence.

Mrs. Haddad of Somerset being in the Chair,—

Amesbury/
Newburyport
bridge.

Mr. Galvin of Canton, 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 James M. Kelcourse and Leonard Mirra for legislation to designate the south bound section of the Interstate 95 bridge between the city of Amesbury and the city of Newburyport as the William Lloyd Garrison bridge. Under suspension of the rules, on motion of Mr. Kelcourse of Amesbury, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Transportation. Sent to the Senate for concurrence.

By Ms. Hogan of Stow, for the committee on Public Health, asking to be discharged from further consideration:

Nurse
practitioners.

Of the petition (accompanied by bill, House, No. 1889) of Jennifer E. Benson and others relative to the independent practice of advanced practice registered nursing by nurse practitioners;

Power plant,—
safety.

Of the petition (accompanied by bill, House, No. 2031) of Sarah K. Peake, Ann-Margaret Ferrante and others for legislation to increase power plant safety preparedness by the Department of Public Health to twenty miles; and

Wind
turbines,—
study.

Of the petition (accompanied by resolve, House, No. 2032) of Sarah K. Peake and others for an investigation by a special commission (including members of the General Court) relative to the health impacts from wind turbines and protecting the health of the citizens of the Commonwealth.

And recommending that the same be referred to the committee on Ways and Means.

Under Rule 42, the reports severally were considered forthwith; and they were accepted. Severally sent to the Senate for concurrence inasmuch as relates to the discharge of the joint committee.

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

Newton,—
special police.

Relative to special police officers in the city of Newton (House, No. 3885) [Local Approval Received];

Boston,—
land.

Conveying a certain parcel of land on East First Street in the South Boston neighborhood of the city of Boston (House, No. 4293);

Jennifer
Gay.

Establishing a sick leave bank for Jennifer Gay, an employee of the Department of Developmental Services (House, No. 4366);

Mansfield,—
police
cadets.

Authorizing the appointing authority of the town of Mansfield to appoint police cadets under certain circumstances to the police department of said town (House, No. 4376) [Local Approval Received];

Marblehead,—
land.

Amending chapter 101 of the acts of 1965, an act establishing the old and historic district commission of the town of Marblehead (House, No. 4380) [Local Approval Received];

Littleton,—
liquor
license.

Authorizing the town of Littleton to grant an additional license for the sale of all alcoholic beverages not to be drunk on premises (House, No. 4453) [Local Approval Received]; and

Relative to simulcasting and racing days (House, No. 4459);

Simulcasting.

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.

Mr. Donato of Medford being in the Chair,—

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

Increasing the property tax deferral for seniors (Senate, No. 1494, amended);

Property taxes.

Authorizing the town of Salisbury to grant 5 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (Senate, No. 2201) [Local Approval Received]; and

Salisbury.

Establishing a sick leave bank for John DiPaolo, an employee of the Middlesex County Sheriff's Office (House, No. 4386).

John DiPaolo,—
sick leave.

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. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill creating a task force on Massachusetts older adults of all incomes (House, No. 4155), be scheduled for consideration by the House, with the amendment previously recommended by the committee on Ways and Means pending.

Older adults,—
study.

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

The amendment previously recommended by the committee on Ways and Means,— that the bill be amended by substitution of a bill with the same title (House, No. 4460),— was adopted; and the substituted bill was ordered to a third reading.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the Senate Resolve establishing the special commission on local and regional public health (Senate, No. 2296, amended), be scheduled for consideration by the House, with the amendment previously recommended by the committee on Ways and Means pending.

Public health,—
study.

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

The amendment previously 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 4458,— was adopted; and the resolve, as amended, was ordered to a third reading.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on House, No. 172, a Bill to establish standards for medical gas piping systems (House, No. 4467).

Medical gas pipes.

By Ms. Hogan of Stow, for the committee on Public Health, on a petition, a Bill relative to the practice of athletic training (House, No. 1912).

Athletic training.

By the same member, for the same committee, on a petition, a Bill relative to firefighters (House, No. 1926).

Firefighters.

Pharmacy services.

By the same member, for the same committee, on a petition, a Bill to improve access to pharmacy services in hospitals (House, No. 1971).

Optometric care.

By the same member, for the same committee, on House, Nos. 1973 and 1983, a Bill relative to the modernization of optometric patient care (House, No. 1973).

Cars, etc.,—smoking.

By the same member, for the same committee, on a petition, a Bill to protect little lungs (House, No. 1976).

Rare disease council.

By the same member, for the same committee, on a petition, a Bill to create a Massachusetts rare disease advisory council (House, No. 1977).

Patients and nurses.

By the same member, for the same committee, on a petition, a Bill to promote patient care transparency and nurse advancement (House, No. 1995).

Nursing board.

By the same member, for the same committee, on a petition, a Bill creating a nursing advisory board (House, No. 1999).

Health planning.

By the same member, for the same committee, on a petition, a Bill to improve health planning and public health (House, No. 2013).

Pharmacists.

By the same member, for the same committee, on a petition, a Bill recognizing pharmacists as healthcare providers (House, No. 2041).

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

Northampton,—land.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill authorizing the commissioner of Capital Asset Management and Maintenance to convey certain land in the city of Northampton (House, No. 4423).

Boston,—land.

By the same member, for the same committee, on House, No. 4295, a Bill concerning a certain parcel of land in the city of Boston (House, No. 4468).

Chesterfield,—land.

By the same member, for the same committee, on House, No. 3521, a Bill to convey a certain parcel of land in the town of Chesterfield (House, No. 4469).

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

Telemedicine.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, on House, No. 267, a Bill advancing and expanding access to telemedicine services (House, No. 4442).

Speed limits.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on House, No. 3038, a Bill relative to speed limits (House, No. 4470).

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

Recess.

Recess.

At twenty-five minutes before twelve o'clock noon, on motion of Mrs. Gifford of Wareham (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock P.M.; and at twenty minutes after one o'clock P.M. the House was called to order with Mr. Donato in the Chair.

Engrossed Bills — Land Takings.

Lynnfield,—land.

The engrossed Bill authorizing the conveyance of a certain parcel of land in the town of Lynnfield (see House, No. 3834, amended) (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.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 154 members voted in the affirmative and 0 in the negative.

Bill enacted (land taking),—yea and nay No. 291.

[See Yea and Nay No. 291 in Supplement.]

Therefore the bill 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.

The engrossed Bill relative to Nickerson State Park (see House, No. 4451) (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.

Nickerson State Park.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 154 members voted in the affirmative and 0 in the negative.

Bill enacted (land taking),—yea and nay No. 292.

[See Yea and Nay No. 292 in Supplement.]

Therefore the bill 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.

Paper from the Senate.

Mrs. Haddad of Somerset being in the Chair,—

A report of the committee of conference on the disagreeing votes of the two branches, with reference to the House amendment (striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4343, amended) of the Senate Bill relative to transgender anti-discrimination (Senate, No. 735, amended),— recommending the passage of a bill with the same title (Senate, No. 2407),— came from the Senate with the endorsement that it had been accepted by said branch.

Transgender discrimination.

Under suspension of the rules, on motion of Mr. Fernandes of Milford, the report (having been reported by the committees on Bills in the Third Reading of the two branches to be correctly drawn) was considered forthwith.

After debate on the question on acceptance of the report, in concurrence, the sense of the House was taken by yeas and nays, at the request of the same member; and on the roll call 118 members voted in the affirmative and 36 in the negative.

Conference committee report accepted,—yea and nay No. 293.

[See Yea and Nay No. 293 in Supplement.]

Therefore the report of the committee of conference was accepted, in concurrence.

Engrossed Bill.

Mr. Donato of Medford being in the Chair,—

Medford,—
land.

The engrossed Bill authorizing the city of Medford to use certain land for any municipal purpose (see House, No. 4246) (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.

Bill enacted
(land taking),—
yea and nay
No. 294.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 154 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 294 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Matters Discharged from the Orders of the Day.

Veterans,—
housing, etc.

The Senate amendment of the House Bill relative to housing, operations, military service, and enrichment (House, No. 4285, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47, on motion of Mr. Parisella of Beverly.

Pending the question on adoption of the amendment, in concurrence, the same member moved that the House concur with the Senate in its amendment with a further amendment by striking out all after the enacting clause and inserting in place there of the text contained in House document numbered 4477; and the further amendment was adopted.

The House then concurred with the Senate in its amendment, as amended. Sent to the Senate for concurrence in the further amendment.

Subsequently the bill came from the Senate with the endorsement that said branch had concurred with the House in its further amendment with a still further amendment, inserting before the enacting clause the following emergency preamble:

“*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to further provide for the housing, operations, military service and enrichment of veterans, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The still further amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Subsequently said committee reported that the still further amendment was correctly drawn; and it was adopted, in concurrence.

Revere,—
land.

The Senate Bill concerning the conveyance of certain parcels of land in the city of Revere (Senate, No. 2353), was discharged from its position in the Orders of the Day, under suspension of Rule 47, on motion of Ms. Vincent of Revere, and it was read a second time; and ordered to a third reading.

Subsequently under suspension of the rules, on motion of the same member, 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, in concurrence, its title having been changed by said committee to read: "An Act authorizing the transfer of certain land of the Massachusetts Bay Transportation Authority in the city of Revere to the city of Revere."

Emergency Measure.

Mr. Mariano of Quincy being in the Chair,— There being no objection, the engrossed Bill relative to housing, operations, military service, and enrichment (see House, No. 4285, 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.

Veterans,—
housing, etc.

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 42 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (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.

After debate on the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays at the request of Mr. Parisella of Beverly; and on the roll call 153 members voted in the affirmative and 0 in the negative.

Bill enacted,—
yea and nay
No. 296.

[See Yea and Nay No. 296 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Orders of the Day.

The Senate amendments of the House Bill further regulating the sale of alcoholic beverages in the city of Somerville (House, No. 4184, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, were adopted, in concurrence.

Somerville,—
liquor
license.

Senate bills

Relative to the establishment of a county stabilization fund (Senate, No. 1064);

Third
reading
bills.

Authorizing the town of Andover school district to convey a certain parcel of land (Senate, No. 1983); and

Establishing a sick leave bank for Jodi Paris Anastos, an employee of Operational Services Division (Senate, No. 2312);

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

Authorizing the Department of Fish and Game to acquire land of the town of Townsend (House, No. 3748, amended);

Relative to diabetes prevention (House, No. 3871);

Third
reading
bills.

Relative to the conveyance of a certain parcel of land in the town of Foxborough to the Foxborough housing authority (House, No. 3938) (its title having been changed by the committee on Bills in the Third Reading); and

Authorizing the city of Holyoke to establish a program for enforcement against illegal dumping (House, No. 4262);

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.

Second
reading
bill.

The House Bill relative to increasing fines for safety violations (House, No. 4105), was read a second time; and it was ordered to a third reading.

West
Bridgewater,—
liquor
licenses.

The Senate Bill authorizing the town of West Bridgewater to grant 1 additional license for the sale of all alcoholic beverages to be drunk on the premises and 1 additional license for the sale of all alcoholic beverages not to be drunk on the premises (Senate, No. 2292), 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, Mr. Speliotis of Danvers moved to amend it by striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4478.

The amendment was adopted; and the bill (Senate, No. 2292, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment adopted by the House.

Salem Harbor
Port Authority.

The House Bill authorizing the city of Salem to establish the Salem Harbor Port Authority (House, No. 3894, changed), 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, Mr. Speliotis of Danvers moved to amend it by substitution of a bill with the same title (House, No. 4479), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

New Bedford,—
liquor
license.

The House Bill authorizing the city of New Bedford to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 4306) (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.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 1 by adding the following sentence: "If the license is returned to the licensing authority pursuant to this subsection, it shall not be reissued."

The amendment was adopted; and the bill (House, No. 4306, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Mrs. Haddad of Somerset being in the Chair,—

The House Bill establishing a sick leave bank for Michelle Kannler, an employee of the Department of Public Health (House, No. 4437), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Michelle
Kannler,—
sick leave.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by inserting before the enacting clause the following emergency preamble:

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a sick leave bank for a certain employee of the department of public health, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The amendment was adopted; and the bill (House, No. 4437, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill relative to job creation, workforce development and infrastructure investment (House, No. 4461), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

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development.

After remarks on the question on passing the bill to be engrossed (Mr. Donato of Medford being in the Chair), Mr. Collins of Boston and other members of the House moved to amend it by adding the following two sections:

“SECTION 112. Section 6 of Chapter 62 of the General Laws, as appearing in the 2008 Official Edition, is further amended by adding the following subsection:

(t) There shall be established a live theater tax credit program under which a live theater company doing business with a Massachusetts based theater venue, theater company, theater presenter or producer may be eligible. The credit may be claimed against the taxes due pursuant to this chapter or Chapter 63. The credit shall be established to support the expansion of pre-Broadway, pre off-Broadway live theater, Broadway tour launches and World Premieres and shall assist in the development of long run show development and growth.

(1) As used in this section the following words shall, unless the context clearly requires otherwise, have the following meanings:

‘Commissioner’ means the commissioner of revenue.

‘Company’ means a live theater company, however organized.

‘Eligible theater production’ means a live stage musical or theatrical production or tour being presented in a qualified production facility, as defined in this chapter that is either: (a) a Pre-Broadway production, or (b) a pre off-Broadway production, or (c) a Broadway Tour Launch or (d) a World Premiere.

‘Eligible theater production certificate’ means a certificate issued by the Massachusetts Office of Travel and Tourism certifying that the production is an eligible theater production that meets the guidelines of this chapter.

‘Advertising and public relations expenditure’ means costs incurred within the state by the Eligible theater productions for goods or services related to the marketing, public relations, creation and placement

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of print, electronic, television, billboards and other forms of advertising to promote the Eligible theater production.

‘Office’ means the Massachusetts office of travel and tourism.

‘Payroll’ means all salaries, wages, fees, and other compensation wages including, but not limited to, taxes, benefits, and any other consideration incurred or paid to talent and non-talent employees of the applicant who are residents of the commonwealth of Massachusetts for services rendered to and on behalf of an eligible theater production. The expenditure shall be incurred or paid by the applicant for services related to any portion of an eligible theater production from its pre-production stages, including, but not limited to, (a) the writing of the script, (b) casting, (c) hiring of service providers, (d) purchases from vendors, (e) marketing, (f) advertising, (g) public relations, (h) load in, (i) rehearsals, (j) performances, (k) other eligible theater production related activities, (l) load out; provided further, said labor expenditure shall be directly attributable to the eligible theater production and shall be limited to the first \$100,000 of wages incurred or paid to each employee of an eligible theater production in each tax year.

‘Pre-Broadway Production’ means a live stage production that, in its original or adaptive version, is performed in a qualified production facility having a presentation scheduled for New York City’s Broadway theater district within (12) months after its Massachusetts presentation.

‘Pre-Off Broadway Production’ means a live stage production that, in its original or adaptive version, is performed in a qualified production facility having a presentation scheduled for New York City’s Off-Broadway’s theater district within (12) months after its Massachusetts presentation.

‘Broadway Tour Launch’ means a live stage production that, in its original or adaptive version, is performed in a qualified production facility that was originally presented in New York City’s Broadway theater district and opens its US tour in Massachusetts.

‘Production and Performance Expenditures’ means a contemporaneous exchange of cash or cash equivalent for goods or services related to development, production, performance or operating expenditures incurred in this state for a qualified theater production including, but not limited to, expenditures for design, construction and operation, including sets, special and visual effects, costumes, wardrobes, make-up, accessories, costs associated with sound, lighting, staging, payroll, transportation expenditures, advertising and public relations expenditures, facility expenses, rentals, per diems, accommodations and other related costs.

‘Qualified Production Facility’ means a facility located in the State of Massachusetts in which live theatrical productions are, or are intended to be, exclusively presented that contains at least one stage, a seating capacity of three hundred fifty (350) or more seats, and dressing rooms, storage areas, and other ancillary amenities necessary for the Eligible theater production.

‘Massachusetts Office of Travel and Tourism’ means the office within the secretariat of economic development that has been established in order to market Massachusetts as a leisure travel destination in order to generate state and local tax revenues, create jobs, and support travel-related businesses.

'Transportation expenditures' means expenditures for the packaging, crating, and transportation both to the state for use in a qualified theater production of sets, costumes, or other tangible property constructed or manufactured out of state, and/or from the state after use in a qualified theater production of sets, costumes, or other tangible property constructed or manufactured in this state and the transportation of the cast and crew to and from the state. Such term shall include the packaging, crating, and transporting of property and equipment used for special and visual effects, sound, lighting, and staging, costumes, wardrobes, make-up and related accessories and materials, as well as any other performance or production-related property and equipment.

'World Premiere' means a live stage production performed in a qualified production facility of an original work which has never been commercially presented in public before.

(2) Any person, firm, partnership, trust, estate or other entity that receives an eligible theater production certificate shall be allowed a tax credit equal to thirty-five percent (35%) of production and performance expenditures which shall consist of payroll and twenty-five percent (25%) of the production and performance expenditures and transportation expenditures for the eligible theater production and to be computed as provided in this chapter against a tax imposed by this chapter. Said credit shall not exceed five million dollars (\$5,000,000) and shall be limited to certified production cost directly attributable to activities in the state and transportation expenditures defined above. The total production budget shall be a minimum of one hundred thousand dollars (\$100,000).

(3) No more than five million dollars (\$5,000,000) in total may be issued for any tax year for musical and theatrical production tax credits pursuant to this chapter.

(4) The tax credit shall be allowed against the tax for the taxable period in which the credit is earned and can be carried forward for not more than five (5) succeeding tax years.

(5) Credits allowed to a company, which is a subchapter S corporation, partnership, or a limited liability company that is taxed as a partnership, shall be passed through respectively to persons designated as partners, members or owners of such companies on a pro rata basis or pursuant to an executed agreement among such persons designated as subchapter S corporation shareholders, partners, or members documenting an alternate distribution method without regard to their sharing of other tax or economic attributes of such entity.

(6) If the company has not claimed the tax credits in whole or part, taxpayers eligible for the tax credits may assign, transfer or convey the tax credits, in whole or in part, by sale or otherwise to any individual or entity and such assignee of the tax credits that have not claimed the tax credits in whole or part may assign, transfer or convey the tax credits, in whole or in part, by sale or otherwise to any individual or entity. The assignee of the tax credits may use acquired credits to offset up to one hundred percent (100%) of the tax liabilities otherwise imposed pursuant to this chapter or Chapter 63, as appropriate. The assignee may apply the tax credit against taxes imposed on the assignee for not more than three (3) succeeding tax years. The assignor shall perfect the transfer by notifying the commissioner of revenue, in writing, within

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thirty (30) calendar days following the effective date of the transfer and shall provide any information as may be required by the commissioner to administer and carry out the provisions of this section.

(7) For purposes of this chapter, any assignment or sales proceeds received by the assignor for its assignment or sale of the tax credits allowed pursuant to this section and Section 38GG of Chapter 63 shall be exempt from this title.

(8) In the case of a corporation, this credit is only allowed against the tax of a corporation included in a consolidated return that qualifies for the credit and not against the tax of other corporations that may join in the filing of a consolidated tax return, provided, however, that in the case of a corporation that files a consolidated return with one or more other corporations with operations in Massachusetts, the credit will be allowed to be included in a consolidated return with respect to such corporations with operations in Massachusetts only.

(9) The applicant or applicants shall properly prepare, sign and submit to the Massachusetts office of travel and tourism an application for initial certification of the theater production. The application shall include such information and data as the office deems reasonably necessary for the proper evaluation and administration of said application, including, but not limited to, any information about the theater production company or their related partners/presenters and a specific Massachusetts live theater or musical production. The office shall review the completed applications and determine whether it meets the requisite criteria and qualifications for the initial certification for the production and/or presentation. If the initial certification is granted, the office shall issue a notice of initial certification of the eligible theater production and/or presentation to the theater production company, co-producer or presenter and to the commissioner. The notice shall state that, after appropriate review, the initial application meets the appropriate criteria for conditional eligibility. The notice of initial certification will provide a unique identification number for the production/presentation and is only a statement of conditional eligibility for the production/presentation and, as such, does not grant or convey any Massachusetts tax benefits.

(10) Upon completion of an eligible theater production, the applicant or applicants shall properly prepare, sign and submit to the office an application for final certification of the eligible theater production. The final application shall also contain a cost report and an 'accountant's certification.' The office and commissioner may rely without independent investigation, upon the accountant's certification, in the form of an opinion, confirming the accuracy of the information included in the cost report. Upon review of a duly completed and filed application and upon no later than thirty (30) days of submission thereof, the commissioner will make a determination pertaining to the final certification of the eligible theater production and the resultant tax credits.

(11) Upon completion of an eligible theater production, the applicant or applicants shall deposit an amount equal to 15% of the tax credits received pursuant to this chapter into the Massachusetts Cultural Council Facilities Fund. The Massachusetts Cultural Council shall use these funds to address issues related to the workforce development and sustainability of the Massachusetts live theater industry.

(12) Upon determination that the company qualifies for final certification and the resultant tax credits, the commissioner shall issue to the company: (1) an eligible theater production certificate; and (2) a tax credit certificate in an amount in accordance with this section (b) hereof. A musical and theatrical production company is prohibited from using state funds, state loans or state guaranteed loans to qualify for the live theater infrastructure tax credit. All documents that are issued by the office pursuant to this section shall reference the identification number that was issued to the production as part of its initial certification.

(13) The Massachusetts office of travel and tourism, in consultation as needed with the commissioner of revenue, shall promulgate such rules and regulations as are necessary to carry out the intent and purposes of this chapter in accordance with the general guidelines provided herein for the certification of the production and the resultant production credit.

(14) If information comes to the attention of the Massachusetts Office of Travel and Tourism that is materially inconsistent with representations made in an application, the office may deny the requested certification. In the event that tax credits or a portion of tax credits are subject to recapture for ineligible costs and such tax credits have been transferred, assigned and/or allocated, the state will pursue its recapture remedies and rights against the applicant of the theater production tax credits. No redress shall be sought against assignees, sellers, transferees or allocates of such credits.

(15) No credits shall be issued on or after January 1, 2022 unless the production has received initial certification under this section prior to January 1, 2022.

SECTION 112A. Chapter 63 of the General Laws, as appearing in the 2008 Official Edition, is further amended by adding the following section:

Section 38GG. There shall be established a live theater tax credit program under which a live theater company doing business with a Massachusetts based theater venue, theater company, theater presenter or producer may be eligible. The credit may be claimed against the taxes due pursuant to this chapter or Chapter 62. The credit shall be established to support the expansion of pre-Broadway, pre off-Broadway live theater, Broadway tour launches and World Premieres and shall assist in the development of long run show development and growth.

(a) As used in this section the following words shall, unless the context clearly requires otherwise, have the following meanings:

‘Commissioner’ means the commissioner of revenue.

‘Company’ means a live theater company, however organized.

‘Eligible theater production’ means a live stage musical or theatrical production or tour being presented in a qualified production facility, as defined in this chapter that is either: (a) a Pre-Broadway production, or (b) a pre off-Broadway production, or (c) a Broadway Tour Launch or (d) a World Premiere.

‘Eligible theater production certificate’ means a certificate issued by the Massachusetts Office of Travel and Tourism certifying that the production is an eligible theater production that meets the guidelines of this chapter.

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‘Advertising and public relations expenditure’ means costs incurred within the state by the Eligible theater productions for goods or services related to the marketing, public relations, creation and placement of print, electronic, television, billboards and other forms of advertising to promote the Eligible theater production.

‘Office’ means the Massachusetts office of travel and tourism.

‘Payroll’ means all salaries, wages, fees, and other compensation wages including, but not limited to, taxes, benefits, and any other consideration incurred or paid to talent and non-talent employees of the applicant who are residents of the commonwealth of Massachusetts for services rendered to and on behalf of an eligible theater production. The expenditure shall be incurred or paid by the applicant for services related to any portion of an eligible theater production from its pre-production stages, including, but not limited to, (a) the writing of the script, (b) casting, (c) hiring of service providers, (d) purchases from vendors, (e) marketing, (f) advertising, (g) public relations, (h) load in, (i) rehearsals, (j) performances, (k) other eligible theater production related activities, (l) load out; provided further, said labor expenditure shall be directly attributable to the eligible theater production and shall be limited to the first \$100,000 of wages incurred or paid to each employee of an eligible theater production in each tax year.

‘Pre-Broadway Production’ means a live stage production that, in its original or adaptive version, is performed in a qualified production facility having a presentation scheduled for New York City’s Broadway theater district within (12) months after its Massachusetts presentation.

‘Pre-Off Broadway Production’ means a live stage production that, in its original or adaptive version, is performed in a qualified production facility having a presentation scheduled for New York City’s Off-Broadway’s theater district within (12) months after its Massachusetts presentation.

‘Broadway Tour Launch’ means a live stage production that, in its original or adaptive version, is performed in a qualified production facility that was originally presented in New York City’s Broadway theater district and opens its US tour in Massachusetts.

‘Production and Performance Expenditures’ means a contemporaneous exchange of cash or cash equivalent for goods or services related to development, production, performance or operating expenditures incurred in this state for a qualified theater production including, but not limited to, expenditures for design, construction and operation, including sets, special and visual effects, costumes, wardrobes, make-up, accessories, costs associated with sound, lighting, staging, payroll, transportation expenditures, advertising and public relations expenditures, facility expenses, rentals, per diems, accommodations and other related costs.

‘Qualified Production Facility’ means a facility located in the State of Massachusetts in which live theatrical productions are, or are intended to be, exclusively presented that contains at least one stage, a seating capacity of three hundred fifty (350) or more seats, and dressing rooms, storage areas, and other ancillary amenities necessary for the Eligible theater production.

‘Massachusetts Office of Travel and Tourism’ means the office within the secretariat of economic development that has been established in order to market Massachusetts as a leisure travel destination in order to generate state and local tax revenues, create jobs, and support travel-related businesses.

‘Transportation expenditures’ means expenditures for the packaging, crating, and transportation both to the state for use in a qualified theater production of sets, costumes, or other tangible property constructed or manufactured out of state, and/or from the state after use in a qualified theater production of sets, costumes, or other tangible property constructed or manufactured in this state and the transportation of the cast and crew to and from the state. Such term shall include the packaging, crating, and transporting of property and equipment used for special and visual effects, sound, lighting, and staging, costumes, wardrobes, make-up and related accessories and materials, as well as any other performance or production-related property and equipment.

‘World Premiere’ means a live stage production performed in a qualified production facility of an original work which has never been commercially presented in public before.

(b) Any person, firm, partnership, trust, estate or other entity that receives an eligible theater production certificate shall be allowed a tax credit equal to thirty-five percent (35%) of production and performance expenditures which shall consist of payroll and twenty-five percent (25%) of the production and performance expenditures and transportation expenditures for the eligible theater production and to be computed as provided in this chapter against a tax imposed by this chapter. Said credit shall not exceed five million dollars (\$5,000,000) and shall be limited to certified production cost directly attributable to activities in the state and transportation expenditures defined above. The total production budget shall be a minimum of one hundred thousand dollars (\$100,000).

(c) No more than five million dollars (\$5,000,000) in total may be issued for any tax year for musical and theatrical production tax credits pursuant to this chapter or chapter 62.

(d) The tax credit shall be allowed against the tax for the taxable period in which the credit is earned and can be carried forward for not more than five (5) succeeding tax years.

(e) If the company has not claimed the tax credits in whole or part, taxpayers eligible for the tax credits may assign, transfer or convey the tax credits, in whole or in part, by sale or otherwise to any individual or entity and such assignee of the tax credits that have not claimed the tax credits in whole or part may assign, transfer or convey the tax credits, in whole or in part, by sale or otherwise to any individual or entity. The assignee of the tax credits may use acquired credits to offset up to one hundred percent (100%) of the tax liabilities otherwise imposed pursuant to this chapter or Chapter 62, as appropriate. The assignee may apply the tax credit against taxes imposed on the assignee for not more than three (3) succeeding tax years. The assignor shall perfect the transfer by notifying the commissioner of revenue, in writing, within thirty (30) calendar days following the effective date of the transfer and shall provide any information as may be required by the commissioner to administer and carry out the provisions of this section.

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(f) For purposes of this chapter, any assignment or sales proceeds received by the assignor for its assignment or sale of the tax credits allowed pursuant to this section and subsection (t) of section 6 of Chapter 62 shall be exempt from this title.

(g) In the case of a corporation, this credit is only allowed against the tax of a corporation included in a consolidated return that qualifies for the credit and not against the tax of other corporations that may join in the filing of a consolidated tax return, provided, however, that in the case of a corporation that files a consolidated return with one or more other corporations with operations in Massachusetts, the credit will be allowed to be included in a consolidated return with respect to such corporations with operations in Massachusetts only.

(h) The applicant or applicants shall properly prepare, sign and submit to the Massachusetts office of travel and tourism an application for initial certification of the theater production. The application shall include such information and data as the office deems reasonably necessary for the proper evaluation and administration of said application, including, but not limited to, any information about the theater production company or their related partners/presenters and a specific Massachusetts live theater or musical production. The office shall review the completed applications and determine whether it meets the requisite criteria and qualifications for the initial certification for the production and/or presentation. If the initial certification is granted, the office shall issue a notice of initial certification of the eligible theater production and/or presentation to the theater production company, co-producer or presenter and to the commissioner. The notice shall state that, after appropriate review, the initial application meets the appropriate criteria for conditional eligibility. The notice of initial certification will provide a unique identification number for the production/presentation and is only a statement of conditional eligibility for the production/presentation and, as such, does not grant or convey any Massachusetts tax benefits.

(i) Upon completion of an eligible theater production, the applicant or applicants shall properly prepare, sign and submit to the office an application for final certification of the eligible theater production. The final application shall also contain a cost report and an 'accountant's certification.' The office and commissioner may rely without independent investigation, upon the accountant's certification, in the form of an opinion, confirming the accuracy of the information included in the cost report. Upon review of a duly completed and filed application and upon no later than thirty (30) days of submission thereof, the commissioner will make a determination pertaining to the final certification of the eligible theater production and the resultant tax credits.

(j) Upon determination that the company qualifies for final certification and the resultant tax credits, the commissioner shall issue to the company: (1) an eligible theater production certificate; and (2) a tax credit certificate in an amount in accordance with this section (b) hereof. A musical and theatrical production company is prohibited from using state funds, state loans or state guaranteed loans to qualify for the live theater infrastructure tax credit. All documents that are issued by the office pursuant to this section shall reference the identifi-

cation number that was issued to the production as part of its initial certification.

(k) Upon completion of an eligible theater production, the applicant or applicants shall deposit an amount equal to 15% of the tax credits received pursuant to this chapter into the Massachusetts Cultural Council Facilities Fund. The Massachusetts Cultural Council shall use these funds to address issues related to the workforce development and sustainability of the Massachusetts live theater industry.

(l) The Massachusetts office of travel and tourism, in consultation as needed with the commissioner of revenue, shall promulgate such rules and regulations as are necessary to carry out the intent and purposes of this chapter in accordance with the general guidelines provided herein for the certification of the production and the resultant production credit.

(m) If information comes to the attention of the Massachusetts Office of Travel and Tourism that is materially inconsistent with representations made in an application, the office may deny the requested certification. In the event that tax credits or a portion of tax credits are subject to recapture for ineligible costs and such tax credits have been transferred, assigned and/or allocated, the state will pursue its recapture remedies and rights against the applicant of the theater production tax credits. No redress shall be sought against assignees, sellers, transferees or allocates of such credits.

(n) No credits shall be issued on or after January 1, 2022 unless the production has received initial certification under this section prior to January 1, 2022.”.

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of Mr. Diehl or Whitman; and on the roll call 127 members voted in the affirmative and 27 in the negative.

Amendment
adopted,—
yea and nay
No. 295.

[See Yea and Nay No. 295 in Supplement.]

Therefore the amendment was adopted.

Mr. Mariano of Quincy then moved that the bill be amended by adding the following two sections:

“SECTION 113. Chapter 301 of the acts of 1998, as amended by section 37 of chapter 303 of the acts of 2008, and as further amended by chapter 291 of the acts of 2014, is hereby further amended by striking out, in subsection (c) of section 19, the last sentence and inserting in place thereof the following 5 sentences:—

The preceding three sentences of this section 19(c) shall not apply to any portion of the parkway. Ownership of any completed portion of the parkway, together with ownership of any associated and completed infrastructure including but not limited to public utilities and sewer and storm drain lines located within or adjacent to said portion, shall be transferred to the applicable town, or to the authority, no later than the later of thirty days following the date on which said portion of the parkway is completed or October 1, 2016, as applicable. Prior to the date on which any portion of the parkway is completed and until such date that ownership of said portion is transferred in accordance with the provisions of this section 19(c), said portion shall remain subject to the master developer’s control. On or after the date on which any portion of the parkway is completed and ownership of said portion is transferred in

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accordance with the provisions of this Section 19(c), any applicable town, or the authority, may enter into a contract with a governmental person, a nonprofit person or a private person for the operation and maintenance of said portion, together with operation and maintenance of associated infrastructure including but not limited to public utilities and sewer and storm drain lines located within or adjacent to said portion. For purposes of this section 19(c), (i) except for that portion of the parkway constituting ‘Parkway-Phase 1’ as defined in Article I of the Parkway financing MOA, any portion of the parkway shall be deemed completed on the date on which said portion is open and available for public use, and (ii) that portion of the parkway constituting ‘Parkway-Phase 1’ as defined in Article I of the Parkway financing MOA shall be deemed to have been completed no later than August 19, 2013.

SECTION 114. Section 44 of chapter 303 of the acts of 2008 is hereby amended by inserting, after the figure ‘\$43,000,000,’ the following words:— excluding bonds issued to refinance bonds previously issued under this section 44.’.

The amendment was adopted.

Ms. Hogan of Stow and other members of the House then moved to amend the bill by adding the following section:

“SECTION 115. Subsection (c) of section 233 of chapter 165 of the acts of 2014, as amended by section 30 of chapter 119 of the acts of 2015, is hereby amended by striking out in said subsection (c) ‘December 31, 2016’ and inserting in place thereof ‘June 30, 2017’.”.

The amendment was adopted.

Mr. Honan of Boston then moved to amend the bill in section 112 (as published), in line 1908, by striking out the date “October 1, 2016” and inserting in place thereof the date “January 1, 2017.”; and the amendment was adopted.

Mr. Timilty of Milton then moved to amend the bill by adding the following section:

“SECTION 116. The Department of Higher Education is hereby authorized and directed to establish suggested guidelines and protocols in accordance with U.S. Department of Education Regulation 668.164C to encourage and assist Colleges and Universities with the implementation of programs which reduce the cost of college textbooks and other educational materials.”.

The amendment was rejected.

The same member then moved to amend the bill by adding the following section:

“SECTION 116. Not less than \$650,000 be dedicated to the renovation of locker rooms at the Max Ulin Memorial Rink in the Town of Milton.”.

The amendment was rejected.

Mr. Timilty then moved to amend the bill by adding the following section:

“SECTION 116. That \$2,300,000 shall be expended for reconstruction of Adams Street from Granite Avenue to the Quincy town line in the town of Milton.”.

The amendment was rejected.

Mr. Timilty of Milton then moved to amend the bill by adding the following section:

“SECTION 116. Notwithstanding any general or special law to the contrary, the Mass Bay Transit Authority shall not alter the form or method of transportation for any existing subway line until January 1, 2018. 90 days prior to any such change, the Authority shall notify, in writing, the Clerk of both the House and the Senate of any upcoming change, as well as a detailed analysis of potential cost savings to the Commonwealth.”

After remarks the amendment was rejected.

The same member then moved to amend the bill by adding the following section:

“SECTION 116. Not less than \$20,000,000 to help offset the costs of a new, Department of Environmental Protection mandated, water treatment plant for the Town of Randolph.”

After remarks the amendment was rejected.

Mr. Straus of Mattapoissett then moved to amend the bill by adding the following section:

“SECTION 116. The General Laws, as appearing in the 2014 Official Edition, are hereby amended by adding the following new chapter:—

Chapter 40X.

Supplemental Infrastructure Financing for Transportation.

Section 1. As used in this chapter, the following words shall, unless the context clearly requires otherwise, have the following meanings:—

‘Authority’, the Massachusetts Bay Transportation Authority, and/or a Regional Transit Authority.

‘Base date’, the last assessment date of the real property tax immediately preceding the creation of the SIFT district, or any other assessment date designated as the base date in a SIFT agreement.

‘Department’, the Massachusetts Department of Transportation.

‘Financial plan’, a statement of the costs and sources of revenue required to complete construction of the transportation project, which shall include: (1) cost estimates; (2) the projected amount of indebtedness to be incurred by the municipality, the department and/or the authority; and (3) any other sources of anticipated capital, including but not limited to any federal funding.

‘Original assessed value’, the aggregate assessed value of all properties within the SIFT district as of the base date.

‘Secretary’, the secretary of the Massachusetts Department of Transportation.

‘SIFT agreement’, an agreement entered into by the secretary and a municipality and approved by the municipality in accordance with section 2 authorizing a municipality to collect and remit tax increment revenue in accordance with this chapter and which shall include without limitation: (1) a detailed description of the transportation project to be financed in whole or in part by the SIFT agreement, including a financial plan for such project; (2) the boundaries of the SIFT district, including a depiction of the SIFT district on a map of the municipality and a listing of the street addresses and lot numbers of all lots within the SIFT district; (3) estimates of the amount of tax increment revenue to be remitted during the term of the SIFT agreement; (4) the method of calculating the percentage of the tax increment to be remitted together with any provisions for adjustment of the method of calculation; (5) the board or officer of the city or town responsible for calcu-

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lating the tax increment; (6) any tax increment pledged or otherwise subject to chapter 40Q or section 59 of chapter 40; (7) a statement of the estimated impact of tax increment financing on all taxing jurisdictions in which the SIFT district is located; (8) the term of years of the SIFT agreement; (9) the base date; (10) the date, if any, following which the SIFT agreement must be re-approved by the city or town in accordance with section 2 if a notice to proceed has not been issued by the department or authority with respect to the transportation project; (11) anticipated or known gifts, grants, or private contributions; and (12) the department and/or authority fund to which the tax increment revenue shall be remitted.

‘SIFT district’, a specified area within the corporate limits of a city or town as set forth in the SIFT agreement.

‘Tax increment’, all annual increases in the municipality’s limit on total taxes assessed under section 21C(f) of chapter 59 that are attributable to parcels within the district for fiscal years with an assessment date later than the base date. The tax increment shall also include the part of increases in the limit on total taxes assessed allowed under subsection (f) of section 21C of chapter 59 that are attributable to such increases under said subsection in prior years that were part of the increment in such prior years. In any year in which the limit on total taxes assessed under section 21C is lower than the prior year’s limit on total taxes assessed, the tax increment shall be reduced in the same proportion as the limit on total taxes assessed.

‘Transportation project’, any construction project, or any component thereof, undertaken by the authority and/or department, including without limitation construction, reconstruction, repair or enhancement of ways or bridges, on- or off-ramps, bikeways or multi-use paths, transit stations, passenger facilities, and rail projects and extensions.

Section 2. (a) The secretary and any municipality may enter into a SIFT agreement; provided, that no municipality may enter into or implement a SIFT agreement unless and until the SIFT agreement has been approved by the municipality in accordance with this section.

(b) Notwithstanding any general or special law or regulation to the contrary, not less than 30 days prior to any vote required under subsection (c), a municipality shall hold a public hearing regarding the SIFT agreement or amendment thereto and shall provide the public with an opportunity to submit written comments. The municipality shall create a written record of the public hearing, which shall include a description of the testimony offered by persons at such hearing. Not less than 14 days prior to the hearing: (i) public notice of the hearing shall be published in one or more local newspapers of general circulation and shall be posted in the municipality’s main governmental building and on the municipality’s web site; and (ii) the SIFT agreement or amendment shall be made available by the municipality for inspection and copying.

(c) Notwithstanding any general or special law or regulation to the contrary, a city or town shall approve the SIFT agreement by vote of its town meeting, town council or city council, with the approval of the mayor where required by law; provided, that the term of years, any provision related to calculation of the tax increment, or the boundaries of a SIFT district may only be amended, following approval by the secretary, after meeting the requirements for adoption under this section.

Section 3. (a) Within 60 days following approval of a SIFT agreement in accordance with section 2, the assessor of the city or town shall certify the original assessed value of the taxable property within the boundaries of the SIFT district. Each year after the approval of a SIFT agreement the assessor of the city or town shall certify the amount by which the assessed value has increased or decreased from the original value.

(b) Following approval of a SIFT agreement in accordance with section 2, the city or town shall set aside and remit all tax increment revenues in accordance with the SIFT agreement.

Section 4. The department shall promulgate rules and regulations necessary to implement this chapter, including, without limitation, rules and regulations establishing criteria for evaluating eligible transportation projects.”

The amendment was adopted.

Mr. Golden of Lowell then moved to amend the bill by adding the following section:

“SECTION 117. Section 225 of Chapter 112 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out, in fourth paragraph, the word ‘three’ and replacing it with the following word:— two.”

The amendment was adopted.

Mr. Carvalho of Boston and other members of the House then moved to amend the bill by adding the following two sections:

“SECTION 118. Said chapter 7 of the General Laws, as so appearing in the 2012 Official Edition, is hereby amended by inserting after Section 23B the following section:—

Section 23B½. Contracting diversity goals.

For the purposes of this chapter, it shall be the official goal of the Commonwealth to achieve minority business enterprise and women business enterprise contracting goals within state procurement that are reflective of the diverse racial, ethnic, and gender make-up of the Commonwealth’s population.

SECTION 119. Section 44A½ of said chapter 149, as so appearing, is hereby amended by inserting after the last paragraph the following paragraph:—

(d) It shall be the goal of the Commonwealth to achieve minority business enterprise and women business enterprise contracting goals and workforce participation goals on the totality of state-funded design and construction contracts that are reflective of the diverse racial, ethnic, and gender make-up of the Commonwealth’s population.”

The amendment was adopted.

Representatives Cariddi of North Adams and Garlick of Needham then moved to amend the bill by adding the following section:

“SECTION 120. Chapter 74 of the General Laws is hereby amended by inserting the following new section:—

Section 57. The board of higher education shall establish and maintain, in cooperation with local public and vocational school authorities, post-secondary technical schools, and the boards of trustees of community colleges, a program to support training and education programs that address the workforce shortages of the advanced automotive and diesel technician industry in the commonwealth with the goal of

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training students, creating new jobs, retaining and upgrading existing jobs, and re-training existing workers to implement new technologies and to help meet the workforce and talent pipeline needs of employers, including, but not limited to, a person who has obtained a class 1 license pursuant to sections 58 and 59 of chapter 140 of the General Laws.

There shall be established a grant program to implement the provisions of this section to which employers shall have access for the following purposes:

(1) identify, support, or establish collaborative regional partnerships, including, but not limited to, employers, workforce development and education organizations, regional economic development organizations established under sections 3J and 3K of chapter 23A, and economic development officials in every region of the state where said class 1 licensees and related industries demonstrate demand for automotive and diesel repair technicians;

(2) address critical workforce shortages in the automotive and diesel repair industry;

(3) improve and increase employment opportunities in the automotive and diesel repair industry for low-income individuals, women, and minorities;

(4) provide training and educational or career ladder services for currently employed or unemployed automotive and diesel repair workers who are seeking new positions or responsibilities within the automotive and diesel repair industry;

(5) increase support for internship and apprentice training at facilities associated with said class 1 licensees;

(6) boost industry-relevant instructor capacity for high school and postsecondary programs; and

(7) direct support for succession planning, worker retention, and upskilling strategies for older and incumbent workers.

For the purposes of this grant program, eligible applicants shall include, but not be limited to, employers and employer associations; local workforce investment boards; institutions of higher education; kindergarten through grade 12 and vocational education institutions; private for-profit and non-profit organizations providing education and workforce training, one-stop career centers; local workforce development entities; and any partnership or collaboration between eligible applicants. Any funds allocated through such program shall complement and not replace existing local, state, private, or federal funding for training and educational programs.

A grant proposal submitted pursuant to this section shall include, but not be limited to, the following:

(1) a plan that defines specific goals for advanced automotive and diesel repair technology workforce training and educational improvements;

(2) the evidence-based programs the applicant shall use to meet the goals;

(3) a budget necessary to implement the plan, including a detailed description of any funding or in-kind contributions the applicant or applicants will be providing in support of the proposal;

(4) any other private funding or private sector participation the applicant anticipates in support of the proposal; and

(5) the proposed number of individuals who would be enrolled, complete training, and be placed into employment in the targeted industries.

The board of higher education shall, in consultation with the executive office of housing and economic development, executive office of labor and workforce development, the department of education, and entities representing parties who are eligible to participate in the grant program, develop guidelines for an annual review of the progress being made by each grantee. Each grantee shall participate in any evaluation or accountability process implemented by or authorized by the commonwealth corporation. The board shall file annual reports for the duration of the programs with the chairs of the house and senate committee on ways and means, the chairs of the joint committee on labor and workforce development, and the chairs of the joint committee on economic development and emerging technologies, on or before January 1; provided further, the report shall include an overview of the activities of the programs, the number of participants in the programs, and the employment outcomes in the programs.”

The amendment was adopted.

Ms. Peisch of Wellesley then moved to amend the bill by adding the following section:

“SECTION 121. Section 6I of chapter 40J of the General Laws is hereby amended by striking out subsection (b) and inserting in place thereof the following subsection:—

(b) There shall be a MassCAN advisory board to consist of 13 members to be appointed by the governor, including: 1 person recommended by the Massachusetts Competitive Partnership, Inc.; 1 person recommended by the Massachusetts Business Roundtable; 1 person recommended by the Massachusetts Technology Leadership Council, Inc.; 1 person recommended by a federally-funded research corporation; 1 person recommended by the chair of the computer science department of a public university; 1 person recommended by the Massachusetts Association of School Superintendents, Inc.; 1 person recommended by the Greater Boston chapter of the Computer Science Teachers Association; 1 person recommended by the METCO program; 1 person recommended by the Massachusetts Technology Leadership Council Education Foundation; 1 person recommended by The Partnership, Inc.; 1 person recommended by TechNet; 1 person recommended by the Society of Hispanic Professional Engineers; and 1 person recommended by the Massachusetts chapter of the Society of Women Engineers.”

The amendment was adopted.

Messrs. Speliotis of Danvers and Jones of North Reading then moved to amend the bill by adding the following two sections:

“SECTION 122. Section 22 (b) of Chapter 237 of the Acts of 2014 is hereby amended by adding the following word after the word Middleton:— ‘initially’ and by adding the following phrase after the words Essex Sports Center, LLC:— and any of its leasehold mortgagees.

SECTION 123. Section 22 (c) of Chapter 237 of the Acts of 2014 is hereby amended by striking out the following phrase:— or if Essex

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Sports Center, LLC ceases to be the lessee at any time before the expiration of the lease.”

The amendment was adopted.

Mr. Honan of Boston moves to amend the bill by adding the following section:

“SECTION 124. Section 3 of said chapter 40R, as so appearing, is amended by inserting after the figure ‘40A,’ in line 9, the following:— ; provided, however, that a smart growth zoning district or starter home zoning district ordinance or by-law shall be adopted, amended or repealed by a simple majority vote of all the members of the town council, or of the city council where there is a commission form of government or a single branch, or of each branch where there are 2 branches, or by a simple majority vote of a town meeting.”

The amendment was adopted.

Mrs. O’Connell of Taunton and other members of the House then moved to amend the bill by adding the following section:

“SECTION 125. There shall be a special commission to investigate the issue of college affordability. The commission shall examine and make recommendations on the contributing factors to rising tuition and fee costs at institutes of higher education in the commonwealth. For the purposes of this section, the term ‘institutes of higher education’ shall include public and private institutes of higher education. The commission may hold public hearings.

The commission’s investigation shall include, but not be limited to, the following areas: (i) employee expenditures including, but not limited to, employee issued credit cards and expense accounts; (ii) vacation and sick time policies for administrative employees; (iii) salaries, bonuses and stipends for administrative employees and professors including, but not limited to, tenured and non-tenured, associate and part-time professors and instructors who are members of collective bargaining units and who are considering joining collective bargaining units; (iv) professor class load; (v) the number of administrative positions at institutes of higher education and their descriptions; (vi) the cost and benefit of construction projects on campuses of institutes of higher education; (vii) endowments and annual profits of institutes of higher education; (viii) mandatory fees charged to students beyond the price of tuition charges, including technology and laboratory fees; (ix) the affordability of college textbooks including, but not limited to, the costs and benefits of open source textbooks; (x) ways for an institute of higher education to directly credit a student’s account with funds to pay for books and supplies in accordance with 34 C.F.R. 668.164(c)(2); (xi) the cost differences and composition of online credit hours versus on-campus credit hour; (xii) and other areas the commission deems appropriate to review and investigate.

The commission shall consist of the following members: four persons appointed by the governor, one of whom shall serve as the chair, one of whom shall have expertise in finance and investment, two of whom shall be parents or guardians of current college students; one member of the senate to be appointed by the senate president; one member of the senate to be appointed by the senate minority leader; one member of the house to be appointed by the speaker; one member of the house to be appointed by the minority leader; a representative of the

University of Massachusetts office of the president; a representative of the University of Massachusetts director of libraries; two members of the Student Advisory Council to the board of education; a representative from the Massachusetts Office of Financial Assistance; a representative from the Massachusetts Educational Financing Authority; a representative from the department of higher education; a member of the board of higher education; a representative of the Massachusetts State College Association; a representative of the Massachusetts Community Colleges Executive Office; a representative of Pioneer Institute; a member of the Massachusetts Society of Certified Public Accountants, Inc.; and a member of the Association of Independent Colleges and Universities in Massachusetts, Inc.”.

The amendment was adopted.

There being no objection, Ms. Hogan of Stow then moved to amend the bill by adding the following section:

“SECTION 126. Section 13 of chapter 176J of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by adding the following subsection:

(d) Notwithstanding this chapter or any other general or special law to the contrary, carriers may annually offer group purchasing cooperative members rewards or other incentives for participation in wellness programs sponsored by the cooperative. The amount of such rewards shall be determined by the carrier in coordination with the provider of the wellness program, based upon the promotion and participation of the cooperative and its members in sponsored wellness programs that include, among other things, health care education and the use of available transparency tools. Any reward established pursuant to this subsection shall be submitted to the commissioner for informational purposes prior to the payment of any such reward. The requirements to qualify for such reward shall be applied equally and consistently to all cooperative members, treating all similarly situated cooperative members that have qualified for the reward in the same manner.

The Commissioner shall study the ability of cooperatives to use other incentives for wellness programs within the restrictions of state and federal rating rules and may also consider the use of an innovation waiver to pursue such flexibility.”.

The amendment was adopted.

After remarks on passing the bill, as amended, to be engrossed, Mr. Scaccia of Boston moved to amend it by adding at the following two sections:

“SECTION 127. Section 6J of said Chapter 62 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out, in line 41 the figure: ‘\$50,000,000’ and inserting in its place the figure:— \$60,000,000.

SECTION 128. Section 38R of said Chapter 63 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out, in line 40 the figure: ‘\$50,000,000’ and inserting in its place the figure:— \$60,000,000.

The amendment was rejected.

The same member then moved to amend the bill in section 2A, in item 7002-8009, by adding the following: “; provided that \$700,000 shall be expended for the restoration and rehabilitation of the historic

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building located at 17 Fairmount Avenue in the Hyde Park neighborhood of Boston.”; and the amendment was rejected.

Mr. Nangle of Lowell and other members of the House then moved to amend the bill by adding the following section:

“SECTION 127. Chapter 59 of the General Laws is hereby amended by inserting after section 2D the following section:—

2E. Any charitable organization or educational institution otherwise exempt from the payment of property taxes pursuant to section 5 of chapter 59, or any nonprofit charitable corporation or public charity otherwise exempt from the payment of property taxes, that purchases real property that was subject to taxation under said chapter 59 at the time of the purchase, shall pay property taxes on the assessed value of said property for a period of 4 years after the purchase, the amount of said property taxes paid to be phased out as follows: in the first year, 100 per cent of the property tax; in the second year, 75 per cent of the property tax; in the third year, 50 per cent of the property tax; and in the fourth year, 25 per cent of the property tax.”.

The amendment was adopted.

Mr. Jones of North Reading then moved to amend the bill by adding the following section:

“SECTION 128. Section 42 of chapter 52 of the acts of 2016 is hereby amended by striking the text in its entirety and inserting the following:—

Section 2A. No person shall sell, offer for sale, manufacture or possess powdered alcohol. Whoever violates this section shall be punished by a fine of not less than \$100 or more than \$1,000.

This section does not apply to (A) the use of powdered alcohol as an ingredient in non-powdered products or (B) the production of, sale, offering to sell, or delivery, receipt or purchasing for resale, powdered alcohol for the use as an ingredient in non-powdered products.”.

The amendment was adopted.

Representatives Peake of Provincetown and Kulik of Worthington then moved to amend the bill by adding the following two sections:

“SECTION 129. Paragraph (4) of subsection (c) of section 6M of chapter 62 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out, in line 155, the words ‘it has utilized at least 95 per cent of the 3 year total of any prior allocation’ and inserting in place thereof the following words:— the department has determined that it has made satisfactory progress toward utilizing any prior allocation.

SECTION 130. Paragraph (4) of subsection (c) of section 38EE of chapter 63 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out, in line 141, the words ‘it has utilized at least 95 per cent of the 3-year total of any prior allocation’ and inserting in place thereof the following words:— the department has determined that it has made satisfactory progress toward utilizing any prior allocation.”.

The amendment was adopted.

Ms. Balsler of Newton and other members of the House then moved to amend the bill by adding the following section:

“SECTION 131. Chapter 166A of the General Laws, as so appearing, is hereby amended by inserting after section 22 the following section:—

Section 23. All cable television operators shall locate PEG channels on the high definition tier. Cable television operators shall provide PEG channel managers with access to the electronic program guide to ensure that residents can access information about local PEG channels”.

The amendment was adopted.

The Chair (Mr. Donato of Medford) then placed before the House the question on suspension of Rule 1A in order that the House might continue to meet beyond the hour of nine o’clock P.M.

Suspension of Rule 1A.

On the question on suspension of Rule 1A, the sense of the House was taken by yeas and nays, as required under the provisions of said rule; and on the roll call 114 members voted in the affirmative and 37 in the negative.

Rule 1A suspended,—yea and nay No. 297.

[See Yea and Nay No. 297 in Supplement.]

Therefore Rule 1A was suspended.

The Speaker being in the Chair,—

Mr. Dempsey of Haverhill then moved to amend the bill, in section 2A, in item 7002-8009 by adding the following: “; provided further, that \$75,000 shall be expended for the purpose of structural, roofing, masonry and site work at the Colonial Theatre in the city of Pittsfield; provided further, that \$250,000 shall be expended to rehabilitate, finish, or expand facilities related to the Center for the Arts in the town of Natick; provide further, that \$250,000 shall be expended for site analysis and feasibility of an upper valley innovation center to provide start-up entrepreneurial maker space in the city of Greenfield”, and in said item by striking out the figures “\$15,000,000” and inserting in place thereof the following figures “\$15,575,000”;

By striking out item 7002-8010;

In item 7002-8014 by adding the following: “; provided further, that \$396,000 shall be expended to the Franklin County Community Development Corporation for costs associated with the expansion of the Western Massachusetts Food Processing Center”, and in said item by striking out the figures “\$6,000,000” and inserting in place thereof the figures “\$6,396,000”;

By striking out item 7002-8015 and inserting in place thereof the following five items:

- “7002-8016 For a Designated Port Area Pilot program to be administered by the Massachusetts Development Finance Agency to make grants, loans, or a combination thereof for the design, construction, repair, renovation, rehabilitation, or other capital improvement of existing commercial and marine industrial infrastructure and commercial and public maritime transportation infrastructure; provided that, in making such grants or loans, the agency shall consider: (i) the impacts on future economic growth and commercial and industrial development within the designated port area; (ii) the impacts on the commercial fishing industry; (iii) the impacts on wastewater and wastewater pretreatment in the designated port area; (iv) the attendant economic benefits to the commonwealth; and (v) any strategic report or other assessment created under section 94 of chapter 287 of the

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acts of 2014; provided further, that the agency shall reasonably anticipate that its loan will leverage additional private investment in the property or the designated port area in which the property is located; and, provided further, that the agency shall, in coordination with the executive office of housing and economic development, submit an annual report to the clerks of the house and senate who shall forward the report to the house and senate committees on ways and means and the joint committee on economic development and emerging technologies on or before December 31. The report shall include a current assessment of the progress of each project funded through the program.....

\$1,000,000;

7002-8017

For the Massachusetts Technology Park Corporation, established in section 3 of chapter 40J of the General Laws and doing business as the Massachusetts Technology Collaborative, to create a cybersecurity and data analytics technology development and training center of excellence pursuant to section 104; provided further, that \$75,000 shall be expended for the purpose of extending Mass Broadband, fiber optic cable network to the William Stanley Business Park to support the operation of the Berkshire Innovation Center in the city of Pittsfield; provided further, that \$200,000 shall be expended for the Haitian American Business Expo, Inc. to expand its launch of its first-of-its-kind free platform connecting the Haitian/Haitian-American business community free-of-charge with consumers by showcasing Haitian businesses and services throughout the Commonwealth through its Haitian business and non-profit web directory, database, mobile application, media outlets and community presence.....

\$4,775,000;

7002-8018

For public infrastructure grants to municipalities and other public instrumentalities for design, construction, building, land acquisition, rehabilitation, repair and other improvements to publicly-owned infrastructure; provided further, that \$500,000 shall be expended for the Hamilton Canal District in the city of Lowell; provided further, that \$500,000 be expended for the completion of the Northampton Arts Trust building project, located on Hawley Street in the city of Northampton; provided further, that \$100,000 shall be expended for the relocation and rehabilitation of Stearns Tavern in the city of Worcester to provide job training and employment opportunities, in conjunction with the Seven Hills Foundation, for persons with disabilities, and to create an all-ages, universally-accessible playground and park to adjoin the tavern; provided further, that \$500,000 shall be expended on improving wayfinding efforts in cultural districts designated

pursuant to clause 5 of subsection (a) of section 63 of chapter 23A of the General Laws; provided further, that \$200,000 shall be expended for infrastructure improvements in the city of Brockton; provided further, that \$150,000 shall be expended for infrastructure improvements pursuant to MassDOT's Route 107 Corridor Study in the cities of Salem and Lynn; provided further, that \$500,000 shall be expended for the restoration, rehabilitation and renovation of the Lowell Memorial Auditorium in order to ensure compliance with the Americans with Disabilities Act in the city of Lowell; provided further, that \$250,000 shall be expended for the engineering cost of replacing the West Park Street Bridge in the town of Lee; provided further, that \$142,000 shall be expended to assist the Middlesex 3 Coalition Transportation Management Association to acquire and maintain a transportation service vehicle between the City of Lowell and the Towns of Bedford and Burlington; provided further, that \$250,000 shall be expended for new sidewalks at the intersection of Randolph street and state route 138, also known as Turnpike street, in the town of Canton; provided further, that \$250,000 shall be expended for the redevelopment of infrastructure in the Avon industrial park; provided further, that not less than \$350,000 be expended for repairs of the Tashmoo Boat Ramp in Vineyard Haven to encourage commercial and recreational activities; provided further, that \$250,000 shall be expended for the study and implementation of parking management plans in municipalities that, due to residential, commercial or industrial development, require the development of demand-based parking to meet the needs of visitors to the municipality whether they be employees, customers of businesses or tourists; provided, that municipalities that demonstrate an average daily visitor population or at least 30,000 shall be given priority; provided further, that \$250,000 shall be expended for the redevelopment of Stoughton Center in the town of Stoughton; provided further, that \$250,000 shall be expended for repairs, enhancements and improved pedestrian access in the Melrose downtown business and historic district; provided further, that \$100,000 shall be expended for infrastructure improvements to the Lynnway route 1A in the city of Lynn; provided further, that \$100,000 shall be expended to the town of Buckland for the completion of the Clesson Brook Road bridge reconstruction project; provided further, that \$150,000 shall be expended for improvements to the Fall River waterfront including parking accessibility and improvements to Jefferson Street; provided further, that \$500,000 shall be expended for improving infrastructure

Economic development.

along route 140 in the town of Boylston; provided further, that \$200,000 shall be expended for a workforce development grant to Into Action Recovery, Inc for the purchase and renovation of an opiate recovery treatment facility to promote economic development, workforce development and substance abuse recovery in the town of Tewksbury; provided further, that provided that \$500,000 shall be expended for economic development linking state and local land to the business districts along the Route 3A Corridor in Weymouth and Hingham and along the Back River in the towns of Weymouth and Hingham; provided further, that \$230,000 shall be expended for the repair of sidewalks along Granite avenue in the town of Milton; provided further, that \$100,000 shall be expended for infrastructure improvements in the town of Templeton

\$6,322,000;

7002-8019

For the Massachusetts Growth Capital Corporation established pursuant to section 2 of chapter 40W of the General Laws for a program to provide matching grants to community development financial institutions certified by the United States Treasury or community development corporations certified under chapter 40H of the General Laws to enable them to leverage federal or private investments for the purpose of making loans to small businesses

\$1,000,000;

7002-8021

For the Brownfields Redevelopment Fund established by section 29A of chapter 23G of the General Laws

\$45,000,000”;

In section 2B by inserting after item 7004-8016 the following item:

“7004-8017

For the Urban Revitalization and Development Grant Program established by section 53 of chapter 121B of the General Laws.....

\$1,000,000”;

In section 2C, in item 7009-2005 by inserting after the words “administration of the program” the following: “; provided further, that not less than \$250,000 be allocated for the purpose of job training at Holyoke Works; provided further, that \$250,000 shall be expended for an employment training program for unemployed or underemployed young adults with disabilities, provided that funds shall be awarded competitively by the Executive Office of Labor and Workforce Development to community-based organizations with recognized success in creating strong collaborations with employers to consider young adults with disabilities and said organization shall provide extensive training and internship programming and ongoing post-placement support for participants and employers; provided further, that \$100,000 shall be expended to the Central Massachusetts Center for Business and Enterprise to support custom workforce training curriculums in the manufacturing industry through a higher learning institution within the Blackstone Valley; provided further, that \$25,000,000 shall be expended on an employer-employee training grant program pursuant to section 57 of chapter 74 of the General Laws”, and in said item by

striking out the figures “\$45,000,000” and inserting in place thereof the figures “\$70,600,000”;

In item 6720-1340 by adding the following: “; provided further, that funds shall be expended for investment in infrastructure improvements to the World Trade Center and other maritime facilities to accommodate future maritime uses, including Sail Boston 2017/Tall Ships”, and in said item by striking out the figures “\$107,500,000” and inserting in place thereof the figures “\$109,500,000”;

By adding following items:

“EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS.

Department of Conservation and Recreation.

“2800-7109 For the design, construction, reconstruction, improvement or rehabilitation of department or navigable coastal and inland waterways projects including, but not limited to, dredging for the purpose of promoting trade, tourism and other economic benefits on a local, regional or statewide basis \$5,000,000”.

EXECUTIVE OFFICE OF PUBLIC SAFETY AND HOMELAND SECURITY.

Office of the Secretary.

8100-0026 For the State Police and the Boston Regional Intelligence Center/Boston Police Department to enhance and expand technology and protocols to establish and improve programs for the prevention of economic cybercrime, terrorist activities, organized crime, including gangs, and to enhance emergency response and transportation infrastructure alerts and drug interdiction in accordance with an interagency agreement. The interagency agreement shall provide protocols to coordinate and share information and data aggregation developed by the parties and provide assistance and cooperation with the business community, the gateway communities, regional fusion centers, the Massachusetts Port Authority and the Mass Bay Transit Authority..... \$25,000,000”.

The amendments were adopted.

Mr. Dempsey then moved to amend the bill in section 2A, in item 7002-8019 (inserted by amendment), by adding the following: “; provided further, that \$100,000 shall be expended to SEED Corporation in Taunton”;

In section 10, in line 555, by striking out the figures “66” and inserting in place thereof the figures “67”;

In section 88 (as published), in line 1620, by inserting after the following: “17,” the words “a local licensing authority, subject to the approval of the commission, may grant a license under this section to”, in line 1626, by inserting after the following: “section 19E,” the words “and on the grounds of the farm operated as appurtenant and contiguous to, and in conjunction with, such premises”;

Economic
development.

In section 105 (as published), in line 1845, by striking out the figures “746,500,000” and inserting in place thereof the figures “\$756,068,000”;

In section 106 (as published), in line 1857, by striking out the figures “\$15,000,000” and inserting in place thereof the figures “\$16,000,000”;

In section 107 (as published), in line 1869, by striking out the figures “\$154,000,000” and inserting in place thereof the figures “\$212,500,000”.

The amendments were adopted.

Bill passed to
be engrossed,—
yea and nay
No. 298.

After debate on the question on passing the bill, as amended, to be engrossed, the sense of the House was taken by yeas and nays, at the request of Mr. Wagner of Chicopee; and on the roll call (Mr. Donato of Medford being in the Chair) 152 members voted in the affirmative and 1 in the negative.

[See Yea and Nay No. 298 in Supplement.]

Therefore the bill (House, No. 4483, published as amended) was passed to be engrossed. Sent to the Senate for concurrence.

Emergency Measures.

Jodi Paris
Anastos,—
sick leave.

Mr. Mariano of Quincy being in the Chair,— The engrossed Bill establishing a sick leave bank for Jodi Paris Anastos, an employee of the Operational Services Division (Senate, No. 2312), 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 28 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 House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Revere,—
land.

The engrossed Bill authorizing the transfer of certain land of the Massachusetts Bay Transportation Authority in the city of Revere to the city of Revere (see Senate, No. 2353) 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 22 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.

Transgender
discrimination.

The engrossed Bill relative to transgender anti-discrimination (see Senate, No. 2407) 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 18 to 1. Sent to the Senate for concurrence.

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. Bill enacted.

Mr. Donato of Medford being in the Chair,— The engrossed Bill authorizing the Division of Capital Asset Management and Maintenance to convey certain parcels of land in the town of Framingham (see House, No. 3939, changed and 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. Framingham,— land.

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 2 to 0. Sent to the Senate for concurrence.

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

Engrossed Bills.

Engrossed bills

Authorizing the town of Athol to establish a special fund for the rehabilitation of certain properties (see Senate, No. 31, amended); Bills enacted.

Establishing a special fund for recaptured funds from demolition liens or related grants in the town of Athol (see Senate, No. 32, amended);

Relative to the establishment of a county stabilization fund (see Senate, No. 1064);

Authorizing the town of Andover school district to convey a certain parcel of land (see Senate, No. 1983);

(Which severally originated in the Senate);

Further regulating disclosure requirements for expenditures made to support or oppose candidates by certain committees (see House, No. 541);

Authorizing the town of Pelham to continue the employment of Raymond A. Murphy, Jr. as fire chief (see House, No. 3575, amended); and

Further regulating the sale of alcoholic beverages in the city of Somerville (see House, No. 4184, amended);

(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.

Order.

On motion of Mr. DeLeo of Winthrop,—

Ordered, That when the House adjourns today, it adjourn to meet Monday next at eleven o'clock A.M. Next sitting.

Accordingly, without further consideration of the remaining matters in the Orders of the Day, at twenty-six minutes after nine o'clock P.M., on motion of Mr. Hill of Ipswich (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.

JOURNAL OF THE HOUSE.

Monday, July 11, 2016.

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.

*Message from the Governor — Disapprovals and
Recommendations of Amendments in
General Appropriation Bill.*

A message from His Excellency the Governor returning with his reduction or disapproval of certain items and sections, and also with recommendations of amendments of certain sections contained in the engrossed Bill making appropriations for the fiscal year 2017 for the maintenance of the departments, board, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements [see House, No. 4450] (for message, see House, No. 4505), filed in the office of the Clerk on Friday, July 8, was read.

General
Appropriation
Bill,—
Disapprovals,
reductions and
amendments.

So much of the message as relates to the disapprovals were referred, under Rule 30, to the committee on Ways and Means.

So much of the message as relates to the sections returned with recommendations of amendments were referred, as follows:

- Section 12 - Printed as House, No. 4485;
- Section 24 - Printed as House, No. 4486;
- Section 36 - Printed as House, No. 4487;
- Section 54 - Printed as House, No. 4488;
- Section 63 - Printed as House, No. 4489;
- Section 73 - Printed as House, No. 4490;
- Section 108, 111, 113 and 115 - Printed as House, No. 4491;
- Section 133 - Printed as House, No. 4492;
- Section 145 - Printed as House, No. 4493;
- Section 148 - Printed as House, No. 4494;
- Section 157 - Printed as House, No. 4495;
- Section 168 - Printed as House, No. 4496;
- Section 179 - Printed as House, No. 4497;
- Section 180 - Printed as House, No. 4498;
- Section 181 - Printed as House, No. 4499;
- Section 186 - Printed as House, No. 4500;
- Section 191 - Printed as House, No. 4501;
- Section 194 - Printed as House, No. 4502;
- Section 196 - Printed as House, No. 4503; and
- Section 201 - Printed as House, No. 4504.

Severally, on motion of Mr. Speliotis of Danvers, to the committee on Bills in the Third Reading.

*Message from the Governor.*Supplemental
appropriations.

A message from His Excellency the Governor submitting recommendations for making appropriations for the fiscal year 2017 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4506), was filed in the office of the Clerk on Friday, July 8.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Ways and Means.

Statement of Representative Sannicandro of Ashland.

A statement of Mr. Sannicandro of Ashland was spread upon the records of the House, as follows:

Statement of
Mr. Sannicandro
of Ashland.

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present in the House Chamber for the sitting of Thursday, July 7, 2016 due to business in Washington D.C., in relation to my office. If I had been present, I would have voted in the affirmative on Roll Call No. 293, on acceptance of the conference committee report on the Bill relative to transgender anti-discrimination; and also in the affirmative on Roll Call No. 298, on passing to be engrossed the Bill relative to job creation, workforce development and infrastructure investment. My missing of roll call Nos. 291 to 298 on Thursday last was due entirely to the reason stated.

Petitions.

Petitions severally were presented and referred as follows:

Weston,—
land.

By Ms. Peisch of Wellesley, a petition (accompanied by bill, House, No. 4507) of Alice Hanlon Peisch and Michael J. Barrett (by vote of the town) that the town of Weston be authorized to convey a certain parcel of town-owned land for recreational purposes; and

Id.

By Ms. Peisch of Wellesley, a petition (accompanied by bill, House, No. 4508) of Alice Hanlon Peisch and Michael J. Barrett (by vote of the town) that the town of Weston be authorized to convey two parcels of land from the recreation commission to the conservation commission for conservation purposes.

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

Bourne,—
land.

Petitions severally were presented and referred as follows:

Mr. Vieira of Falmouth presented a petition (subject to Joint Rule 12) of David T. Vieira, Randy Hunt and Viriato M. deMacedo for legislation to authorize the Division of Fisheries and Wildlife to convey a certain parcel of land located in the town of Bourne to said town; and the same was referred, under Rule 24, to the committee on Rules.

*Papers from the Senate.*Ride for hire
industry.

The House Bill relative to ride for hire industry (House, No. 4064), came from the Senate with the endorsement that said branch had insisted on its amendments (in which the House had non-concurred).

The bill bore the further endorsement that the Senate had concurred with the House in appointment of a committee of conference on the

disagreeing votes of the two branches; and that Senators Spilka, Eldridge and Humason had been joined as the committee on the part of the Senate.

The House Bill to promote energy diversity (House, No. 4385), came from the Senate with the endorsement that said branch had insisted on its amendment (in which the House had non-concurred). Energy diversity.

The bill bore the further endorsement that the Senate had concurred with the House in appointment of a committee of conference on the disagreeing votes of the two branches; and that Senators Downing, Pacheco and Tarr had been joined as the committee on the part of the Senate.

A Bill creating higher education opportunities for students with intellectual and developmental disabilities (Senate, No. 2414) (on Senate bill No. 2393), passed to be engrossed by the Senate was read; and it was referred, under Joint Rule 29, to the committee on Rules of the two branches, acting concurrently. Developmental disabilities,—higher education.

Bills

Protecting the rights of probationers (Senate, No. 2278, amended in line 5 by striking out the words “as prescribed” and inserting in place thereof the words “, if said possession or use is consistent with the medical direction and valid prescription issued”) (on Senate, No. 731); Probationers.

Relative to the Uniform Child Custody Jurisdiction and Enforcement Act (Senate, No. 2392, amended by striking out section 1; and in section 2, in line 474, by striking out the word “section”, the second time it appears, and inserting in place thereof the word “Article”; and by adding the following section: Uniform Child Custody Jurisdiction and Enforcement Act.

“SECTION 4. This act shall take effect on July 1, 2017.”) (on Senate bill No. 746); and

For language opportunity for our kids (Senate, No. 2421) (on Senate bill No. 2395); Language opportunities.

Severally passed to be engrossed by the Senate were read; and they were referred, under Rule 33, to the committee on Ways and Means.

Reports of Committees.

By Ms. Garlick of Needham, for the committee on Elder Affairs, on Senate, Nos. 353, 354, 365, 366, 367 and 386 and House, Nos. 517, 522, 524, 530, 532, 3229, 3405 and 3622, an Order relative to authorizing the committee on Elder Affairs to make an investigation and study of certain Senate and House documents concerning elder affairs issues (House, No. 4484). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently. Elder Affairs,—study.

Mr. Galvin of Canton, for said committees, reported asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules.

Under Rule 42, the report was considered forthwith; and it was accepted.

East
Longmeadow.

By Mr. Mahoney of Worcester, for the committee on Election Laws, on a message from His Excellency the Governor, a Bill relative to the 2016 special town election in the town of East Longmeadow (printed in House, No. 4382).

Templeton,—
town
meeting.

By the same member, for the same committee, on a message from His Excellency the Governor, a Bill validating the actions taken at a special town meeting held in the town of Templeton (printed in House, No. 4439).

Blandford,—
town
meeting.

By the same member, for the same committee, on a message from His Excellency the Governor, a Bill validating the actions taken at the annual town election held in the town of Blandford (printed in House, No. 4449).

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

Reconsideration.

Boston,—
land.

Mr. Nangle of Lowell asked that the vote be reconsidered by which the House, at the preceding sitting, ordered to a third reading the House Bill conveying a certain parcel of land on East First Street in the South Boston neighborhood of the city of Boston (House, No. 4293); and the motion to reconsider was considered forthwith; and it prevailed.

Pending the recurring question on ordering the bill to a third reading, the amendment previously recommended by the committee on Ways and Means,— that the bill be amended in section 2, in line 25, by inserting after the word “Boston.” the following two sentences: “The Massachusetts Port Authority shall establish the value of the property for both the highest and best use of the property as currently encumbered and for the purposes described in section 1. The Massachusetts Port Authority shall place notification in the central register of the conveyance, the amount of such transaction and the difference between the calculated value and the price received.”,— was adopted.

The bill (House, No. 4293, amended) then was ordered to a third reading.

Orders of the Day.

Campaign
contributions.

The Senate amendment of the House Bill relative to campaign contribution limits for certain candidates running for office in a state election (House, No. 542 amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

Id.

The Senate amendment of the House Bill relative to disclosure of top contributors for independent expenditures or electioneering communications (House, No. 543), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

Senate bills

Third
reading
bills.

Authorizing the town of Nantucket to convey certain land held for open space, recreational or conservation purposes to the Nantucket Islands Land Bank and Madaket Construction Trust for open space, recreational or conservation purposes (Senate, No. 1935);

Relative to segregated reserve funds in the city of Boston (Senate, No. 1999); and

Relative to the retirement benefits of certain employees of the town of Erving (Senate, No. 2227);

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.

House bills

Relative to the charter of the town of Plymouth (House, No. 3968); Id.
and

Establishing a sick leave bank for Christopher Mullen, an employee of the Hampshire Sheriff’s Office (House, No. 4292) (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 Senate Bill authorizing Nantucket County to convey certain parcels of land to the town of Nantucket (Senate, No. 1936) (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. Nantucket,—
land.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in line 5 by striking out the words “and for general municipal purposes and access purposes”.

The amendment was adopted; and the bill (Senate, No. 1936, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment.

The House Bill providing for recall elections in the town of East Bridgewater (printed as Senate, No. 1953), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time. East
Bridgewater,—
recall
elections.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by striking out section 3 and inserting in place thereof the following section:

“SECTION 3. If the petition filed pursuant to section 2 shall be found and certified by the town clerk to be sufficient, the town clerk shall submit the same with the town clerk’s certificate thereon to the board of selectmen without delay, and the board of selectmen shall forthwith give to said elected officer whose recall is being sought, written notice of the receipt of said certificate and shall, if the officer sought to be removed does not resign within 5 days thereafter, thereupon order a recall election to be held not less than 64 nor more than 90 days after the date the election is called; provided however, that if any other town election is to occur within 100 days after the date of said certificate, the selectmen may, in their discretion, postpone the holding of the removal election to the date of such other election. If a vacancy occurs in said office after a recall election has been ordered, the election shall nevertheless proceed as herein provided.”; and

In section 6, in lines 54, 55 and 56, by striking out the sentence contained in those lines and inserting in place thereof the following sentence: “If the majority of the votes cast upon the question of recall is in

East
Bridgewater,—
recall
elections.

the affirmative, the candidate receiving the highest number of votes shall be declared elected.”.

The amendments were adopted; and the bill (printed as Senate, 1953, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet Wednesday next at twelve o'clock noon.

At nineteen minutes after eleven o'clock A.M., on motion of Mrs. Gifford of Wareham (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Wednesday at twelve o'clock noon, in an Informal Session.

JOURNAL OF THE HOUSE.

Wednesday, July 13, 2016.

Met according to adjournment at twelve o'clock noon, 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.

Communication.

A communication from the Division of Energy Resources of the Executive Office of Energy and Environmental Affairs (under the provisions of section 12 of Chapter 25A of the General Laws) submitting amendments to 225 CMR 4.00, Residential Conservation Services Program Regulations ("RCS Regulations") (House, No. 4511), was referred to the committee on Telecommunications, Utilities and Energy. Sent to the Senate for concurrence. Division of
Energy
Resources,—
regulations.

Papers from the Senate.

Bills

Relative to manufactured housing communities (Senate, No. 2419) (on Senate, No. 715); and Manufactured
housing.

Relative to naming the Plymouth trial court in honor of Senate President Therese Murray (Senate, No. 2420) (on Senate bill No. 794); Therese
Murray,—
courthouse.

Severally passed to be engrossed by the Senate were read; and they were referred, under Rule 33, to the committee on Ways and Means.

A Bill relative to solar drying of laundry (Senate, No. 2408) (on Senate No. 1056), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Laundry,—
solar
drying.

Petitions severally were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 2413) of Benjamin B. Downing (by vote of the town) for legislation to authorize the issuance of a certain license for the retail sale of wine and malt beverages to be consumed on the premises in the town of Westhampton. To the committee on Consumer Protection and Professional Licensure. Westhampton,—
liquor
license.

Petition (accompanied by bill, Senate, No. 2412) of Benjamin B. Downing, Tricia Farley-Bouvier and Paul W. Mark (with approval of the mayor and city council) for legislation to amend Chapter 28 of the Acts of 2001. To the committee on Revenue. Pittsfield,—
reserve
fund.

A petition of Michael O. Moore and David K. Muradian, Jr. for legislation to authorize the Division of Capital Asset Management and Maintenance to grant an easement to the town of Grafton over a certain parcel of land, came from the Senate referred, under suspension of Joint Rule 12, to the committee on the State Administration and Regulatory Oversight. Grafton,—
land.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2427) was referred, in concurrence, to the committee on the State Administration and Regulatory Oversight.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Barnstable
County,—
deeds excise.

Petition (accompanied by bill) of Sarah K. Peake and others that Barnstable County be authorized to establish a deeds excise fund. To the committee on Municipalities and Regional Government.

Katherine M.
McGuinness.

Petition (accompanied by bill) of John H. Rogers relative to retirement survivor benefits for Katherine M. McGuinness. To the committee on Public Service.

Plymouth,—
land.

Petition (accompanied by bill) of Mathew J. Muratore (by vote of the town) that the commissioner of Capital Asset Management and Maintenance be authorized to grant easements over certain parcels of land at the southern end of Pilgrim Memorial State Park; and

Bourne,—
land.

Petition (accompanied by bill) of David T. Vieira, Randy Hunt and Viriato M. deMacedo for legislation to authorize the Division of Fisheries and Wildlife to convey a certain parcel of land located in the town of Bourne to said town;

Severally to the committee on State Administration and Regulatory Oversight.

Under suspension of the rules, on motion of Ms. Peake of Provincetown, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

Respiratory
therapy.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the Senate Bill relative to respiratory therapy (Senate, No. 1150), 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.

Psychologists.

By Ms. Hogan of Stow, for the committee on Public Health, on House, No. 1884, a Bill relative to facilitating the utilization of psychologists on the health care team (House, No. 4472). Referred, under Joint Rule 1E, to the committee on Health Care Financing.

Kevin
Wilder,—
benefits.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill relative to retirement benefits for Kevin Wilder (House, No. 4421).

Trial Court
reporters.

By the same member, for the same committee, on a petition, a Bill relative to Trial Court reporters (House, No. 4436).

Joint tax
returns,—
liabilities.

By Mr. Kaufman of Lexington, for the committee on Revenue, on House, No. 4387, a Bill relative to innocent spouses (House, No. 4474).

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

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill authorizing the town of Dennis to establish a landfill solar special revenue fund (House, No. 4412) [Local Approval Received].

Dennis,—
reserve
fund.

By the same member, for the same committee, on a petition, a Bill relative to the procedure for municipal acceptance of subdivision roads in the town of Natick (House, No. 4446, changed in section 1, in lines 11 and 12, by striking out the sentence contained in those lines, in line 21, by striking out the following: “thirty (30)” and inserting in place thereof the following: “sixty (60)”, and in lines 27, 28 and 29, by striking out the sentence contained in those lines) [Local Approval Received].

Natick,—
roads.

By Mr. Kaufman of Lexington, for the committee on Revenue, on House, No. 4360, a Bill establishing a Concord senior means-tested property tax exemption (House, No. 4473) [Local Approval Received].

Concord,—
tax
exemption.

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

By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, that the Bill creating higher education opportunities for students with intellectual and developmental disabilities (Senate, No. 2414), ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

Disabled
students,—
college, etc.

By Mr. Galvin of Canton, for the committee on Rules, that the Bill establishing a commission to study the feasibility of establishing a bank owned by the Commonwealth or by a public authority constituted by the Commonwealth (House, No. 934), ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

Bank,—
study.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Senate Bill to establish pay equity (Senate, No. 2119), ought to pass with an amendment by striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4509 [Representative Holmes of Boston dissenting]. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Pay
equity.

Mr. Nangle of Lowell, for said committee, then reported, that the matter be scheduled for consideration by the House; and, under said rule, it was placed in the Orders of the Day for the next sitting for a second reading, with the amendment pending.

Emergency Measure.

The engrossed Bill relative to campaign contribution limits for certain candidates running for office in a state election (see House, No. 542, 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.

Campaign
contribution
limits.

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 2 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 House) 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 Bellingham to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (see Senate, No. 148, amended);

Relative to segregated reserve funds in the city of Boston (see Senate, No. 1999); and

Relative to the retirement benefits of certain employees of the town of Erving (see Senate, No. 2227);

(Which severally originated in the Senate);

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted; and it were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

House bills

Third
reading
bills.

Making a corrective change for a certain reserve fund in the town of Hingham (House, No. 4051); and

Relative to the curatorship program (House, No. 4210);

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.

Chelmsford
Water District
employees,—
benefits.

Relative to retirement benefits for the Chelmsford Water District employees (House, No. 4290), 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, Mr. Speliotis of Danvers moved to amend it in section 2, in line 24, by striking out the following: "On or before June 1, 2016" and inserting in place thereof the following: "Within 30 days of the effective date of this act"; and in section 3, in line 28, by striking out the following: "on July 1, 2016" and inserting in place thereof the words "upon its passage". The amendments were adopted.

The bill (House, No. 4290, amended) then was passed to be engrossed. Sent to the Senate for concurrence.

South
Hadley,—
land.

The House Bill authorizing the change of use of certain park land in the town of South Hadley (House, No. 4379), 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, Mr. Speliotis of Danvers moved to amend it in section 1, in line 5, by inserting after the figures "27" the words " , so that it may be used for general municipal purposes, including resale"; and the amendment was adopted.

The bill (House, No. 4379, amended) then was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill requiring the use of helmets for equine riders and drivers (House, No. 2147) was read a second time. Equine riders,— helmets.

Pending the question on ordering the bill to a third reading, Mr. Kocot of Northampton moved to amend it by substitution of a bill with the same title (House, No. 4510), which was read.

The amendment was adopted; and the substituted bill was ordered to a third reading.

Recess.

At twenty-eight minutes before one o'clock P.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock; and at that time the House was called to order with Mr. Donato in the Chair. Recess.

Joint Session of the Two Houses to Consider Specific Amendments to the Constitution.

At two minute past one o'clock P.M., the two branches met in Joint convention.

JOINT SESSION

and were called to order by the Honorable Harriette L. Chandler.

Without action on the matters duly and constitutionally assigned for consideration, on motion of Mr. Tarr, at three minutes past one o'clock P.M., the joint session was recessed until one o'clock P.M., on Tuesday, January 3, 2017; and the Senate withdrew from the House Chamber under the escort of the Sergeant-at-Arms.

Order.

On motion of Mr. DeLeo of Winthrop,—

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M. Next sitting.

At fourteen minutes after one o'clock P.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M.

JOURNAL OF THE HOUSE.

Thursday, July 14, 2016.

Met according to adjournment at eleven o'clock A.M., 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.

Message from the Governor.

Supplemental
appropriations.

A message for His Excellency the Governor submitting recommendations for making appropriations for the fiscal year 2016 to provide for supplementing certain existing appropriations and for certain other activities and projects. (House, No. 4517), was filed this day in the office of the Clerk. The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on the Ways and Means.

Guest of the House.

Karen
LaFrazia,—
Executive
Director of
St. Francis
House.

During the session, the Chair (Mr. Donato of Medford), declared a brief recess and introduced Karen LaFrazia of Medford, the Executive Director of St. Francis House of Boston. For more than 30 years, Ms. LaFrazia has worked as a counselor, caseworker, advocate, community organizer, and program developer. During her twenty years at St. Francis House, Ms. LaFrazia has provided a guiding vision of growth for the agency and created a culture that fosters innovation and rewards creativity. Under her leadership, St. Francis House became a model of integrated programs and services for homeless men and women and people experiencing poverty.

Mr. Michlewitz of Boston then briefly took the Chair, and read and presented Ms. LaFrazia with Citations of the House of Representatives commending her on her dedicated service to St. Francis House.

She was the guest of the Chair (Mr. Donato) and Representatives Michlewitz and McMurtry of Dedham.

Communication.

Life Insurance
Community
Investment.

A communication from the Massachusetts Life Insurance Community Investment Initiative, LLC (see Section 2(e) of Chapter 259 of the Acts of 1998) submitting its annual report and statement of financial condition for the year 2015 [copies of said report were forwarded to the House committee on Ways and Means and the committees on Financial Services and Revenue], was placed on file.

Reports.

Unaccompanied
homeless youth.

The annual report of the Commission on Unaccompanied Homeless Youth (under Chapter 450 of the Acts of 2014) submitting its fiscal

year 2016 status report and fiscal year 2015 methodology and findings; and

A report of the Secretary of Administration and Finance (under Section 23 of Chapter 48 of the Acts of 2014) as required prior to the execution of certain contracts in furtherance of military installations mission improvements and expansion projects or base realignment preparations and mitigations projects.

Military installations.

Severally were placed on file.

Papers from the Senate.

The House Bill relative to electronic publication of certain legal notices (House, No. 1566), 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 2428. The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Legal notices,—publication.

An Order relative to extending until Friday, July 15, 2016, the time within which the committee on State Administration and Regulatory Oversight is authorized to report on current House documents numbered 4130, 4294, 4388 and 4390 (House, No. 4456), came from the Senate with the endorsement that it had been adopted, in concurrence, by said branch, with an amendment in line 3 striking out the figures “4130,”.

State Administration and Regulatory Oversight committee,—extension of time for reporting.

Under suspension of Rule 35, on motion of Mr. Kocot of Northampton, the amendment was considered forthwith; and it was adopted, in concurrence.

Bills

Relative to family financial protection (Senate, No. 2409, amended by adding the following section:

Financial protection.

“SECTION 3. Section 3 of Chapter 93L shall not apply to a consumer debt for which the cause of action accrued before January 1, 2017; provided, however, that subsection (b) of section 3 of said chapter 93L shall apply to payments made after the effective date of this act. Provided further that subsection (b) of section 6 of chapter 93L shall not apply to a contract, including a consumer form contract that is in effect before January 1, 2017.”) (on Senate bill No. 2230);

Promoting transparency, best practices, and better outcomes for children and communities (Senate, No. 2424) (on Senate bill No. 2417); and

Children.

Regulating the use of credit reports by employers (Senate, No. 2425) (on Senate, No. 2394); and

Credit reports.

A Resolve to establish a special commission to consider an appropriate tribute to Nelson Mandela in the City of Boston (Senate, No. 2426) (on House bill No. 2929);

Boston.—Nelson Mandela tribute.

Severally passed to be engrossed by the Senate were read; and they were referred, under Rule 33, to the committee on Ways and Means.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint

Fire sprinkler,—incentives.

Fire sprinkler,—
incentives.

Rule 12 be suspended on the petition of Peter V. Kocot relative to fire sprinkler installation incentives. Under suspension of the rules, on motion of Ms. O'Day of West Boylston, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Revenue. Sent to the Senate for concurrence.

Pioneer
Valley,—
Polish
heritage
study.

A report of the committees on Rules of the two branches, acting concurrently, that the Resolve relative to preserving Polish heritage in the Pioneer Valley (House, No. 4058), ought NOT to pass (under Joint Rule 10).

Under suspension of the rules, on motion of Mr. Galvin of Canton, the report was considered forthwith, the question being: "Shall this resolve be rejected?" The House then refused to reject the resolve.

Under suspension of Rule 32, on motion of the same member, the bill was read a second time forthwith; and, pending the question on ordering the bill to a third reading, it was recommitted to said committees, on further motion of Mr. Galvin.

Supplemental
appropriations.

Mr. Dempsey of Haverhill, for the committee on Ways and Means, on House, No. 4009, reported, in part, a Bill making appropriations for the fiscal year 2016 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4512) [Total appropriation: \$24,434,237.00]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Dempsey of Haverhill, the bill was read a second time forthwith.

Pending the question on ordering the bill to a third reading, the same member moved to amend it in line 20 by striking out the following: "or section 2A of chapter 194 of the acts of 2011"; and the amendment was adopted.

The bill (House, No. 4512, amended) then was ordered to a third reading.

Subsequently, under suspension of the rules, on further motion of Mr. Dempsey, 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. Mr. Dempsey of Haverhill then then moved that this vote be reconsidered; and the motion to reconsider was negated. Sent to the Senate for concurrence.

Nursing,—
licensing.

Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the House Bill to remove the restrictions on the licenses of NP's and CRNA's as recommended by the Institute of Medicine and the Federal Trade Commission (House, No. 1996), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported recommending that the matter 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.

Pending the question on ordering the bill to a third reading, it was recommitted to the committee on Ways and Means, on motion of Mr. Dempsey of Haverhill.

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

The Senate Bill to prevent animal suffering and death (Senate, No. 2369, amended); and Animal suffering.

House bills

Authorizing the city of Springfield to convert certain park land at Emerson Wight Park to construct a community center and alleviate traffic congestion, and to acquire and dedicate replacement park land (House, No. 4302) [Local Approval Received]; Springfield,—land.

Validating the actions taken at a special town meeting held in the town of Templeton (printed in House, No. 4439); and Templeton,—elections.

Relative to the conveyance of an easement in the city of Chicopee (House, No. 4441) [Local Approval Received]; Chicopee,—land.

Under suspension of Rule 7A, in each instance, on motion of Mr. McMurtry of Dedham, the bills severally were read a second time forthwith; and they were ordered to a third reading.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill authorizing the town of Orleans to amend a certain conservation restriction (House, No. 4447) [Local Approval Received]. Orleans,—restriction.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a joint petition, a Bill establishing a sick leave bank for William Horohoe, an employee of the Massachusetts Department of Transportation (House, No. 4480). William Horohoe,—sick leave.

By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for Jamie Mascarello, an employee of the Office of the Commissioner of Probation (House, No. 4481). Jamie Mascarello,—sick leave.

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

Emergency Measure.

The engrossed Bill relative to disclosure of top contributors for independent expenditures or electioneering communications (see House, No. 543, 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. Election campaigns,—contributor disclosure.

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.

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

Recess.

Recess.

At ten minutes after eleven o'clock A.M., on motion of Mrs. Gifford of Wareham (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at half past one o'clock P.M. the House was called to order with Mr. Donato in the Chair.

*Engrossed Bill — Land Taking.*Nantucket,—
land.

The engrossed Bill authorizing the town of Nantucket to convey certain land held for open space, recreational or conservation purposes to the Nantucket Islands Land Bank and Madaket Conservation Trust for open space, recreational or conservation purposes (see Senate, No. 1935) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

Bill enacted
(land taking),—
yea and nay
No. 299.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 159 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 299 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

*Engrossed Bill.*Bill
enacted.

The engrossed Bill making appropriations for the fiscal year 2016 to provide for supplementing certain existing appropriations and for certain other activities and projects (see House, No. 4512, amended) (which originated in the House), 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.

*Matters Discharged from the Orders of the Day.*Low-income
taxpayer
clinics.

Mr. Dempsey of Haverhill moved that the engrossed Bill relative to low-income taxpayer clinics (see House, No. 4485), being a printed copy of Section 12 contained in the engrossed Bill making appropriations for the fiscal year 2017 (see House, No. 4450), which had been returned by His Excellency the Governor with recommendation of amendment (for message, see Attachment D of House, No. 4505), be discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47; and the motion prevailed.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the form approved by said committee; and the report was accepted.

Governor's
amendment
rejected,—
yea and nay
No. 300.

On the question on adoption of the amendment recommended by the Governor, the sense of the House was taken by yeas and nays, at the request of Mr. Jones of North Reading; and on the roll call 34 member voted in the affirmative and 125 members voted in the negative.

[See Yea and Nay No. 300 in Supplement.]

Therefore the amendment recommended by the Governor was rejected. Sent to the Senate for its action.

Mr. Dempsey of Haverhill moved that the engrossed Bill relative to the office of the child advocate (see House, No. 4486), being a printed copy of Section 24 contained in the engrossed Bill making appropriations for the fiscal year 2017 (see House, No. 4450), which had been returned by His Excellency the Governor with recommendation of amendment (for message, see Attachment E of House, No. 4505), be discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47; and the motion prevailed.

Office of
the child
advocate.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the form approved by said committee; and the report was accepted.

On the question on adoption of the amendment recommended by the Governor, the sense of the House was taken by yeas and nays, at the request of Mr. Jones of North Reading; and on the roll call 35 member voted in the affirmative and 124 members voted in the negative.

Governor's
amendment
rejected,—
yea and nay
No. 301.

[See Yea and Nay No. 301 in Supplement.]

Therefore the amendment recommended by the Governor was rejected. Sent to the Senate for its action.

Mr. Dempsey of Haverhill moved that the engrossed Bill relative to the Massachusetts child psychiatry access program (see House, No. 4487), being a printed copy of Section 36 contained in the engrossed Bill making appropriations for the fiscal year 2017 (see House, No. 4450), which had been returned by His Excellency the Governor with recommendation of amendment (for message, see Attachment F of House, No. 4505), be discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47; and the motion prevailed.

Child
psychiatry
access
program.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the form approved by said committee; and the report was accepted.

On the question on adoption of the amendment recommended by the Governor, the sense of the House was taken by yeas and nays, at the request of Mr. Jones of North Reading; and on the roll call 34 member voted in the affirmative and 125 members voted in the negative.

Governor's
amendment
rejected,—
yea and nay
No. 302.

[See Yea and Nay No. 302 in Supplement.]

Therefore the amendment recommended by the Governor was rejected. Sent to the Senate for its action.

Mr. Dempsey of Haverhill moved that the engrossed Bill relative to administering controlled substances (see House, No. 4489), being a printed copy of Section 63 contained in the engrossed Bill making appropriations for the fiscal year 2017 (see House, No. 4450), which had been returned by His Excellency the Governor with recommendation of amendment (for message, see Attachment H of House, No. 4505), be discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47; and the motion prevailed.

Controlled
substances.

Controlled
substances.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the form approved by said committee; and the report was accepted.

Governor's
amendment
rejected,—
yea and nay
No. 303.

On the question on adoption of the amendment recommended by the Governor, the sense of the House was taken by yeas and nays, at the request of Mr. Jones of North Reading; and on the roll call 35 member voted in the affirmative and 124 members voted in the negative.

[See Yea and Nay No. 303 in Supplement.]

Therefore the amendment recommended by the Governor was rejected. Sent to the Senate for its action.

REAL
ID.

Mr. Dempsey of Haverhill moved that the engrossed Bill relative to the federal REAL ID law (see House, No. 4488), being a printed copy of Section 54 contained in the engrossed Bill making appropriations for the fiscal year 2017 (see House, No. 4450), which had been returned by His Excellency the Governor with recommendation of amendment (for message, see Attachment G of House, No. 4505), be discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47; and the motion prevailed.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the form approved by said committee; and the report was accepted.

Governor's
amendment
adopted,—
yea and nay
No. 304.

On the question on adoption of the amendment recommended by the Governor, the sense of the House was taken by yeas and nays, at the request of Mr. Jones of North Reading; and on the roll call 125 member voted in the affirmative and 34 members voted in the negative.

[See Yea and Nay No. 304 in Supplement.]

Therefore the amendment recommended by the Governor was adopted. Sent to the Senate for its action.

Protective
custody.

Mr. Dempsey of Haverhill moved that the engrossed Bill relative to protective custody (see House, No. 4490), being a printed copy of Section 73 contained in the engrossed Bill making appropriations for the fiscal year 2017 (see House, No. 4450), which had been returned by His Excellency the Governor with recommendation of amendment (for message, see Attachment I of House, No. 4505), be discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47; and the motion prevailed.

The committee on Bills in the Third Reading reported that the amendment recommended by the Governor be considered in the form approved by said committee; and the report was accepted. The amendment then was adopted. Sent to the Senate for its action.

Lyme
disease,—
treatment.

Mr. Dempsey of Haverhill moved that the engrossed Bill relative to long-term antibiotic therapy for the treatment of Lyme disease (see House, No. 4491), being a printed copy of sections 108, 111, 113 and 115 contained in the engrossed Bill making appropriations for the fiscal year 2017 (see House, No. 4450), which had been returned by His Excellency the Governor with recommendation of amendment (for message, see Attachment J of House, No. 4505), be discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47; and the motion prevailed.

The committee on Bills in the Third Reading reported that the amendment recommended by the Governor be considered in the form approved by said committee; and the report was accepted. The amendment then was rejected. Sent to the Senate for its action.

Mr. Dempsey of Haverhill moved that the engrossed Bill relative to MBTA fare increases (see House, No. 4492), being a printed copy of Section 133 contained in the engrossed Bill making appropriations for the fiscal year 2017 (see House, No. 4450), which had been returned by His Excellency the Governor with recommendation of amendment (for message, see Attachment K of House, No. 4505), be discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47; and the motion prevailed.

MBTA fare increases.

The committee on Bills in the Third Reading reported that the amendment recommended by the Governor be considered in the form approved by said committee; and the report was accepted. The amendment then was rejected. Sent to the Senate for its action.

Mr. Dempsey of Haverhill moved that the engrossed Bill relative to a Department of Transitional Assistance Fraud detection report (see House, No. 4496), being a printed copy of Section 168 contained in the engrossed Bill making appropriations for the fiscal year 2017 (see House, No. 4450), which had been returned by His Excellency the Governor with recommendation of amendment (for message, see Attachment O of House, No. 4505), be discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47; and the motion prevailed.

Transitional assistance,—fraud report.

The committee on Bills in the Third Reading reported that the amendment recommended by the Governor be considered in the form approved by said committee; and the report was accepted. The amendment then was adopted. Sent to the Senate for its action.

Mr. Dempsey of Haverhill moved that the engrossed Bill relative to a feasibility report on the inclusion of spouses as paid caregivers (see House, No. 4499), being a printed copy of Section 181 contained in the engrossed Bill making appropriations for the fiscal year 2017 (see House, No. 4450), which had been returned by His Excellency the Governor with recommendation of amendment (for message, see Attachment R of House, No. 4505), be discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47; and the motion prevailed.

Paid caregivers.

The committee on Bills in the Third Reading reported that the amendment recommended by the Governor be considered in the form approved by said committee; and the report was accepted. The amendment then was adopted. Sent to the Senate for its action.

Mr. Dempsey of Haverhill moved that the engrossed Bill relative to municipality reimbursement (see House, No. 4503), being a printed copy of Section 196 contained in the engrossed Bill making appropriations for the fiscal year 2017 (see House, No. 4450), which had been returned by His Excellency the Governor with recommendation of amendment (for message, see Attachment V of House, No. 4505), be

Municipality reimbursements.

Municipality
reimbursements.

discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47; and the motion prevailed.

The committee on Bills in the Third Reading reported that the amendment recommended by the Governor be considered in the form approved by said committee; and the report was accepted.

Pending the question on adoption of the amendment recommended by the Governor Mr. Dempsey of Haverhill moved to amend it by adding the following 2 sections:

“SECTION 1A. Item 2330-0100 of section 2 of chapter 133 of the acts of 2016 is hereby amended by inserting after the words “the town of Falmouth”, the following words:— ; provided further, that not less than \$30,000 shall be expended for the planning necessary to redevelop and maximize the functionality of the University of Massachusetts Marine Station at Hodgkins cove in the city of Gloucester; provided further that any funds expended from this item shall be matched by funds from the federal government or other sources.

SECTION 1B. Item 8000-0600 of section 2 of said chapter 133 of the acts of 2016 is hereby amended by inserting after the words “health unit” the following words:— ; provided further, that not less than \$50,000 shall be expended to the town of Pembroke for public safety improvements.”.

The further amendment was adopted.

The amendment recommended by the Governor, as amended, then also was adopted. Sent to the Senate for its action.

Springfield,—
land.

The House Bill authorizing the city of Springfield to lease certain land (House, No. 3818) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time forthwith, under suspension of Rule 47, on motion of Mr. Nangle of Lowell; and it was passed to be engrossed. Sent to the Senate for concurrence.

Id.

The House Bill authorizing the change in use of certain park land in the city of Springfield (House, No. 4159) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time forthwith, under suspension of Rule 47, on motion of Mr. Nangle of Lowell; and it was passed to be engrossed. Sent to the Senate for concurrence.

Pay
equity.

The Senate Bill to establish pay equity (Senate, No. 2119), was discharged from its position in the Orders of the Day and read a second time, under suspension of Rule 47, on motion of Mr. Scibak of South Hadley.

The amendment previously 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 4509,— was adopted; and the bill (Senate, No. 2119, amended) was ordered to a third reading.

Subsequently under suspension of the rules, on motion of Mr. Scibak of South Hadley, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time.

After debate on the question on passing the bill, as amended, to be engrossed, in concurrence, Mr. Jones of North Reading moved to amend it in section 2, in lines 15 and 16, by striking the words “‘Wages’, for purposes of this section, shall include all forms of remuneration for employment” and inserting in place thereof the following: “‘Wages’, for the purposes of this section, shall include all wages paid for employment, but shall not include one-time payments such as signing bonuses, severance packages, or voluntary compassion payments made to the employee”. The amendment was rejected.

The same member then moved to amend the bill in section 2, in line 21, by striking the word “employer” and inserting in place thereof the word “industry”; and the amendment was rejected.

Mr. Jones then moved to amend the bill in section 2, in lines 48, 88 and 96 by striking out the figure “3” and inserting in place thereof, in each instance, the figure “2”; and the amendment was rejected.

After debate on passing the bill, as amended, to be engrossed, in concurrence (the Speaker having been in the Chair), Mr. Holmes of Boston moved (Mr. Donato of Medford having returned to the Chair) to amend it by adding the following section:

“There shall be a special commission to investigate, analyze and study the factors, causes and impact of pay disparity based on race, color, religious creed, national origin, gender identity, sexual orientation, genetic information as defined in section 1 of chapter 151B, ancestry, disability, and military status. The special commission shall consist of the following 8 members: the secretary of labor and workforce development, or a designee who shall serve as chair; the attorney general, or a designee; 2 members appointed by the speaker of the house of representatives; 1 member appointed by the house minority leader; 2 members appointed by the senate president and 1 member appointed by the senate minority leader.

The commission shall submit its initial findings to the clerks of the house of representatives and Senate, the chairs of the house and senate committees on ways and means and the chairs of the joint committee on labor and workforce development not later than January 1, 2019.”

The amendment was adopted.

On the question on passing the bill, as amended, to be engrossed, in concurrence, the sense of the House was taken by yeas and nays, at the request of Mr. Scibak of South Hadley; and on the roll call 158 members voted in the affirmative and 0 in the negative.

Bill passed to
be engrossed,—
yea and nay
No. 305.

[See Yea and Nay No. 305 in Supplement.]

Therefore the bill (Senate, No. 2119, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendments.

The House Bill conveying a certain parcel of land on East First Street in the South Boston section of the city of Boston (House, No. 4293, amended) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was discharged from its position in the Orders of the Day and read a third

Boston,—
land.

Boston,—
land.

time forthwith, under suspension of Rule 47, on motion of Mr. Nangle of Lowell.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 2, in lines 20 to 25, inclusive, by striking out the sentence contained in those lines and inserting in place thereof the following sentence:— Notwithstanding any general or special law to the contrary, the Massachusetts Port Authority shall convey the portion of the East First Street Buffer shown as “East First Street Improvements Parcel” on the plan entitled “Plan of East First Street Buffer Established by Chapter 153 of the Massachusetts Acts of 2010,” drawn by John A Hammer, II, PLS, dated September 21, 2015, on file with the Massachusetts Port Authority, hereinafter referred to as the plan, and more particularly described in section 3, to the City of Boston.

The amendment was adopted; and the bill (House, No. 4293, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Simulcasting
and racing
days.

The House Bill relative to simulcasting and racing days (House, No. 4459), reported by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time forthwith, under suspension of Rule 47, on motion of Mr. Dempsey of Haverhill.

Pending the question on passing the bill to be engrossed the same member moved to amend it by inserting after section 12 the following three sections:

“SECTION 12A. Section 92 of chapter 194 of the acts of 2011 is hereby amended by striking out the figure ‘2016’, inserted by section 191 of chapter 165 of the acts of 2014, and inserting in place thereof the following figure:— 2017.

SECTION 12B. Section 112 of said chapter 194 of the acts of 2011 is hereby amended by striking out the figure ‘2016’, inserted by section 192 of said chapter 165 of the acts of 2014, and inserting in place thereof the following figure:— 2017.

SECTION 12C. Section 74 of chapter 10 of the acts of 2015 is hereby amended by striking out the figure ‘2016’ and inserting in place thereof the following figure:— 2017.”.

The amendment was adopted; and the bill (House, No. 4459, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

Recess.

At twenty minutes before six o’clock P.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House recessed until six o’clock P.M.; and at twenty-nine minutes before seven o’clock the House was called to order with Ms. Cronin of Easton in the Chair.

Motion to Discharge a Certain Matter in the Orders of the Day.

Medford and
Winchester,—
land.

The House Bill authorizing the Division of Capital Asset Management and Maintenance to grant certain easements in the city of Medford and in the town of Winchester (House, No. 4101) (its title having

been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time forthwith, under suspension of Rule 47, on motion of Mr. Donato of Medford.

Pending the question on passing the bill to be engrossed, the same member moved to amend it by substitution of a bill with the same title (House, No.4518), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

Order.

Mr. Donato of Medford being in the Chair,—

On motion of Mr. DeLeo of Winthrop,—

Ordered, That when the House adjourns today, it adjourn to meet Monday next at eleven o'clock A.M. Next sitting.

Mr. Hill of Ipswich then moved that the House adjourn; and the motion prevailed. Accordingly, without proceeding to consideration of the matters in the Orders of the Day, at twelve minutes before seven o'clock P.M. (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

JOURNAL OF THE HOUSE.

Monday, July 18, 2016.

Met at six minutes after 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:

Liam
Tallman.

Resolutions (filed by Mrs. Poirier of North Attleborough) congratulating Liam Jacob Tallman on receiving the Eagle Award of the Boy Scouts of America;

Connor
Marland.

Resolutions (filed by Mr. Dooley of Norfolk) congratulating Connor Marland on receiving the Eagle Award of the Boy Scouts of America;

David
Veno.

Resolutions (filed by Mr. Dooley of Norfolk) congratulating David William Veno on receiving the Eagle Award of the Boy Scouts of America;

Timothy
Volpe.

Resolutions (filed by Mr. Dooley of Norfolk) congratulating Timothy Burke Volpe on receiving the Eagle Award of the Boy Scouts of America;

Michael
Wilkes.

Resolutions (filed by Mr. Dooley of Norfolk) congratulating Michael Wilkes on receiving the Eagle Award of the Boy Scouts of America; and

Michael
Young.

Resolutions (filed by Mr. Dooley of Norfolk) congratulating Michael Joseph Young on receiving the Eagle Award of the Boy Scouts of America;

Mr. Galvin of Canton, 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. DuBois of Brockton, 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:

Cups, etc.—
protection.

By Miss Garry of Dracut, a petition (subject to Joint Rule 12) of Colleen M. Garry for legislation to protect the contents of cups, mugs or other drinking vessels from contamination against the customer's knowledge or authorization.

Boston,—
land.

By Mr. Michlewitz of Boston, a petition (subject to Joint Rule 12) of Aaron Michlewitz that the commissioner of Capital Asset Management and Maintenance be authorized to grant an easement to the city of Boston for subsurface storm water drain pipe purposes.

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

Papers from the Senate.

The House Bill modernizing municipal finance and government (House, No. 4419), 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 2430. Municipal government.

Under suspension of Rule 35, on motion of Mr. Mariano of Quincy, the amendment was considered forthwith. The House then non-concurred with the Senate in its amendment; and, on further motion of the same member, asked for a committee of conference on the disagreeing votes of the two branches. Representatives Mariano, Donato of Medford and Vieira of Falmouth were appointed the committee on the part of the House. Sent to the Senate to be joined. Conference committee.

Subsequently notice was received from the Senate that said branch had insisted on its amendment, concurred with the House in the appointment of a committee of conference; and that Senators L'Italien, Rodrigues and O'Connor had been appointed the committee on the part of the Senate. Id.

The House Bill relative to the judicial enforcement of noncompetition agreements (House, No. 4434, amended), 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 2418, amended in section 3, in line 154, striking out the figure "5" and inserting in place thereof the figure "3", in lines 183 and 184 striking out the words "100 per cent of the employee's highest annualized earnings paid by the employer within the 2 years preceding the employee's termination" and inserting in place thereof the words "the value of the garden leave clause", and in line 189 striking out the word "of", the second time it appears, and inserting in place thereof the words "for the duration of the restricted period at a rate of at least". Noncompetition agreements.

Under suspension of Rule 35, on motion of Mr. Dempsey of Haverhill, the amendment was considered forthwith. The House then non-concurred with the Senate in its amendment; and, on further motion of the same member, asked for a committee of conference on the disagreeing votes of the two branches. Representatives Dempsey of Haverhill, Scibak of South Hadley and Barrows of Mansfield were appointed the committee on the part of the House. Sent to the Senate to be joined. Conference committee.

Subsequently notice was received from the Senate that said branch had insisted on its amendment, concurred with the House in the appointment of a committee of conference; and that Senators Wolf, Brownsberger and Fattman had been appointed the committee on the part of the Senate. Id.

The House Bill relative to job creation, workforce development and infrastructure investment (House, No. 4483), 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 2423. Economic development.

Economic development,—
conference committee.

Under suspension of Rule 35, on motion of Mr. Wagner of Chicopee, the amendment was considered forthwith. The House then non-concurred with the Senate in its amendment; and, on further motion of the same member, asked for a committee of conference on the disagreeing votes of the two branches. Representatives Wagner, Dempsey of Haverhill and Kelcourse of Amesbury were appointed the committee on the part of the House. Sent to the Senate to be joined.

Id.

Subsequently notice was received from the Senate that said branch had insisted on its amendment, concurred with the House in the appointment of a committee of conference; and that Senators Donahue, Spilka and deMacedo had been appointed the committee on the part of the Senate.

Bills

Addiction treatment.

Providing access to full spectrum addiction treatment services (Senate, No. 2432) (on Senate, No. 1502);

Sick inmates,—
placement.

Relative to medical placement of terminal and incapacitated inmates (Senate, No. 2433) (on Senate bill No. 2415, amended); and

Wages,—
theft.

To prevent wage theft and promote employer accountability (Senate, No. 2434) (on Senate bill No. 2416, amended);

Severally passed to be engrossed by the Senate were read; and they were referred, under Rule 33, to the committee on Ways and Means.

Somerville,—
contracts.

A Bill relative to contracts in the city of Somerville (Senate, No. 2225) (on a petition) [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.

The following petitions were referred, in concurrence, as follows:

Boxford,—
reserve fund.

Petition (accompanied by bill, Senate, No. 2437) of Bruce E. Tarr (by vote of the town) for legislation to authorize the town of Boxford to establish a reserve fund for certain special education costs. To the committee on Municipalities and Regional Government.

Boxford,—
tax exemption.

Petition (accompanied by bill, Senate, No. 2436) of Bruce E. Tarr for legislation to provide property tax exemptions for certain nonprofit senior housing in Boxford. To the committee on Revenue.

Racing,—
pari-mutuel rules.

A communication from the Massachusetts Gaming Commission (under the provisions of Section 9B of Chapter 128A of the General Laws) submitting proposed amendments to regulations for 205 CMR 6.00: Pari-Mutuel Rules for Thoroughbred Racing, Harness Racing, and Greyhound Racing (Senate, No. 2431), was referred, in concurrence to the committee on Consumer Protection and Professional Licensure.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Robin Waive,—
sick leave.

Joint petition (accompanied by bill) of Joseph W. McGonagle, Jr., and Sal N. DiDomenico for legislation to establish a sick leave bank for Robin Waive, an employee of the Massachusetts Department of Transportation. To the committee on Public Service.

Petition (accompanied by bill) of Walter F. Timilty, John H. Rogers and others relative gas pipeline contracts. To the committee on Telecommunications, Utilities and Energy. Gas pipeline contracts.

Under suspension of the rules, on motion of Mr. Kafka of Stoughton, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mr. Galvin of Canton, for the committee on Rules, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 627) of Thomas J. Calter, James M. Cantwell and others for legislation to implement a boating education program within the Division of Law Enforcement of the Department of Fisheries, Wildlife and Environmental Law Enforcement,— and recommending that the same be recommitted to the committee on Environment, Natural Resources and Agriculture. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence, inasmuch as relates to the reference. Boating education program.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the following matters be scheduled for consideration by the House:

The Senate Bill authorizing the town of Tolland to continue the employment of police officer Lester M. Walker (Senate No. 1372, amended) [Local Approval Received]; and Tolland,— Lester M. Walker.

House bills

Making corrective amendments to Chapter 234 of the Acts of 2012 47CC (House, No. 949); Cleft lip and cleft palate.

Relative to the one-year Cambridge residency preference for persons being considered for original appointment to the Cambridge police force and fire force (House, No. 3287) [Local Approval Received]; Cambridge,— residency.

Amending the Nantucket Islands Land Bank Act (House, No. 4315) [Local Approval Received]; Nantucket,— land bank.

Authorizing the town of Nantucket to impose a real estate transfer fee for affordable and workforce housing (House, No. 4317, changed) [Local Approval Received]; Nantucket,— transfer fee.

Amending the charter of the town of Nantucket concerning newspaper publication of town meeting warrants (House, No. 4318) [Local Approval Received]; Nantucket,— warrants.

Authorizing the appointment of retired police officers in the town of Nantucket to serve as special police officers (House, No. 4319) [Local Approval Received]; Nantucket,— special police.

Providing that future members of the police force of the town of Sharon shall be exempt from the provisions of the civil service law (House, No. 4338) [Local Approval Received]; Sharon,— police.

To exempt the town of Sharon from certain provisions of Chapter 58, Section 8 (House, No. 4339) [Local Approval Received]; Sharon,— taxes.

Relative to the recall of elected officials in the town of Carlisle (House, No. 4345) [Local Approval Received]; Carlisle,— recall voting.

Relative to the issuance of certain bonds by the town of Pembroke (House, No. 4346, changed) [Local Approval Received]; Pembroke,— bonds.

To change the town lines between the towns of Aquinnah and Chilmark (House, No. 4372); Aquinnah and Chilmark.

Plymouth,—
fund.

Authorizing the town of Plymouth to establish a special fund (House, No. 4375) [Local Approval Received];

Safe schools.

Relative to safe schools (House, No. 4408);

Dennis,—
fund.

Authorizing the town of Dennis to establish a landfill solar special revenue fund (House, No. 4412) [Local Approval Received]; and

Natick,—
roads.

Relative to the procedure for municipal acceptance of subdivision roads in the town of Natick (House, No. 4446, changed) [Local Approval Received];

Under suspension of Rule 7A, in each instance, on motion of Mr. Kafka of Stoughton, the bills severally were read a second time forthwith; and they were ordered to a third reading.

Robotic
surgery.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Resolve providing for an investigation and study by a special commission relative to robotic surgery in the Commonwealth (House, No. 4114), be scheduled for consideration by the House.

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

Cleft lip
and
cleft
palate.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill amending Chapter 234 of the Acts of 2012 (House, No. 950), be scheduled for consideration by the House, with the amendment previously recommended by the committee on Health Care Financing pending.

Under suspension of Rule 7A, on motion of Mr. Kafka of Stoughton, the bill was read a second time forthwith.

The amendments previously recommended by the committee on Health Care Financing,— that the bill be amended in lines 2 and 3 by striking out the following: “further amended by striking out section 4EE, inserted by section 5 of chapter 234 of the acts of 2012, and inserting in place thereof” and inserting in place thereof the words “amended by adding”, and, in line 4, by striking out the letters “GG” and inserting in place thereof the letters “JJ”,— were adopted; and the bill (House, No. 950, amended) was ordered to a third reading.

Orange,—
police
chief.

Report of the committee on Public Service, ought NOT to pass (under Joint Rule 10), on the joint petition (accompanied by bill, House, No. 4025) of Susannah M. Whipps Lee (by vote of the town) that the town of Orange be authorized to exempt the position of police chief from certain provisions of the civil service law.

Under suspension of the rules, on a motion of Mr. Murphy of Weymouth, the report was considered forthwith. Pending the question on acceptance of the report, the petition was recommitted, on further motion of the same member.

Emergencies,—
prescription
medications.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the Bill relative to the availability of prescription medication during an emergency (House, No. 1988), ought to pass. Read; and 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 Bill relative to student driver safety (House, No. 3114), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Student driver safety.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on House, No. 4294, a Bill authorizing the conveyance of certain property in the town of Stoneham (House, No. 4519). Stoneham,—land.

By the same member, for the same committee, on House, No. 4390, a Bill relating to land in Northampton (House, No. 4520). Northampton,—land.

By the same member, for the same committee, on House, No. 4422, a Bill authorizing the Commissioner of Capital Asset Management and Maintenance to convey certain land in the town of New Salem (House, No. 4521). New Salem,—land.

By the same member, for the same committee, on House, No. 4454, a Bill authorizing the Division of Capital Asset Management and Maintenance to grant to The Association for Community Living, Inc. certain parcels of land in the city of Springfield (House, No. 4522). Springfield,—land.

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

By Mr. O’Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill relative to the charter of the town of Westborough (House, No. 4411) [Local Approval Received]. Westborough,—charter.

By the same member, for the same committee, on a joint petition, a Bill authorizing the conveyance and change of use of a parcel of park land in the city of Salem (House, No. 4464) [Local Approval Received]. Salem,—land.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Weston to transfer certain recreation land known as Cat Rock (House, No. 4507) [Local Approval Received]. Weston,—land.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Weston to transfer certain recreation land being portions of Nolte Forest (House, No. 4508) [Local Approval Received]. Id.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a joint petition, a Bill authorizing the Division of Capital Asset Management and Maintenance to grant easements to New England Power Company (House, No. 4388). New England Power Company.

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

Emergency Measures.

The engrossed Bill relative to low-income taxpayer clinics (see House, No. 4485), 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. Low-income taxpayer clinics.

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 2 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), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be re-enacted, without amendment; and it was signed by the acting Speaker and sent to the Senate.

Office of
the child
advocate.

The engrossed Bill relative to the office of the child advocate (see House, No. 4486), 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 2 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), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be re-enacted, without amendment; and it was signed by the acting Speaker and sent to the Senate.

Child
psychiatry
access
program.

The engrossed Bill relative to the Massachusetts child psychiatry access program (see House, No. 4487), 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 2 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), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be re-enacted, without amendment; and it was signed by the acting Speaker and sent to the Senate.

Controlled
substances.

The engrossed Bill relative to administering controlled substances (see House, No. 4489), 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 2 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), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be re-enacted, without amendment; and it was signed by the acting Speaker and sent to the Senate.

Protective
custody.

The engrossed Bill relative to protective custody (see House, No. 4490, 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 2 to 0. Sent to the Senate for concurrence.

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.

Bill re-enacted.

The engrossed Bill relative to long-term antibiotic therapy for the treatment of Lyme disease (see House, No. 4491), 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.

Lyme disease treatment.

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 2 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be re-enacted, without amendment; and it was signed by the acting Speaker and sent to the Senate.

Bill re-enacted.

The engrossed Bill relative to a department of transitional assistance fraud detection report (see House, No. 4496, 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.

Traditional assistance,—fraud detection.

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 3 to 0. Sent to the Senate for concurrence.

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.

Bill re-enacted.

The engrossed relative to a feasibility report on the inclusion of spouses as paid caregivers (see House, No. 4499, 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.

Spouses,—paid caregivers.

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 3 to 0. Sent to the Senate for concurrence.

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

Bill re-enacted.

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.

Municipal
electricity
reimbursements.

The engrossed Bill relative to municipality reimbursement (see House, No. 4503, 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 3 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 relative to the health insurance of certain elected individuals in the town of Tyringham (see House, No. 3649) (which originated in the House), 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.

Third
reading
bill.

The Senate Bill relative to the membership of Berkshire County Regional Housing Authority (Senate, No. 693), 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.

House bills

Third
reading
bills.

Relative to certain land in the town of Plymouth (House, No. 3966);
Relative to the town administrator in the town of Hingham (House, No. 4316);

Relative to the Hampshire Council of Governments (House, No. 4328) (its title having been changed by the committee on Bills in the Third Reading);

Validating the actions taken at a special town meeting held in the town of Templeton (printed in House, No. 4439); and

Relative to the conveyance of an easement in the city of Chicopee (House, No. 4441);

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.

Bicycle
lanes.

The House Bill protecting bicyclists in bicycle lanes (House, No. 3072) (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. Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by striking out section 1 and inserting in place thereof the following section:

“SECTION 1. Chapter 89 of the General Laws is hereby amended by inserting after section 4C the following section:—

Section 4D. The operator of a motor vehicle shall not stand or park the vehicle upon any on-street path or lane designated by official signs or markings for the use of bicycles, or place the vehicle in such a manner as to interfere with the safety and passage of persons operating bicycles thereon, except in the case of an emergency.

The operator of a motor vehicle shall not stand or park the vehicle upon any lane designated by pavement markings for the shared use of motor vehicles and bicycles, or place the vehicle in such a manner as to interfere with the safety and passage of persons operating bicycles thereon.

Nothing in this section shall prevent emergency service providers, including, but not limited to, police, fire and EMS, from parking in areas designated for the use or shared use of bicycles, when responding to an emergency.”.

The amendment was adopted; and the bill (House, No. 3072, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill relative to the used vehicle record book (House, No. 3074), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Used
vehicle
record
book.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by striking out all after the enacting clause and inserting in place thereof the following:

“Section 62 of chapter 140 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by adding the following paragraph:—

In lieu of keeping and maintaining a book or other such form as approved by the registrar, as required in this section, a class 1 dealer, licensed pursuant to sections 58 and 59, shall be deemed to be in compliance with this section by recording and maintaining the information required herein in said dealer’s electronic data management system, in a form and in a format approved by the registrar; provided, however, that such form and format approved by the registrar shall not compel the dealer to engage in duplicate recording and maintenance of the information for each vehicle.”.

The amendment was adopted; and the bill (House, No. 3074, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

At nineteen minutes before twelve o’clock noon, on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at twenty-four minutes before four o’clock P.M., the House was called to order with Mr. Donato in the Chair.

Recess.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

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

JOURNAL OF THE HOUSE.

Tuesday, July 19, 2016.

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.

Communications.

Communications

From the Dukes County Registry of Deeds (see Section 2KKK of Chapter 29 of the General Laws) submitting requests for technology fund monies made to the Executive Office of Administration and Finance on June 24, 2016 [copies of said report were forwarded to the committee on Ways and Means and committee on Post Audit and Oversight]; and Dukes County,—
technology fund.

From the Norfolk County Registry of Deeds (see Section 2KKK of Chapter 29 of the General Laws) submitting its plan for expenditure for technological improvements from the County Registers Technological Fund [copies of said report were forwarded to the committee on Ways and Means and committee on Post Audit and Oversight]; Norfolk County,—
technology fund.

Severally were placed on file.

Annual Reports.

Annual reports

Of the Division of Capital Asset Management and Maintenance (under Section 6 of Chapter 7C of the General Laws) (received via e-mail on March 15, 2016) submitting its Supplier Diversity – Affirmative Marketing Program for Design and Construction report for the fiscal year 2015; and Capital Assets,—
supplier diversity.

Of the Massachusetts Commission on LGBTQ Youth (under Section 67 of Chapter 3 of the General Laws) (received via e-mail on February 29, 2016) recommending effective policies, programs, and resources for LGBTQ youth; LGBTQ youth.

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

By Representative Kulik of Worthington and Senator Downing, a joint petition (accompanied by bill, House, No. 4524) of Stephen Kulik (by vote of the town) that the town of Huntington be authorized to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises; and Huntington,—
liquor license.

By Representative Parisella of Beverly and Senator Lovely, a joint petition (accompanied by bill, House, No. 4525) of Jerald A. Parisella and Joan B. Lovely (with the approval of the mayor and city council) that the city of Beverly be authorized to grant six additional licenses Beverly,—
liquor licenses.

Beverly,—
liquor
licenses.

for the sale of wines and malt beverages to be drunk on the premises and three additional licenses for the sale of all alcoholic beverages to be drunk on the premises;

Severally to the committee on Consumer Protection and Professional Licensure.

Northfield,—
treasurer.

By Mr. Mark of Peru, a petition (accompanied by bill, House, No. 4526) of Paul W. Mark (by vote of the town) that the town of Northfield be authorized to appoint a treasurer for said town. To the committee on Municipalities and Regional Government.

Weymouth,—
special police
officers.

By Mr. Murphy of Weymouth, a petition (accompanied by bill, House, No. 4527) of James M. Murphy, Ronald Mariano and Patrick M. O'Connor (with the approval of the mayor and town council) relative to the appointment of special police officers in the city known as the town of Weymouth. To the committee on Public Service.

Severally sent to the Senate for concurrence.

Barnstable
county,—
Timothy
King.

Ms. Peake of Provincetown presented a petition (subject to Joint Rules 12 and 7A) of Sarah K. Peake for legislation to authorize Timothy King to purchase creditable service for time served in the armed forces from the Barnstable county retirement board; and the same was referred, under Rule 24, to the committee on Rules.

Papers from the Senate.

Bills

Broadband,—
study.

Establishing a broadband infrastructure study commission (Senate, No. 2275) (on a petition); and

Salem,—
land.

Authorizing the commissioner of Capital Asset Management and Maintenance to convey certain land containing the Salem Superior Courthouse and County Commissioners Building to the Salem Redevelopment Authority (printed as House, No. 2837, amended in section 1 by adding the following sentence: "For the purpose of this act, 'convey' shall mean a sale or lease of the parcel.;" and in section 2, in lines 11 and 12, by striking out the word "sale" and inserting in place thereof, in each instance, the word "conveyance") (on a petition);

Severally passed to be engrossed by the Senate were read; and they were referred, under Rule 33, to the committee on Ways and Means.

Reports of Committees.

Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Somerset,—
boat
launch.

Petition (accompanied by bill) of Patricia A. Haddad and Michael J. Rodrigues for legislation to designate a certain boat launch in the town of Somerset as the William and Harold Meehan memorial boat launch. To the committee on Environment, Natural Resources and Agriculture.

Boston,—
land.

Petition (accompanied by bill) of Aaron Michlewitz that the commissioner of Capital Asset Management and Maintenance be authorized to grant an easement to the city of Boston for subsurface storm water drain pipe purposes. To the committee on State Administration and Regulatory Oversight.

Under suspension of the rules, on motion of Ms. Barber of Somerville, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, that the Resolve relative to preserving Polish heritage in the Pioneer Valley (House, No. 4058), ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

Pioneer Valley,—
Polish heritage.

Emergency Measures.

The engrossed Bill relative to the federal REAL ID law (see House, No. 4488, 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.

REAL ID law.

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 2 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House), 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.

Bill re-enacted.

The engrossed Bill relative to MBTA fare increases (see House, No. 4492), 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.

MBTA fare increases.

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.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be re-enacted, without amendment; and it was signed by the acting Speaker and sent to the Senate.

Bill re-enacted.

Engrossed Bills.

Engrossed bills

Relative to the membership of Berkshire County Regional Housing Authority (see Senate, No. 693) (which originated in the Senate); and

Bills enacted.

Relative to school improvement plans (see House, No. 391, amended) (which 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 House Bill relative to the State Building Code (House, No. 2843), 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.

Third reading bill.

Jennifer
Gay,—
sick leave.

The House Bill establishing a sick leave bank for Jennifer Gay, an employee of the Department of Developmental Services (House, No. 4366), 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, Mr. Speliotis of Danvers moved to amend it in lines 7 and 8 by striking out the words "trial court paid" and inserting in place thereof the words "extended illness"; and by inserting before the enacting clause the following emergency preamble:

"Whereas, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a sick leave bank for a certain employee of the department of developmental services, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience."

The amendments were adopted; and the bill (House, No. 4366, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

Recess.

At eleven minutes after twelve o'clock noon, on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at twenty minutes after one o'clock P.M. the House was called to order with Mr. Donato in the Chair.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

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

JOURNAL OF THE HOUSE.

Wednesday, July 20, 2016.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Tucker of Salem 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. Tucker), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag. Pledge of allegiance.

Communication.

A communication from the Department of Revenue (see Section 71 of Chapter 46 of the Acts of 2015) submitting the Multi-Agency Illegal Tobacco Task Force's annual report; was placed on file. Tobacco task force.

Report.

The annual report of the Division of the Massachusetts Property and Casualty Insurance Company Community Investment Initiative (under Section 3(e) of Chapter 259 of the Acts of 1998) for the fiscal year 2015 [copies of said report were forwarded to the House committee on Ways and Means and the committees on Financial Services and Revenue], was placed on file. Property and Casualty insurance.

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Calter of Kingston, a petition (accompanied by bill, House, No. 4531) of Thomas J. Calter (by vote of the town) that the town of Plympton be authorized to appointed a highway superintendent for said town; and Plympton,—
highway
superintendent.

By Mr. Naughton of Clinton, a petition (accompanied by bill, House, No. 4533) of Harold P. Naughton, Jr. (by vote of the town) that the town of Boylston be authorized to convey a certain parcel of land in said town; Boylston,—
land.

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

Petitions severally were presented and referred as follows:

By Ms. Cariddi of North Adams, a petition (subject to Joint Rule 12) of Gailanne M. Cariddi relative to the retirement benefits of James Boyle, an employee of the Department of Transitional Assistance. James
Boyle,—
retirement.

By Representatives DuBois of Brockton and Silvia of Fall River, a petition (subject to Joint Rule 12) of Michelle M. DuBois, Alan Silvia and others relative to crimes against police officers. Police,—
crimes
against.

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

Paper from the Senate.

Middleborough,—
land. A Bill authorizing the town of Middleborough to exchange certain parcels of conservation land (Senate, No. 2090, changed in section 1, in line 2, by inserting after the word “convey” the following: “subject to paragraphs (a), (b) and (g) of section 16 of chapter 30B of the General Laws”) and amended in section 2, in line 8, by striking out the word “may” and inserting in place thereof the word “shall” (on a petition), passed to be engrossed by the Senate was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Emergency Measures.

Ellen
Atkinson,—
sick leave.

The engrossed Bill establishing a sick leave bank for Ellen Atkinson, an employee of the Massachusetts Rehabilitation Commission (see House, No. 4100), 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 2 to 0. Sent to the Senate for concurrence.

Christopher
Mullen,—
sick leave.

The engrossed Bill establishing a sick leave bank for Christopher Mullen, an employee of the Hampshire Sheriff’s Office (see House, No. 4292), 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 2 to 0. Sent to the Senate for concurrence.

Michelle
Kannler,—
sick leave.

The engrossed Bill establishing a sick leave bank for Michelle Kannler, an employee of the Department of Public Health (see House, No. 4437, 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 2 to 0. Sent to the Senate for concurrence.

Orders of the Day.

Electronic
legal
notices.

The Senate amendment of the House Bill relative to electronic publication of certain legal notices (House, No. 1566), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

The House Bill relative to individuals with intellectual or developmental disabilities and the agencies that serve them (House, No. 4021) (its title having been changed by the committee on Bills in the Third Reading), reported by said to be correctly drawn, was read a third time.

Intellectual or developmental disabilities.

Pending the question on passing the bill to be engrossed, Mr. Sannicandro of Ashland moved to amend it by substitution of a bill with the same title (House, No. 4532), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

At thirteen minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Tucker of Salem being in the Chair), the House recessed subject to the call of the Chair; and at seven minutes after twelve o'clock noon the House was called to order with Mr. Donato of Medford in the Chair.

Recess.

Order.

On motion of Mr. DeLeo of Winthrop,—

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

Next sitting.

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

JOURNAL OF THE HOUSE.

Thursday, July 21, 2016.

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:

Zachary
Leung.

Resolutions (filed by Messrs. Fernandes of Milford and Kuros of Uxbridge) congratulating Zachary Leung on receiving the Eagle Award of the Boy Scouts of America; and

Mr. and Mrs.
Ronald
Beaudet.

Resolutions (filed by Mr. Whelan of Brewster) congratulating Mr. and Mrs. Ronald Beaudet on the occasion of their sixtieth wedding anniversary;

Mr. Galvin of Canton, 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. McMurtry of Dedham, 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:

Kingston,—
land.

By Mr. Calter of Kingston, a petition (subject to Joint Rule 12) of Thomas J. Calter that the Silver Lake Regional School District be authorized to convey a certain parcel of land to the town of Kingston.

Irene
Carr,—
sick leave.

By Mr. Hecht of Watertown, a petition (subject to Joint Rule 12) of Jonathan Hecht for legislation to establish a sick leave bank for Irene Carr, an employee of the Division of Professional Licensure.

Michael
Locke,—
retirement.

By Ms. Peake of Provincetown, a petition (subject to Joint Rules 12 and 7A) of Sarah K. Peake for legislation to authorize Michael Locke to purchase creditable service from the Barnstable County retirement board.

Opiate
overdoses,—
call logs.

By Representative Walsh of Peabody and Senator Lovely, a joint petition (subject to Joint Rule 12) of Thomas P. Walsh, Joan B. Lovely and others relative to establishing a daily log of all responses to calls for assistance relating to opiate overdoses.

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

Lanesborough,—
land.

A petition (subject to Joint Rule 9) of Gailanne M. Cariddi that the commissioner of Capital Asset Management and Maintenance be authorized to grant easements for a certain parcel of land, in the town of Lanesborough for conservation and recreation purposes, was transmitted to the State Secretary under Chapter 3 of the General Laws.

Papers from the Senate.

The Senate Bill to establish pay equity (Senate, No. 2119, amended), came from the Senate with the endorsement that said branch had concurred with the House in its amendment (striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4509, amended), with a further amendment in section 2, in lines 62 to 69, inclusive, striking out the paragraph contained in those lines and inserting in place thereof the following paragraph:

Pay equity.

“(2) seek the wage or salary history of a prospective employee from the prospective employee or a current or former employer or to require that a prospective employee’s prior wage or salary history meet certain criteria; provided, however, that: (i) if a prospective employee has voluntarily disclosed such information, a prospective employer may confirm prior wages or salary or permit a prospective employee to confirm prior wages or salary; and (ii) a prospective employer may seek or confirm a prospective employee’s wage or salary history after an offer of employment with compensation has been negotiated and made to the prospective employee;”.

The further amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Subsequently, the further amendment (having been reported by said committee to be correctly drawn) was considered; and it was adopted, in concurrence.

Petitions were referred, in concurrence, under suspension of Joint Rule 12, as follows:

Petition (accompanied by bill, Senate, No. 2458) of Joan B. Lovely and other members of the General Court for legislation relative to the Ellen Story Commission on Postpartum Depression. To the committee on Mental Health and Substance Abuse.

Ellen Story Commission on Postpartum Depression.

Petition (accompanied by bill, Senate, No. 2459) of Marc R. Pacheco and Keiko M. Orrall for legislation to provide for the release of a certain agricultural preservation restriction on a parcel of land in the town of Berkley. To the committee on State Administration and Regulatory Oversight.

Berkley,—land.

Reports of Committees.

By Mr. Galvin of Canton, 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 Gailanne M. Cariddi relative to the retirement benefits of James Boyle, an employee of the Department of Transitional Assistance. Under suspension of the rules, on motion of Mr. Rushing of Boston, 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.

James Boyle,—retirement benefits.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, asking to be discharged from further consideration:

Of the Bill relative to the definition of podiatry (House, No. 177); and

Podiatry.

Optometric
patient
care.

Of the Bill relative to the modernization of optometric patient care (House, No. 1973);

And recommending that the same severally be referred to the committee on Ways and Means.

Under Rule 42, the reports severally were considered forthwith; and they were accepted. Sent to the Senate for concurrence, inasmuch as relates to the discharge of the committee.

Boston,—
Nelson
Mandela.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Resolve to establish a special commission to consider an appropriate tribute to Nelson Mandela in the city of Boston (Senate, No. 2426), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

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

Subsequently, under further suspension of the rules, on motion of the same member, the resolve (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, in concurrence.

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

Senate bills

Adams,—
land.

Designating certain lands in the town of Adams for conservation and public recreational purposes (Senate, No. 1631);

Shrewsbury,—
land.

Relative to authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land in the town of Shrewsbury (Senate, No. 2406);

Therese
Murray.

Relative to naming the Plymouth Trial Court in honor of Senate President Therese Murray (Senate, No. 2420); and

Salem,—
land.

Authorizing the commissioner of Capital Asset Management and Maintenance to convey certain land containing the Salem Superior Courthouse and County Commissioners Building to the Salem Redevelopment Authority (printed as House, No. 2837, amended); and

House bills

Hazardous
response teams.

To increase the annual stipend for members of the Commonwealth's hazardous material response teams (House, No. 645);

Retirement.

Relative to dual membership in retirement systems (House, No. 3839);

Deeds.

Relative to modernizing the Registries of Deeds (House, No. 3862);

Weymouth,—
land.

Authorizing the Massachusetts Department of Transportation to acquire certain parcels of land in the town of Weymouth (House, No. 4389);

Northampton,—
land.

Relative to preserving agricultural land in the city of Northampton (House, No. 4423);

Boston,—
land.

Concerning a certain parcel of land in the city of Boston (House, No. 4468);

Chesterfield,—
land.

To convey a certain parcel of land in the town of Chesterfield (House, No. 4469);

Authorizing the conveyance of certain property in the town of Stoneham (House, No. 4519);

Stoneham,—
land.

Authorizing the commissioner of Capital Asset Management and Maintenance to convey certain land in the town of New Salem (House, No. 4521); and

New Salem,—
land.

Authorizing the Division of Capital Asset Management and Maintenance to grant to The Association for Community Living, Inc. certain parcels of land in the city of Springfield (House, No. 4522);

Springfield,—
land.

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

Mr. Nangle of Lowell, for said committee, reported recommending that the bills severally be scheduled for consideration by the House.

Under suspension of Rule 7A, in each instance, on motion of Mr. Rushing of Boston, the bills severally were read a second time forthwith; and they were ordered to a third reading.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill to increase the Commonwealth's compliance with federal law meeting requirements of the Americans with Disabilities Act (House, No. 110, changed), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4534). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment pending.

Disabilities
Act,—
compliance.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Rushing of Boston, 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. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill relative to Middlesex Canal Commission (House, No. 724), ought to pass with an amendment substituting therefor a Bill relative to the Middlesex Canal Commission (House, No. 4536). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment pending.

Middlesex
Canal
Commission.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Rushing of Boston, 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. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill clarifying eligibility for the earned income tax credit (House, No. 4237), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4537). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment pending.

Earned
income tax
credit.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Earned
income tax
credit.

Under suspension of Rule 7A, on motion of Mr. Rushing of Boston, 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.

Prescription
medication.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill relative to the availability of prescription medication during an emergency (House, No. 1988), be scheduled for consideration by the House.

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

Plymouth,—
parks.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill authorizing the Department of Conservation and Recreation to grant certain easements to the town of Plymouth over a portion of Pilgrim Memorial State Park (House, No. 4515) [Local Approval Received].

Bourne,—
land.

By the same member, for the same committee, on a petition, a Bill authorizing the grant of an easement to the town of Bourne and to grant to the Department of Fish and Game a conservation restriction on town land (House, No. 4516).

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

Fairhaven,—
liquor
license.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on House, No. 4444, a Bill authorizing the town of Fairhaven to issue an additional license for the sale of wine and malt beverages to be drunk on the premises (House, No. 4528) [Local Approval Received].

Salem,—
liquor
licenses.

By the same member, for the same committee, on House, No. 4463, a Bill authorizing the city of Salem to grant 2 additional licenses for the sale of alcoholic beverages to be drunk on the premises (House, No. 4529) [Local Approval Received].

Webster,—
liquor
license.

By the same member, for the same committee, on House, No. 4475, a Bill authorizing the town of Webster to grant a license for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4530) [Local Approval Received].

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

LGBT
awareness
training.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill relative to LGBT awareness training for aging services providers (House, No. 526), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4535). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment pending.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House; and it was placed in the Orders of the Day for the next sitting for a second reading, with the amendment pending.

By Mr. Galvin of Canton, for the committee on Rules, that the Resolve relative to protecting the archaeological, geological and fossil resources of western Massachusetts (House, No. 698), ought to pass. Referred, under Rule 33, to the committee on Ways and Means. Western region,—resources.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the following matters be scheduled for consideration by the House:

The Senate Bill relative to solar drying of laundry (Senate, No. 2408); Laundry.
and

House bills
Preventing unnecessary medical debt (House, No. 1025); and Medical debt.
Relative to student driver safety (House, No. 3114); Driver safety.
Severally placed in the Orders of the Day for the next sitting for a second reading.

Reports of the committee on Steering Policy and Scheduling, under the provisions of the last sentence of Rule 7A, that the following matters be scheduled for consideration by the House:

The Senate Bill regulating notaries public to protect consumers and the validity and effectiveness of recorded instruments (Senate, No. 2064), with the amendment previously 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 number 4398, pending; and Notaries public,—regulate.

House bills
Relative to employees of the Department of Fire Services (House, No. 2428), with the amendment previously recommended by the committee on Ways and Means, that the bill be amended by substitution of a bill with the same title (House, No. 4400), pending; and Fire Services Department.

Relative to ABLE accounts (House, No. 3753), with the amendment previously recommended by the committee on Ways and Means, that the bill be amended by substitution of a bill with the same title (House, No. 4402), pending; ABLE accounts.

Severally placed in the Orders of the Day for the next sitting for a second reading, with the amendments pending.

A report of the committee on Steering Policy and Scheduling, under the provisions of the last sentence of Rule 7A, that the House Bill relative to criminal record checks for referees (House, No. 4394), be scheduled for consideration by the House, was placed in the Orders of the Day for the next sitting for a second reading. Referees,—C.O.R.I. checks.

Engrossed Bills.

Engrossed bills
Establishing a sick leave bank for Ellen Atkinson, an employee of the Massachusetts Rehabilitation Commission (see House, No. 4100); Bills enacted.
Establishing a sick leave bank for Christopher Mullen, an employee of the Hampshire Sheriff's Office (see House, No. 4292); and
Establishing a sick leave bank for Michelle Kannler, an employee of the Department of Public Health (see House, No. 4437, amended);
(Which severally originated in the House);

In respect to each of which the Senate had concurred in adoption of the emergency preamble, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

Bill enacted.

The engrossed Bill relative to electronic publication of certain legal notices (see House, No. 1566, amended) (which originated in the House), 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.

Non-conforming structures.

The Senate amendment of the House Bill relative to non-conforming structures (House, No. 3611), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

Third reading bill.

The Senate Bill regarding group health insurance for eligible employees and retirees in the town of Carver (Senate, No. 1921), 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.

Id.

The House Bill providing for limited property tax relief for certain elder citizens in the town of Andover (House, No. 4214), 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.

Salisbury,—land.

The Senate Bill authorizing the conveyance of certain property in the town of Salisbury (Senate, No. 1095, amended), 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, Mr. Speliotis of Danvers moved to amend it by striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Notwithstanding chapter 30B of the General Laws or any other general or special law to the contrary, the town of Salisbury may convey the property located at 50 Dock lane, which is shown on assessor’s map 24 as lot 55, to Kenneth Paulovic, on such terms and conditions and for such consideration, which may be nominal consideration, as the board of selectmen may deem appropriate.

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

The amendment was adopted; and the bill (Senate, No. 1095, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment.

Radio communications.

The House Bill relative to an unauthorized radio telecommunication (House, No. 4109), 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, Mr. Speliotis of Danvers moved to amend it, in lines 20, 21 and 22, inclusive, by striking out the words “or other applicable federal law or regulation; or (b) do any act, whether direct or indirect, to cause an unlicensed radio telecom-

munication to, or inference with” and inserting in place thereof the following: “47 C.F.R. Part 97, or other applicable federal law or regulation; or (b) do any act, whether direct or indirect, to cause an unlicensed radio telecommunication to, or interference with”.

The amendment was adopted; and the bill (House, No. 4109, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill relative to prescription eye drops (House, No. 4195), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time. Prescription
eye drops.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 4 (as published), in lines 40 to 44, inclusive, by striking out the paragraph contained in those lines and inserting in place thereof the following paragraph:

“Section 4JJ. Any subscription certificate under an individual or group medical service agreement delivered, issued or renewed within the commonwealth that provides coverage for prescription eye drops shall provide coverage for refills of prescription eye drops in accordance with the Medicare Part D guidelines on early refills of topical ophthalmic products, where:”; and

By striking out section 6 (as published) and inserting in place thereof the following section:

“SECTION 2. Chapter 112 of the General Laws is hereby amended by inserting after section 12FF, inserted by section 37 of chapter 52 of the acts of 2016, the following section:—

Section 12GG. (a) A pharmacist may dispense a 90-day supply for a prescribed topical ophthalmic product where:

(1) the practitioner prescribed an initial 30-day prescription for the topical ophthalmic product;

(2) the patient completed the initial 30-day prescription;

(3) the practitioner did not indicate on the original prescription that dispensing the prescription in a specific amount with periodic refills is medically necessary; and

(4) the total quantity of dosage units dispensed, including refills, does not exceed the total quantity of dosage units indicated by the practitioner on the prescription.

(b) The requirements of subsection (a) shall not apply to initial prescriptions for topical ophthalmic products that are prescribed for a 90-day supply.

(c) A pharmacist shall not dispense a prescription refill under this section in excess of the initial prescribed amount if the practitioner instructs otherwise, either orally or in writing.

(d) Within a reasonable time following an increase of supply under this section, the dispensing pharmacist or the pharmacist’s designee shall notify the prescribing practitioner of the increase.

(e) This section shall not apply to topical ophthalmic products that are controlled substances as defined by the Controlled Substances Act, Public Law 91-513, or chapter 94C, except those classified as schedule VI prescription drugs.

(f) This section shall not apply to prescriptions dispensed in a hospital licensed under section 51 of chapter 111; provided, that no retail pharmacy, however organized, shall be exempted from this section.”.

The amendments were adopted; and the bill (House, No. 4195, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Westfield,—
land.

The House Bill providing for transfers of land in Westfield (House, No. 4308), 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, Mr. Speliotis of Danvers moved to amend it in section 3, in line 29, by striking out the figure "3" and inserting in place thereof the figure "2".

The amendment was adopted; and the bill (House, No. 4308, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

Recess.

At nineteen minutes after twelve o'clock noon, on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at eighteen minutes after one o'clock P.M., the House was called to order with Mr. Donato in the Chair.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet Saturday at eleven o'clock A.M.

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

JOURNAL OF THE HOUSE.

Saturday, July 23, 2016.

Met prior to the hour of adjournment, at three minutes before eleven o'clock A.M., 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.

Messages from the Governor — Bills Returned with Recommendation of Amendment.

A message from His Excellency the Governor returning with recommendation of amendment the engrossed Bill relative to school improvement plans [see House, No. 391, amended] (for message, see House, No. 4542), was filed in the office of the Clerk on Friday, July 22. Schools,—
improvement
plans.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was thereupon “before the General Court and subject to amendment and re-enactment”.

Pending the question on adoption of the amendment recommended by His Excellency, the bill was referred, on motion of Mr. Speliotis of Danvers, to the committee on Bills in the Third Reading.

A message from His Excellency the Governor returning with recommendation of amendment the engrossed Bill relative to disclosure of top contributors for independent expenditures or electioneering communications [see House, No. 543, amended] (for message, see House, No. 4543), was filed in the office of the Clerk on Friday, July 22. Independent
expenditures.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was thereupon “before the General Court and subject to amendment and re-enactment”.

Pending the question on adoption of the amendment recommended by His Excellency, the bill was referred, on motion of Mr. Speliotis of Danvers, to the committee on Bills in the Third Reading.

Statement Concerning Representative Farley-Bouvier of Pittsfield.

A statement of Mrs. Haddad of Somerset concerning Ms. Farley-Bouvier of Pittsfield was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Farley-Bouvier of Pittsfield, is unable to be present in the House Chamber for today's sitting due to a family obligation outside of the Commonwealth. If she could be present, she would be in support of all budget override roll calls take by the House today. Her missing of roll calls today is due entirely to the reason stated. Statement
concerning
Ms. Farley-
Bouvier of
Pittsfield.

Statement Concerning Representative Kulik of Worthington.

A statement of Mr. Mariano of Quincy concerning Mr. Kulik of Worthington was spread upon the records of the House, as follows:

Statement concerning Mr. Kulik of Worthington.

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Kulik of Worthington, is unable to be present in the House Chamber for today's sitting due to a previously scheduled family commitment. His missing of roll calls today is due entirely to the reason stated.

Papers from the Senate.

Developmental disabilities.

The House Bill relative to individuals with intellectual or developmental disabilities and the agencies that serve them (House, No. 4532, amended), 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 2457. The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Mendon,—land.

A Bill authorizing the town of Mendon to return a certain parcel in the town of Mendon to John D. Gannett, Jr. and Ute D. Gannett (Senate, No. 2250) (on a petition) [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.

Mr. Nangle of Lowell, for said committee, then reported that the bill 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 further motion of Mr. Nangle, 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, Mr. Speliotis of Danvers moved to amend it by striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Notwithstanding section 16 of chapter 30B of the General Laws, section 15A of chapter 40 of the General Laws or any other general or special law to the contrary, the town of Mendon, acting by and through the board of library trustees of the Taft public library and its board of selectmen, may convey by deed a certain parcel of real property consisting of 29.7 acres, more or less, located at 131 North avenue, to John D. Gannett, Jr. and Ute D. Gannett, on such terms and conditions as the board of selectmen may determine. Notwithstanding section 23 of chapter 184 of the General Laws, or any other general or special law to the contrary, the board of selectmen may impose any conditions or restrictions, unlimited as to time, upon the parcel. The property is the parcel conveyed to the town of Mendon by a quitclaim deed of John D. Gannett, Jr. and Ute D. Gannett recorded with the Worcester South district registry of deeds at book 23337, page 345, as affected by an affidavit recorded with the Worcester South district registry of deeds at book 54429, page 23 and by a modification of

restriction recorded with the Worcester South district registry of deeds at book 54429, page 30.

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

The amendment was adopted; and the bill (Senate, No. 2250, amended) was passed to be engrossed. Sent to the Senate for concurrence in the amendment.

Bills

Requiring automated external defibrillators in schools (Senate, No. 2449) (on Senate bill No. 1191); Defibrillators.

Relative to the towing away and storage of motor vehicles (Senate, No. 2452) (on Senate bill No. 1291); Motor vehicle storage.

Improving outdoor lighting and increasing dark-sky visibility (Senate, No. 2453) (on Senate bill No. 2159); and Lighting.

Relative to principled-based reserving for life insurance (Senate, No. 2450) (on Senate bill No. 539); Life insurance.

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 33, to the committee on Ways and Means.

A Bill relative to serving wine in private clubs (Senate, No. 2244, amended in line 4 by striking out the words “not to exceed quantities allowed at unlicensed establishments by the commission”) (on a petition), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Private clubs,—wine.

Reports of Committees.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the Bill to establish standards for medical gas piping systems (House, No. 4467), ought to pass. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Medical gas piping systems.

Mr. Nangle of Lowell, 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 then ordered to a third reading.

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

Relative to snow removal penalties (House, No. 3326) [Local Approval Received]; Boston,—snow removal.

Authorizing the Department of Conservation and Recreation to grant certain easements to the town of Plymouth over a portion of Pilgrim Memorial State Park (House, No. 4515) [Local Approval Received]; and Plymouth,—land.

Authorizing the grant of an easement to the town of Bourne and to grant to the Department of Fish and Game a conservation restriction on town land (House, No. 4516); Bourne,—land.

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

Mr. Nangle of Lowell, for said committee, reported recommending that the bills severally be scheduled for consideration by the House.

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 then ordered to a third reading.

Northampton,—
land.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill relating to land in Northampton (House, No. 4520), ought to pass with an amendment in section 3, in line 51, by striking out the word “seven” and inserting in place thereof the following: “7C”. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment pending.

Mr. Nangle of Lowell, for said committee, then reported that the matter 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. The amendment recommended by the committee on Ways and Means then was adopted; and the bill (House, No. 4520, amended) was then ordered to a third reading.

Grafton,—
land.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill authorizing the Division of Capital Asset Management and Maintenance to grant easements to New England Power Company (House, No. 4388), be scheduled for consideration by the House.

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

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

Somerville,—
contracts.

The Senate Bill relative to municipal contracts in the city of Somerville (Senate, No. 2225) [Local Approval Received]; and
House bills

Westborough,—
charter.

Relative to the charter of the town of Westborough (House, No. 4411) [Local Approval Received];

Orleans,—
land.

Authorizing the town of Orleans to amend a certain conservation restriction (House, No. 4447) [Local Approval Received];

William
Horohoe.

Establishing a sick leave bank for William Horohoe, an employee of the Massachusetts Department of Transportation (House, No. 4480); and

Weston,—
land.

Authorizing the town of Weston to transfer certain recreation land known as Cat Rock (House, No. 4507);

Under suspension of Rule 7A, in each instance, on motion of the same member, the bills were read a second time forthwith; and they were ordered to a third reading.

Schools,—
asthma.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the Bill relative to improving asthma in schools (House, No. 4414), ought to pass with an amendment in line 21 by striking out the following: “Design for the Environment (DfE)” and inserting in place thereof the words “Safer Choice Standard” [Cost: Greater than \$100,000.00]. Read; and referred, under Rule 33, to the committee on Ways and Means, with the amendment pending.

Engrossed Bills and Resolves.

Engrossed bills

Regarding group health insurance for eligible employees and retirees in the town of Carver (see Senate, No. 1921) (which originated in the Senate);

Relative to non-conforming structures (see House, No. 3611, amended);

Authorizing the town of Walpole to grant 5 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 3872); and

Authorizing the town of Westborough to grant 1 additional license for the sale of all alcoholic beverages to be drunk on the premises (see, House, No. 3896);

(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 were signed by the acting Speaker and sent to the Senate.

Bills enacted.

The engrossed Resolve to establish a special commission to consider an appropriate tribute to Nelson Mandela in the city of Boston (see Senate, No. 2426) (which originated in the Senate), having been certified by the Clerk to rightly and truly prepared for final passage, was passed; and it was signed by the acting Speaker and sent to the Senate.

Resolve passed.

Motions to Discharge Certain Matters in the Orders of the Day.

Mr. Linsky of Natick being in the Chair,—

Mr. Straus of Mattapoisett moved that the House Bill relative to student driver safety (House, No. 3114), be discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47; and the motion prevailed. The bill then was read a second time; and it was ordered to a third reading. Subsequently under suspension of the rules, on further motion of the same member, 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.

Student driver safety.

The House Bill relative to a certain parcel of land in the city of Boston (House, No. 4468) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time forthwith, under suspension of Rule 47, on motion of Mr. Michlewitz of Boston; and it was passed to be engrossed. Sent to the Senate for concurrence.

Boston,—land.

The Senate Bill relative to respiratory therapy (Senate, No. 1150), reported by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day, under suspension of Rule 47; on motion of Mr. Sánchez of Boston; and it was read a third time.

Respiratory therapy.

Respiratory
therapy.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by striking out all after the enacting clause and inserting in place thereof the following:

“Section 23V of chapter 112 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out subsection (d) and inserting in place thereof the following two subsections:—

(d) any person performing respiratory care services in the commonwealth, if these services are performed for no more than 2 calendar days in a calendar year in association with a respiratory therapist licensed under this section, or

(e) an employee working for a durable medical equipment company in the commonwealth and having a minimum of 500 hours of positive airway pressure equipment and supply related training under the supervision of a respiratory therapist licensed in the commonwealth, performing the delivery, initial setup and maintenance of positive airway pressure equipment and supplies for home care patients with a diagnosis of obstructive sleep apnea; provided, however, that this exemption does not apply to clinical assessment, clinical evaluation or clinical intervention on home care patients.”

The amendment was adopted; and the bill (Senate, No. 1150, amended) was passed to be engrossed. Sent to the Senate for concurrence in the amendment.

Child-
centered
family
law.

The House Bill relative to child-centered family law (House, No. 4107), reported by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day, under suspension of Rule 47; on motion of Mr. Fernandes of Milford; and it was read a third time.

Pending the question on passing the bill to be engrossed, the same member moved to amend it by substitution of a bill with the same title (House, No. 4544), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. The same member moved that this vote reconsidered, and the motion to reconsider was considered forthwith; and it was negatived. Sent to the Senate for concurrence.

Recess.

Recess.

At twenty-one minutes after eleven o'clock A.M., on motion of Mr. Smola of Warren (Mr. Linsky of Natick being in the Chair), the House recessed until one o'clock P.M.; and at that time the House was called to order with Mr. Donato of Medford in the Chair.

Engrossed Bill — Land Taking.

Nantucket,—
land.

The engrossed Bill authorizing Nantucket County to convey certain parcels of land to the town of Nantucket (see Senate, No. 1936, amended) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

Bill enacted
(land taking),—
yea and nay
No. 306.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation pur-

poses, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 154 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 306 in Supplement.]

Therefore the bill 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.

Engrossed Bill.

Mrs. Haddad of Somerset being in the Chair,—

The engrossed Bill to establish pay equity (see Senate, No. 2119, amended) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

Pay equity.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays, at the request of Mr. Donato of Medford; and on the roll call (Mr. Donato having returned to the Chair) 154 members voted in the affirmative and 0 in the negative.

Bill enacted,—
yea and nay
No. 307.

[See Yea and Nay No. 307 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Reports of Committees.

Mr. Dempsey of Haverhill, for the committee on Ways and Means, on a message from His Excellency the Governor (for message, see House, No. 4505), returning with his reduction or disapproval of certain items and sections, and also with recommendations of amendments of certain sections contained in the engrossed Bill making appropriations for the fiscal year 2017 for the maintenance of the departments, board, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (see House, No. 4450), reported, in part, that sections 120, 184 and 195 and certain items stand (as passed by the General Court). Severally referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

General
Appropriation
Bill.

Mr. Nangle of Lowell, for said committee, reported, in each instance, that the matters be scheduled for consideration by the House. Under suspension of Rule 7A, in each instance, on motion of the same member, the reports were considered forthwith.

Item 1599-0042 (contained in section 2) (Early Education and Care provider rate reserve), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$12,500,000 to \$5,000,000.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 144 members voted in the affirmative and 10 in the negative.

Early Education
and Care
provider rate
reserve
item 1599-0042
stands,—
yea and nay
No. 308.

[See Yea and Nay No. 308 in Supplement.]

Therefore item 1599-0042 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4403-2000 (contained in section 2) (TAFDC grant payments), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$191,215,716 to \$167,625,494.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 125 members voted in the affirmative and 29 in the negative.

[See Yeas and Nays No. 309 in Supplement.]

Therefore item 4403-2000 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 5920-5000 (contained in section 2) (DDS Turning 22 Program), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$7,500,000 to \$7,000,000.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 144 members voted in the affirmative and 10 in the negative.

[See Yeas and Nays No. 310 in Supplement.]

Therefore item 5920-5000 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 5930-1000 (contained in section 2) (DDS state facilities), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$109,353,183 to \$106,453,183.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 127 members voted in the affirmative and 27 in the negative.

[See Yeas and Nays No. 311 in Supplement.]

Therefore item 5930-1000 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4120-4010 (contained in section 2) (MRC Turning 22 Program), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$672,538 to \$372,538.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 148 members voted in the affirmative and 5 in the negative.

[See Yeas and Nays No. 312 in Supplement.]

Therefore item 4120-4010 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4125-0100 (contained in section 2) (MCDHH administration), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$5,611,403 to \$5,411,403.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 131 members voted in the affirmative and 23 in the negative.

[See Yeas and Nays No. 313 in Supplement.]

TAFDC grant payments item 4403-2000 stands,— yeas and nays No. 309.

DDS Turning 22 Program item 5920-5000 stands,— yeas and nays No. 310.

DDS state facilities item 5930-1000 stands,— yeas and nays No. 311.

MRC Turning 22 Program item 4120-4010 stands,— yeas and nays No. 312.

MCDHH administration item 4125-0100 stands,— yeas and nays No. 313.

Therefore item 4125-0100 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4512-0103 (contained in section 2) (HIV/AIDS treatment and prevention), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$33,134,598 to \$32,217,113.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 129 members voted in the affirmative and 25 in the negative.

HIV/AIDS
treatment and
prevention
item 4512-0103
stands,—
yea and nay
No. 314.

[See Ye and Nay No. 314 in Supplement.]

Therefore item 4512-0103 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4512-0225 (contained in section 2) (gamblers' treatment), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$1,500,000 to \$1,000,000.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 120 members voted in the affirmative and 34 in the negative.

Gamblers'
treatment
item 4512-0225
stands,—
yea and nay
No. 315.

[See Ye and Nay No. 315 in Supplement.]

Therefore item 4512-0225 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4513-1020 (contained in section 2) (early intervention services), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$28,550,167 to \$28,400,167.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 136 members voted in the affirmative and 18 in the negative.

Early
intervention
services
item 4513-1020
stands,—
yea and nay
No. 316.

[See Ye and Nay No. 316 in Supplement.]

Therefore item 4513-1020 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 5920-3025 (contained in section 2) (aging with developmental disabilities), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 140 members voted in the affirmative and 14 in the negative.

Aging with
developmental
disabilities
item 5920-3025
stands,—
yea and nay
No. 317.

[See Ye and Nay No. 317 in Supplement.]

Therefore item 5920-3025 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7000-9401 (contained in section 2) (regional library local aid), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$9,883,482 to \$9,770,379.

Regional
library
local aid
item 7000-9401
stands,—
yea and nay
No. 318.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 149 members voted in the affirmative and 5 in the negative.

[See Yea and Nay No. 318 in Supplement.]

Therefore item 7000-9401 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7061-0012 (contained in section 2) (special education circuit breaker), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$277,281,180 to \$273,558,000.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 154 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 319 in Supplement.]

Therefore item 7061-0012 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7066-0025 (contained in section 2) (performance management set aside), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$2,750,000 to \$2,500,000.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 120 members voted in the affirmative and 34 in the negative.

[See Yea and Nay No. 320 in Supplement.]

Therefore item 7066-0025 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7066-1221 (contained in section 2) (community college workforce grants), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 136 members voted in the affirmative and 18 in the negative.

[See Yea and Nay No. 321 in Supplement.]

Therefore item 7066-1221 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7066-1400 (contained in section 2) (state university incentive grants), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 132 members voted in the affirmative and 22 in the negative.

[See Yea and Nay No. 322 in Supplement.]

Therefore item 7066-1400 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Special
education
circuit breaker
item 7061-0012
stands,—
yea and nay
No. 319.

Performance
management
set aside
item 7066-0025
stands,—
yea and nay
No. 320.

Community
college
workforce
grants
item 7066-1221
stands,—
yea and nay
No. 321.

State university
incentive grants
item 7066-1400
stands,—
yea and nay
No. 322.

Item 7077-0023 (contained in section 2) (Tufts Veterinary), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$5,000,000 to \$3,000,000.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 132 members voted in the affirmative and 22 in the negative.

Tufts
Veterinary
item 7077-0023
stands,—
yea and nay
No. 323.

[See Ye and Nay No. 323 in Supplement.]

Therefore item 7077-0023 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7100-4000 (contained in section 2) (community colleges), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 148 members voted in the affirmative and 6 in the negative.

Community
colleges
item 7100-4000
stands,—
yea and nay
No. 324.

[See Ye and Nay No. 324 in Supplement.]

Therefore item 7100-4000 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0521-0002 (contained in section 2) (early voting), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$400,000 to \$396,000.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 120 members voted in the affirmative and 34 in the negative.

Early voting
item 0521-0002
stands,—
yea and nay
No. 325.

[See Ye and Nay No. 325 in Supplement.]

Therefore item 0521-0002 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0521-0001 (contained in section 2) (central voter registration), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$5,854,898 to \$5,796,349.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 120 members voted in the affirmative and 34 in the negative.

Central voter
registration
item 0521-0001
stands,—
yea and nay
No. 326.

[See Ye and Nay No. 326 in Supplement.]

Therefore item 0521-0001 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0521-0000 (contained in section 2) (elections-primary and other), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$11,700,000 to \$11,583,000.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 120 members voted in the affirmative and 34 in the negative.

Elections –
primary
and other
item 0521-0000
stands,—
yea and nay
No. 327.

[See Ye and Nay No. 327 in Supplement.]

Therefore item 0521-0000 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0511-0000 (contained in section 2) (Office of the Secretary of the Commonwealth), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$6,319,269 to \$6,256,076.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 119 members voted in the affirmative and 34 in the negative.

[See Ye and Nay No. 328 in Supplement.]

Therefore item 0511-0000 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0610-0000 (contained in section 2) (Office of the State Treasurer), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$9,388,911 to \$9,272,307.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 120 members voted in the affirmative and 34 in the negative.

[See Ye and Nay No. 329 in Supplement.]

Therefore item 0610-0000 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0710-0000 (contained in section 2) (Office of the State Auditor), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$14,358,610 to \$14,214,308.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 120 members voted in the affirmative and 34 in the negative.

[See Ye and Nay No. 330 in Supplement.]

Therefore item 0710-0000 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0810-0000 (contained in section 2) (Office of the Attorney General), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$23,011,577 to \$22,781,461.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 119 members voted in the affirmative and 35 in the negative.

[See Ye and Nay No. 331 in Supplement.]

Therefore item 0810-0000 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0810-0045 (contained in section 2) (wage enforcement program), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$3,757,371 to \$3,719,797.

Office of the
Secretary of the
Commonwealth
item 0511-0000
stands,—
yea and nay
No. 328.

Office of the
State Treasurer
item 0610-0000
stands,—
yea and nay
No. 329.

Office of the
State Auditor
item 0710-0000
stands,—
yea and nay
No. 330.

Office of the
Attorney
General
item 0810-0000
stands,—
yea and nay
No. 331.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 119 members voted in the affirmative and 34 in the negative.

[See Ye and Nay No. 332 in Supplement.]

Therefore item 0810-0045 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0900-0100 (contained in section 2) (State Ethics Commission), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$2,093,969 to \$2,073,029.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 120 members voted in the affirmative and 34 in the negative.

[See Ye and Nay No. 333 in Supplement.]

Therefore item 0900-0100 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0910-0200 (contained in section 2) (Office of Inspector General), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$2,552,995 to \$2,527,465.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 120 members voted in the affirmative and 34 in the negative.

[See Ye and Nay No. 334 in Supplement.]

Therefore item 0910-0200 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0920-0300 (contained in section 2) (Office of Campaign and Political Finance), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$1,586,196 to \$1,570,334.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 124 members voted in the affirmative and 30 in the negative.

[See Ye and Nay No. 335 in Supplement.]

Therefore item 0920-0300 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0940-0100 (contained in section 2) (MCAD administration), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$3,048,657 to \$3,018,170.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 126 members voted in the affirmative and 28 in the negative.

[See Ye and Nay No. 336 in Supplement.]

Wage
enforcement
program
item 0810-0045
stands,—
yea and nay
No. 332.

State Ethics
Commission
item 0900-0100
stands,—
yea and nay
No. 333.

Office of
Inspector
General
item 0910-0200
stands,—
yea and nay
No. 334.

Office of
Campaign and
Political
Finance
item 0920-0300
stands,—
yea and nay
No. 335.

MCAD
administration
item 0940-0100
stands,—
yea and nay
No. 336.

Therefore item 0940-0100 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0320-0003 (contained in section 2) (Supreme Judicial Court), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$8,762,149 to \$8,674,528.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 120 members voted in the affirmative and 34 in the negative.

[See Yea and Nay No. 337 in Supplement.]

Therefore item 0320-0003 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0320-0010 (contained in section 2) (Suffolk County Clerk), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$1,567,735 to \$1,552,058.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 119 members voted in the affirmative and 34 in the negative.

[See Yea and Nay No. 338 in Supplement.]

Therefore item 0320-0010 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0321-1504 (contained in section 2) (CPCS attorney salaries), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$30,305,462 to \$29,716,496.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 133 members voted in the affirmative and 21 in the negative.

[See Yea and Nay No. 339 in Supplement.]

Therefore item 0321-1504 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0321-2000 (contained in section 2) (Mental Health Legal Advisors Committee), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$1,106,887 to \$1,095,818.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 123 members voted in the affirmative and 31 in the negative.

[See Yea and Nay No. 340 in Supplement.]

Therefore item 0321-2000 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0321-2100 (contained in section 2) (prisoners' legal services), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$1,472,466 to \$1,457,741.

Supreme
Judicial Court
item 0320-0003
stands,—
yea and nay
No. 337.

Suffolk County
Clerk
item 0320-0010
stands,—
yea and nay
No. 338.

CPCS attorney
salaries
item 0321-1504
stands,—
yea and nay
No. 339.

Mental Health
Legal Advisors
Committee
item 0321-2000
stands,—
yea and nay
No. 340.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 120 members voted in the affirmative and 34 in the negative.

Prisoners'
legal services
item 0321-2100
stands,—
yea and nay
No. 341.

[See Yea and Nay No. 341 in Supplement.]

Therefore item 0321-2100 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0321-2205 (contained in section 2) (Social Law Library), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$1,831,200 to \$1,812,888.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 120 members voted in the affirmative and 34 in the negative.

Social Law
Library
item 0321-2205
stands,—
yea and nay
No. 342.

[See Yea and Nay No. 342 in Supplement.]

Therefore item 0321-2205 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0322-0100 (contained in section 2) (Appeals Court), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$13,107,764 to \$12,976,686.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 120 members voted in the affirmative and 34 in the negative.

Appeals Court
item 0322-0100
stands,—
yea and nay
No. 343.

[See Yea and Nay No. 343 in Supplement.]

Therefore item 0322-0100 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0330-0101 (contained in section 2) (Trial Court justices' salaries), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$62,618,568 to \$61,992,382.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 124 members voted in the affirmative and 30 in the negative.

Trial Court
justices
salaries
item 0330-0101
stands,—
yea and nay
No. 344.

[See Yea and Nay No. 344 in Supplement.]

Therefore item 0330-0101 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0330-0300 (contained in section 2) (administrative staff), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$239,872,058 to \$237,473,337.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 124 members voted in the affirmative and 30 in the negative.

Administrative
staff
item 0330-0300
stands,—
yea and nay
No. 345.

[See Yea and Nay No. 345 in Supplement.]

Therefore item 0330-0300 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Recess.

At three o'clock P.M., on motion of Mr. Mariano of Quincy (Mr. Donato of Medford being in the Chair), the House recessed until a quarter after three o'clock; and at twenty-five minutes after three o'clock P.M. the House was called to order with Mr. Donato in the Chair.

Item 0330-0601 (contained in section 2) (specialty drug courts), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$3,229,651 to \$3,197,354.

Specialty drug courts item 0330-0601 stands,— yea and nay No. 346.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 148 members voted in the affirmative and 6 in the negative.

[See Yea and Nay No. 346 in Supplement.]

Therefore item 0330-0601 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0333-0002 (contained in section 2) (Probate and Family Court Department), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$29,248,259 to \$28,955,776.

Probate and Family Court Department item 0333-0002 stands,— yea and nay No. 347.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 125 members voted in the affirmative and 29 in the negative.

[See Yea and Nay No. 347 in Supplement.]

Therefore item 0333-0002 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0339-1001 (contained in section 2) (Commissioner of Probation), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$136,155,625 to \$134,794,069.

Commissioner of Probation item 0339-1001 stands,— yea and nay No. 348.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 119 members voted in the affirmative and 34 in the negative.

[See Yea and Nay No. 348 in Supplement.]

[Mr. Petrolati of Ludlow answered "Present" in response to his name.]

Therefore item 0339-1001 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0339-1003 (contained in section 2) (community corrections administration), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$21,132,834 to \$20,921,506.

Community corrections administration item 0339-1003 stands,— yea and nay No. 349.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 121 members voted in the affirmative and 33 in the negative.

[See Yea and Nay No. 349 in Supplement.]

Therefore item 0339-1003 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0339-1005 (contained in section 2) (juvenile justice pilot), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 122 members voted in the affirmative and 32 in the negative.

Juvenile
justice pilot
item 0339-1005
stands,—
yea and nay
No. 350.

[See Yea and Nay No. 350 in Supplement.]

Therefore item 0339-1005 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0340-0100 (contained in section 2) (Suffolk District Attorney), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$18,916,992 to \$18,727,822.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 120 members voted in the affirmative and 34 in the negative.

Suffolk
District
Attorney
item 0340-0100
stands,—
yea and nay
No. 351.

[See Yea and Nay No. 351 in Supplement.]

Therefore item 0340-0100 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0340-0200 (contained in section 2) (Middlesex District Attorney), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$16,248,754 to \$16,086,266.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 121 members voted in the affirmative and 33 in the negative.

Middlesex
District
Attorney
item 0340-0200
stands,—
yea and nay
No. 352.

[See Yea and Nay No. 352 in Supplement.]

Therefore item 0340-0200 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0340-0300 (contained in section 2) (Eastern District Attorney), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$9,931,887 to \$9,832,568.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 120 members voted in the affirmative and 34 in the negative.

Eastern
District
Attorney
item 0340-0300
stands,—
yea and nay
No. 353.

[See Yea and Nay No. 353 in Supplement.]

Therefore item 0340-0300 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0340-0400 (contained in section 2) (Worcester District Attorney), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$10,885,878 to \$10,777,019.

Worcester
District
Attorney
item 0340-0400
stands,—
yea and nay
No. 354.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 131 members voted in the affirmative and 23 in the negative.

[See Yea and Nay No. 354 in Supplement.]

Therefore item 0340-0400 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0340-0500 (contained in section 2) (Hampden District Attorney), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$9,501,819 to \$9,406,801.

Hampden
District
Attorney
item 0340-0500
stands,—
yea and nay
No. 355.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 123 members voted in the affirmative and 31 in the negative.

[See Yea and Nay No. 355 in Supplement.]

Therefore item 0340-0500 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0340-0700 (contained in section 2) (Norfolk District Attorney), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$9,591,791 to \$9,495,873.

Norfolk
District
Attorney
item 0340-0700
stands,—
yea and nay
No. 356.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 122 members voted in the affirmative and 32 in the negative.

[See Yea and Nay No. 356 in Supplement.]

Therefore item 0340-0700 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0340-0800 (contained in section 2) (Plymouth District Attorney), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$8,841,265 to \$8,752,852.

Plymouth
District
Attorney
item 0340-0800
stands,—
yea and nay
No. 357.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 126 members voted in the affirmative and 27 in the negative.

[See Yea and Nay No. 357 in Supplement.]

Therefore item 0340-0800 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0340-0900 (contained in section 2) (Bristol District Attorney), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$8,777,329 to \$8,689,556.

Bristol
District
Attorney
item 0340-0900
stands,—
yea and nay
No. 358.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 125 members voted in the affirmative and 29 in the negative.

[See Yea and Nay No. 358 in Supplement.]

Therefore item 0340-0900 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0340-1000 (contained in section 2) (Cape and Islands District Attorney), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$4,218,362 to \$4,176,178.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 125 members voted in the affirmative and 29 in the negative.

[See Ye and Nay No. 359 in Supplement.]

Therefore item 0340-1000 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0340-1100 (contained in section 2) (Berkshire District Attorney), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$4,184,794 to \$4,142,946.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 120 members voted in the affirmative and 34 in the negative.

[See Ye and Nay No. 360 in Supplement.]

Therefore item 0340-1100 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0340-2100 (contained in section 2) (prosecution management information), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$1,941,693 to \$1,922,276.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 120 members voted in the affirmative and 34 in the negative.

[See Ye and Nay No. 361 in Supplement.]

Therefore item 0340-2100 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0411-1000 (contained in section 2) (offices of the Governor), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$5,304,390 to \$5,251,346.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 95 members voted in the affirmative and 59 in the negative.

[See Ye and Nay No. 362 in Supplement.]

Therefore the reduction by the Governor was sustained (less than two-thirds of the members present and voting having voted in the affirmative). Mr. Speliotis of Danvers then moved that this vote be reconsidered; and the motion to reconsider prevailed.

Cape and Islands District Attorney item 0340-1000 stands,—yea and nay No. 359.

Berkshire District Attorney item 0340-1100 stands,—yea and nay No. 360.

Prosecution Management information item 0340-2100 stands,—yea and nay No. 361.

Offices of the Governor item 0411-1000 reduction sustained,—yea and nay No. 362.

Offices of the
Governor
item 0411-1000
stands,—
yea and nay
No. 363.

On the recurring question on passing item 0411-1000, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 105 members voted in the affirmative and 49 in the negative.

[See Yea and Nay No. 363 in Supplement.]

Therefore item 0411-1000 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 1107-2501 (contained in section 2) (DPPC administration), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$3,043,391 to \$3,012,957.

DPPC
administration
item 1107-2501
stands,—
yea and nay
No. 364.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 145 members voted in the affirmative and 9 in the negative.

[See Yea and Nay No. 364 in Supplement.]

Therefore item 1107-2501 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Mrs. Haddad of Somerset being in the Chair,—

Item 1201-0122 (contained in section 2) (low income tax clinics), which had been vetoed by the Governor, then was considered.

Low income
tax clinics
item 1201-0122
stands,—
yea and nay
No. 365.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 123 members voted in the affirmative and 31 in the negative.

[See Yea and Nay No. 365 in Supplement.]

Therefore item 1201-0122 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 1232-0100 (contained in section 2) (underground storage tank reimbursement), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$10,000,000 to \$7,000,000.

Underground
storage tank
reimbursement
item 1232-0100
stands,—
yea and nay
No. 366.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 134 members voted in the affirmative and 19 in the negative.

[See Yea and Nay No. 366 in Supplement.]

Therefore item 1232-0100 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 1595-1067 (contained in section 2) (DSTI Trust Fund), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$196,252,001 to \$186,906,667.

DSTI
Trust Fund
item 1595-1067
stands,—
yea and nay
No. 367.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 119 members voted in the affirmative and 34 in the negative.

[See Yea and Nay No. 367 in Supplement.]

Therefore item 1595-1067 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 1595-6370 (contained in section 2) (CTF transfer to RTA's), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$82,000,000 to \$80,000,000.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 142 members voted in the affirmative and 11 in the negative.

CTF transfer
to RTA's
item 1595-6370
stands,—
yea and nay
No. 368.

[See Yea and Nay No. 368 in Supplement.]

Therefore item 1595-6370 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 1599-2003 (contained in section 2) (Uniform Law Commission), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 119 members voted in the affirmative and 34 in the negative.

Uniform Law
Commission
item 1599-2003
stands,—
yea and nay
No. 369.

[See Yea and Nay No. 369 in Supplement.]

Therefore item 1599-2003 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 1599-2014 (contained in section 2) (victim assistance), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 121 members voted in the affirmative and 32 in the negative.

Victim
assistance
item 1599-2014
stands,—
yea and nay
No. 370.

[See Yea and Nay No. 370 in Supplement.]

Therefore item 1599-2014 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 3000-6025 (contained in section 2) (preschool partnership initiative), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 149 members voted in the affirmative and 4 in the negative.

Preschool
partnership
initiative
item 3000-6025
stands,—
yea and nay
No. 371.

[See Yea and Nay No. 371 in Supplement.]

Therefore item 3000-6025 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 3000-7020 (contained in section 2) (multi-generational anti-poverty pilot), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 120 members voted in the affirmative and 33 in the negative.

Multi-genera-
tional anti-
poverty pilot
item 3000-7020
stands,—
yea and nay
No. 372.

[See Yea and Nay No. 372 in Supplement.]

Therefore item 3000-7020 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 3000-7070 (contained in section 2) (reach out and read), which had been vetoed by the Governor, then was considered.

Reach out
and read
item 3000-7070
stands,—
yea and nay
No. 373.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 151 members voted in the affirmative and 2 in the negative.

[See Yea and Nay No. 373 in Supplement.]

Therefore item 3000-7070 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4000-0051 (contained in section 2) (family resource centers), which had been vetoed by the Governor, then was considered.

Family
resource
centers
item 4000-0051
stands,—
yea and nay
No. 374.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 131 members voted in the affirmative and 22 in the negative.

[See Yea and Nay No. 374 in Supplement.]

Therefore item 4000-0051 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4000-0328 (contained in section 2) (state plan amendment support), which had been vetoed by the Governor, then was considered.

State plan
amendment
support
item 4000-0328
stands,—
yea and nay
No. 375.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 119 members voted in the affirmative and 34 in the negative.

[See Yea and Nay No. 375 in Supplement.]

Therefore item 4000-0328 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4120-4002 (contained in section 2) (living independently), which had been vetoed by the Governor, then was considered.

Living
independently
item 4120-4002
stands,—
yea and nay
No. 376.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 119 members voted in the affirmative and 34 in the negative.

[See Yea and Nay No. 376 in Supplement.]

Therefore item 4120-4002 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4510-0112 (contained in section 2) (postpartum depression pilot program), which had been vetoed by the Governor, then was considered.

Postpartum
depression
pilot program
item 4510-0112
stands,—
yea and nay
No. 377.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 142 members voted in the affirmative and 11 in the negative.

[See Yea and Nay No. 377 in Supplement.]

Therefore item 4510-0112 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4510-0716 (contained in section 2) (academic detailing program), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 122 members voted in the affirmative and 31 in the negative.

[See Yea and Nay No. 378 in Supplement.]

Therefore item 4510-0716 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4510-0721 (contained in section 2) (Board of Registration in Nursing), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$918,628 to \$854,929.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 120 members voted in the affirmative and 33 in the negative.

[See Yea and Nay No. 379 in Supplement.]

Therefore item 4510-0721 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 1050-0140 (contained in section 2) (MGC racing local share payments to cities and towns), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$1,150,000 to \$660,450.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 125 members voted in the affirmative and 28 in the negative.

[See Yea and Nay No. 380 in Supplement.]

Therefore item 1050-0140 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4513-1027 (contained in section 2) (Samaritans Inc. suicide prevention), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 138 members voted in the affirmative and 15 in the negative.

[See Yea and Nay No. 381 in Supplement.]

Therefore item 4513-1027 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4513-1121 (contained in section 2) (STOP stroke program), which had been vetoed by the Governor, then was considered.

Academic detailing program item 4510-0716 stands,—yea and nay No. 378.

Board of Registration in Nursing item 4510-0721 stands,—yea and nay No. 379.

MGC Racing local share payments item 1050-0140 stands,—yea and nay No. 380.

Samaritans Inc. suicide prevention item 4513-1027 stands,—yea and nay No. 381.

STOP stroke
program
item 4513-1121
stands,—
yea and nay
No. 382.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 132 members voted in the affirmative and 21 in the negative.

[See Yea and Nay No. 382 in Supplement.]

Therefore item 4513-1121 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4513-1131 (contained in section 2) (healthy relationships grant program), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 121 members voted in the affirmative and 32 in the negative.

[See Yea and Nay No. 383 in Supplement.]

Therefore item 4513-1131 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 1102-3309 (contained in section 2) (Office of the State House Superintendent), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$2,467,119 to \$2,289,060.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 119 members voted in the affirmative and 34 in the negative.

[See Yea and Nay No. 384 in Supplement.]

Therefore item 1102-3309 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 9700-0000 (contained in section 2) (joint legislative operations), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$9,209,887 to \$9,117,788.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 118 members voted in the affirmative and 35 in the negative.

[See Yea and Nay No. 385 in Supplement.]

Therefore item 9700-0000 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 9600-0000 (contained in section 2) (House operations), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$40,277,604 to \$39,874,828.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 118 members voted in the affirmative and 35 in the negative.

[See Yea and Nay No. 386 in Supplement.]

Healthy
Relationships
Grant
Program
item 4513-1131
stands,—
yea and nay
No. 383.

Office of the
State House
Superintendent
item 1102-3309
stands,—
yea and nay
No. 384.

Joint legislative
operations
item 9700-0000
stands,—
yea and nay
No. 385.

House
operations
item 9600-0000
stands,—
yea and nay
No. 386.

Therefore item 9600-0000 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 9500-0000 (contained in section 2) (Senate operations), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$19,694,608 to \$19,497,662.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 117 members voted in the affirmative and 36 in the negative.

Senate
operations
item 9500-0000
stands,—
yea and nay
No. 387.

[See Ye and Nay No. 387 in Supplement.]

Therefore item 9500-0000 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7100-0801 (contained in section 2) (Technology Transfer Center), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 119 members voted in the affirmative and 34 in the negative.

Technology
Transfer
Center
item 7100-0801
stands,—
yea and nay
No. 388.

[See Ye and Nay No. 388 in Supplement.]

Therefore item 7100-0801 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7100-0900 (contained in section 2) (UMass Medical School), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 135 members voted in the affirmative and 18 in the negative.

UMass
Medical School
item 7100-0900
stands,—
yea and nay
No. 389.

[See Ye and Nay No. 389 in Supplement.]

Therefore item 7100-0900 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4590-0925 (contained in section 2) (prostate cancer research), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$600,000 to \$300,000.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 150 members voted in the affirmative and 3 in the negative.

Prostate
cancer research
item 4590-0925
stands,—
yea and nay
No. 390.

[See Ye and Nay No. 390 in Supplement.]

Therefore item 4590-0925 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 1231-1000 (contained in section 2) (MWRA rate relief component), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$1,100,000 to \$500,000.

MWRA
rate relief
component
item 1231-1000
stands,—
yea and nay
No. 391.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 122 members voted in the affirmative and 31 in the negative.

[See Yea and Nay No. 391 in Supplement.]

Therefore item 1231-1000 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7000-9501 (contained in section 2) (municipal libraries local aid), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$9,000,000 to \$8,897,007.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 152 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 392 in Supplement.]

Therefore item 7000-9501 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7000-9508 (contained in section 2) (Center for the Book), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 144 members voted in the affirmative and 8 in the negative.

[See Yea and Nay No. 393 in Supplement.]

Therefore item 7000-9508 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7002-0032 (contained in section 2) (Innovation Institute at Mass Tech Collaborative), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$1,000,000 to \$500,000.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 121 members voted in the affirmative and 31 in the negative.

[See Yea and Nay No. 394 in Supplement.]

Therefore item 7002-0032 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7002-1075 (contained in section 2) (Workforce Competitiveness Trust Fund), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$1,000,000 to \$500,000.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 123 members voted in the affirmative and 29 in the negative.

[See Yea and Nay No. 395 in Supplement.]

Municipal
libraries
local aid
item 7000-9501
stands,—
yea and nay
No. 392.

Center for
the Book
item 7000-9508
stands,—
yea and nay
No. 393.

Innovation
Institute at
Mass Tech
Collaborative
item 7002-0032
stands,—
yea and nay
No. 394.

Workforce
Competitiveness
Trust Fund
item 7002-1075
stands,—
yea and nay
No. 395.

Therefore item 7002-1075 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7002-1502 (contained in section 2) (Transformative Development Fund), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$500,000 to \$250,000.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 119 members voted in the affirmative and 33 in the negative.

[See Ye and Nay No. 396 in Supplement.]

Therefore item 7002-1502 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7002-1508 (contained in section 2) (Mass Tech Collaborative), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 130 members voted in the affirmative and 22 in the negative.

[See Ye and Nay No. 397 in Supplement.]

Therefore item 7002-1508 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7002-1512 (contained in section 2) (big data innovation and workforce fund), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 119 members voted in the affirmative and 33 in the negative.

[See Ye and Nay No. 398 in Supplement.]

Therefore item 7002-1512 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7002-1593 (contained in section 2) (digital health internship incentive fund), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 116 members voted in the affirmative and 36 in the negative.

[See Ye and Nay No. 399 in Supplement.]

Therefore item 7002-1593 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7003-0606 (contained in section 2) (manufacturing extension partnership), which had been vetoed by the Governor, then was considered.

Transformative
Development
Fund
item 7002-1502
stands,—
yea and nay
No. 396.

Mass Tech
Collaborative
item 7002-1508
stands,—
yea and nay
No. 397.

Big data
innovation and
workforce
fund
item 7002-1512
stands,—
yea and nay
No. 398.

Digital health
internship
incentive fund
item 7002-1593
stands,—
yea and nay
No. 399.

Manufacturing extension partnership item 7003-0606 stands,—
yea and nay
No. 400.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 140 members voted in the affirmative and 12 in the negative.

[See Ye and Nay No. 400 in Supplement.]

Therefore item 7003-0606 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7003-0803 (contained in section 2) (one-stop career centers), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$4,025,000 to \$3,762,600.

One-stop career centers item 7003-0803 stands,—
yea and nay
No. 401.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 129 members voted in the affirmative and 23 in the negative.

[See Ye and Nay No. 401 in Supplement.]

Therefore item 7003-0803 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7006-0040 (contained in section 2) (Division of Professional Licensure), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$3,542,824 to \$3,439,24.

Division of Professional Licensure item 7006-0040 stands,—
yea and nay
No. 402.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 118 members voted in the affirmative and 34 in the negative.

[See Ye and Nay No. 402 in Supplement.]

Therefore item 7006-0040 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7009-9600 (contained in section 2) (concurrent enrollment for disabled students), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$1,416,235 to \$1,166,235.

Concurrent enrollment for disabled students item 7009-9600 stands,—
yea and nay
No. 403.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 150 members voted in the affirmative and 2 in the negative.

[See Ye and Nay No. 403 in Supplement.]

Therefore item 7009-9600 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7010-0020 (contained in section 2) (Bay State Reading Institute), which had been vetoed by the Governor, then was considered.

Bay State Reading Institute item 7010-0020 stands,—
yea and nay
No. 404.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 119 members voted in the affirmative and 33 in the negative.

[See Ye and Nay No. 404 in Supplement.]

Therefore item 7010-0020 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7061-9401 (contained in section 2) (assessment consortium), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 120 members voted in the affirmative and 32 in the negative.

[See Ye and Nay No. 405 in Supplement.]

Therefore item 7061-9401 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4510-3010 (contained in section 2) (UMass Memorial Children's Medical Center - Down Syndrome Clinic), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 152 members voted in the affirmative and 0 in the negative.

[See Ye and Nay No. 406 in Supplement.]

Therefore item 4510-3010 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4590-1503 (contained in section 2) (pediatric palliative care), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$2,204,578 to \$1,804,578.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 135 members voted in the affirmative and 17 in the negative.

[See Ye and Nay No. 407 in Supplement.]

Therefore item 4590-1503 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Section 120 (bail fees), which had been vetoed by the Governor, then was considered.

On the question on passing said section, notwithstanding the action of the Governor, the sense of the House was determined by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 126 members voted in the affirmative and 25 in the negative.

[See Ye and Nay No. 408 in Supplement.]

[Mr. Timilty of Milton answered "Present" in response to his name.]

Therefore section 120 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Section 184 (Dr. Daniel A. Asquino Building), which had been vetoed by the Governor, then was considered.

On the question on passing said section, notwithstanding the action of the Governor, the sense of the House was determined by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 120 members voted in the affirmative and 32 in the negative.

[See Ye and Nay No. 409 in Supplement.]

Assessment
consortium
item 7061-9401
stands,—
yea and nay
No. 405.

Children's
Medical Center —
Down Syndrome
Clinic
item 4510-3010
stands,—
yea and nay
No. 406.

Pediatric
palliative care
item 4590-1503
stands,—
yea and nay
No. 407.

Bail fees
section 120
stands,—
yea and nay
No. 408.

Dr. Daniel A.
Asquino
Building
section 184
stands,—
yea and nay
No. 409.

Therefore section 184 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Section 195 (special commission to study switching medications), which had been vetoed by the Governor, then was considered.

On the question on passing said section, notwithstanding the action of the Governor, the sense of the House was determined by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 118 members voted in the affirmative and 34 in the negative.

[See Yea and Nay No. 410 in Supplement.]

Therefore section 195 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Order.

On motion of Mr. DeLeo of Winthrop,—

Ordered, That when the House adjourns today, it adjourn to meet Monday next at eleven o'clock A.M.

Special
commission
to study
switching
medications
section 195
stands,—
yea and nay
No. 410.

Next
sitting.

At eighteen minutes before seven o'clock P.M., on motion of Mr. Frost of Auburn (Mrs. Haddad of Somerset being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Monday, July 25, 2016.

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.

Appointment of the Minority Leader.

The Minority Leader announced that (under the provisions of Section 6C of Chapter 277 of the Acts of 2010) he had appointed Representative Kane of Shrewsbury to serve as his designee on the Massachusetts Food Policy Council, replacing Representative Berthiaume of Spencer. Food Policy Council.

Resolutions.

Resolutions (filed with the Clerk by Mr. Wagner of Chicopee) congratulating Jeffrey Ciuffreda on the occasion of his retirement from the Springfield Regional Chamber, were referred under Rule 85, to the committee on Rules. Jeffrey Ciuffreda.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Smizik of Brookline, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petitions.

Mr. Madden of Nantucket presented a petition (accompanied by bill, House, No. 4546) of Timothy R. Madden and Daniel A. Wolf (by vote of the town) that the town of Tisbury be authorized to grant additional licenses for the sale of all alcoholic beverages to be drunk on the premises; and the same was referred to the committee on Consumer Protection and Professional Licensure. Sent to the Senate for concurrence. Tisbury,—liquor license.

Petitions severally were presented and referred as follows:

By Mr. Donahue of Worcester, a petition (subject to Joint Rule 12) of Daniel M. Donahue and Michael O. Moore for legislation to establish a sick leave bank for Anthony Ryan Smith, an employee of the Department of Developmental Services. Anthony Ryan Smith,—sick leave.

By Mr. Kelcourse of Amesbury, a petition (subject to Joint Rule 12) of James M. Kelcourse relative to the availability of the meeting minutes of condominiums associations. Condominiums,—minutes.

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

Paper from the Senate.

Youth,—
civic
engagement.

A Bill to involve youth in civic engagement (Senate, No. 2454, amended by adding the following sections:

“SECTION 4. Notwithstanding any general or special law to the contrary the department of elementary and secondary education shall report on the teaching of civics in secondary or intermediate public school districts. The report shall include but not be limited to number of school districts requiring the completion of a civics section before graduation.

Said report shall be submitted to the clerks of the house and senate and the joint committee on education by December 31, 2016.

SECTION 5. Notwithstanding any general or special law to the contrary the department of elementary and secondary education shall report on the teaching of United States history in secondary or intermediate school. The report shall include but not be limited to number of schools requiring the completion of a United States history section before graduation.

Said report shall be submitted to the clerks of the house and senate and the joint committee on education by December 31, 2016.”) (on Senate bill No. 2253), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Parental
time.

Petition (accompanied by bill) of Shawn Dooley relative to court ordered parenting time. To the committee on the Judiciary.

Irene
Carr,—
sick leave.

Petition (accompanied by bill) of Jonathan Hecht for legislation to establish a sick leave bank for Irene Carr, an employee of the Division of Professional Licensure. To the committee on Public Service.

Under suspension of the rules, on motion of Mr. Smizik of Brookline, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

Orders of the Day.

Third
reading
bill.

The Senate Bill designating certain lands in the town of Adams for conservation and public recreational purposes (Senate, No. 1631), 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.

House bills

Third
reading
bills.

Authorizing the city of Springfield to convert certain park land at Emerson Wight Park (House, No. 4302) (its title having been changed by the committee on Bills in the Third Reading); and

Authorizing the conveyance of certain property in the town of Stoneham (House, No. 4519);

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.

House bills

Preventing unnecessary medical debt (House, No. 1025); and
 Relative to criminal record checks for referees (House, No. 4394);
 Severally were read a second time; and they were ordered to a third
 reading.

Second
 reading
 bills.

The Senate Bill regulating notaries public to protect consumers
 and the validity and effectiveness of recorded instruments (Senate,
 No. 2064), was read a second time.

Second reading
 bill amended.

The amendment previously 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 4398,— was adopted.

The bill (Senate, No. 2064, amended) was ordered to a third reading.

The House Bill relative to LGBT awareness training for aging
 services providers (House, No. 526), was read a second time. id.

The amendment previously recommended by the committee on
 Ways and Means,— that the bill be amended by substitution of a bill
 with the same title (House, No. 4535),— was adopted.

The substituted bill then was ordered to a third reading.

The House Bill relative to employees of the Department of Fire
 Services (House, No. 2428), was read a second time. id.

The amendment previously recommended by the committee on
 Ways and Means,— that the bill be amended by substitution of a bill
 with the same title (House, No. 4400),— was adopted.

The substituted bill then was ordered to a third reading.

The House Bill relative to ABLE accounts (House, No. 3753), was
 read a second time. id.

The amendment previously recommended by the committee on
 Ways and Means,— that the bill be amended by substitution of a bill
 with the same title (House, No. 4402),— was adopted.

The substituted bill then was ordered to a third reading.

The House Bill authorizing the Commissioner of Capital Asset
 Management and Maintenance to convey certain land in the town of
 New Salem (House, No. 4521), reported by the committee on Bills in
 the Third Reading to be correctly drawn, was read a third time.

New Salem,—
 land.

Pending the question on passing the bill to be engrossed, Mr. Speliotis
 of Danvers moved to amend it in section 2, in line 22, by inserting after
 the word “days” the word “before”.

The amendment was adopted; and the bill (House, No. 4521, amended)
 was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill relative to streamlined low-voltage alarm system
 installation and permitting (House, No. 4129), reported by the commit-
 tee on Bills in the Third Reading to be correctly drawn, was read a
 third time.

Low-voltage
 alarm
 systems.

Low-voltage
alarm
systems.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by substitution of a bill with the same title (House, No. 4547), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

Weymouth,—
land.

The House Bill authorizing the Massachusetts Department of Transportation to acquire certain parcels of land in the town of Weymouth (House, No. 4389), 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, Mr. Mariano of Quincy moved to amend it by substitution of a bill with the same title (House, No. 4548), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet Thursday next at eleven o'clock A.M.

At twenty-one minutes after eleven o'clock A.M., on motion of Mr. Frost of Auburn (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.

JOURNAL OF THE HOUSE.

Thursday, July 28, 2016.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Nangle of Lowell 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. Nangle), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag. Pledge of allegiance.

Statement of Representative Pignatelli of Lenox.

A statement of Mr. Pignatelli of Lenox was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present in the House Chamber for the sitting of Saturday, July 23. If I had been present, I would have voted in the affirmative on all roll call votes taken that day (being roll call numbers 306 to 410, inclusive). Statement of Mr. Pignatelli of Lenox.

Statement of Representative Ultrino of Malden.

A statement of Mr. Ultrino of Malden was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present in the House Chamber for the sitting of Saturday, July 23. If I had been present, I would have voted in the affirmative on all roll call votes taken that day (being roll call numbers 306 to 410, inclusive). Statement of Mr. Ultrino of Malden.

Resolutions.

Resolutions (filed with the Clerk by Mr. Pignatelli of Lenox) celebrating the fiftieth anniversary of the Boston University Tanglewood Institute, were referred under Rule 85, to the committee on Rules. Boston University Tanglewood Institute.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Wong of Saugus, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petition.

Mr. Tosado of Springfield presented a petition (subject to Joint Rule 12) of José F. Tosado and others relative to foreclosures and vacant properties; and the same was referred, under Rule 24, to the committee on Rules. Vacant properties.

Mr. Galvin of Canton, 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 Ms. Garlick of Needham, the

Vacant
properties.

report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Housing. Sent to the Senate for concurrence.

Papers from the Senate.

Municipal
roads and
bridges.

The House Bill providing for the financing of certain improvements to municipal roads and bridges (House, No. 4424, amended) (its title having been changed by the Senate committee on Bills in the Third Reading), came from the Senate with the endorsement that it had been passed to be engrossed, in concurrence, by said branch with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2455, amended in section 2A, in line 36, inserting after the word "transportation" the following: "and the clerks of the house and senate"; striking out section 4; and striking out section 6 and inserting in place thereof the following section:

"SECTION 6. Item 1100-2511 of section 2A of chapter 286 of the acts of 2014 is hereby amended by inserting after the word 'provided', in line 4, the following words:— , that \$330,000 shall be expended for port security projects eligible for financing through grants from the Federal Management Agency when such projects are undertaken in collaboration with the Massachusetts emergency management agency and when such projects are based upon prior or anticipated future commitments of federal funds; provided further."

The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading. Said committee then reported that the amendment was correctly drawn.

Mr. Straus of Mattapoisett then moved that the House concur with the Senate in its amendment with a further amendment striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4557. The further amendment was adopted.

The House then concurred with the Senate in its amendment, as amended. Sent to the Senate for concurrence in the further amendment.

Marlborough,—
land.

The House Bill authorizing the commissioner of Capital Asset Management and Maintenance to convey a certain parcel of land in the city of Marlborough (see House, No. 3560, changed and amended), came from the Senate passed to be engrossed, in concurrence, with an amendment in section 5, in line 58, striking out the figures: "34" and inserting in place thereof the figures: "32".

The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading. Said committee then reported that the amendment was correctly drawn; and it was adopted, in concurrence.

Salem,—
land

The House Bill authorizing the Division of Capital Asset Management and Maintenance to grant an easement in certain land to the city of Salem (House, No. 3970, amended), came from the Senate passed to be engrossed, in concurrence, with an amendment in section 1, in line 1, striking out the figures: "38" and inserting in place thereof the figures: "37".

The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading. Said committee then reported that the amendment was correctly drawn; and it was adopted, in concurrence.

The House Bill relative to fire safety (House, No. 2112, amended), came from the Senate passed to be engrossed, in concurrence, with an amendment striking out sections 2, 3 and 4 and inserting in place thereof the following two sections:

Sprinkler fitters and contractors,— regulate.

“SECTION 2. Said section 81 of said chapter 146, as so appearing, is hereby further amended by inserting after the word ‘modification’, in line 25, the following words:— , service, testing.

SECTION 3. Said section 81 of said chapter 146, as so appearing, is hereby further amended by striking out the definition of ‘Sprinkler fitter/ journeyman sprinkler fitter’ and inserting in place thereof the following definition:—

‘Sprinkler fitter/journeyman sprinkler fitter’, any person who has completed an apprenticeship training program satisfactory to the bureau, is employed by a licensed fire protection sprinkler system contractor and who, individually or with other sprinkler fitters, performs any work in sprinkler fitting subject to inspection under any law, ordinance, by-law, rule or regulation, but does not employ other sprinkler fitters.”

The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

A Bill to strengthen the anti-human trafficking law (Senate, No. 2461) (on Senate bill No. 2444), was read; and it was referred, under Joint Rule 1E, to the committee on Health Care Financing.

Bodywork therapists and human trafficking.

Bills

Authorizing the Department of Capital Asset Management and Maintenance to lease certain land in the town of Hull to The Friends of the Paragon Carousel, Inc. (Senate, No. 2219) (on Senate, No. 1656);

Hull,— land.

Further strengthening public safety by reducing unlicensed, uninsured driving by OUI offenders (Senate, No. 2462) (on Senate, No. 2445);

OUI offenses.

Authorizing the commissioner of Capital Asset Management and Maintenance to convey a certain parcel of land in the town of Concord (Senate, No. 2272) (on a petition);

Concord,— land.

Relative to the Commonwealth’s direct-care workforce for elderly and disabled consumers (Senate, No. 2466, amended by inserting after section 1 the following 9 sections:

Direct-care workforce.

“SECTION 1A. Section 72F of chapter 111 of the General Laws, as so appearing, is hereby amended by inserting after the definition of ‘abuse’ the following definition:—

‘Assisted living residence’, an entity required to be certified under chapter 19D.

SECTION 1B. Said section 72F of said chapter 111, as so appearing, is hereby further amended by inserting after the definition of ‘patient’ the following definition:—

‘Personal care services provider’, a person providing personal care services as defined in 651 CMR 12.02.

Direct-care
workforce.

SECTION 1C. Said section 72F of said chapter 111, as so appearing, is hereby further amended by inserting after the figure '71', in line 44, the following words:— or an assisted living residence certified under chapter 19D.

SECTION 1D. Section 72G of said chapter 111, as so appearing, is hereby amended by inserting after the word 'therapist', in lines 6 and 7, the following words:— , personal care services provider, nurse practitioner, registered dietician.

SECTION 1E. Said section 72G of said chapter 111, as so appearing, is hereby further amended by inserting after the word 'agency', in lines 28 and 33, in each instance, the following words:— , assisted living residence.

SECTION 1F. Said section 72G of said chapter 111, as so appearing, is hereby further amended by inserting after the word 'facility', in lines 39 and 40, the following words:— or assisted living residence.

SECTION 1G. Section 72H of said chapter 111, as so appearing, is hereby amended by inserting after the word 'program', in line 10, the following words:— , assisted living residence.

SECTION 1H. Said section 72H of said chapter 111, as so appearing, is hereby further amended by inserting after the word 'facility', in lines 17 and 19, in each instance, the following words:— or assisted living residence.

SECTION 1I. Section 72J of said chapter 111, as so appearing, is hereby amended by striking out the second and third paragraphs and inserting in place thereof the following 4 paragraphs:—

The registry shall also contain specific documented findings by the department, made in accordance with this section, of patient or resident abuse, mistreatment, neglect or misappropriation of patient or resident property involving an individual listed on the registry, a home health aide, a homemaker or a personal care services provider and a brief statement by the individual disputing those findings. In the case of inquiries to the registry concerning a nurse aide, a home health aide, a homemaker or a personal care services provider, any information disclosed concerning a finding of patient or resident abuse, mistreatment, neglect or misappropriation of patient or resident property shall also include a disclosure of any statement in the registry relating to the finding or a clear and accurate summary of any such statement. All facilities, home health agencies, assisted living residences and homemaker agencies shall contact the registry prior to hiring an employee to ascertain if there is a finding of patient or resident abuse, mistreatment, neglect or misappropriation of patient or resident property against a nurse aide, home health aide, homemaker or personal care services provider. No facility, home health agency, assisted living residence or homemaker agency shall hire an individual whose name appears in the registry with an adjudicated finding of patient or resident abuse, mistreatment, neglect or misappropriation of patient or resident property if that individual is under a suspension imposed by the department under the terms of this section.

The department shall make a finding as to the accuracy of allegations of patient or resident abuse, mistreatment, neglect or misappropriation of patient or resident property after providing notice to the nurse aide, home health aide, homemaker or personal care services

provider involved in the allegation and a reasonable opportunity for a hearing for the individual to rebut such allegations. If the department finds that a nurse aide, home health aide, homemaker or personal care services provider abused, mistreated or neglected a patient or resident or misappropriated patient or resident property, the department shall notify the nurse aide, home health aide, homemaker or personal care services provider and the employer thereof and the registry of that finding. The department shall not make a finding that an individual has neglected a patient or resident if the individual demonstrates that such neglect was caused by factors beyond the control of the individual. Upon making a finding of patient or resident abuse, mistreatment, neglect or misappropriation of patient or resident property, the department may suspend the right of such individual to work as a nurse aide, home health aide, homemaker or personal care services provider. The department shall include the terms of any such suspension in the registry and no facility, home health agency, assisted living residence or homemaker agency shall hire that individual until the suspension has been served to its completion.

If the individual is charged with and convicted of a crime arising out of a report of abuse, the department shall permanently suspend the individual's ability to work as a nurse aide, home health aide, homemaker or personal care services provider; provided, however, that if an individual's finding of guilt is overturned on appeal, the individual may appeal to the department to overturn the suspension.

If a case is continued without a finding, the department may permanently suspend an individual's ability to work as a nurse aide, home health aide, homemaker or personal care services provider and shall make such a finding on the record to that effect after notice to that individual and an opportunity to appeal; provided, however, that a case continued without a finding shall appear in the registry as part of the registrant's record for not less than the length of probation or sanction imposed on the individual by the court. A person who is subject to a temporary or permanent suspension shall not offer services, whether publicly or privately funded, as a caregiver or in another direct service capacity to persons with a physical, intellectual or developmental disability, a mental illness or to children or elderly persons. An individual in violation of this paragraph shall be subject to a fine of not more than \$5,000.) (on Senate bill No. 77);

To reduce the risks associated with allergic reactions (Senate, No. 2468) (on Senate, No. 1220);

Allergic reactions.

Relative to voluntary towing reform (Senate, No. 2469) (on Senate bill No. 1289);

Towing reform.

Relative to the protection of propane gas ratepayers (Senate, No. 2470) (on Senate bill No. 1758);

Propane gas.

Relative to amphibious sight-seeing vehicle safety (Senate, No. 2473) (on Senate bill No. 2456);

Sight-seeing vehicles.

Authorizing the Commonwealth to grant an easement to the town of Barnstable and the town of Barnstable to grant or assign several conservation restrictions to the Commonwealth (Senate, No. 2474) (on Senate bill No. 1990);

Barnstable,—easements.

Pertaining to the town of Bellingham and water main easement (Senate, No. 2475) (on Senate bill No. 2117); and

Bellingham,—easements.

Motor vehicles,— inspection stations.— Relative to the licensure of motor vehicle inspection stations (Senate, No. 2476) (on Senate bill No. 2264); and

Resolves

Congo— minerals.— Examining Commonwealth procurement policies relative to Congo conflict minerals (Senate, No. 2463) (on Senate bill No. 1682);

Schools,— start time.— Authorizing a study of starting times and schedules (Senate, No. 2464) (on Senate bill No. 2221); and

Sexual assault.— Creating a sexual assault climate survey for Massachusetts colleges and universities (Senate, No. 2471) (on Senate bill No. 2242);

Severally passed to be engrossed by the Senate were read; and they were referred, under Rule 33, to the committee on Ways and Means.

Woburn,— land.—

A Bill relative to authorizing the temporary use of the Clapp Elementary School property in the city of Woburn for civic purposes (Senate, No. 2249) (on a petition) [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.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of rules, on motion of Ms. Garlick of Needham, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently under further suspension of the rules, on motion of Mr. Wong of Saugus, 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, in concurrence.

Oil tank cleanup fund.—

A Bill relative to the membership of the Underground Storage Tank Petroleum Cleanup Fund Administrative Reuse Board (Senate, No. 2096) (on a petition), passed to be engrossed by the Senate was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Ms. Garlick of Needham, the bill was read a second time forthwith; and it was ordered to a third reading.

Hubbardston,— land.—

A Bill authorizing the town of Hubbardston to convey a certain parcel of land (Senate, No. 2130) (on a petition) [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.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Smizik of Brookline, the bill was read a second time forthwith; and it was ordered to a third reading.

Carver,— finance department.—

A petition (accompanied by bill, Senate, No. 2460) of Marc R. Pacheco and Susan Williams Gifford (by vote of the town) for legislation to create a department of municipal finance in the town of Carver

under the direction of a finance director, was referred, in concurrence, to the committee on Municipalities and Regional Government.

The following notice was received from the Clerk of the Senate, to wit:—

July 28, 2016.

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 appointment (pursuant to Section 187 of Chapter 133 of the Acts of 2016) of Patricia A. Gentile, President of North Shore Community College, as his appointee to the Special Commission of Interstate Reciprocity Agreements.

Special
 Commission of
 Interstate
 Reciprocity
 Agreements.

Respectfully submitted,

WILLIAM F. WELCH,
Clerk of the Senate.

Reports of Committees.

By Mr. Galvin of Canton, 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 Thomas J. Calter that the Silver Lake Regional School District be authorized to convey a certain parcel of land to the town of Kingston. Under suspension of the rules, on motion of Ms. Garlick of Needham, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Kingston,—
 land.

By Mr. Nangle of Lowell, for the committee Steering, Policy and Scheduling, that the Senate Bill authorizing the town of Middleborough to exchange certain parcels of conservation land (Senate, No. 2090, changed and amended) [Local Approval Received], be scheduled for consideration by the House.

Middleborough,—
 land.

Under suspension of Rule 7A, on motion of Mr. Rushing of Boston, 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 Ms. Garlick of Needham, 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, in concurrence.

By Mr. Nangle of Lowell, for the committee Steering, Policy and Scheduling, that the House Bill authorizing the conveyance and change of use of a parcel of park land in the city of Salem (House, No. 4464) [Local Approval Received], be scheduled for consideration by the House.

Salem,—
 land.

Salem,—
land.

Under suspension of Rule 7A, on motion of Mr. Rushing of Boston, 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 Ms. Garlick of Needham, 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, its title having been changed by said committee to read: "An Act authorizing the conveyance of a parcel of park land in the city of Salem.". Sent to the Senate for concurrence.

Weston,—
land.

By Mr. Nangle of Lowell, for the committee Steering, Policy and Scheduling, that the House Bill authorizing the town of Weston to transfer certain recreation land being portions of Nolte Forest (House, No. 4508) [Local Approval Received], be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Rushing of Boston, 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 Ms. Garlick of Needham, 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. Nangle of Lowell, for the committee Steering, Policy and Scheduling, that the following matters be scheduled for consideration by the House:

Senate bills

Courthouses.

Enhancing courthouse security (Senate, No. 940);

Peace day.

Establishing Peace Day in the Commonwealth (Senate, No. 2181, amended); and

Private
clubs.

Relative to serving wine in private clubs (Senate, No. 2244, amended); and

House bills

East
Longmeadow.

Relative to the 2016 special town election in the town of East Longmeadow (printed in House, No. 4382);

Blandford,—
election.

Validating the actions taken at the annual town election held in the town of Blandford (printed in House, No. 4449);

Jamie
Mascarello.

Establishing a sick leave bank for Jamie Mascarello, an employee of the Office of the Commissioner of Probation (House, No. 4481);

Fairhaven,—
liquor
license.

Authorizing the town of Fairhaven to issue an additional license for the sale of wine and malt beverages to be drunk on the premises (House, No. 4528) [Local Approval Received]; and

Salem,—
liquor
licenses.

Authorizing the city of Salem to grant 2 additional licenses for the sale of alcoholic beverages to be drunk on the premises (House, No. 4529) [Local Approval Received];

Under suspension of Rule 7A, in each instance, on motion of Mr. Rushing of Boston, the bills severally were read a second time forthwith; and they were ordered to a third reading.

Health
insurance
coverage.

By Mr. Michelwitz of Boston, for the committee on Financial Services, on a petition, a Bill providing for certain health insurance coverage

(House, No. 3488). Referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill relative to land in the city of Boston (House, No. 4540). Read; and referred, under Rule 33, to the committee on Ways and Means. Boston,—
land.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on House, No. 4429, a Bill authorizing the town of Foxborough to grant four additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4549) [Local Approval Received]. Foxborough,—
liquor
licenses.

By the same member, for the same committee, on House, No. 4430, a Bill authorizing the town of Foxborough to grant three additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4550) [Local Approval Received]. Id.

By the same member, for the same committee, on House, No. 4431, a Bill authorizing the town of Foxborough to grant two additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4551) [Local Approval Received]. Id.

By the same member, for the same committee, on House, No. 4462, a Bill authorizing the town of Dracut to grant four additional licenses for the sale of alcoholic beverages to be drunk on the premises (House, No. 4552) [Local Approval Received]. Dracut,—
liquor
licenses.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill authorizing the town of Boylston to sell a portion of a certain town property (House, No. 4533) [Local Approval Received]. Boylston,—
property.

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

By Mr. Nangle of Lowell, for the committee Steering, Policy and Scheduling, that the following matters be scheduled for consideration by the House:

The Senate Bill protecting abandoned animals in vacant properties (Senate, No. 2375, amended); and Abandoned
animals.

House bills

Advancing and expanding access to telemedicine services (House, No. 4442); and Telemedicine.

Relative to speed limits (House, No. 4470); and Speed limits.

The House Resolve establishing a special commission on behavioral health promotion and upstream prevention (House, No. 4128); Behavioral
health,—
study.

Severally placed in the Orders of the Day for the next sitting for a second reading.

Emergency Measure.

The engrossed Bill relative to simulcasting and racing days (see House, No. 4459, 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. Simulcasting
and racing
days.

Simulcasting
and racing
days.

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 3 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 House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Engrossed Bills.

Bill
enacted.

The engrossed Bill validating the actions taken at a special town meeting held in the town of Templeton (see House bill printed in House, No. 4439) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for 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.

Engrossed bills

Bills
enacted.

Relative to respiratory therapy (see Senate, No. 1150, amended); and Designating certain lands in the town of Adams for conservation and public recreational purposes (see Senate, No. 1631);

(Which severally originated in the Senate);

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.

House bills

Third
reading
bills.

Designating the Westfield district courthouse as the John Greaney Courthouse (House, No. 1642) (its title having been changed by the committee on Bills in the Third Reading);

Authorizing the town of Orleans to amend a certain conservation restriction (House, No. 4447);

Authorizing the grant of an easement to the town of Bourne and to grant to the Department of Fish and Game a conservation restriction on town land (House, No. 4516); and

Authorizing the Division of Capital Asset Management and Maintenance to grant to The Association for Community Living, Inc. certain parcels of land in the city of Springfield (House, No. 4522);

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.

Real estate
appraisal
services.

The House Bill providing timely consumer protection for users of real estate appraisal services (House, No. 269), 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, Mr. Speliotis of Danvers moved to amend it by striking out all after the enacting clause and inserting in place thereof the following:

“Section 189 of chapter 112 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by adding the following paragraph:—

No action may be taken pursuant to this section against a person licensed pursuant to sections 173 to 195, inclusive, unless the action is commenced within: (1) 5 years of the date of the certified appraisal report; or (2) 2 years of the final disposition of any judicial proceeding in which the appraiser provided testimony related to the appraisal assignment, whichever period expires later.”

The amendment was adopted; and the bill (House, No. 269, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill concerning nondiscrimination in access to organ transplantation (House, No. 4332, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time. Organ transplantation,—
access.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in lines 79 and 81 by striking out the following: “section 7” and inserting in place thereof, in each instance, the following: “subsection (b)”.

The amendments were adopted; and the bill (House, No. 4332, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill authorizing the commissioner of Capital Asset Management and Maintenance to convey certain land to the city of Northampton (House, No. 4423) (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. Northampton,—
land.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 1, in lines 11 to 14, inclusive, by striking out the sentence contained in those lines and inserting in place thereof the following sentence: “Said parcel shall be subject to an agricultural preservation restriction or conservation restriction held by the city, under the care and custody of its conservation commission, provided, however, that no such restriction shall limit the city’s ability to use the land as farmland, including as a community garden.”

The amendment was adopted; and the bill (House, No. 4423, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill authorizing the Division of Capital Asset Management and Maintenance to grant certain easements to the New England Power Company (House, No. 4388) (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. Grafton,—
land.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 3, in line 73, by striking out the word “shall”.

The amendment was adopted; and the bill (House, No. 4388, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Older adults,—
task force.

The House Bill establishing a task force on Massachusetts older adults of all incomes (House, No. 4460), 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, Mr. Chan of Quincy and other members of the House moved to amend it in section 1, in line 8, by inserting after the word “culturally” the words “and linguistically”; and the amendment was adopted.

Mr. Jones of North Reading then moved to amend the bill in section 1, in lines 11 to 25, inclusive, by striking out the text contained in those lines and inserting in place thereof the following subsection:

“(b) The task force shall consist of 15 members as follows: the house and senate chairs of the joint committee on elder affairs or their designees, who shall serve as co-chairs; the secretary of elder affairs or a designee; the assistant secretary for MassHealth or a designee; the secretary of veterans’ services or a designee; the house minority leader or designee; the senate minority leader or designee; the director of the Gerontology Institute at the University of Massachusetts Boston or a designee; the president of the Tufts Health Plan Foundation or a designee; the president of the Blue Cross Blue Shield Foundation of Massachusetts or a designee; 1 older adult board member of a local council on aging, who shall be appointed by the Massachusetts Association of Councils on Aging and who shall not be an employee or paid consultant of the Association or of a local council on aging or of a senior center; 1 older adult member of the Massachusetts Senior Action Council, who shall not be an employee or paid consultant of the Senior Action Council; 1 member of AARP Massachusetts, who shall not be an employee or paid consultant of AARP; 1 older adult member of the Multicultural Coalition on Aging, who shall be an individual member of the Coalition and who shall not be an employee or paid consultant of the Coalition or of any of its member organizations and; 1 member who shall be an unpaid family or friend caregiver of an older adult.”

The amendment was adopted; and the bill (House, No. 4460, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Chesterfield,—
land.

The House Bill authorizing the conveyance of a certain parcel of land in the town of Chesterfield to Denise T. Cormier (House, No. 4469) (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.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 1 by adding the following sentence: “The parcel to be conveyed is a portion of the property acquired by the commonwealth by deed recorded with the Hampshire registry of deeds in book 6125, page 131.”

In section 2, in line 15, by striking out the words “, if deemed necessary by the department, DCAMM and DCR”; and, in line 18 by inserting after the word “potential” the following: “; provided however, that the division of capital asset management and the department of conservation and recreation may elect to accept nominal consideration for the conveyance authorized by section 1”.

The amendments were adopted; and the bill (House, No. 4469, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill authorizing the Department of Conservation and Recreation to grant certain easements to the town of Plymouth over a portion of Pilgrim Memorial State Park (House, No. 4515), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Plymouth,—
land.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 1, in line 17, by striking out the word “, subject” and inserting in place thereof the words “. The grant of the easements shall be subject”; and

In section 2, in lines 23 and 24, by striking out the words “To mitigate impacts to public parkland and ensure a no-net-loss of lands protected for natural resource purposes” and inserting in place thereof the following: “In consideration of and as a condition of the grant of the easements authorized in section 1”.

The amendments were adopted; and the bill (House, No. 4515, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill relative to land in Northampton (House, No. 4520, amended) (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.

Northampton,—
land.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 1, in line 12, by striking out the words “described in this act” and inserting in place thereof the words “of providing affordable housing”, in lines 16 and 18, by striking out the word “act” and inserting in place thereof, in each instance, the word “section”; and by striking out section 3 and inserting in place thereof the following section:

“SECTION 3. Section 16 of said chapter 86 is hereby amended by adding the following paragraph:—

Upon the conveyance of the parcel to the city of Northampton, the city of Northampton may then convey the parcel to a non-profit operator of an emergency shelter for the homeless; provided, that the deed shall contain a provision by which title to the parcel shall revert to the city of Northampton if the grantee ceases to operate an emergency shelter for the homeless. Upon reversion, the city of Northampton may again convey the parcel to a non-profit operator of an emergency shelter for the homeless or for affordable housing for the homeless, the formerly homeless or those at risk of homelessness, in accordance with this section.”.

The amendments were adopted; and the bill (House, No. 4520, amended) was passed to be engrossed. Sent to the Senate for concurrence.

At twelve minutes before twelve o'clock noon, on motion of Mr. Wong of Saugus (Mr. Nangle of Lowell being in the Chair), the House recessed subject to the call of the Chair; and at four minutes before two o'clock P.M., the House was called to order with Mr. Nangle in the Chair.

Recess.

Public
health,—
study.

The Senate Resolve establishing the special commission on local and regional public health (Senate, No. 2296, amended), 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 resolve, as amended, to be engrossed, in concurrence, Mr. Jones of North Reading moved to amend it in lines 5 to 25, inclusive, by striking out the paragraph contained in those lines and inserting in place thereof the following paragraph:

“The commission shall consist of the following persons, or their designees: the secretary of administration and finance; the commissioner of public health, who shall serve as chair; the commissioner of environmental protection; the commissioner of agricultural resources; 2 members of the house of representatives, 1 of whom shall be appointed by the speaker of the house and 1 of whom shall be appointed by the house minority leader; 2 members of senate, 1 of whom shall be appointed by the senate president and 1 of whom shall be appointed by the senate minority leader; a representative of the Massachusetts Municipal Association; a representative of the Massachusetts Taxpayers Foundation; a representative of the Massachusetts Public Health Association; a representative of the Massachusetts Health Officers Association; a representative of the Massachusetts Association of Health Boards; a representative of the Massachusetts Environmental Health Association; a representative of the Massachusetts Association of Public Health Nurses; a representative of the Western Massachusetts Public Health Association; a representative of the Massachusetts Public Health Regionalization Project working group at Boston University School of Public Health; and 8 persons to be appointed by the governor, 1 of whom shall be a representative of a research or academic institution with experience in public health data collection and analysis; 1 of whom shall be a representative of a community health center; 1 of whom shall be a representative of a hospital system; 1 of whom shall have expertise in public health workforce development; 1 of whom shall be a public health representative of a municipality with a population greater than 50,000; 1 of whom shall be a public health representative of a municipality with a population between 5,000 and 50,000; and 1 of whom shall be a public health representative of a regional service model that includes at least 1 town with a population of less than 5,000.”

The amendment was adopted.

Ms. Garlick of Needham then moved to amend the resolve by adding the following paragraph:

“The commission shall prepare and submit to the governor, the joint committee on public health and the house and senate committee on ways and means a report that includes: (i) a summary of the commission’s findings; (ii) a review of local public health organization and financing in other states; (iii) a review of the strengths and weaknesses of the local public health system as it currently exists in the commonwealth, with particular emphasis on capacity, functionality and efficiency; (iv) recommendations on organizational and fiscal models that would work to ensure capacity across municipalities; (v) recommendations on the sharing of resources across municipalities, including regionalization; (vi) recommendations to strengthen public health data reporting, gathering and

analysis, including any recommendations on mandatory reporting of local health authorities to the department; (vii) recommendations on resources needed to effectively meet statutory responsibilities at the state and local level; and (viii) recommendations to strengthen the local public health workforce and ensure training of the next generation of local public health professionals, including leveraging academic partnerships. The commission shall submit its final report by July 31, 2017.”

The amendment was adopted; and the resolve (Senate, No. 2296, amended), was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment adopted by the House (for text of resolve as amended by the House, see House document numbered 4458, amended).

The House Bill authorizing the town of Weston to transfer certain recreation land known as Cat Rock (House, No. 4507), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time. Weston,—
land.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 1, in line 5, by striking out the figures: “363” and inserting in place thereof the figures: “366”.

The amendment was adopted; and the bill (House, No. 4507, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

At twenty-four minutes after two o’clock P.M., on motion of Mr. Wong of Saugus (Mr. Nangle of Lowell being in the Chair), the House recessed until three o’clock; and at fourteen minutes before four o’clock P.M., the House was called to order with Mr. Nangle in the Chair. Recess.

Emergency Measures.

The engrossed Bill authorizing the Department of Fish and Game to acquire land of the town of Townsend (see House, No. 3748, amended) (which originated in the House), 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. Townsend,—
land.

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 3 to 0. Sent to the Senate for concurrence.

The engrossed Bill providing for the financing of certain improvements to municipal roads and bridges (see House, No. 4424, amended) (which originated in the House), 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. Municipal
roads and
bridges.

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 3 to 0. Sent to the Senate for concurrence.

Chicopee,—
land.

The engrossed Bill relative to the conveyance of an easement in the city of Chicopee (see House, No. 4441) (which originated in the House), 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 3 to 0. Sent to the Senate for concurrence.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Saturday next at eleven o'clock A.M.

At eight minutes before four o'clock P.M., on motion of Mr. Wong of Saugus (Mr. Nangle of Lowell being in the Chair), the House adjourned, to meet the following Saturday at eleven o'clock A.M.

JOURNAL OF THE HOUSE.

Saturday, July 30, 2016.

Met according to adjournment, at eleven o'clock A.M., 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.

Message from His Excellency the Governor.

A message from His Excellency the Governor recommending legislation relative to relative to expanded access to therapies for the treatment of Lyme disease (House, No. 4560), was filed in the office of the Clerk on July 28. The message was read; and it was referred to the committee on Financial Services. Sent to the Senate for concurrence. Lyme disease.

Valedictory Address.

The Speaker having taken the Chair,—
Representative Bradley of Hingham, who would soon be resigning from the House, then addressed the House regarding his departure from service. Valedictory Address.

Statement of Representative Ehrlich of Marblehead

A statement of Ms. Ehrlich of Marblehead was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I am unable to be present in the House Chamber for the remainder of today's sitting due to personal family business. If I could be present I would vote in the affirmative to override all of the Governor's vetoes and reductions that are reported from the committee on Ways and Means and voted upon by the House this evening. Statement of Ms. Ehrlich of Marblehead.

Appointment to a Special Commission.

The Minority Leader announced that he had appointed Representative Muradian of Grafton as his designee to serve on the special commission established (under Section 187 of Chapter 133 of the Acts of 2016) to examine and make recommendations to the General Court regarding the Board of Higher Education entering into interstate reciprocity agreements that authorize an accredited, degree-granting institution of higher education located in the Commonwealth to voluntarily participate in an agreement to provide distance learning programs to students in other states in accordance with the terms of the agreement. Distance Learning Commission.

Resolutions.

Mr. Donato of Medford being in the Chair,—
Resolutions (filed with the Clerk by Ms. Fox of Boston and other members of the House) condemning the practice of female genital Gender violence.

Gender
violence.

mutilation and all forms of gender-based violence, were referred under Rule 85, to the committee on Rules.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Tucker of Salem, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Annual Report.

State Retirees
Benefit Trust,—
budget filing.

The annual report of the State Retirees Benefit Trust (under Section 24(f) of Chapter 32A of the General Laws) submitting its budget filing for fiscal year 2017 [received June 14, 2016] (copies forwarded to the committee on Ways and Means and the committee on Public Service), was placed on file.

Order.

On motion of Mr. Galvin of Canton,—

Economic
development
bill
conferees,—
voting.

Ordered, That, notwithstanding any rule to the contrary, a court officer shall be assigned to cast roll call votes, except quorum roll calls, for Representatives Wagner of Chicopee, Dempsey of Holyoke and Kelcourse of Amesbury during their negotiations and deliberations on the committee of conference on the economic stimulus bill.

Petitions.

Springfield,—
land.

Mr. Swan of Springfield presented a petition (accompanied by bill, House, No. 4564) of Benjamin Swan (with the approval of the mayor and city council) that the city of Springfield be authorized to convey a certain parcel of land for traffic improvement purposes; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Papers from the Senate.

Multi-family
housing,—
study.

A Resolve creating a commission to study ways to prevent bullying of tenants in public and subsidized multi-family housing (Senate, No. 1984), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Mr. Dempsey of Haverhill, for said committee, then reported that the resolve ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Linsky of Natick, the bill was read a second time forthwith; and it was ordered to a third reading.

Springfield,—
land.

The House Bill authorizing the city of Springfield to lease certain land (House, No. 3818), came from the Senate passed to be engrossed in concurrence, with amendments in section 1, in line 2, by inserting after the word “contrary” the following: “, but subject to paragraphs (a), (b) and (g) of section 16 of chapter 30B”, and, in line 4, by inserting

after the word “center” the words “, which shall be open to the general public for outdoor recreation purposes,”. The amendments were referred, under Rule 35, to the committee on Bills in the Third Reading.

Subsequently the amendments (having been reported by said committee to be correctly drawn) were adopted, in concurrence.

A Bill relative to the creative economy (Senate, No. 2451, amended by adding the following section:

Economy,—
study.

“SECTION 2. There shall be a task force to examine and make recommendations on the independent contractor classification in the commonwealth. The task force shall consist of: the senate and house chairs of the joint committee on labor and workforce development, who shall serve as co-chairs; the secretary of labor and workforce development or a designee; the attorney general or a designee; 2 members of the house of representatives, 1 of whom shall be appointed by the minority leader; 2 members of the senate, 1 of whom shall be appointed by the minority leader; 1 member representing Associated Industries of Massachusetts, Inc.; 1 member representing Associated Builders and Contractors, Inc.; 1 member representing Associated General Contractors of Massachusetts, Inc.; 1 member representing Associated Subcontractors of Massachusetts, Inc.; 1 member representing the Massachusetts Building Trades Council; 1 member representing the New England Regional Council of Carpenters; 1 member representing the Service Employees International Union; 1 member representing Massachusetts High Technology Council, Inc.; 1 member representing the National Federation of Independent Business; 1 member representing Greater Boston Legal Services, Inc.; 1 member representing Community Labor United, Inc.; 1 member representing the Massachusetts Artists Leaders Coalition; and 1 member representing the Massachusetts AFL-CIO.

The task force shall file a report containing its findings and recommendations, including draft legislation necessary to carry out its recommendations, with the clerks of the house of representatives and senate, the senate and house chairs of the joint committee on economic development and emerging technologies and the chairs of the house and senate committees on ways and means not later than June 31, 2017.”) (on Senate bill No. 992), passed to be engrossed by the Senate, was read; and it was referred, under Joint Rule 29, to the committee on Rules of the two branches, acting concurrently.

A Bill concerning sexual violence on higher education campuses (Senate, No. 2465, amended in section 2, in line 131, by inserting after the word “institution”, the first time it appears, the words “in an aggregate format”, in line 138, by striking out the word “rape” and inserting in place thereof the words “sexual assault evidence collection”, in line 327, by inserting after the word education the words “and the clerks of the senate and house of representatives (as changed by the Senate committee on Bills in the Third Reading), and by inserting after section 2 the following section:

Sexual
violence.

“SECTION 2A. Section 97B of chapter 41 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out, in lines 30 to 33, inclusive, the words ‘for a period of at least six months upon the written request of the victim at the time the evidence

Sexual
violence.

is obtained upon forms provided to such victim by such hospital' and inserting in place thereof the following words:- at the crime lab where the testing occurs until the expiration of the applicable statute of limitations, in accordance with section 63 of chapter 277."; and in section 3, in line 339, by striking out the word "January" and inserting in place thereof the word "July") (on Senate, No. 679), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Reports of Committees.

Lipodystrophy
syndrome
treatment.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill relative to HIV-associated lipodystrophy syndrome treatment (Senate, No. 2137), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Under suspension of Rule 7A, on motion of Mr. Linsky of Natick, 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 bills ought to pass:

Hull,—
land.

Authorizing the department of Capital Asset Management and Maintenance to lease certain land in the town of Hull to The Friends of the Paragon Carousel, Inc (Senate, No. 2219);

Concord,—
land.

Authorizing the commissioner of Capital Asset Management and Maintenance to convey a certain parcel of land in the town of Concord (Senate, No. 2272); and

Barnstable,—
land.

Authorizing the Commonwealth to grant an easement to the town of Barnstable and the town of Barnstable to grant or assign several conservation restrictions to the Commonwealth (Senate, No. 2474);

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

Mr. Nangle of Lowell, for said committee, then reported that the bills severally be scheduled for consideration by the House.

Under suspension of Rule 7A, in each instance, on motion of Mr. Linsky of Natick, the bills severally were read a second time forthwith; and they were ordered to a third reading.

Subsequently, under suspension of the rules, in each instance, on motion of Mr. Speliotis of Danvers, the bills 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.

Bellingham,—
land.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill pertaining to the town of Bellingham and water main easement (Senate, No. 2475), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, reported recommending that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Linsky of Natick, 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. Speliotis of Danvers, 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, in concurrence, its title having been changed by said committee to read: "An Act authorizing the Commissioner of Capital Asset Management and Maintenance to grant a water main easement to the town of Bellingham".

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill authorizing the commissioner of Capital Asset Management and Maintenance to convey an easement over certain park land to the city of Boston (House, No. 4540), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Boston,—
land.

Mr. Nangle of Lowell, for said committee, then reported recommending that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Linsky of Natick, 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. Speliotis of Danvers, 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, its title having been changed by said committee to read: "An Act authorizing the commissioner of Capital Asset Management and Maintenance to convey an easement over certain park land to the city of Boston.". Sent to the Senate for concurrence.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill relative to the towing away and storage of motor vehicles (Senate, No. 2452), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Towing.

Mr. Nangle of Lowell, for said committee, then reported recommending that the matter be scheduled for consideration by the House.

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

*Motions to Discharge Certain Matters
in the Orders of the Day.*

The Senate amendment of the House Bill relative to fire safety (House, No. 2112, amended), was discharged from its position in the Orders of the Day and considered, under suspension of Rule 47, on motion of Mr. Coppinger of Boston. The House then concurred with the Senate in its amendment. Sprinkler
fitters,
etc.

The Senate Bill authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land in the town of Shrewsbury (Senate, No. 2406) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time, under suspension of Rule 47, on motion of Mrs. Haddad of Somerset. The bill then was passed to be engrossed, in concurrence. Shrewsbury,—
land.

*Emergency Measure.*Salem,—
land.

The engrossed Bill authorizing the Division of Capital Asset Management and Maintenance to grant an easement in certain land to the city of Salem (see House, No. 3970, 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 3 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 House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Engrossed Bills.

Engrossed bills

Bills
enacted.

Authorizing the commissioner of Capital Asset Management and Maintenance to convey a certain parcel of land in the town of Concord (see Senate, No. 2272) (which originated in the Senate);

Relative to fire safety (see House, No. 2112, amended);

Relative to the composition of the Salem Board of Health (see House, No. 3344);

Designating a certain bridge in the city of Boston as the Honorable Arthur J. Lewis, Jr. Bridge (see House, No. 3637, amended);

Relative to the maximum age of special police officers in the city known as the town of Bridgewater (see House, No. 3686);

Relative to the creation of a renewable energy fund in the town of Dedham (see House, No. 3881);

Increasing access to immunizations (see House, No. 3895); and

Establishing the Somerville municipal job creation and retention trust (House, No. 4303);

(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 it were signed by the acting Speaker and sent to the Senate.

Recess.

Recess.

At four minutes before twelve o'clock noon, on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed until a quarter after one o'clock P.M.; and at twenty minutes after one o'clock the House was called to order with Mr. Donato in the Chair.

*Engrossed Bill — Land Taking.*Middleborough,—
land.

The engrossed Bill authorizing the town of Middleborough to exchange certain parcels of conservation land (see Senate, No. 2090, changed and amended) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

Bill
enacted
(land taking),—

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as

defined by Article XCVII of the Amendments to the Constitution); and on the roll call 157 members voted in the affirmative and 0 in the negative.

[See Ye and Nay No. 411 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Engrossed Bill — State Loan.

The engrossed Bill providing for the financing of certain improvements to municipal roads and bridges (see House, No. 4424, amended) (which originated in the House), in respect to which the Senate had concurred in adoption of the emergency preamble, was put upon its final passage.

After remarks on the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a “loan” bill as defined by Section 3 of Article LXII of the Amendments to the Constitution); and on the roll call 158 members voted in the affirmative and 0 in the negative.

[See Ye and Nay No. 412 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Engrossed Bills — Land Takings.

The engrossed Bill relative to authorizing the temporary use of the Clapp Elementary School property in the city of Woburn for civic purposes (see Senate, No. 2249) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 158 members voted in the affirmative and 0 in the negative.

[See Ye and Nay No. 413 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill authorizing the commissioner of Capital Asset Management and Maintenance to convey a certain parcel of land in the city of Marlborough (see House, No. 3560, changed and amended) (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.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 158 members voted in the affirmative and 0 in the negative.

[See Ye and Nay No. 414 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

yea and nay
No. 411.

Municipal
roads and
bridges.

Bill enacted
(state loan),—
yea and nay
No. 412.

Woburn,—
land.

Bill enacted
(land taking),—
yea and nay
No. 413.

Marlborough,—
land.

Bill enacted
(land taking),—
yea and nay
No. 414.

Townsend,—
land.

The engrossed Bill authorizing the Department of Fish and Game to acquire land of the town of Townsend (see House, No. 3748, amended), in respect to which the Senate had concurred in adoption of the emergency preamble, was put upon its final passage.

Bill enacted
(land taking),—
yea and nay
No. 415.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 158 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 415 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Nantucket,—
land.

The engrossed Bill authorizing the Nantucket Islands Land Bank to convey certain parcels of land held for open space, recreational or conservation purposes to the town of Nantucket for open spaces, recreational or conservation purposes (see House, No. 3892, amended) (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.

Bill enacted
(land taking),—
yea and nay
No. 416.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 158 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 416 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Springfield,—
land.

The engrossed Bill authorizing the change in use of certain park land in the city of Springfield (see House, No. 4159) (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.

Bill enacted
(land taking),—
yea and nay
No. 417.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 158 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 417 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Chicopee,—
land.

The engrossed Bill relative to the conveyance of an easement in the city of Chicopee (see House, No. 4441), in respect to which the Senate had concurred in adoption of the emergency preamble, was put upon its final passage.

Bill enacted
(land taking),—
yea and nay
No. 418.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 158 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 418 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill authorizing the conveyance of a parcel of park land in the city of Salem (see House, No. 4464) (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.

Salem,—
land.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 158 members voted in the affirmative and 0 in the negative.

Bill enacted
(land taking),—
yea and nay
No. 419.

[See Yea and Nay No. 419 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land in the town of Stoneham (see House, No. 4519) (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.

Stoneham,—
land.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 158 members voted in the affirmative and 0 in the negative.

Bill enacted
(land taking),—
yea and nay
No. 420.

[See Yea and Nay No. 420 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Reports of Committees.

Mr. Dempsey of Haverhill, for the committee on Ways and Means, on a message from His Excellency the Governor (for message, see House, No. 4505), returning with his reduction or disapproval of certain items and sections, and also with recommendations of amendments of certain sections contained in the engrossed Bill making appropriations for the fiscal year 2017 for the maintenance of the departments, board, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (see House, No. 4450), reported, in part, that certain items stand (as passed by the General Court). Severally referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

General
Appropriation
Bill.

Mr. Nangle of Lowell, for said committee, reported, in each instance, that the matters be scheduled for consideration by the House. Under suspension of Rule 7A, in each instance, on motion of the same member, the reports were considered forthwith.

Item 0332-0100 (contained in section 2) (District Court administrative staff), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$66,054,290 to \$65,195,747.

District Court
administrative
staff
item 0332-0100
stands,—
yea and nay
No. 421.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 126 members voted in the affirmative and 31 in the negative.

[See Yea and Nay No. 421 in Supplement.]

Therefore item 0332-0100 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0340-0600 (contained in section 2) (Northwestern District), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$6,098,538 to \$5,926,415.

Northwestern
District
Attorney
item 0340-0600
stands,—
yea and nay
No. 422.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 127 members voted in the affirmative and 30 in the negative.

[See Yea and Nay No. 422 in Supplement.]

Therefore item 0340-0600 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0511-0200 (contained in section 2) (Archives Division administration), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$565,557 to \$361,901.

Archives
Division
administration
item 0511-0200
stands,—
yea and nay
No. 423.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 135 members voted in the affirmative and 22 in the negative.

[See Yea and Nay No. 423 in Supplement.]

Therefore item 0511-0200 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0610-0010 (contained in section 2) (financial literacy programs), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$810,000 to \$430,650.

Financial
literacy
programs
item 0610-0010
stands,—
yea and nay
No. 424.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 129 members voted in the affirmative and 28 in the negative.

[See Yea and Nay No. 424 in Supplement.]

Therefore item 0610-0010 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 1599-7114 (contained in section 2) (UMass Springfield), which had been vetoed by the Governor, then was considered.

UMass
Springfield
item 1599-7114
stands,—
yea and nay
No. 425.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 126 members voted in the affirmative and 31 in the negative.

[See Yea and Nay No. 425 in Supplement.]

Therefore item 1599-7114 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 2000-0100 (contained in section 2) (Energy and Environmental Affairs administration), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$7,672,881 to \$7,343,410.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 126 members voted in the affirmative and 31 in the negative.

[See Yea and Nay No. 426 in Supplement.]

Therefore item 2000-0100 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 2030-1000 (contained in section 2) (environmental law enforcement), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$10,547,986 to \$10,121,272.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 136 members voted in the affirmative and 21 in the negative.

[See Yea and Nay No. 427 in Supplement.]

Therefore item 2030-1000 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 2200-0100 (contained in section 2) (Environmental Protection administration), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$25,035,437 to \$23,535,437.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 133 members voted in the affirmative and 24 in the negative.

[See Yea and Nay No. 428 in Supplement.]

Therefore item 2200-0100 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 2200-0107 (contained in section 2) (redemption centers operations), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$475,000 to \$425,000.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 126 members voted in the affirmative and 31 in the negative.

[See Yea and Nay No. 429 in Supplement.]

Energy and
Environmental
Affairs
administration
item 2000-0100
stands,—
yea and nay
No. 426.

Environmental
law enforcement
item 2030-1000
stands,—
yea and nay
No. 427.

Environmental
Protection
administration
item 2200-0100
stands,—
yea and nay
No. 428.

Redemption
centers
operations
item 2200-0107
stands,—
yea and nay
No. 429.

Therefore item 2200-0107 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 2300-0101 (contained in section 2) (riverways protection program), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$680,889 to \$546,380.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 129 members voted in the affirmative and 28 in the negative.

[See Ye and Nay No. 430 in Supplement.]

Therefore item 2300-0101 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 2330-0100 (contained in section 2) (Division of Marine Fisheries administration), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$6,298,094 to \$5,998,094.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 132 members voted in the affirmative and 25 in the negative.

[See Ye and Nay No. 431 in Supplement.]

Therefore item 2330-0100 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 2511-0100 (contained in section 2) (DAR administration), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$5,629,445 to \$5,479,445.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 138 members voted in the affirmative and 19 in the negative.

[See Ye and Nay No. 432 in Supplement.]

Therefore item 2511-0100 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 2511-0105 (contained in section 2) (emergency food assistance), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$17,665,000 to \$17,000,000.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 127 members voted in the affirmative and 30 in the negative.

[See Ye and Nay No. 433 in Supplement.]

Riverways
protection
program
item 2300-0101
stands,—
yea and nay
No. 430.

Division of
Marine
Fisheries
administration
item 2330-0100
stands,—
yea and nay
No. 431.

DAR
administration
item 2511-0100
stands,—
yea and nay
No. 432.

Emergency
food assistance
item 2511-0105
stands,—
yea and nay
No. 433.

Therefore item 2511-0105 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 2800-0401 (contained in section 2) (stormwater management), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$465,854 to \$365,854.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 125 members voted in the affirmative and 32 in the negative.

[See Ye and Nay No. 434 in Supplement.]

Therefore item 2800-0401 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 2800-0500 (contained in section 2) (DCR beaches), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$1,100,000 to \$800,000.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 129 members voted in the affirmative and 28 in the negative.

[See Ye and Nay No. 435 in Supplement.]

Therefore item 2800-0500 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 2800-0501 (contained in section 2) (DCR seasons), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$15,695,936 to \$15,261,436.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 130 members voted in the affirmative and 24 in the negative.

[See Ye and Nay No. 436 in Supplement.]

[Representatives Haddad of Somerset, Mahoney of Worcester and O'Day of West Boylston answered "Present" in response to their names.]

Therefore item 2800-0501 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 2800-0700 (contained in section 2) (Office of Dam Safety), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$448,295 to \$373,295.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 126 members voted in the affirmative and 31 in the negative.

[See Ye and Nay No. 437 in Supplement.]

Stormwater
management
item 2800-0401
stands,—
yea and nay
No. 434.

DCR beaches
item 2800-0500
stands,—
yea and nay
No. 435.

DCR seasons
item 2800-0501
stands,—
yea and nay
No. 436.

Office of
Dam Safety
item 2800-0700
stands,—
yea and nay
No. 437.

Therefore item 2800-0700 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 3000-1000 (contained in section 2) (Early Education and Care administration), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$5,666,766 to \$5,641,766.

Early Education
and Care
administration
item 3000-1000
stands,—
yea and nay
No. 438.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 124 members voted in the affirmative and 33 in the negative.

[See Yea and Nay No. 438 in Supplement.]

Therefore item 3000-1000 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4000-0005 (contained in section 2) (safe and successful youth initiative), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$6,560,000 to \$6,500,000.

Safe and
successful
youth initiative
item 4000-0005
stands,—
yea and nay
No. 439.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 123 members voted in the affirmative and 34 in the negative.

[See Yea and Nay No. 439 in Supplement.]

Therefore item 4000-0005 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4000-0008 (contained in section 2) (Crossroads), which had been vetoed by the Governor, then was considered.

Crossroads
item 4000-0008
stands,—
yea and nay
No. 440.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 123 members voted in the affirmative and 34 in the negative.

[See Yea and Nay No. 440 in Supplement.]

Therefore item 4000-0008 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4000-0014 (contained in section 2) (Edward Kennedy Community Health Center), which had been vetoed by the Governor, then was considered.

Edward Kennedy
Community
Health Center
item 4000-0014
stands,—
yea and nay
No. 441.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 127 members voted in the affirmative and 30 in the negative.

[See Yea and Nay No. 441 in Supplement.]

Therefore item 4000-0014 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4000-0300 (contained in section 2) (EOHHS and MassHealth administration), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$100,501,087 to \$97,709,648.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 126 members voted in the affirmative and 31 in the negative.

[See Ye and Nay No. 442 in Supplement.]

Therefore item 4000-0300 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4000-0640 (contained in section 2) (MassHealth nursing home rates), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$347,900,000 to \$330,100,000.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 153 members voted in the affirmative and 4 in the negative.

[See Ye and Nay No. 443 in Supplement.]

Therefore item 4000-0640 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4000-0700 (contained in section 2) (MassHealth fee-for-service), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$2,377,838,433 to \$2,368,938,433.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 125 members voted in the affirmative and 32 in the negative.

[See Ye and Nay No. 444 in Supplement.]

Therefore item 4000-0700 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4110-1000 (contained in section 2) (MCB community services), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$4,350,682 to \$4,175,682.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 147 members voted in the affirmative and 9 in the negative.

[See Ye and Nay No. 445 in Supplement.]

Therefore item 4110-1000 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4200-0200 (contained in section 2) (pre-trial residential), which had been reduced by the Governor, then was considered.

EOHHS and
MassHealth
administration
item 4000-0300
stands,—
yea and nay
No. 442.

MassHealth
nursing home
rates
item 4000-0640
stands,—
yea and nay
No. 443.

MassHealth
fee-for-service
item 4000-0700
stands,—
yea and nay
No. 444.

MCB
community
services
item 4110-1000
stands,—
yea and nay
No. 445.

The Governor had stricken certain wording and reduced said item from \$27,633,139 to \$27,133,139.

Pre-trial
residential
item 4200-0200
stands,—
yea and nay
No. 446.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 124 members voted in the affirmative and 33 in the negative.

[See Yeas and Nays No. 446 in Supplement.]

Therefore item 4200-0200 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4401-1000 (contained in section 2) (employment services program), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$12,694,060 to \$12,619,060.

Employment
services
program
item 4401-1000
stands,—
yea and nay
No. 447.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 125 members voted in the affirmative and 32 in the negative.

[See Yeas and Nays No. 447 in Supplement.]

Therefore item 4401-1000 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4510-0110 (contained in section 2) (DPH community health centers), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$1,598,773 to \$1,223,773.

DPH
community
health centers
item 4510-0110
stands,—
yea and nay
No. 448.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 124 members voted in the affirmative and 33 in the negative.

[See Yeas and Nays No. 448 in Supplement.]

Therefore item 4510-0110 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4510-0710 (contained in section 2) (health care quality), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$10,634,252 to \$10,584,252.

Health care
quality
item 4510-0710
stands,—
yea and nay
No. 449.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 155 members voted in the affirmative and 2 in the negative.

[See Yeas and Nays No. 449 in Supplement.]

Therefore item 4510-0710 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4510-0810 (contained in section 2) (SANE and Pedi-SANE programs), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$4,630,449 to \$4,450,449.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 157 members voted in the affirmative and 0 in the negative.

SANE and
Pedi-SANE
programs
item 4510-0810
stands,—
yea and nay
No. 450.

[See Yea and Nay No. 450 in Supplement.]

Therefore item 4510-0810 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4512-0500 (contained in section 2) (dental health program), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$2,219,647 to \$1,669,647.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 144 members voted in the affirmative and 13 in the negative.

Dental health
program
item 4512-0500
stands,—
yea and nay
No. 451.

[See Yea and Nay No. 451 in Supplement.]

Therefore item 4512-0500 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7003-0902 (contained in section 2) (JLM committee for municipal police and fire), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 141 members voted in the affirmative and 16 in the negative.

JLM committee
for municipal
police and fire
item 7003-0902
stands,—
yea and nay
No. 452.

[See Yea and Nay No. 452 in Supplement.]

Therefore item 7003-0902 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7003-0100 (contained in section 2) (EOLWD administration), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$902,092 to \$730,972.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 125 members voted in the affirmative and 32 in the negative.

EOLWD
administration
item 7003-0100
stands,—
yea and nay
No. 453.

[See Yea and Nay No. 453 in Supplement.]

Therefore item 7003-0100 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7002-0020 (contained in section 2) (manufacturing pilot program), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$1,625,000 to \$1,450,000.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 129 members voted in the affirmative and 28 in the negative.

Manufacturing
pilot program
item 7002-0020
stands,—
yea and nay
No. 454.

[See Yea and Nay No. 454 in Supplement.]

Manufacturing
pilot program
item 7002-0020
stands,—
yea and nay
No. 454.

Therefore item 7002-0020 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7002-0012 (contained in section 2) (youths-at-risk summer jobs), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$10,200,000 to \$9,925,000.

Youths-at-risk
summer jobs
item 7002-0012
stands,—
yea and nay
No. 455.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 123 members voted in the affirmative and 34 in the negative.

[See Yea and Nay No. 455 in Supplement.]

Therefore item 7002-0012 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7002-0010 (contained in section 2) (EOHED administration), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$2,501,996 to \$2,151,996.

EOHED
administration
item 7002-0010
stands,—
yea and nay
No. 456.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 122 members voted in the affirmative and 34 in the negative.

[See Yea and Nay No. 456 in Supplement.]

Therefore item 7002-0010 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 5920-3000 (contained in section 2) (respite and family services), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$62,846,395 to \$62,739,395.

Respite and
family services
item 5920-3000
stands,—
yea and nay
No. 457.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 141 members voted in the affirmative and 16 in the negative.

[See Yea and Nay No. 457 in Supplement.]

Therefore item 5920-3000 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 5911-1003 (contained in section 2) (DDS administration), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$70,068,991 to \$69,893,991.

DDS
administration
item 5911-1003
stands,—
yea and nay
No. 458.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 150 members voted in the affirmative and 7 in the negative.

[See Yea and Nay No. 458 in Supplement.]

Therefore item 5911-1003 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 5046-0000 (contained in section 2) (DMH adult support services), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$379,754,252 to \$379,204,252.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 149 members voted in the affirmative and 8 in the negative.

[See Ye and Nay No. 459 in Supplement.]

Therefore item 5046-0000 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 5042-5000 (contained in section 2) (children's mental health), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$88,650,618 to \$88,330,618.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 132 members voted in the affirmative and 25 in the negative.

[See Ye and Nay No. 460 in Supplement.]

Therefore item 5042-5000 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7007-0952 (contained in section 2) (Commonwealth Zoological Corporation), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$4,100,000 to \$4,000,000.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 125 members voted in the affirmative and 32 in the negative.

[See Ye and Nay No. 461 in Supplement.]

Therefore item 7007-0952 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Recess.

At twenty-eight minutes before five o'clock P.M., on motion of Mr. Mariano of Quincy (Mr. Donato of Medford being in the Chair), the House recessed until a quarter after five o'clock; and at twenty-five minutes before six o'clock the House was called to order with Mr. Donato in the Chair.

Engrossed Bills — Land Takings.

The engrossed Bill authorizing the Department of Capital Asset Management and Maintenance to lease certain land in the town of Hull to The Friends of the Paragon Carousel, Inc. (see Senate, No. 2219) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

DMH adult support services item 5046-0000 stands,— ye and nay No. 459.

Children's mental health item 5042-5000 stands,— ye and nay No. 460.

Commonwealth Zoological Corporation item 7007-0952 stands,— ye and nay No. 461.

Recess.

Hull,— land.

Bill enacted
(land taking),—
yea and nay
No. 462.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 156 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 462 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Shrewsbury,—
land.

The engrossed Bill authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land in the town of Shrewsbury (see Senate, No. 2406) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

Bill enacted
(land taking),—
yea and nay
No. 463.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 156 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 463 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Barnstable,—
land.

The engrossed Bill authorizing the Commonwealth to grant an easement to the town of Barnstable and the town of Barnstable to grant or assign several conservation restrictions to the Commonwealth (see Senate, No. 2474) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

Bill enacted
(land taking),—
yea and nay
No. 464.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 156 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 464 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bellingham,—
land.

The engrossed Bill authorizing the commissioner of Capital Asset Management and Maintenance to grant a water main easement to the town of Bellingham (see Senate, No. 2475) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

Bill enacted
(land taking),—
yea and nay
No. 465.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 156 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 465 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill authorizing the city of Springfield to lease certain land (see House, No. 3818, amended) (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.

Springfield,—
land.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 156 members voted in the affirmative and 0 in the negative.

Bill enacted
(land taking),—
yea and nay
No. 466.

[See Yea and Nay No. 466 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Reports of Committees.

Mr. Dempsey of Haverhill, for the committee on Ways and Means, on a message from His Excellency the Governor (for message, see House, No. 4505), returning with his reduction or disapproval of certain items and sections, and also with recommendations of amendments of certain sections contained in the engrossed Bill making appropriations for the fiscal year 2017 for the maintenance of the departments, board, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (see House, No. 4450), reported, in part, that section 39 and certain items stand (as passed by the General Court). Severally referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

General
Appropriation
Bill.

Mr. Nangle of Lowell, for said committee, reported, in each instance, that the matters be scheduled for consideration by the House. Under suspension of Rule 7A, in each instance, on motion of the same member, the reports were considered forthwith. Bill.

Item 7007-1202 (contained in section 2) (Mass Tech Collaborative computer science MassCAN), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 122 members voted in the affirmative and 33 in the negative.

Mass Tech
Collaborative
computer
science
MassCA
item 7007-1202
stands,—
yea and nay
No. 467.

[See Yea and Nay No. 467 in Supplement.]

Therefore item 7007-1202 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7009-1700 (contained in section 2) (Education IT department), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$18,046,158 to \$17,746,158.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 123 members voted in the affirmative and 33 in the negative.

Education
IT department
item 7009-1700
stands,—
yea and nay
No. 468.

[See Yea and Nay No. 468 in Supplement.]

Therefore item 7009-1700 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7010-0005 (contained in section 2) (DESE administration), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$14,352,257 to \$12,191,963.

DESE
administration
item 7010-0005
stands,—
yea and nay
No. 469.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 132 members voted in the affirmative and 24 in the negative.

[See Yea and Nay No. 469 in Supplement.]

Therefore item 7010-0005 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7010-0033 (contained in section 2) (literacy programs), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$2,200,000 to \$1,600,000.

Literacy
programs
item 7010-0033
stands,—
yea and nay
No. 470.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 134 members voted in the affirmative and 22 in the negative.

[See Yea and Nay No. 470 in Supplement.]

Therefore item 7010-0033 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7053-1925 (contained in section 2) (school breakfast program), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$4,671,322 to \$4,421,322.

School
breakfast
program
item 7053-1925
stands,—
yea and nay
No. 471.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 145 members voted in the affirmative and 11 in the negative.

[See Yea and Nay No. 471 in Supplement.]

Therefore item 7053-1925 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7061-0033 (contained in section 2) (public school military mitigation), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$1,400,000 to \$1,300,000.

Public school
military
mitigation
item 7061-0033
stands,—
yea and nay
No. 472.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 126 members voted in the affirmative and 30 in the negative.

[See Yea and Nay No. 472 in Supplement.]

Therefore item 7061-0033 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7061-9408 (contained in section 2) (targeted intervention), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$7,691,120 to \$7,391,120.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 123 members voted in the affirmative and 33 in the negative.

Targeted
intervention
item 7061-9408
stands,—
yea and nay
No. 473.

[See Yea and Nay No. 473 in Supplement.]

Therefore item 7061-9408 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7510-0200 (contained in section 2) (Northern Essex Community College expansion programs), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 125 members voted in the affirmative and 31 in the negative.

Northern Essex
Community
College
expansion
item 7510-0200
stands,—
yea and nay
No. 474.

[See Yea and Nay No. 474 in Supplement.]

Therefore item 7510-0200 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Mrs. Haddad of Somerset being in the Chair,—

Item 7505-0100 (contained in section 2) (Greenfield Community College), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$10,253,490 to \$10,203,490.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 125 members voted in the affirmative and 31 in the negative.

Greenfield
Community
College
item 7505-0100
stands,—
yea and nay
No. 475.

[See Yea and Nay No. 475 in Supplement.]

Therefore item 7505-0100 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7503-0100 (contained in section 2) (Bristol Community College), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$20,578,333 to \$20,478,333.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 133 members voted in the affirmative and 23 in the negative.

Bristol
Community
College
item 7503-0100
stands,—
yea and nay
No. 476.

[See Yea and Nay No. 476 in Supplement.]

Therefore item 7503-0100 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7115-0100 (contained in section 2) (Westfield State University), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$26,875,492 to \$26,825,492.

Westfield State
University
item 7115-0100
stands,—
yea and nay
No. 477.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 127 members voted in the affirmative and 28 in the negative.

[See Yea and Nay No. 477 in Supplement.]

[Mr. Puppolo of Springfield answered “Present” in response to his name.]

Therefore item 7115-0100 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7113-0101 (contained in section 2) (MCLA Gallery #51), which had been vetoed by the Governor, then was considered.

MCLA
Gallery #51
item 7113-0101
stands,—
yea and nay
No. 478.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 122 members voted in the affirmative and 34 in the negative.

[See Yea and Nay No. 478 in Supplement.]

Therefore item 7113-0101 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Section 39 (tourism trust), which had been disapproved by the Governor was considered.

Tourism trust
section 39
stands,—
yea and nay
No. 258.

On the question on passing said section, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 145 members voted in the affirmative and 11 in the negative.

[See Yea and Nay No. 479 in Supplement.]

Therefore section 39 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7066-0019 (contained in section 2) (dual enrollment), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$1,050,000 to \$950,000.

Dual
enrollment
item 7066-0019
stands,—
yea and nay
No. 480.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 124 members voted in the affirmative and 32 in the negative.

[See Yea and Nay No. 480 in Supplement.]

Therefore item 7066-0019 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 8910-0108 (contained in section 2) (Franklin Sheriff), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$15,112,242 to \$14,535,420.

Franklin
Sheriff

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as

required by Chapter I, Section I, Article II of the Constitution; and on the roll call 127 members voted in the affirmative and 29 in the negative.

[See Ye and Nay No. 481 in Supplement.]

Therefore item 8910-0108 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 8900-0001 (contained in section 2) (Department of Correction facilities), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$568,707,345 to \$563,494,975.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 140 members voted in the affirmative and 16 in the negative.

[See Ye and Nay No. 482 in Supplement.]

Therefore item 8900-0001 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 8324-0000 (contained in section 2) (Department of Fire Services), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$24,308,381 to \$21,888,067.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 156 members voted in the affirmative and 0 in the negative.

[See Ye and Nay No. 483 in Supplement.]

Therefore item 8324-0000 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 8200-0200 (contained in section 2) (Municipal Police Training Council), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$4,787,750 to \$4,737,750.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 143 members voted in the affirmative and 13 in the negative.

[See Ye and Nay No. 484 in Supplement.]

Therefore item 8200-0200 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 8100-1001 (contained in section 2) (Department of State Police), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$284,896,142 to \$279,386,142.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 156 members voted in the affirmative and 0 in the negative.

[See Ye and Nay No. 485 in Supplement.]

item 8910-0108
stands,—
yea and nay
No. 481.

Department of
Correction
facilities
item 8900-0001
stands,—
yea and nay
No. 482.

Department of
Fire Services
item 8324-0000
stands,—
yea and nay
No. 483.

Municipal Police
Training Council
item 8200-0200
stands,—
yea and nay
No. 484.

Department of
State Police
item 8100-1001
stands,—
yea and nay
No. 485.

Therefore item 8100-1001 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 8000-0600 (contained in section 2) (Executive Office of Public Safety administration), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$4,650,207 to \$2,859,307.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 137 members voted in the affirmative and 19 in the negative.

[See Yea and Nay No. 486 in Supplement.]

Therefore item 8000-0600 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7066-0000 (contained in section 2) (DHE administration), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$3,041,274 to \$2,041,274.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 127 members voted in the affirmative and 29 in the negative.

[See Yea and Nay No. 487 in Supplement.]

Therefore item 7066-0000 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7061-9611 (contained in section 2) (after-school and out-of-school), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$2,955,000 to \$2,020,000.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 123 members voted in the affirmative and 33 in the negative.

[See Yea and Nay No. 488 in Supplement.]

Therefore item 7061-9611 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7061-9406 (contained in section 2) (statewide college and career readiness program), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$700,000 to \$500,000.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 122 members voted in the affirmative and 34 in the negative.

[See Yea and Nay No. 489 in Supplement.]

Executive Office
of Public Safety
administration
item 8000-0600
stands,—
yea and nay
No. 486.

DHE
administration
item 7066-0000
stands,—
yea and nay
No. 487.

After-school /
out-of-school
item 7061-9611
stands,—
yea and nay
No. 488.

College and
career readiness
program
item 7061-9406
stands,—
yea and nay
No. 489.

Therefore item 7061-9406 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7061-9011 (contained in section 2) (innovation schools), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 125 members voted in the affirmative and 31 in the negative.

[See Ye and Nay No. 490 in Supplement.]

Therefore item 7061-9011 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7035-0002 (contained in section 2) (adult basic education), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$29,468,517 to \$29,093,517.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 123 members voted in the affirmative and 33 in the negative.

[See Ye and Nay No. 491 in Supplement.]

Therefore item 7035-0002 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7027-0019 (contained in section 2) (connecting activities), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$3,398,750 to \$2,998,750.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 122 members voted in the affirmative and 34 in the negative.

[See Ye and Nay No. 492 in Supplement.]

Therefore item 7027-0019 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7007-0800 (contained in section 2) (small business development center), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$1,386,222 to \$1,186,222.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 124 members voted in the affirmative and 32 in the negative.

[See Ye and Nay No. 493 in Supplement.]

Therefore item 7007-0800 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7004-3036 (contained in section 2) (housing consumer education centers), which had been reduced by the Governor, then was considered.

Innovation schools item 7061-9011 stands,—
yea and nay
No. 490.

Adult basic education item 7035-0002 stands,—
yea and nay
No. 491.

Connecting activities item 7027-0019 stands,—
yea and nay
No. 492.

Small business development center item 7007-0800 stands,—
yea and nay
No. 493.

The Governor had stricken certain wording and reduced said item from \$2,791,992 to \$2,641,992.

Housing
consumer
education
centers
item 7004-3036
stands,—
yea and nay
No. 494.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 122 members voted in the affirmative and 34 in the negative.

[See Yea and Nay No. 494 in Supplement.]

Therefore item 7004-3036 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7004-0102 (contained in section 2) (homeless individuals assistance), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$45,485,000 to \$44,485,000.

Homeless
individuals
assistance
item 7004-0102
stands,—
yea and nay
No. 495.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 147 members voted in the affirmative and 9 in the negative.

[See Yea and Nay No. 495 in Supplement.]

Therefore item 7004-0102 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7004-0101 (contained in section 2) (emergency assistance family shelters), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$155,533,948 to \$155,133,948.

Emergency
assistance
family shelters
item 7004-0101
stands,—
yea and nay
No. 496.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 149 members voted in the affirmative and 7 in the negative.

[See Yea and Nay No. 496 in Supplement.]

Therefore item 7004-0101 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7004-0100 (contained in section 2) (homeless programs administration), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$5,385,145 to \$5,200,355.

Homeless
programs
administration
item 7004-0100
stands,—
yea and nay
No. 497.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 123 members voted in the affirmative and 33 in the negative.

[See Yea and Nay No. 497 in Supplement.]

Therefore item 7004-0100 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7004-0099 (contained in section 2) (DHCD Administration), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$7,702,921 to \$6,417,921.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 128 members voted in the affirmative and 28 in the negative.

[See Ye and Nay No. 498 in Supplement.]

Therefore item 7004-0099 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7003-1206 (contained in section 2) (Mass Service Alliance), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$3,790,000 to \$1,400,000.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 129 members voted in the affirmative and 27 in the negative.

[See Ye and Nay No. 499 in Supplement.]

Therefore item 7003-1206 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Emergency Measure.

The engrossed Bill authorizing the Commissioner of Capital Asset Management and Maintenance to convey an easement over a certain parcel of land in the town of Dracut (see House, No. 4220) (which originated in the House), 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 53 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was put upon its final passage.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 156 members voted in the affirmative and 0 in the negative.

[See Ye and Nay No. 500 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Message from the Governor — Veto.

A message from His Excellency the Governor returning with his objections thereto in writing the engrossed Bill relative to long-term antibiotic therapy for the treatment of Lyme disease [see House, No. 4491] (for message, see House, No. 4559), was filed this day in the office of the Clerk.

DHCD
administration
item 7004-0099
stands,—
yea and nay
No. 498.

Mass Service
Alliance
item 7003-1206
stands,—
yea and nay
No. 499.

Dracut,—
land.

Bill enacted
(land taking),—
yea and nay
No. 500.

Lyme disease,—
long term
antibiotic
therapy.

Lyme disease,—
long term
antibiotic
therapy.

Bill passed
over veto,—
yea and nay
No. 501.

The message was read; and, under the provisions of Article II of Section I of Chapter I of the Constitution, the House proceeded to “reconsider” the said bill.

The question on passing said bill, notwithstanding said objections, was determined by the yeas and nays, as required by said Article of the Constitution; and on the roll call 153 members voted in the affirmative and 3 in the negative.

[See Yea and Nay No. 501 in Supplement.]

Therefore the bill was passed (notwithstanding the objections of the Governor), more than two-thirds of the members present and voting having agreed to pass the same. Sent to the Senate for its action.

*Motions to Discharge Certain Matters
in the Orders of the Day.*

School
improvement
plans.

The engrossed Bill relative to school improvement plans (see House, No. 391, amended), which had been returned to the House by His Excellency the Governor, with recommendation of amendment (for message, see House, No. 4542), was discharged from its position in the Orders of the Day and considered, under suspension of Rule 47, on motion of Mrs. Haddad of Somerset.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the following form: By striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. The eleventh paragraph of section II of chapter 69 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by striking out the third and fourth sentences and inserting in place thereof the following sentence:— Each school improvement plan shall be submitted to the superintendent who shall review and approve the plan, after consultation with the school committee, not later than July 1 of the year in which the plan is to be implemented, according to a plan development and review schedule established by the district superintendent.

SECTION 2. Section 59C of chapter 71 of the General Laws, as so appearing, is hereby amended by striking out the fifth paragraph and inserting in place thereof the following paragraph:—

The principal of each school, in consultation with the school council established pursuant to this section, shall on an annual basis, in conformity with section II of chapter 69, develop and submit to the district superintendent a plan for improving student performance. The superintendent shall review and approve the plan, after consultation with the school committee. Plans shall be prepared in a manner and form prescribed by the department of elementary and secondary education and shall conform to any policies and practices of the district consistent therewith. If the superintendent does not approve a plan submitted by the principal, the plan shall be returned to the principal who shall, after consultation with the school council, resubmit the plan to the superintendent who shall review and approve the resubmitted plan, after consultation with the school committee.”; and the report was accepted.

The amendment recommended by the Governor then was adopted. Sent to the Senate for concurrence.

The engrossed Bill relative to disclosure of top contributors for independent expenditures or electioneering communications (see House, No. 543, amended), which had been returned to the House by His Excellency the Governor, with recommendation of amendments (for message, see House, No. 4543), was discharged from its position in the Orders of the Day and considered, under suspension of Rule 47, on motion of Mr. Bradley of Hingham.

Election campaigns,—
contributor
disclosure.

The committee on Bills in the Third Reading reported recommending that the amendments recommended by the Governor be considered in the following form:

In lines 4 and also in line 25 (as engrossed) by inserting after the word “communication”, the words “[A]”made by an individual group, association, corporation, labor union or other entity”; and in line 7 (as engrossed) by striking out the words “group or association” and inserting in place thereof the words [B]”group, association or labor union”; and the report was accepted.

Mr. Bradley of Hingham then moved that the amendments recommended by the Governor, as approved by the committee on Bills in the Third Reading, be amended by striking out [at “A”] the words “made by an individual group, association, corporation, labor union or other entity” and inserting in place thereof, in each instance, the words “made by an individual, corporation, group, association, labor union or other entity”; and by striking out [at “B”] the words “group, association or labor union” and inserting in place thereof the words “group, association, labor union or other entity”. The further amendments were adopted.

The amendments recommended by the Governor, as amended, then were adopted.

Mr. Lyons of Andover then moved to amend the bill by adding the following section:

“SECTION 2. Section 7A of said chapter 55, as so appearing, is hereby amended by inserting after clause (c) the following new subsection:—

(d) If not otherwise limited by the provisions of section 6 or prohibited from making contributions under this chapter, the aggregate of all contributions by any group, association, labor union or other entity for the benefit of any one candidate and such candidate’s committee, or any other political committee, other than a ballot question committee, shall not exceed \$1,000 in a calendar year.”.

The amendment was rejected.

The same member then moved to amend the bill by striking out the emergency preamble; and by adding the following section:

“SECTION 2. Notwithstanding the provisions of any general or special law to the contrary, the provisions of this bill shall not take effect until January 1, 2017.”.

The amendments were rejected.

The bill then was sent to the Senate for its action.

The House Bill to correct procedural omission regarding actions against certain decedents under Uniform Probate Code (House, No. 1194), reported by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time, under suspension of Rule 47, on motion of Mrs. Haddad of Somerset. The bill then was passed to be engrossed. Sent to the Senate for concurrence.

Decedents,—
actions
against.

Single risk
limitations.

The House Bill relative to single risk limitations (House, No. 4203), reported by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time, under suspension of Rule 47, on motion of Mr. Michlewitz of Boston.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amended it by striking out all after the enacting clause and inserting in place thereof the following:

“Chapter 175 of the General Laws is hereby amended by striking out section 21 and inserting in place thereof the following section:—

Section 21. No company other than a life company or a financial guaranty insurance company shall insure in a single risk an amount larger than 10 per cent of its surplus to policyholders, unless it has reinsured, as provided in section 20, the excess over said limit to take effect simultaneously with the original contract. A financial guaranty insurance company shall be subject to the laws of the state in which it is domiciled for purposes of single risk limitations. A company violating this section shall be punished by a fine of \$5,000 for each day during which such violation continues.

For the purposes of this section, ‘financial guaranty insurance company’, shall mean an insurance company that is licensed to transact insurance in the commonwealth, and that primarily issues insurance policies, surety bonds, indemnity contracts or any other similar guarantees under which loss is payable, upon proof of occurrence of a financial loss, to an insured.”

The amendment was adopted; and the bill (House, No. 4203, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Vocational
students,—
opportunities.

The House Bill expanding educational opportunities for vocational students (House, No. 4271), reported by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time, under suspension of Rule 47, on motion of Mrs. Haddad of Somerset.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amended it by striking all after the enacting clause and inserting in place thereof the following:

“Chapter 149 of the General Laws is hereby amended by inserting after section 62A the following section:—

Section 62B. The provisions of section 62 prohibiting a minor to work in the operation or management of hoisting machines or in operating a motor vehicle of any description shall not prohibit the operation or management of a hoisting machine or operating a motor vehicle; provided, however, that such minor is enrolled in a course of study and training in a vocational technical education program or a co-operative education program as defined in chapter 74; provided, further, that such minor shall be under the direct and close supervision of a qualified and experienced person; and provided further that such minor operating a motor vehicle has been issued the appropriate license by the registrar of motor vehicles to operate the motor vehicle.”

The amendment was adopted; and the bill (House, No. 4271, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill relative to the cultivation of marijuana and marijuana (House, No. 4326), reported by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time, under suspension of Rule 47, on motion of Mr. Mariano of Quincy. The bill then was passed to be engrossed. Sent to the Senate for concurrence.

Marijuana,
etc.—
cultivation.

The House Bill authorizing Quincy College to confer baccalaureate degrees (House, No. 4403), reported by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time, under suspension of Rule 47, on motion of Mr. Mariano of Quincy.

Quincy
College.

Pending the question on passing the bill to be engrossed, the same member moved to amend it by striking all after the enacting clause and inserting in place thereof the following:

“SECTION 1. The board of governors of Quincy College may grant baccalaureate degrees, subject to the review and approval of the board of higher education pursuant to clause (a) of section 9 of chapter 15A of the General Laws. For the purpose of said clause (a) of said section 9, Quincy College shall only be assessed the fees and costs which are assessed to public institutions of higher education.

SECTION 2. This act shall take effect upon passage.”

The amendment was adopted; and the bill (House, No. 4403, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

At three minutes after eight o'clock P.M. (Saturday, July 30), on motion of Mr. Donato of Medford (Mrs. Haddad of Somerset being in the Chair), the House recessed until the following day at twelve o'clock noon; and at seven minutes after the appointed time the House was called to order with Mr. Donato in the Chair.

Recess.

Sunday, July 31, 2016 (at 12:07 o'clock P.M.).

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.

Remarks of the Speaker and God Bless America.

During the Session, the Speaker took the Chair and addressed the House. In his remarks, he commended the members for the spirit of cooperation and hard work that had resulted in a very successful 189th Session of the General Court.

Remarks of
the Speaker.

The Speaker *Pro Tempore*, Mrs. Haddad of Somerset, then led the members, guests and employees in the singing of *God Bless America*.

*God Bless
America.*

Senator Donnelly.

Near the end of the Session, the Speaker took the Chair and asked the members, guests and employees to join with him in a moment of reflection and support for Senate Majority Whip Kenneth J. Donnelly, who at that very moment was undergoing emergency surgery.

Senator
Kenneth J.
Donnelly.

Statement of Representative Fernandes of Milford.

A statement of Mr. Fernandes of Milford was spread upon the records of the House, as follows:

Statement of
Mr. Fernandes
of Milford.

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present in the House Chamber for yesterday's session due to personal matters. Had I been present, I would have voted in the affirmative on all of the roll calls on passing items and sections notwithstanding the actions of the Governor, and also in the affirmative on all of the land taking roll call votes taken. My missing of roll calls yesterday was due entirely to the reason stated.

Appointment to a Special Commission.

Post-
Deployment
Commission.

The Minority Leader announced that he had appointed Representative DeCoste of Norwell as his designee to serve on the Massachusetts Post-Deployment Special Commission established (under Section 26 of Chapter 141 of the Acts of 2016) to make recommendations relative to the implementation of a program to support service members transitioning to civilian life after deployment.

Order.

On motion of Mr. Galvin of Canton,—

Ride for hire
bill conferees,—
voting.

Ordered, That, notwithstanding any rule to the contrary, a court officer shall be assigned to cast roll call votes, except quorum roll calls, for Representatives Michlewitz of Boston, Mariano of Quincy and Hill of Ipswich during their negotiations and deliberations on the committee of conference on the ride for hire bill.

Papers from the Senate.

Mr. Donato of Medford being in the Chair,—

Wakefield,—
land.

The House Bill authorizing the town of Wakefield to exchange a certain parcel of land (House, No. 3629, amended), came from the Senate passed to be engrossed, in concurrence, with an amendment in line 13, inserting after the word "Laws" the following: "; and provided further, that no conveyances under this act shall be completed until a certificate of redemption for parcel 33-185-24A has been recorded in the Middlesex south district registry of deeds". The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Said committee then reported that the amendment was correctly drawn; and it was adopted, in concurrence.

Springfield,—
land.

The House Bill authorizing the city of Springfield to convey a certain parcel of real property to the Greater Springfield Habitat for Humanity (House, No. 3948) (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 in section 1, in line 2, inserting after the word "contrary" the following: "; but subject to paragraphs (a), (b) and (g) of section 16 of chapter 30B". The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Said committee then reported that the amendment was correctly drawn; and it was adopted, in concurrence.

Mrs. Haddad of Somerset being in the Chair,—

The House Bill authorizing the conveyance of a certain parcel of land in the town of Chesterfield to Denise T. Cormier (House, No. 4469), came from the Senate passed to be engrossed, in concurrence, with amendments in section 1, in lines 3 and 4, striking out the words “certain parcel of land” and inserting in place thereof the following: “portion of a certain parcel of land identified as ‘Lot B’ in a deed recorded with the Hampshire registry of deeds in book 6125, page 131, such portion to be determined and surveyed by the division of capital asset management and maintenance, with the approval of department of conservation and recreation,”; and adding the following section:

Chesterfield,—
land.

“SECTION 4. To ensure a no-net-loss of lands protected for conservation and recreation purposes and as a condition of the easement authorized in this act, the grantee shall compensate the commonwealth through the payment of funds or the transfer of land or a conservation restriction upon land to the department of conservation and recreation which shall be equal to or greater than the full and fair market value or value in use, whichever is greater, of its interest under this act as determined by independent appraisal prepared in accordance with the usual and customary professional appraisal practices by a qualified appraiser commissioned by the commissioner of capital asset management and maintenance, in consultation with the commissioner of conservation and recreation. Any land or interest in land, including any conservation restriction, shall be acceptable to the department of conservation and recreation. Any sums due under this section shall be paid by the grantee to the department of conservation and recreation for deposit into the Conservation Trust established in section 1 of chapter 132A of the General Laws to be used to acquire land or interests in land for conservation and recreation purposes.”

The amendments were referred, under Rule 35, to the committee on Bills in the Third Reading. Said committee then reported that the amendments were correctly drawn; and they were adopted, in concurrence.

The House Bill authorizing the Massachusetts Department of Transportation to acquire certain parcels of land in the city known as the town of Weymouth (House, No. 4548), came from the Senate passed to be engrossed, in concurrence, with an amendment adding the following section:

Weymouth,—
land.

“SECTION 2. As a condition of the conveyance authorized in section 1, the Massachusetts Department of Transportation shall transfer a parcel of land under the care, custody, management and control of the department and dedicated for general departmental purposes to the city known as the town of Weymouth and such parcel shall be dedicated for conservation purposes. If no suitable parcel can be transferred to the town, the department shall compensate the town through the payment of funds that shall be equal to or greater than the full and fair market value or value in use, whichever is greater, of the conveyance as determined by independent appraisal prepared in accordance with the usual and customary professional appraisal practices by a qualified appraiser with which the town shall acquire a parcel of land or a conservation restriction upon private land as defined in section 31 of chapter 184 of the General Laws. The land shall be dedicated or restricted

Weymouth,—
land.

to conservation purposes under the jurisdiction of the town. The parcel dedicated pursuant to this section, shall be of equal or greater size and value for conservation purposes when compared to the parcel described in said section 1.”

The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading. Said committee then reported that the amendment was correctly drawn; and it was adopted, in concurrence.

Rehoboth,—
land.

The House Bill authorizing the town of Rehoboth to transfer a conservation easement on a certain parcel of land (House, No. 4158), came from the Senate passed to be engrossed, in concurrence, with an amendment striking out section 2 and inserting in place thereof the following two sections:

“SECTION 2. As a condition of the conveyance authorized in section 1, the town of Rehoboth shall transfer a parcel of land under the care, custody, management and control of the board of selectmen and dedicated for general municipal purposes to the conservation commission and such parcel shall be dedicated for conservation purposes. If no suitable parcel can be transferred to the conservation commission, the town shall acquire a parcel of land or a conservation restriction upon private land as defined at section 31 of chapter 184 of the General Laws. Such land shall be dedicated or restricted to conservation purposes and shall be under the jurisdiction of the conservation commission. The parcel of land dedicated pursuant to this section, shall be of equal or greater size and value for conservation when compared to the parcel described in section 1.

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

The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Boston,—
land.

A Bill authorizing the conveyance of a certain parcel of land in the city of Boston to the Haitian Church of the Nazarene Friends of the Humbles and the Greater Boston Nazarene Compassionate Center (Senate, No. 1646, changed), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Mr. Dempsey of Haverhill, for said committee, reported that the bill ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, 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.

Subsequently, under further suspension of the rules, on motion of Mrs. Haddad of Somerset, 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, in concurrence.

Family leave
insurance
program.

A Bill establishing a family and medical leave and temporary disability leave insurance program (Senate, No. 2477) (on Senate bill

No. 2446), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Reports of Committees.

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

Authorizing the town of Foxborough to grant four additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4549) [Local Approval Received]; Foxborough,—
liquor
licenses.

Authorizing the town of Foxborough to grant three additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4550) [Local Approval Received]; Id.

Authorizing the town of Foxborough to grant two additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4551) [Local Approval Received]; and Id.

Authorizing the town of Dracut to grant four additional licenses for the sale of alcoholic beverages to be drunk on the premises (House, No. 4552) [Local Approval Received]; Dracut,—
liquor
licenses.

Under suspension of Rule 7A, in each instance, on motion of Mr. Tucker of Salem, the bills were read a second time forthwith; and they were ordered to a third reading.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill creating higher education opportunities for students with intellectual disabilities, autism spectrum disorders, and other developmental disabilities (House, No. 4040), ought to pass with an amendment substituting therefor a Bill relative to the inclusive concurrent enrollment grant program (House, No. 4561). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment pending. Disabled,—
higher
education.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Tucker of Salem, 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. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill relative to the recognition and registration of professional employer organizations operating in the Commonwealth of Massachusetts (House, No. 4350), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4563). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment pending. Professional
employer
organizations.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Tucker of Salem, 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.

Fossil
resources.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Resolve relative to protecting the archaeological, geological and fossil resources of western Massachusetts (House, No. 698), ought to pass with an amendment in line 33 by striking out the year "2016" and inserting in place thereof the year "2017". Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment pending.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Tucker of Salem, the resolve was read a second time forthwith. The amendment recommended by the committee on Ways and Means then was adopted; and the resolve (House, No. 698, amended) was ordered to a third reading.

Pioneer
Valley,—
Polish
heritage.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Resolve relative to preserving Polish heritage in the Pioneer Valley (House, No. 4058), ought to pass with an amendment substituting therefor a resolve with the same title (House, No. 4562). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment pending.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Tucker of Salem, the resolve was read a second time forthwith. The amendment recommended by the committee on Ways and Means then was adopted; and the substituted resolve was ordered to a third reading.

Recess.

Recess.

At twenty-four minutes after twelve o'clock noon (Sunday, July 31), on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed until two o'clock P.M.; and at six minutes after two o'clock the House was called to order with the Speaker in the Chair.

Engrossed Bills — Land Takings.

Mendon,—
land.

The engrossed Bill authorizing the town of Mendon to return a certain parcel in the town of Mendon to John D. Gannett, Jr. and Ute D. Gannett (see Senate, No. 2250, amended) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

Bill enacted
(land taking),—
yea and nay
No. 502.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 158 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 502 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

Springfield,—
land.

The engrossed Bill authorizing the city of Springfield to convert certain park land at Emerson Wight Park (see House, No. 4302) (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.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 158 members voted in the affirmative and 0 in the negative.

Bill enacted
(land taking),—
yea and nay
No. 503.

[See Yea and Nay No. 503 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

The engrossed Bill authorizing the change of use of certain park land in the town of South Hadley (see House, No. 4379, amended) (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.

South
Hadley,—
land.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 158 members voted in the affirmative and 0 in the negative.

Bill enacted
(land taking),—
yea and nay
No. 504.

[See Yea and Nay No. 504 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

The engrossed Bill authorizing the Division of Capital Asset Management and Maintenance to grant certain easements in the town of Grafton to the New England Power Company (see House, No. 4388, amended) (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.

Grafton,—
land.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 158 members voted in the affirmative and 0 in the negative.

Bill enacted
(land taking),—
yea and nay
No. 505.

[See Yea and Nay No. 505 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

The engrossed Bill authorizing the town of Orleans to amend a certain conservation restriction (see House, No. 4447) (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.

Orleans,—
land.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 158 members voted in the affirmative and 0 in the negative.

Bill enacted
(land taking),—
yea and nay
No. 506.

[See Yea and Nay No. 506 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

Weston,—
Cat Rock.

The engrossed Bill authorizing the town of Weston to transfer certain recreation land known as Cat Rock (see House, No. 4507, amended) (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.

Bill enacted
(land taking),—
yea and nay
No. 507.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 158 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 507 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

Weston,—
land.

The engrossed Bill authorizing the town of Weston to transfer certain parcels of recreation land from the recreation commission to the conservation commission (see House, No. 4508) (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.

Bill enacted
(land taking),—
yea and nay
No. 508.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 158 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 508 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

Engrossed Bill.

Bill
enacted.

The engrossed Bill relative to the Robin Reyes Capital Stabilization Fund in the town of Dedham (see House, No. 4217, amended), 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 Speaker and sent to the Senate.

Emergency Measure.

Mr. Donato of Medford being in the Chair,—

Bourne,—
land.

The engrossed Bill authorizing the Department of Fish and Game to grant an easement to the town of Bourne in exchange for a conservation restriction on town land (see House, No. 4516) (which originated in the House), 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 14 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was put upon its final passage.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 158 members voted in the affirmative and 0 in the negative.

Bill enacted (land taking),—yea and nay No. 509.

[See Yea and Nay No. 509 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Engrossed Bills.

Engrossed bills

Authorizing the town of Wakefield to exchange a certain parcel of land (see House, No. 3629, amended); and

Bills enacted.

Authorizing the city of Springfield to convey a certain parcel of real property to the Great Springfield Habitat for Humanity (see House, No. 3948, amended);

(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 it were signed by the acting Speaker and sent to the Senate.

Reports of Committees.

Mr. Dempsey of Haverhill, for the committee on Ways and Means, on a message from His Excellency the Governor (for message, see House, No. 4505), returning with his reduction or disapproval of certain items and sections, and also with recommendations of amendments of certain sections contained in the engrossed Bill making appropriations for the fiscal year 2017 for the maintenance of the departments, board, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (see House, No. 4450), reported, in part, that certain items stand (as passed by the General Court). Severally referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

General Appropriation Bill.

Mr. Nangle of Lowell, for said committee, reported, in each instance, that the matters be scheduled for consideration by the House. Under suspension of Rule 7A, in each instance, on motion of the same member, the reports were considered forthwith.

Item 2810-0100 (contained in section 2) (DCR state parks operations), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$41,473,430 to \$36,153,092.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 138 members voted in the affirmative and 20 in the negative.

DCR state parks operations item 2810-0100 stands,—yea and nay No. 510.

[See Yea and Nay No. 510 in Supplement.]

Therefore item 2810-0100 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 1599-0026 (contained in section 2) (regionalization incentive grants), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$11,425,000 to \$3,475,000.

Regionalization
incentive grants
item 1599-0026
stands,—
yea and nay
No. 511.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 143 members voted in the affirmative and 15 in the negative.

[See Yea and Nay No. 511 in Supplement.]

Therefore item 1599-0026 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 1595-6368 (contained in section 2) (CTF transfer to the Mass Transportation Trust Fund), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$329,085,302 to \$327,459,302.

CTF transfer
to the Mass
Transportation
Trust Fund
item 1595-6368
stands,—
yea and nay
No. 512.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 125 members voted in the affirmative and 33 in the negative.

[See Yea and Nay No. 512 in Supplement.]

Therefore item 1595-6368 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0640-0300 (contained in section 2) (Massachusetts Cultural Council), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$14,299,000 to \$6,527,624.

Massachusetts
Cultural
Council
item 0640-0300
stands,—
yea and nay
No. 513.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 156 members voted in the affirmative and 2 in the negative.

[See Yea and Nay No. 513 in Supplement.]

Therefore item 0640-0300 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4512-0200 (contained in section 2) (substance abuse treatment), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$125,692,987 to \$123,928,987.

Substance
abuse
treatment
item 4512-0200
stands,—
yea and nay
No. 514.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 158 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 514 in Supplement.]

Therefore item 4512-0200 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4513-1000 (contained in section 2) (family health services), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$5,711,509 to \$5,529,707.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 125 members voted in the affirmative and 32 in the negative.

Family health services item 4513-1000 stands,—yea and nay No. 515.

[See Yeas and Nays No. 515 in Supplement.]

Therefore item 4513-1000 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4513-1026 (contained in section 2) (suicide prevention program), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$4,180,748 to \$4,130,748.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 134 members voted in the affirmative and 24 in the negative.

Suicide prevention program item 4513-1026 stands,—yea and nay No. 516.

[See Yeas and Nays No. 516 in Supplement.]

Therefore item 4513-1026 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4590-0915 (contained in section 2) (DPH hospital operations), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$155,250,383 to \$155,000,383.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 124 members voted in the affirmative and 34 in the negative.

DPH hospital operations item 4590-0915 stands,—yea and nay No. 517.

[See Yeas and Nays No. 517 in Supplement.]

Therefore item 4590-0915 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4590-1507 (contained in section 2) (youth at-risk matching grants), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$2,639,000 to \$1,600,000.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 157 members voted in the affirmative and 1 in the negative.

Youth at-risk matching grants item 4590-1507 stands,—yea and nay No. 518.

[See Yeas and Nays No. 518 in Supplement.]

Therefore item 4590-1507 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4800-0038 (contained in section 2) (services for children and families), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$283,687,851 to \$282,917,853.

Services for
children and
families
item 4800-0038
stands,—
yea and nay
No. 519.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 143 members voted in the affirmative and 15 in the negative.

[See Yea and Nay No. 519 in Supplement.]

Therefore item 4800-0038 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Mrs. Haddad of Somerset being in the Chair,—

Municipal
finance and
government.

Mr. Mariano of Quincy, for the committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2430) of the House Bill modernizing municipal finance and government (House, No. 4419), recommending passage of a bill with the same title (House, No. 4565). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, then reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Mariano of Quincy, the report was considered forthwith.

Conference
committee
report
accepted,—
yea and nay
No. 520.

After debate on the question on acceptance of the report, the sense of the House was taken by yeas and nays, at the request of the same member; and on the roll call 158 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 520 in Supplement.]

Therefore the report of the committee of conference was accepted. Sent to the Senate for concurrence.

General
Appropriation
Bill.

Mr. Dempsey of Haverhill, for the committee on Ways and Means, on a message from His Excellency the Governor (for message, see House, No. 4505), returning with his reduction or disapproval of certain items and sections, and also with recommendations of amendments of certain sections contained in the engrossed Bill making appropriations for the fiscal year 2017 for the maintenance of the departments, board, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (see House, No. 4450), reported, in part, that certain items stand (as passed by the General Court). Severally referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, reported, in each instance, that the matters be scheduled for consideration by the House. Under suspension of Rule 7A, in each instance, on motion of the same member, the reports were considered forthwith.

Item 7008-0900 (contained in section 2) (Massachusetts Office of Travel and Tourism), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$8,979,666 to \$659,666.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 152 members voted in the affirmative and 5 in the negative.

[See Yea and Nay No. 521 in Supplement.]

Therefore item 7008-0900 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4513-1111 (contained in section 2) (health promotion and disease prevention), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$3,929,010 to \$3,549,010.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 134 members voted in the affirmative and 24 in the negative.

[See Yea and Nay No. 522 in Supplement.]

Therefore item 4513-1111 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4513-1130 (contained in section 2) (domestic violence prevention), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$30,907,153 to \$30,722,153.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 146 members voted in the affirmative and 12 in the negative.

[See Yea and Nay No. 523 in Supplement.]

Therefore item 4513-1130 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4530-9000 (contained in section 2) (teen pregnancy prevention), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$2,575,922 to \$2,425,922.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 130 members voted in the affirmative and 28 in the negative.

[See Yea and Nay No. 524 in Supplement.]

Therefore item 4530-9000 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4590-0250 (contained in section 2) (school based health programs), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$12,157,830 to \$11,932,830.

Massachusetts
Office of
Travel and
Tourism
item 7008-0900
stands,—
yea and nay
No. 521.

Health
promotion
and disease
prevention
item 4513-1111
stands,—
yea and nay
No. 522.

Domestic
violence
prevention
item 4513-1130
stands,—
yea and nay
No. 523.

Teen pregnancy
prevention
item 4530-9000
stands,—
yea and nay
No. 524.

School based
health programs
item 4590-0250
stands,—
yea and nay
No. 525.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 125 members voted in the affirmative and 33 in the negative.

[See Yea and Nay No. 525 in Supplement.]

Therefore item 4590-0250 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7070-0065 (contained in section 2) (scholarship reserve), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$95,632,559 to \$95,532,559.

Scholarship
reserve
item 7070-0065
stands,—
yea and nay
No. 526.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 124 members voted in the affirmative and 34 in the negative.

[See Yea and Nay No. 526 in Supplement.]

Therefore item 7070-0065 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 9110-1630 (contained in section 2) (home care purchased services), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$102,570,589 to \$102,560,589.

Home care
purchased
services
item 9110-1630
stands,—
yea and nay
No. 527.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 124 members voted in the affirmative and 34 in the negative.

[See Yea and Nay No. 527 in Supplement.]

Therefore item 9110-1630 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 9110-9002 (contained in section 2) (grants to councils on aging), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$14,837,000 to \$14,135,000.

Grants to
councils
on aging
item 9110-9002
stands,—
yea and nay
No. 528.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 140 members voted in the affirmative and 18 in the negative.

[See Yea and Nay No. 528 in Supplement.]

Therefore item 9110-9002 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7003-0150 (contained in section 2) (workforce development program), which had been disapproved by the Governor, then was considered.

The Governor had stricken certain wording.

Workforce
development
program
item 7003-0150
stands,—
yea and nay
No. 529.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 124 members voted in the affirmative and 34 in the negative.

[See Yea and Nay No. 529 in Supplement.]

Therefore item 7003-0150 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Engrossed Bills — Land Takings.

The engrossed Bill authorizing the Department of Conservation and Recreation to grant certain easements to the town of Plymouth over a portion of Pilgrim Memorial State Park (see House, No. 4515, amended) (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.

Plymouth,—
land.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 158 members voted in the affirmative and 0 in the negative.

Bill enacted
(land taking),—
yea and nay
No. 530.

[See Yea and Nay No. 530 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill authorizing the commissioner of Capital Asset Management and Maintenance to convey certain land in the town of New Salem (see House, No. 4521, amended) (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.

New Salem,—
land.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 158 members voted in the affirmative and 0 in the negative.

Bill enacted
(land taking),—
yea and nay
No. 531.

[See Yea and Nay No. 531 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Reports of Committees.

Mr. Dempsey of Haverhill, for the committee on Ways and Means, on a message from His Excellency the Governor (for message, see House, No. 4505), returning with his reduction or disapproval of certain items and sections, and also with recommendations of amendments of certain sections contained in the engrossed Bill making appropriations for the fiscal year 2017 for the maintenance of the departments, board, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (see House, No. 4450), reported, in part, that certain items stand (as passed by the General Court). Severally referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

General
Appropriation
Bill.

Mr. Nangle of Lowell, for said committee, reported, in each instance, that the matters be scheduled for consideration by the House. Under suspension of Rule 7A, in each instance, on motion of the same member, the reports were considered forthwith.

Item 4800-0200 (contained in section 2) (family resource centers), which had been disapproved, in part, by the Governor, then was considered.

The Governor had stricken certain wording.

Family resource centers item 4800-0200 stands,— yea and nay No. 532.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 124 members voted in the affirmative and 34 in the negative.

[See Yea and Nay No. 532 in Supplement.]

Therefore item 4800-0200 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0930-0100 (contained in section 2) (Office of the Child Advocate), which had been disapproved, in part, by the Governor, then was considered.

The Governor had stricken certain wording.

Office of the Child Advocate item 0930-0100 stands,— yea and nay No. 533.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 127 members voted in the affirmative and 31 in the negative.

[See Yea and Nay No. 533 in Supplement.]

Therefore item 0930-0100 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Recess.

Recess.

At seventeen minutes before six o'clock P.M., the Chair (Mrs. Haddad of Somerset) declared a recess until seven o'clock; and at eleven minutes before nine o'clock the House was called to order with Mr. Donato of Medford in the Chair.

Emergency Measure.

Campaign contributors.

The engrossed Bill relative to disclosure of top contributors for independent expenditures or electioneering communications (see House, No. 543, amended) (which originated in the House), 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.

Emergency preamble adopted,— yea and nay No. 534.

On the question on adopting the emergency preamble, the sense of the House was taken by yeas and nays, at the request of Mr. Lyons of Andover; and on the roll call 124 members voted in the affirmative and 34 in the negative.

[See Yea and Nay No. 534 in Supplement.]

Therefore the preamble was adopted. Mr. Lyons of Andover moved that this vote be reconsidered.

Suspension of Rule 1A.

The Chair (Mr. Donato of Medford), then placed before the House the question on suspension of Rule 1A in order that the House might continue to meet beyond the hour of nine o'clock P.M.

On the question on suspension of Rule 1A, the sense of the House was taken by yeas and nays, as required under the provision of said rule; and on the roll call 151 members voted in the affirmative and 7 in the negative.

Rule 1A suspended,—yea and nay No. 535.

[See Yea and Nay No. 535 in Supplement.]

Therefore Rule 1A was suspended.

After remarks on the motion to reconsider, the sense of the House was taken by yeas and nays, at the request of Mr. Lyons; and on the roll call 34 members voted in the affirmative and 124 in the negative.

Motion to reconsider negatived,—yea and nay No. 536.

[See Yea and Nay No. 536 in Supplement.]

Therefore the motion to reconsider was negatived.

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

Bill enacted.

Engrossed Bills — Land Takings.

The engrossed Bill authorizing the conveyance of a certain parcel of land in the town of Chesterfield to Denise T. Cormier (see House, No. 4469, amended) (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.

Chesterfield,—land.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 158 members voted in the affirmative and 0 in the negative.

Bill enacted (land taking),—yea and nay No. 537.

[See Yea and Nay No. 537 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill authorizing the Division of Capital Asset Management and Maintenance to grant certain easements in the city of Medford and in the town of Winchester (see House, No. 4518) (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.

Medford and Winchester,—land.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 158 members voted in the affirmative and 0 in the negative.

Bill enacted (land taking),—yea and nay No. 538.

[See Yea and Nay No. 538 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill authorizing the commissioner of Capital Asset Management and Maintenance to convey an easement over certain park land to the city of Boston (see House, No. 4540) (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.

Boston,—land.

Bill enacted
(land taking),—
yea and nay
No. 539.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 158 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 539 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Reports of Committees.

General
Appropriation
Bill.

Mr. Dempsey of Haverhill, for the committee on Ways and Means, on a message from His Excellency the Governor (for message, see House, No. 4505), returning with his reduction or disapproval of certain items and sections, and also with recommendations of amendments of certain sections contained in the engrossed Bill making appropriations for the fiscal year 2017 for the maintenance of the departments, board, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (see House, No. 4450), reported, in part, that sections 45, 89, 110 and 172 and certain items stand (as passed by the General Court). Severally referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, reported, in each instance, that the matters be scheduled for consideration by the House. Under suspension of Rule 7A, in each instance, on motion of the same member, the reports were considered forthwith.

Item 7004-9322 (contained in section 2) (secure jobs), which had been disapproved, in part, by the Governor, then was considered.

The Governor had stricken certain wording.

Secure jobs
item 7004-9322
stands,—
yea and nay
No. 540.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 125 members voted in the affirmative and 33 in the negative.

[See Yea and Nay No. 540 in Supplement.]

Therefore item 7004-9322 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7004-9007 (contained in section 2) (public housing reform), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$800,000 to \$500,000.

Public housing
reform
item 7004-9007
stands,—
yea and nay
No. 541.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 126 members voted in the affirmative and 32 in the negative.

[See Yea and Nay No. 541 in Supplement.]

Therefore item 7004-9007 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7004-9005 (contained in section 2) (housing authority subsidies), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$65,000,000 to \$64,500,000.

Housing
authority

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as

required by Chapter I, Section I, Article II of the Constitution; and on the roll call 146 members voted in the affirmative and 12 in the negative.

[See Ye and Nay No. 542 in Supplement.]

Therefore item 7004-9005 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7004-9024 (contained in section 2) (Massachusetts rental voucher program), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$85,347,706 to \$82,931,597.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 143 members voted in the affirmative and 15 in the negative.

[See Ye and Nay No. 543 in Supplement.]

Therefore item 7004-9024 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7004-9316 (contained in section 2) (RAFT), which had been disapproved, in part, by the Governor, then was considered.

The Governor had stricken certain wording.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 130 members voted in the affirmative and 28 in the negative.

[See Ye and Nay No. 544 in Supplement.]

Therefore item 7004-9316 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 1108-5100 (contained in section 2) (Group Insurance Commission administration), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$4,462,538 to \$4,299,819.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 125 members voted in the affirmative and 33 in the negative.

[See Ye and Nay No. 545 in Supplement.]

Therefore item 1108-5100 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 1108-5200 (contained in section 2) (Group Insurance Commission premium and plan), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$1,637,028,930 to \$1,607,028,930.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 154 members voted in the affirmative and 3 in the negative.

[See Ye and Nay No. 546 in Supplement.]

subsidies
item 7004-9005
stands,—
yea and nay
No. 542.

Massachusetts
rental voucher
program
item 7004-9024
stands,—
yea and nay
No. 543.

RAFT
item 7004-9316
stands,—
yea and nay
No. 544.

Group Insurance
Commission
administration
item 1108-5100
stands,—
yea and nay
No. 545.

Group Insurance
Commission
premium and plan
item 1108-5200
stands,—
yea and nay
No. 546.

Therefore item 1108-5200 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Section 89 (alternative devices), which had been vetoed by the Governor, then was considered.

Alternative devices section 89 stands,—
yea and nay
No. 547.

On the question on passing said section, notwithstanding the action of the Governor, the sense of the House was determined by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 142 members voted in the affirmative and 16 in the negative.

[See Yea and Nay No. 547 in Supplement.]

Therefore section 89 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Section 110 (first dose monitoring), which had been vetoed by the Governor, then was considered.

First dose monitoring section 110 stands,—
yea and nay
No. 548.

On the question on passing said section, notwithstanding the action of the Governor, the sense of the House was determined by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 125 members voted in the affirmative and 33 in the negative.

[See Yea and Nay No. 548 in Supplement.]

Therefore section 110 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Section 45 (retiree health care), which had been vetoed by the Governor, then was considered.

Retiree health care section 45 stands,—
yea and nay
No. 549.

On the question on passing said section, notwithstanding the action of the Governor, the sense of the House was determined by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 146 members voted in the affirmative and 12 in the negative.

[See Yea and Nay No. 549 in Supplement.]

Therefore section 45 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Section 172 (water transportation council), which had been vetoed by the Governor, then was considered.

Water transportation council section 172 stands,—
yea and nay
No. 550.

On the question on passing said section, notwithstanding the action of the Governor, the sense of the House was determined by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 126 members voted in the affirmative and 32 in the negative.

[See Yea and Nay No. 550 in Supplement.]

Therefore section 172 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Energy diversity.

Mr. Dempsey of Haverhill, for the committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendments of the House Bill to promote energy diversity (House, No. 4385), recommending passage of a bill with the same title (House, No. 4568). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Golden of Lowell, the report was considered forthwith.

After remarks on the question on acceptance of the report, the sense of the House was taken by yeas and nays, at the request of the same member; and on the roll call 157 members voted in the affirmative and 1 in the negative.

Conference committee report accepted,—yea and nay No. 551.

[See Yea and Nay No. 551 in Supplement.]

Therefore the report of the committee of conference was accepted. Sent to the Senate for concurrence.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill authorizing the town of Boylston to sell a portion of a certain town property (House, No. 4533) [Local Approval Received], be scheduled for consideration by the House.

Boylston,—land.

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.

Subsequently, under suspension of the rules, on motion of Mrs. Haddad of Somerset, the bill was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

Mrs. Haddad of Somerset being in the Chair,—

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill authorizing the city of Springfield to convert park land at Ruth Elizabeth Park for traffic improvement use pursuant to Article 97, and to acquire and dedicate replacement park land (House, No. 4564) [Local Approval Received]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Springfield,—land.

Mr. Nangle of Lowell, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Swan of Springfield, 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 Mrs. Haddad of Somerset (Mr. Donato of Medford having taken the Chair), the bill was read a third time.

The committee on Bills in the Third Reading reported recommending that the bill be amended by substitution of a Bill authorizing the city of Springfield to convert park land at Ruth Elizabeth Park for traffic improvement use (House, No. 4567), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

Mrs. Haddad of Somerset being in the Chair,—

Mr. Dempsey of Haverhill, for the committee on Ways and Means, on a message from His Excellency the Governor (for message, see House, No. 4505), returning with his reduction or disapproval of certain items and sections, and also with recommendations of amendments of

General Appropriation Bill.

General
Appropriation
Bill.

certain sections contained in the engrossed Bill making appropriations for the fiscal year 2017 for the maintenance of the departments, board, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (see House, No. 4450), reported, in part, that item 0337-0002 and section 166 stand (as passed by the General Court). Severally referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Mr. Nangle of Lowell, for said committee, reported, in each instance, that the matters be scheduled for consideration by the House. Under suspension of Rule 7A, in each instance, on motion of the same member, the reports were considered forthwith.

Item 0337-0002 (contained in section 2) (Juvenile Court Department), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$18,992,783 to \$18,802,855.

Juvenile Court
Department
item 0337-0002
stands,—
yea and nay
No. 552.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 127 members voted in the affirmative and 31 in the negative.

[See Yea and Nay No. 552 in Supplement.]

Therefore item 0337-0002 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Section 166 (pulmonary disease), which had been vetoed by the Governor, then was considered.

Pulmonary
disease
section 166
stands,—
yea and nay
No. 553.

On the question on passing said section, notwithstanding the action of the Governor, the sense of the House was determined by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 125 members voted in the affirmative and 33 in the negative.

[See Yea and Nay No. 553 in Supplement.]

Therefore section 166 passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Engrossed Bill — Land Taking.

Weymouth,—
land.

The engrossed Bill authorizing the Massachusetts Department of Transportation to acquire certain parcels of land in the city known as the town of Weymouth (see House, No. 4548, amended) (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.

Bill enacted
(land taking),—
yea and nay
No. 554.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 158 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 554 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Emergency Measures.

Westfield,—
land.

The engrossed Bill authorizing the commissioner of Capital Asset Management and Maintenance to transfer certain parcels of land in the

city of Westfield to the Office of the Chief Medical Examiner and the Department of Youth Services (see House, No. 4308), 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 54 to 0. Sent to the Senate for concurrence.

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

Bill enacted.

The engrossed Bill conveying a certain parcel of land on East First Street in the South Boston section of the city of Boston (see House, No. 4293, amended) (which originated in the House), 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.

Boston,—
land.

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 54 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was put upon its final passage.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 158 members voted in the affirmative and 0 in the negative.

Bill enacted
(land taking),—
yea and nay
No. 555.

[See Yea and Nay No. 555 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Reports of Committees.

Mr. Mariano of Quincy being in the Chair,—

Mr. Wagner of Chicopee, for the committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendment (striking out all after the enacting clause and inserting in place thereof the text of contained in Senate document numbered 2423) of the House Bill relative to job creation, workforce development and infrastructure investment (House, No. 4483), reported a Bill relative to job creation and workforce development (House, No. 4569).

Economic
development.

Under suspension of the rules, on motion of Mr. Dempsey of Haverhill, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

The Speaker being in the Chair,—

Mr. Michlewitz of Boston, for the committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendments (striking out all after the enacting clause and inserting in

Ride for hire
industry.

Ride for hire
industry.

place thereof the text contained in Senate document numbered 2398; and striking out the title and inserting in place thereof the following title: "An Act regulating transportation network companies") of the House Bill relative to the ride for hire industry (House, No. 4064), recommending passage of a Bill regulating transportation network companies (House, No. 4570). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Michlewitz, the report was considered forthwith.

Conference
committee
report
accepted,—
yea and nay
No. 556.

After remarks on the question on acceptance of the report, the sense of the House was taken by yeas and nays, at the request of Mr. Lombardo of Billerica; and on the roll call 142 members voted in the affirmative and 15 in the negative.

[See Yea and Nay No. 556 in Supplement.]

Therefore the report of the committee of conference was accepted. Sent to the Senate for concurrence.

Somerset,—
boat
launch.

By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, on a petition, a Bill designating a certain boat launch in the town of Somerset as the William and Harold Meehan Memorial Boat Launch (House, No. 4538). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, reported that the matter 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.

Boston,—
land.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill authorizing the conveyance of a certain parcel of land in the city of Boston to the Haitian Church of the Nazarene Friends of the Humble and the Greater Boston Nazarene Compassionate Center (Senate, No. 1646, changed), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, reported that the matter 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.

Subsequently under suspension of the rules, on motion of Mrs. Haddad of Somerset, 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, in concurrence.

Language
opportunities.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill relative to language opportunity for our kids (House, No. 4330), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4566). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment pending.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Donato of Medford, the bill was read a second time forthwith. The amendment recommended by the committee on Ways and Means was adopted; and the substituted bill was ordered to a third reading.

Subsequently under suspension of the rules, on motion of Mrs. Haddad of Somerset, 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. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill to promote personal savings (Senate, No. 2374), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Personal savings.

Mr. Nangle of Lowell, for said committee, reported that the matter 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 Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill to amend Chapter 622 of the Acts of 1989 (House, No. 2803), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Sherborn,—land.

Mr. Nangle of Lowell, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mrs. Haddad of Somerset, 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 Ms. Peisch of Wellesley, 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, its title having been changed by said committee to read: “An Act authorizing the Division of Capital Asset Management and Maintenance to convey certain property to the town of Sherborn.”. Sent to the Senate for concurrence.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill relative to preservation of evidence for victims of rape and sexual assault (House, No. 4364), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Sexual assault,—“rape kits”.

Mr. Nangle of Lowell, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Ms. Farley-Bouvier of Pittsfield, the bill was read a second time forthwith; and it was ordered to a third reading.

Engrossed Bill — Land Taking.

Mr. Mariano of Quincy being in the Chair,—

The engrossed Bill authorizing the city of Springfield to transfer a portion of park land at Ruth Elizabeth Park for traffic improvement use

Springfield,—land.

(see House, No. 4567) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

Bill enacted
(land taking),—
yea and nay
No. 557.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 157 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 557 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Emergency Measures.

Job
creation.

The engrossed Bill relative to job creation and workforce development (see House, No. 4569), 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 84 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was put upon its final passage.

Bill enacted
(state loan),—
yea and nay
No. 558.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a “loan” bill as defined by Section 3 of Article LXII of the Amendments to the Constitution); and on the roll call 157 members voted in the affirmative and 9 in the negative.

[See Yea and Nay No. 558 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Boston,—
land.

The engrossed Bill authorizing the conveyance of a certain parcel of land in the city of Boston to the Haitian Church of the Nazarene Friends of the Humblés and the Greater Boston Nazarene Compassionate Center (see Senate, No. 1646) (which originated in the Senate), 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 76 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was put upon its final passage.

Bill enacted
(land taking),—
yea and nay
No. 559.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on

the roll call (Mr. Donato of Medford being in the Chair) 157 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 559 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Engrossed Bill.

The engrossed Bill regulating transportation network companies (see House, No. 4570) (which originated in the House), 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.

*Motions to Discharge Certain Matters
in the Orders of the Day.*

The Senate Bill relative to HIV-associated lipodystrophy syndrome treatment (Senate, No. 2137), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time, under suspension of the rules, on motion of Mrs. Haddad of Somerset; and it was passed to be engrossed, in concurrence.

Lipodystrophy
syndrome
treatment.

The Senate Resolve creating a commission to study ways to prevent bullying of tenants in public and subsidized multi-family housing (Senate, No. 1984), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time, under suspension of the rules, on motion of Mr. Tucker of Salem; and it was passed to be engrossed, in concurrence.

Multi-family
housing,—
bullying.

The Senate Bill regulating notaries public to protect consumers and the validity and effectiveness of recorded instruments (Senate, No. 2064, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time, under suspension of Rule 47, on motion of Mrs. Haddad of Somerset.

Notaries
public,—
recorded
instrument
validity.

Pending the question on passing the bill to be engrossed, in concurrence, Mr. Fernandes of Milford moved to amend it in section 2, in line 8, by inserting after the word “section” the following: “15,” and, in lines 15, 16 and 17, by striking out the sentence contained in those lines; by striking out sections 3 and 4; in section 8, in lines 244, 245 and 246, by striking out the paragraph contained in those lines, after line 302, by inserting the following paragraph:

“(k) This section shall not require a notary public to use the forms in section 15 if the form of acknowledgment, jurat, signature witnessing or copy certification appears on a printed form that contains an express prohibition against altering such form”, and, in line 395, by striking out the words “complies with the requirements of this chapter,” and inserting in place thereof the words “is substantially similar in legal meaning and effect to the texts of the several forms set forth in this chapter or in the appendix to chapter 183”.

The amendments were adopted; and the bill (Senate, No. 2064, amended) was passed to be engrossed, in concurrence. Sent to the Senate

for concurrence in the amendment adopted by the House [see House document numbered 4398, amended].

William
Horohoe,—
sick leave.

The House Bill establishing a sick leave bank for William Horohoe, an employee of the Massachusetts Department of Transportation (House, No. 4480), reported by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time, under suspension of Rule 47, on motion of Mr. Tucker of Andover.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by striking out section 2; and by inserting before the enacting clause the following emergency preamble:

“*Whereas*, the deferred operation of this act would tend to defeat its purpose, which is forthwith to establish a sick leave bank for a certain employee of the Massachusetts Department of Transportation, therefore it is hereby declared an emergency law, necessary for the immediate preservation of the public convenience.”

The amendments were adopted; and the bill (House, No. 4480, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Jamie
Mascarello,—
sick leave.

The House Bill establishing a sick leave bank for Jamie Mascarello, an employee of the Office of the Commissioner of Probation (House, No. 4481), reported by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time, under suspension of Rule 47, on motion of Mr. Tucker of Andover.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by inserting before the enacting clause the following emergency preamble:

“*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a sick leave bank for a certain employee of the office of the commissioner of probation, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The amendment was adopted; and the bill (House, No. 4481, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Engrossed Bills and Resolve.

Engrossed bills

Bills
enacted.

Relative to HIV associated lipodystrophy syndrome treatment (see Senate, No. 2137) (which originated in the Senate); and

Modernizing municipal finance and government (see House, No. 4565) (which 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 it were signed by the acting Speaker and sent to the Senate.

Resolve
passed.

The engrossed Resolve creating a commission to study ways to prevent bullying of tenants in public and subsidized multi-family housing (see Senate, No. 1984) (which originated in the Senate), having been certified by the Clerk to rightly and truly prepared for final passage, was passed; and it was signed by the acting Speaker and sent to the Senate.

Mrs. Haddad of Somerset being in the Chair,—

Engrossed bills

Authorizing the conveyance of certain property in the town of Salisbury (see Senate, No. 1095) (which originated in the Senate); Bills enacted.

Authorizing the commissioner of Capital Asset Management and Maintenance to convey certain land to the city of Northampton (see House, No. 4423, amended); and

To promote energy diversity (see House, No. 4568);

(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 it were signed by the acting Speaker and sent to the Senate.

Order.

The Speaker being in the Chair,—

On motion of Mr. Mariano of Quincy,—

Ordered, That when the House adjourns today, it adjourn to meet on Thursday next at eleven o'clock A.M. Next sitting.

Mr. Jones of North Reading then moved that the House adjourn; and the motion prevailed. Accordingly, without proceeding to consideration of the matters in the Orders of the Day, at eleven minutes after twelve o'clock A.M. (Monday, August 1), there being no objection (the Speaker being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Thursday, August 4, 2016.

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.

Message from the Governor — Veto.

Controlled
substances.

A message from His Excellency the Governor returning with his objections thereto in writing the engrossed Bill relative to administering controlled substances [see House, No. 4489] (for message, see House, No. 4558) was filed in the office of the Clerk on Thursday, July 28.

The message was read; and, under House Rule 12, it was placed in the Orders of the Day for the next sitting, the question being on passing the bill, notwithstanding the said objections.

Guests of the House.

Department
of Mental
Health,—
interns and
staff.

During the session, the Chair (Mr. Donato of Medford) declared a brief recess and introduced interns from the Department of Mental Health along with DMH Staff: Steve Cidlevich, Legislative Director and Lisa Colozzo.

The DMH Student Intern Program provides experience and knowledge to students interested in the mission and vision of DMH. The interns also gain comprehensive knowledge and understanding of what it means to work in public service. It is, additionally, a prodigious way for the department to receive assistance on unique projects and initiatives.

They were the guests of Representatives Cabral of New Bedford and McMurtry of Dedham.

Resolutions.

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

Stoneham
Fire
Station.

Resolutions (filed by Mr. Day of Stoneham) commending the town of Stoneham on the one hundredth anniversary of the Stoneham Fire Station; and

Responsible
Gaming
Education
Week.

Resolutions (filed by Representatives Dooley of Norfolk, Poirier of North Attleborough, Heroux of Attleboro, Barrows of Mansfield, Roy of Franklin and Howitt of Seekonk) commending the Massachusetts Council on Compulsive Gaming on its recognition of Responsible Gaming Education Week;

Mr. Galvin of Canton, 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. Khan of Newton, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communications.

Communications

From the Massachusetts Gaming Commission (see Section 65 of Chapter 23K of the General Laws) submitting the 2015 Annual Gaming Audit [a copy was forwarded to the committee on Ways and Means]; and

Gaming Commission.

From the Massachusetts Legal Assistance Corporation (see Section 10 of Chapter 221A of the General Laws) submitting annual reports for fiscal years 2012 through 2015;

Legal Assistance Corporation.

Severally were placed on file.

Reports.

The annual report of the Commission on the Status of Women (under Section 66 of Chapter 3 of the General Laws) of its activities and findings for the period July 2015 to June 2016;

Status of Women.

A quarterly report of the Emerging Technology Fund (under Chapter 141 of the Acts of 2003) submitting financial statements and other findings from January 1, 2016 to March 31, 2016; and

Emerging Technology Fund.

A report of the Horse Racing Committee (under Section 60 of Chapter 23K of the General Laws) containing recommendations on the distribution of funds from the Race Horse Development fund;

Race horse fund.

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

By Representative Muradian of Grafton and Senator Moore, a joint petition (accompanied by bill, House, No. 4572) of David K. Muradian, Jr., and Michael O. Moore (by vote of the town) that the town of Grafton be authorized to exempt certain police officers from provisions of the civil service law. To the committee on Public Service.

Grafton,—civil service.

By Representative McMurtry of Dedham and Senator Rush, a joint petition (accompanied by bill, House, No. 4573) of Paul McMurtry and Michael F. Rush (by vote of the town) relative to the assessment of local property taxes in the town of Westwood. To the committee on Revenue.

Westwood,—property taxes.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Devers of Lawrence, a petition (subject to Joint Rule 12) of Marcos A. Devers for legislation to designate dominoes as the official game of the Commonwealth.

Dominoes,—official game.

By Mr. Nangle of Lowell, a petition (subject to Joint Rule 12) of David M. Nangle for legislation to establish a sick leave bank for Jose Valencia, an employee of the Department of Mental Health.

Jose Valencia,—sick leave.

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

Paper from the Senate.

The House Bill authorizing the town of Orleans to lease a certain parcel of land (House, No. 3664), came from the Senate with the endorsement that it had been passed to be engrossed, in concurrence, by said branch with an amendment in section 1, in line 1, striking out the words “any general or special law to the contrary” and inserting in

Orleans,—land.

Orleans,—
land.

place thereof the following: “chapter 30B of the General Laws or any other general or special law to the contrary but subject to paragraphs (a), (b) and (g) of section 16 of said chapter 30B”.

The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Report of a Committee.

Concord,—
tax
exemption.

By Mr. Nangle of Lowell, for the committee Steering, Policy and Scheduling, that the House Bill establishing a Concord senior means-tested property tax exemption (House, No. 4473) [Local Approval Received] be scheduled for consideration by the House.

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

Emergency Measures.

Northampton,—
land.

The engrossed Bill authorizing the Division of Capital Asset Management and Maintenance to exchange certain parcels of land with the city of Northampton (see House, No. 4520, 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
enacted.

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

Springfield,—
land.

The engrossed Bill authorizing the Division of Capital Asset Management and Maintenance to grant to the Association for Community Living, Inc. certain parcels of land in the city of Springfield (see House, No. 4522), 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
enacted.

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

Engrossed Bills and Resolve.

Engrossed bills

Bills
enacted.

Providing for the use of a certain parcel of land in the city of Woburn for recreational purposes (see House, No. 3957, amended); and

Authorizing the city of Holyoke to establish a program for enforcement against illegal dumping (see House, No. 4262);

(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.

The engrossed Resolve establishing the special commission on local and regional public health (see Senate, No. 2296, amended) (which originated in the Senate), having been certified by the Clerk to rightly and truly prepared for final passage, was passed; and it was signed by the acting Speaker and sent to the Senate. Resolve passed.

Orders of the Day.

Senate bills

Relative to a certain residential tax exemption in the city of Chelsea (Senate, No. 2268) (its title having been changed by the committee on Bills in the Third Reading); and Third reading bills.

Relative to the towing away and storage of motor vehicles (Senate, No. 2452);

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 the sale of children’s jewelry (House, No. 253); Id.

Increasing the annual stipend for members of the Commonwealth’s hazardous material response teams (House, No. 645) (its title having been changed by the committee on Bills in the Third Reading);

Relative to special police officers in the city of Newton (House, No. 3885);

Establishing a pulmonary hypertension task force (House, No. 4121);

Designating a certain bridge in the city of Boston as the Navy Cross Recipient PFC Alvin Richard Gale, USMC Memorial Bridge (House, No. 4153); and

Relative to preservation of evidence for victims of rape and sexual assault (House, No. 4364);

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.

The Senate Bill preventing animal suffering and death (Senate, No. 2369) (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. Animal suffering.

Pending the question on passing the bill to be engrossed, in concurrence, Mr. Dooley of Norfolk moved to amend it by striking out section 7; and the amendment was rejected.

The same member then moved to amend the bill in section 7, in line 36, by inserting after the word “violation” the words “, if an animal control officer contacted by either of these agencies in response to a violation of this section is unresponsive or unavailable”.

The amendment was adopted; and the bill (Senate, No. 2369, amended) was passed to be engrossed. Sent to the Senate for concurrence in the amendment.

Boston,—
homeowners.

The House Bill concerning long-term homeowners in the city of Boston (House, No. 3200) (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.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by substitution of bill with the same title (House, No. 4571).

The amendment was adopted; and the substituted bill was passed to be engrossed. 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.

Mr. Galvin of Canton then moved that when the House adjourn, it do so in respect to the memory of John H. Flood, a member of the House from Canton from 1981 to 1990, inclusive, and Norfolk County Sheriff from 1996 to 1999, inclusive; and the motion prevailed.

Accordingly, at twenty-seven minutes before twelve o'clock noon, on motion of Mr. Hill of Ipswich (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.

JOURNAL OF THE HOUSE.

Monday, August 8, 2016.

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.

Appointment to a Special Commission.

The Speaker announced that he had appointed Mr. Mariano of Quincy to the special commission established (under Section 9 of Chapter 115 of the Acts of 2016) to review variation in prices among healthcare providers. Healthcare price variation.

Resolutions.

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

Resolutions (filed by Mr. Roy of Franklin) congratulating Michael Joseph Hurley on receiving the Eagle Award of the Boy Scouts of America; Michael Hurley.

Resolutions (filed by Mr. Roy of Franklin) congratulating Ian Patrick Morris on receiving the Eagle Award of the Boy Scouts of America; Ian Morris.

Resolutions (filed by Mr. Roy of Franklin) congratulating Nathan Michael Weidman on receiving the Eagle Award of the Boy Scouts of America; and Nathan Weidman.

Resolutions (filed by Mr. Roy of Franklin) congratulating Raymond Douglas Wilschek on receiving the Eagle Award of the Boy Scouts of America; Raymond Wilschek.

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

Communication.

A communication from the Insurance Fraud Bureau (see Section 1(k) of Chapter 338 of the Acts of 1990, as most recently amended by Section 5 of Chapter 279 of the Acts of 2002) submitting a semi-annual report relative to referrals involving automobile insurance fraud, workers' compensation fraud and other insurance fraud [copies of said report were forwarded, as requested by the bureau, to the committees on Financial Services and Labor and Workforce Development], was sent to the Senate for its information. Insurance Fraud Bureau.

Annual and Special Reports.

State Ethics
Commission.

The annual report of the State Ethics Commission (under Section 2(l) of Chapter 268B of the General Laws) relative to the actions taken by said commission, the names and salaries and duties of all individuals in its employ and the money it has disbursed for the fiscal year 2015; and

Animal
cruelty.

A report of the special task force established (under Section 5 of Chapter 293 of the Acts of 2014) relative to a complete systematic review of the laws pertaining to animal cruelty and protection;

Severally were placed on file.

Petitions.

Middlefield,—
superintendent
of streets.

Representative Kulik of Worthington and Senator Downing presented a joint petition (accompanied by bill, House, No. 4575) of Stephen Kulik (by vote of the town) that the town of Middlefield be authorized to appoint a superintendent of streets for said town; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

Firearms,—
manufacture
and sale.

By Mr. Lombardo of Billerica, a petition (subject to Joint Rule 12) of Marc T. Lombardo, Kevin J. Kuros and James J. Lyons, Jr., relative to the manufacturing and sale of firearms.

Assault
weapons,—
definition.

By the same member, a petition (subject to Joint Rule 12) of Marc T. Lombardo and others for legislation to further define assault weapons.

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

Paper from the Senate.

Southwick,—
David A.
Ricardi.

A Bill authorizing the town of Southwick to continue the employment of police chief David A. Ricardi (Senate, No. 2189, amended in lines 8 to 14, inclusive, by striking out the two sentences contained in those lines and inserting in place thereof the following sentence: "No further deductions shall be made from the regular compensation of David A. Ricardi under said chapter 32 for service subsequent to September 19, 2016 and upon retirement David A. Ricardi shall receive a superannuation retirement allowance equal to that to which he would have been entitled had he retired on September 19, 2016.") (on a petition) [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.

Reports of Committees.

West
Springfield,—
mayor.

Report of the committee on Municipalities and Regional Government, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, House, No. 4433) of Michael J. Finn (with the approval of the mayor and city council) that the city known as the town of West Springfield be authorized to establish four year terms for the office of the mayor, was considered forthwith, under suspension of the rules, on motion of Mr. McGonagle of Everett.

The same member then moved that the report be amended by substitution of the Bill amending the charter of the town of West Spring-

field to establish a four-year term for the office of Mayor (House, No. 4433), which was read. The amendment was adopted.

Under suspension of the rules, on further motion of Mr. McGonagle, the bill was read a second time and it was ordered to a third reading.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, asking to be discharged from further consideration of the Bill to improve access to pharmacy services in hospitals (House, No. 1971),— and recommending that the same be referred to the committee on Ways and Means. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence, inasmuch as relates to the discharge of the committee.

Hospital,—
pharmacy

By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, on House, No. 627, a Bill relative to boater safety to be known as the David Hanson act (House, No. 4574). Read; and referred, under Rule 33, to the committee on Ways and Means.

Boating
safety.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the Bill relative to firefighters (House, No. 1926), ought to pass [Cost: Greater than \$100,000.00]. Read; and referred, under Rule 33, to the committee on Ways and Means.

Firefighters.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the Bill to protect little lungs (House, No. 1976), ought to pass. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Cars, etc.,—
smoking.

Engrossed Bills.

Engrossed bills

Relative to a certain residential tax exemption in the city of Chelsea (see Senate, No. 2268); and

Bills
enacted.

Relative to the towing away and storage of motor vehicles (see Senate, No. 2452);

(Which severally originated in the Senate);

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted; and it were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

House bills

Relative to firefighters in the town of Concord (House, No. 3878);

Third
reading
bills.

Relative to the town manager in the town of Tewksbury (House, No. 3893);

Increasing the exemption for residential property in the town of Provincetown (House, No. 4216);

Authorizing the town of Littleton to grant an additional license for the sale of all alcoholic beverages not to be drunk on premises (House, No. 4453); and

Designating a certain boat launch in the town of Somerset as the William and Harold Meehan Memorial Boat Launch (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 eighteen minutes after eleven o'clock A.M., on motion of Mr. Hill of Ipswich (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.

JOURNAL OF THE HOUSE.

Thursday, August 11, 2016.

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 Mr. Collins of Boston, the members, guests and employees stood in a moment of silent tribute to the memory of Jim DiPerri of South Boston. Jim served with the Massachusetts National Guard's Yankee Division for ten years before beginning a forty year career working tirelessly at the Massachusetts State House as a court officer and later as the first assistant to the Sergeant-at-Arms.

James S. DiPerri.

Mr. DiPerri leaves behind his wife of sixty-three years, his three children, Rev. James DiPerri, Noreen Tolosky, and Mary Theresa DiPerri, and his grandchildren.

Messages from the Governor — Disapprovals in Appropriations Bills.

A message from His Excellency the Governor returning with his disapproval of sections 36 and 131 of the engrossed Bill relative to job creation and workforce development (see House, No. 4569) (for message, see House, No. 4576), was filed in the office of the Clerk on Wednesday, August 10.

Job creation and workforce development.

The message was read; and it was referred, under Rule 30, to the committee on Ways and Means.

A message from His Excellency the Governor returning with his disapproval of section 7 and disapproval of certain wording in item 6121-1718 in section 2A of the engrossed Bill providing for the financing of certain improvements to municipal roads and bridges (see House, No. 4424) (for message, see House, No. 4577), was filed in the office of the Clerk on Wednesday, August 10.

Municipal roads and bridges.

The message was read; and it was referred, under Rule 30, to the committee on Ways and Means.

Resolutions.

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

Resolutions (filed by Mr. Fernandes of Milford) congratulating Laura Grillo on the occasion of her one hundredth birthday; and

Laura Grillo.

Resolutions (filed by Mr. Pignatelli of Lenox) on the occasion of the two hundred and thirty-fifth anniversary of the emancipation of Elizabeth Freeman;

Elizabeth Freeman.

Mr. Galvin of Canton, 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. Tucker of Salem, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Papers from the Senate.

Petitions were referred, in concurrence, under suspension of Joint Rule 12, as follows:

Veterans,—
tax
exemption.

Petition (accompanied by bill, Senate, No. 2479) of Eugene Semnerio for legislation relative to the veteran property tax exemption residency requirement. To the committee on Revenue.

Fall River,—
Tom
Tetrault
bridge.

Petition (accompanied by bill, Senate, No. 2480) of Michael J. Rodrigues and Carole A. Fiola for legislation to designate a certain bridge in the city of Fall River as the Tom Tetrault bridge. To the committee on Transportation.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Jose
Valencia,—
sick leave.

Petition (accompanied by bill) of David M. Nangle for legislation to establish a sick leave bank for Jose Valencia, an employee of the Department of Mental Health.

Timothy
King,—
retirement.

Petition (accompanied by bill) of Sarah K. Peake for legislation to authorize Timothy King to purchase creditable service for time served in the armed forces from the Barnstable county retirement board.

Michael
Locke,—
retirement.

Petition (accompanied by bill) of Sarah K. Peake for legislation to authorize Michael Locke to purchase creditable service from the Barnstable county retirement board.

Severally to the committee on Public Service.

Under suspension of the rules, on motion of Mr. Collins of Boston, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

Barnstable,—
pension.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill relative to the unfunded pension liability for retired sheriff's department employees in Barnstable county (House, No. 4513).

Northfield,—
treasurer.

By the same member, for the same committee, on a petition, a Bill relative to the treasurer of the town of Northfield (House, No. 4526) [Local Approval Received].

Plympton,—
superintendent.

By the same member, for the same committee, on a petition, a Bill establishing an appointed highway superintendent in the town of Plympton (House, No. 4531) [Local Approval Received].

Kingston,—
land.

By the same member, for the same committee, on a petition, a Bill authorizing the Silver Lake Regional School District to convey a certain parcel of land to the town of Kingston (House, No. 4555).

Robin
Waine,—

By Mr. Murphy of Weymouth, for the committee on Public Service, on a joint petition, a Bill establishing a sick leave bank for Robin

Waine an employee of the Massachusetts Department of Transportation (House, No. 4539). sick leave.

By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for Irene Carr, an employee of the Division of Professional Licensure (House, No. 4556). Irene Carr,— sick leave.

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

Engrossed Bill.

The engrossed Bill preventing animal suffering and death (see Senate, No. 2369, amended) (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.

The engrossed Bill amending certain effective dates for the fiscal year 2017 General Appropriations Act (see House, No. 4504), which had been returned by His Excellency the Governor with recommendation of amendment (for message, see Attachment W of House, No. 4505), was considered. General Appropriations Bill,— effective dates.

The committee on Bills in the Third Reading reported that the amendment recommended by the Governor be considered in the following form:

By striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Sections 108, 111, 113 and 115 of chapter 133 of the acts of 2016 shall take effect on January 1, 2017.

SECTION 2. This act shall take effect as of July 1, 2016.”.

The report was accepted.

The amendment recommended by the Governor then was rejected. Sent to the Senate for its action.

House bills

Exempting certain positions in the city of Marlborough from the civil service law (House, No. 4337); Third reading bills.

Authorizing the town of Plymouth to establish a special fund (House, No. 4375); and

Establishing a 4-year term for the office of mayor in the city known as the town of West Springfield (House, No. 4433) (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.

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 nineteen minutes after eleven o'clock A.M., on motion of Mr. Hill of Ipswich (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.

JOURNAL OF THE HOUSE.

Monday, August 15, 2016.

Met prior to the hour of adjournment, at one minute before eleven o'clock A.M., there being no objection, 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 Mr. Nangle of Lowell, the members, guest and employees stood in a moment of silent prayer in respect to the memory of Daniel P. Leahy, a member of the Senate from Lowell from 1994 to 1998, inclusive. He is survived by his wife Gloria, five children, eleven grandchildren and four sisters. Daniel P.
Leahy.

Resolutions.

Resolutions (filed with the Clerk by Mr. Fernandes of Milford) congratulating Jonathan Joseph Rivernider on receiving the Eagle Award of the Boy Scouts of America, were referred under Rule 85, to the committee on Rules. Jonathan
Rivernider.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Fernandes, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Papers from the Senate.

House bills

Authorizing the lease or other disposition of certain parcels of land in the city of Boston (House, No. 4468) (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 section 3 and inserting in place thereof the following three sections: Boston,—
land.

“SECTION 3. Notwithstanding any general or special law to the contrary, the Massachusetts Department of Transportation may convey to entities which have been designated by the department all or a portion of parcels of land in the city of Boston, Suffolk county, Massachusetts being further described as those certain parcels of land with the improvements located thereon referred to as Parcel 15 and situated at Boylston Street, Cambria Street, Dalton Street and St. Cecilia Street, in the city of Boston, county of Suffolk, and commonwealth of Massachusetts being more particularly described as Parcel B2-9 shown on Land Court plan no. 20418B, filed with said registry district with certificate of title no. 84478; Parcels B2-9, B2-10, B2-11, B2-12,

Boston,—
land.

B2-13, B2-14, B2-15 and B2-16 and a portion of Parcel B2-17, shown on Taking Plan for Order of Taking B2, recorded in book 7655, page 576.

SECTION 4. Notwithstanding any general or special law to the contrary, the Massachusetts Department of Transportation may convey to entities which have been designated by the department all or a portion of parcels of land in the city of Boston, Suffolk county, Massachusetts being further described as those certain parcels of land with the improvements located thereon, referred to as Parcel 12 and situated at Boylston Street, Massachusetts Avenue and Newbury Street in the city of Boston, county of Suffolk, and commonwealth of Massachusetts being more particularly described as Parcel B1-13, B1-14 & B1-15 shown on Order of Taking Plan No. B1, as shown on book 7639, page 50; a portion of Parcel B2-1, Parcels B2-2, B2-3, B2-4, B2-5 and B2-6 shown on Order of Taking Plan No. B2 in book 7655, page 576; being also shown on a Taking Plan No. B50, recorded at book 7710, page 172; excluding Lot 100 shown on plan in book 2014, page 202; excepting a lot containing 81 sq. ft. shown on plan at book 8599, page 724; and excepting Taking 72 sq. ft. shown on plan in book 8617, page 44.

SECTION 5. An independent appraisal of the fair market value and value in use of the parcels described in sections 1, 3 and 4 shall be prepared in accordance with the usual and customary professional appraisal practices by a qualified appraiser commissioned by the Massachusetts Department of Transportation. Consideration for the grant of the interests in sections 1, 3 and 4 shall be the full and fair market value or the value in proposed use, whichever is greater, as determined by the department, and calculated with regard to the full development potential as assembled with other lands owned or otherwise controlled by the grantees. The department shall submit any appraisals to the inspector general for the inspector general's review and comment. The inspector general shall review and approve the appraisals, and the reviews shall include an examination of the methodology utilized for the appraisals. The inspector general shall prepare reports of the review and file the reports with the department for submission by the department to the senate and house committees on ways and means and the senate and house chairs of the joint committee on state administration and regulatory oversight. The secretary of transportation shall submit copies of the appraisals and the inspector general's reviews and approvals and any comments to the senate and house committees on ways and means and the senate and house chairs of the joint committee on state administration and regulatory oversight at least 30 days prior to the execution of any documents effecting the transfers described in sections 1, 3 and 4.”;

Salem Harbor
Port
Authority.

Authorizing the city of Salem to establish the Salem Harbor Port Authority (House, No. 4479), came from the Senate passed to be engrossed, in concurrence, with an amendment in section 4, in line 93, striking out the words “include, but not be limited to,” and inserting in place thereof the words “consist of”; and

William
Horohoe,—
sick leave.

Establishing a sick leave bank for William Horohoe, an employee of the Massachusetts Department of Transportation (House, No. 4480, amended), came from the Senate passed to be engrossed, in concur-

rence, with an amendment in line 3 inserting after the word “department”, the first time it appears, the words “, to care for his spouse”;

The amendments severally were referred, under Rule 35, to the committee on Bills in the Third Reading.

Reports of Committees.

By Mr. Galvin of Canton, 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 Daniel M. Donahue and Michael O. Moore for legislation to establish a sick leave bank for Anthony Ryan Smith, an employee of the Department of Developmental Services. Under suspension of the rules, on motion of Mr. Donahue of Worcester, 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.

Anthony Ryan Smith,—
sick leave.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the following bills be scheduled for consideration by the House;

The Senate Bill authorizing the town of Southwick to continue the employment of police chief David A. Ricardi (Senate, No. 2189) [Local Approval Received]; and

Southwick
police chief.

The House Bill authorizing the town of Webster to grant a license for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4530) [Local Approval Received];

Webster,—
liquor
license.

Under suspension of Rule 7A, in each instance, on motion of Mr. Wong of Saugus, the bills were read a second time forthwith; and they were ordered to a third reading.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on House, Nos. 149, 153, 156, 157, 158, 161, 163, 167, 168, 170, 173, 174, 175, 178, 179, 180, 181, 182, 183, 185, 186, 188, 190, 191, 192, 195, 197, 198, 201, 203, 204, 205, 209, 211, 212, 219, 222, 224, 227, 229, 231, 233, 235, 238, 239, 242, 244, 251, 255, 256, 259, 260, 263, 265, 268, 270, 274, 276, 278, 279, 281, 3213, 3215, 3216, 3383, 3807 and 3810, an Order relative to authorizing the committee on Consumer Protection and Professional Licensure to make an investigation and study of certain House documents concerning consumer protection issues (House, No. 4578).

Consumer
Protection and
Professional
Licensure,—
study.

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Subsequently Mr. Galvin of Canton, for said committees, reported, in each instance, asking to be discharged from further consideration of the orders; 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.

Engrossed Bills.

The engrossed Bill relative to certain affordable housing in the city of Boston (see House, No. 3617) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final

Bill
enacted.

passage, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Somerset,—
Meehan
Memorial
Boat
Launch.

The engrossed Bill designating a certain boat launch in the town of Somerset as the William and Harold Meehan Memorial Boat Launch (see House, No. 4538) (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.

Pending the question on passing the bill to be enacted, Mrs. Haddad of Somerset moved that Rule 40 be suspended; and the motion prevailed. The same member then moved to amend the bill by inserting before the enacting clause the following emergency preamble:

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith the designation a certain boat launch in the town of Somerset, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The amendment was adopted. Sent to the Senate for concurrence.

Orders of the Day.

Third
reading
bill.

The Senate Bill authorizing the town of Salisbury to grant 5 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (Senate, No. 2201), 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.

House bills

Third
reading
bills.

Authorizing the town of Dennis to establish a landfill solar special revenue fund (House, No. 4412);

Authorizing the town of Westborough to grant additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4418); and

Relative to the procedure for municipal acceptance of subdivision roads in the town of Natick (House, No. 4446, changed);

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.

Bourne,—
Jared
MacDonald.

The House Bill relative to the disability retirement of Jared MacDonald, a police officer in the town of Bourne (House, No. 4359), 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, Mr Speliotis of Danvers moved to amend it in section 1, in line 17, by inserting after the word “nontaxable” the words “to the extent allowable pursuant to state and federal tax law”.

The amendment was adopted; and the bill (House, No. 4359, amended) was passed to be engrossed. 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 eleven minutes after eleven o'clock A.M., on motion of Mr. D'Emila of Bridgewater (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.

JOURNAL OF THE HOUSE.

Thursday, August 18, 2016.

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.

Appointment to a Special Commission.

Pension
forfeiture
commission.

The Speaker announced that he had appointed Mr. Walsh of Framingham to the special commission on pension forfeiture established (under Section 151 of Chapter 133 of the Acts of 2016) to review the decision of the Supreme Judicial Court in *Public Employee Retirement Administration Commission v. Edward A. Bettencourt*, 474 Mass. 60 (2016).

Resolutions.

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

Mark
Townsend.

Resolutions (filed by Ms. Gifford of Wareham and other members of the House) commending Mark Townsend for his years of dedicated volunteer service to the town of Carver and to Plymouth County; and

Bigelow
Family.

Resolutions (filed by Mr. Stanley of Waltham) celebrating the Bigelow family legacy to our Commonwealth who helped forge the North American continent;

Mr. Galvin of Canton, 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. Livingstone 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.

Communications.

Communications

Energy
Advisory
Council.

From the Department of Energy Resources (see Section 22(d) of Chapter 25 of the General Laws) submitting the annual report of the Energy Advisory Council (EEAC) for the year 2014;

Intervention
and targeted
assistance.

From the Department of Elementary and Secondary Education (see item 7061-9408) contained in Section 2 of Chapter 46 of the Acts of 2015) submitting the Intervention and Targeted Assistance Report (2014-2015);

Literacy
and Early
Literacy.

From the Department of Elementary and Secondary Education (see item 7010-0033) contained in Section 2 of Chapter 38 of the Acts of 2015) submitting the Literacy and Early Literacy Programs' Report;

Division of
Insurance.

From the Commissioner of Insurance (see Section 17 of Chapter 175 of the General Laws) submitting the 2011 Annual Report of the Division of Insurance;

- From the Commissioner of Insurance (see Section 17 of Chapter 175 of the General Laws) submitting the 2012 Annual Report of the Division of Insurance; Division of Insurance.
- From the Commissioner of Insurance (see Section 17 of Chapter 175 of the General Laws) submitting the 2013 Annual Report of the Division of Insurance; Id.
- From the Commissioner of Insurance (see Section 17 of Chapter 175 of the General Laws) submitting the 2014 Annual Report of the Division of Insurance; and Id.
- From the Massachusetts Clean Energy Technology Center (see Section 5 of Chapter 23J of the General Laws) submitting the 2016 industry report and financial statements; Clean Energy Technology Center.
- Severally were placed on file.

Petitions.

- Mr. Mark of Peru presented a petition (accompanied by bill, House, No. 4583) of Paul W. Mark (by vote of the town) that the town of Northfield be authorized to appoint a town collector for said town; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence. Northfield,—
town collector.
- Representative Pignatelli of Lenox and Senator Downing presented a joint petition (subject to Joint Rule 12) of William Smitty Pignatelli and Benjamin B. Downing relative to certain municipal employees of the towns of Lee, Lenox or Stockbridge; and the same was referred, under Rule 24, to the committee on Rules. Lee, Lenox or Stockbridge,—
employees.

Paper from the Senate.

- A petition (accompanied by bill, Senate, No. 2481) of Kathleen O'Connor Ives and James M. Kelcourse (by vote of the town) for legislation to authorize assessment of sewer betterments and privilege fees in the town of Salisbury, was referred, in concurrence, to the committee on Municipalities and Regional Government. Salisbury,—
sewer betterments.

Reports of Committees.

- By Mr. Galvin of Canton, for the committee on Rules and the committee on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the petition of Jeffrey Sánchez for legislation to designate a certain bridge in the city of Boston as the Lance Corporal Alexander Arrendondo and Brian Arrendondo memorial bridge. Under suspension of the rules, on motion of Mr. Madden of Nantucket, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Transportation. Sent to the Senate for concurrence. Boston,—
Arrendondo bridge.
- Report of the committee on the Judiciary, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, House, No. 4355) of Sarah K. Peake relative to confirming title to a certain property in the town of Provincetown taken by eminent domain. Provincetown,—
property titles.
- Under suspension of the rules, on a motion of Ms. Peake of Provincetown, the report was considered forthwith. Pending the question on

acceptance of the report, the petition was recommitted, on motion of Mr. Fernandes of Milford.

Education,—
study.

By Ms. Peisch of Wellesley, for the committee on Education, on House, Nos. 311, 322, 334, 340, 363, 370, 413, 418, 433, 450, 451, 497 and 3395, an Order relative to authorizing the committee on Education to make an investigation and study of certain House documents concerning assessment issues (House, No. 4582). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Subsequently Mr. Galvin of Canton, for said committees, reported asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules.

Under Rule 42, the report was considered forthwith; and it was accepted.

Engrossed Bill.

Bill
enacted.

The engrossed Bill authorizing the town of Salisbury to grant 5 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (see Senate, No. 2201) (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.

William
Horohoe,—
sick leave.

The Senate amendment of the House Bill establishing a sick leave bank for William Horohoe, an employee of the Massachusetts Department of Transportation (House, No. 4480, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

House bills

Third
reading
bills.

Relative to the 1-year residency preference for persons being considered for original appointment to the Cambridge police force and fire force (House, No. 3287) (its title having been changed by the committee on Bills in the Third Reading);

Authorizing the appointment of special police officers in the town of Dracut (House, No. 4012) (its title having been changed by the committee on Bills in the Third Reading);

Relative to the issuance of certain bonds by the town of Pembroke (House, No. 4346, changed);

Relative to employees of the Department of Fire Services (House, No. 4400);

Relative to the recognition and registration of professional employer organizations operating in the Commonwealth of Massachusetts (House, No. 4563);

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.

The House Bill relative to caregiver advice and records enablement (House, No. 3911) (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. Caregiver
advice.

Pending the question on passing the bill to be engrossed, Ms. Hogan of Stow moved to amend it in section 1, in lines 23 to 26, inclusive, by striking out the words “any facility including another hospital, any long-term care facility such as nursing home, skilled nursing facility, hospice, and assisted living facility, group home, or other facility that is providing post-acute level of care” and inserting in place thereof the words “a hospital, nursing home, skilled nursing facility, hospice, assisted living facility, group home, or other facility that provides a post-acute level of care”;

In section 2, in lines 80 and 81, by striking out the words “guidance to hospitals” and inserting in place thereof the word “regulations”;

By striking out section 3 (as changed by the committee on Bills in the Third Reading) and inserting in place thereof the following section:

“SECTION 3. Section 1 shall take effect upon promulgation of the regulations required by section 2, or 8 months after the effective date of section 2, whichever occurs first.”; and

By inserting before the enacting clause the following emergency preamble:

“*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a caregiver assistance program, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”.

The amendments were adopted; and the bill (House, No. 3911, amended) was passed to be engrossed. 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.

Representative Cutler of Duxbury moved that when the House adjourns today, it do so in respect to the memory of Charles W. Mann, a member of the House from Hanson from 1967 to 1970, inclusive, and from 1981 to 1994, inclusive; and the motion prevailed.

Accordingly at a quarter after eleven o’clock A.M., on motion of Mr. D’Emilia of Bridgewater (Mr. Donato of Medford being in the Chair), the House adjourned, to meet on the following Monday at eleven o’clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Monday, August 22, 2016.

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).

Recess.

Recess.

At three minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at twenty-four minutes after eleven o'clock A.M. the House was called to order with Mr. Donato in the Chair.

Pledge of Allegiance.

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.

Guests of the House.

Peabody
Cub Scout
Pack 621.

Subsequent to the recess, the Chair (Mr. Donato of Medford), declared a brief recess and introduced scout leaders and members of Cub Scout Pack 621 of Peabody. At the invitation of the Chair, the scouts participated in the pledge of allegiance to the flag. They were the guests of Representative Walsh of Peabody.

Message from the Governor.

Westport,—
election.

A message from His Excellency the Governor (under Section 8 of Article LXXXIX of the Amendments to the Constitution) recommending legislation relative to validating a special election in the town of Westport (House, No. 4589), was filed in the office of the Clerk on Thursday, August 18.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Election Laws. Sent to the Senate for concurrence.

Petition.

Whately,—
Paul
Hannum.

Representative Kulik of Worthington and Senator Rosenberg presented a joint petition (accompanied by bill, House, No. 4587) of Stephen Kulik (by vote of the town) that the town of Whately be authorized to continue the employment of Paul Hannum, a call fire-fighter for said town; and the same was referred to the committee on Public Service. Sent to the Senate for concurrence.

Paper from the Senate.

Grafton,—
State Police
Museum and

The House Bill authorizing the conveyance of a certain parcel of land in the town of Grafton for the Massachusetts State Police Museum

and Learning Center (House, No. 3973, amended), came from the Senate passed to be engrossed, in concurrence, with amendments in section 1, in line 1 (as amended by the House), and in section 4, in line 24, by striking out the figures: “38” and inserting in place thereof, in each instance, the figures: “37”. The Senate amendments were referred, under Rule 35, to the committee on Bills in the Third Reading.

Learning Center.

Reports of Committees.

By Mr. Fernandes of Milford, for the committee on the Judiciary, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 4355) of Sarah K. Peake relative to confirming title to a certain property in the town of Provincetown taken by eminent domain,— and recommending that the same be referred to the committee on Municipalities and Regional Government.

Provincetown,—
property.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the Bill relative to the unfunded pension liability for retired sheriff’s department employees in Barnstable County (House, No. 4513), be scheduled for consideration by the House.

Barnstable,—
pension.

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

Report of the committee on Public Service, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, House, No. 4527) of James M. Murphy, Ronald Mariano and Patrick M. O’Connor (with the approval of the mayor and town council) relative to the appointment of special police officers in the city known as the town of Weymouth.

Weymouth,—
special police officers.

Under suspension of the rules, on a motion of Mr. Murphy of Weymouth, the report was considered forthwith. Pending the question on acceptance of the report, the petition was recommitted, on motion of the same member.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on House, No. 4524, a Bill authorizing the town of Huntington to grant one additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 4585) [Local Approval Received].

Huntington,—
liquor license.

By the same member, for the same committee, on House, No. 4525, a Bill authorizing the city of Beverly to grant additional licenses for the sale of alcoholic beverages (House, No. 4586) [Local Approval Received].

Beverly,—
liquor licenses.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Jose Valencia, an employee of the Department of Mental Health (House, No. 4579).

Jose Valencia,—
sick leave.

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

Emergency Measure.

William
Horohoe,—
sick leave.

The engrossed Bill establishing a sick leave bank for William Horohoe, an employee of the Massachusetts Department of Transportation (see House, No. 4480, 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
enacted.

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

Engrossed Bills.

Engrossed bills

Bills
enacted.

Authorizing the town of West Bridgewater to grant 1 additional license for the sale of all alcoholic beverages to be drunk on the premises and 1 additional license for the sale of all alcoholic beverages not to be drunk on the premises (see Senate, No. 2292) (which originated in the Senate); and

Authorizing the city of Salem to grant one additional license for the sale of wine and malt beverages to be drunk on the premises and establishing and economic development fund (see House, No. 3891, amended) (which 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.

Salem,—
Port
Authority.

The Senate amendment of the House Bill authorizing the city of Salem to establish the Salem Harbor Port Authority (House, No. 4479), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

Third
reading
bill.

The Senate Bill designating a certain bridge in the city of Westfield as the All Westfield Patriots Bridge (Senate, No. 1839), 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.

House bills

Third
reading
bills.

Relative to the charter of the town of Westborough (House, No. 4411);

Authorizing the city of Salem to grant 2 additional licenses for the sale of alcoholic beverages to be drunk on the premises (House, No. 4529);

Relative to the Middlesex Canal Commission (House, No. 4536);

Authorizing the town of Foxborough to grant two additional licenses for the sale of all alcoholic beverages to be drunk on the premises within the site containing a development to be known as South Rte. 140/Foxborough Blvd. (House, No. 4551) (its title having been changed by the committee on Bills in the Third Reading);

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-five 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 Thursday at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Thursday, August 25, 2016.

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.

Silent Prayer.

John J.
McGlynn.

At the request of Mr. Donato of Medford, the members, guests and employees stood in a moment of silent prayer in respect to the memory of John J. McGlynn, a member of the House from Medford from 1959 to 1973, inclusive. Mr. McGlynn also served as Chairman of the Medford School Committee; a member of the Medford City Council; the Mayor of Medford; Supervisor of Public Records and Deputy Secretary of State to former Secretary Paul H. Guzzi; the Director of Intergovernmental Relations and Chief Secretary to the late Governor Edward J. King; and the Commissioner of the Public Employee Retirement Administration. During World War II, Mr. McGlynn was a member of the 23rd Headquarters Special Troops, known as the "Ghost Army", a unit that worked to mislead the German Army about the size and location of the American troops. He was also the Chairman of the Medford Cooperative Bank and its successor, Brookline Bank. Mr. McGlynn, who was predeceased by his wife, Helen, was the father of John, Jr., Dick, Karen, Michael, Bernadette and Kevin. He also leaves several grandchildren and great-grandchildren.

Resolutions.

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

Marion
Santos.

Resolutions (filed by Ms. Gifford of Wareham) congratulating Marion Santos on her career and outstanding accomplishments; and

Elizabeth
Binstock.

Resolutions (filed by Ms. Hogan of Stow) recognizing Elizabeth T. Binstock for her service to the Maynard Public Library;

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

Communication.

DCAMM,—
affirmative
marketing.

A communication from the Division of Capital Asset Management and Maintenance (under Section 6(i) of Chapter 7C of the General Laws) submitting the fiscal year 2015 annual report of workforce utilization for design and construction, was placed on file.

Annual Reports.

Annual reports

Of the University of Massachusetts (under Section 15 of Chapter 75 of the General Laws) submitting the University of Massachusetts 2016 Report on Annual Indicators; and

UMass,—
annual
indicators.

Of the Executive Office of Labor and Workforce Development (under Section 2RR of Chapter 29 of the General Laws) submitting a performance evaluation prepared by the Director of the Department of Career Services of the workforce training fund grants awarded during the fiscal year 2016;

Workforce
training fund
grant
program.

Severally were placed on file.

Petition.

Ms. Fiola of Fall River presented a petition (subject to Joint Rule 12) of Carole A. Fiola, Patricia A. Haddad and Michael J. Rodrigues for legislation to designate a certain bridge in the town of Freetown as the Senator Joan M. Menard bridge; and the same was referred, under Rule 24, to the committee on Rules.

Freetown,—
Joan M.
Menard
bridge.

Papers from the Senate.

A Bill relative to the selection of school committeepersons in the city known as the town of Agawam (Senate, No. 2397, amended in section 1, in line 15, by inserting after the word “election”, the second time it appears, the following: “pursuant to section 135 of chapter 54”) (on a petition) [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.

Agawam,—
school
committee.

A petition (accompanied by bill) of Richard J. Ross and Elizabeth A. Poirier for legislation to establish a sick leave bank for Donna Paul, an employee of the Department of Corrections [sic], came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service.

Donna
Paul,—
sick leave.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2484) was referred, in concurrence, to the committee on Public Service.

Reports of Committees.

By Mr. Galvin of Canton, 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 William Smitty Pignatelli and Benjamin B. Downing relative to certain municipal employees of the towns of Lee, Lenox or Stockbridge. 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 Municipalities and Regional Government. Sent to the Senate for concurrence.

Lee, Lenox or
Stockbridge,—
employees.

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

Kingston,—
land.

Authorizing the Silver Lake Regional School District to convey a certain parcel of land to the town of Kingston (House, No. 4555); and

Jose
Valencia,—
sick leave.

Establishing a sick leave bank for Jose Valencia, an employee of the Department of Mental Health (House, No. 4579);

Under suspension of Rule 7A, in each instance, on motion of Mr. Kafka of Stoughton, the bills severally were read a second time forthwith; and they were ordered to a third reading.

James
Boyle,—
retirement.

Report of the committee on Public Service, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, House, No. 4545) of Gailanne M. Cariddi relative to the retirement benefits of James Boyle, an employee of the Department of Transitional Assistance.

Under suspension of the rules, on a motion of Mr. Kafka of Stoughton, the report was considered forthwith. Pending the question on acceptance of the report, the petition was recommitted, on motion of Mr. Murphy of Weymouth.

Education,—
study.

By Ms. Peisch of Wellesley, for the committee on Education, on House, Nos. 304, 305, 343, 353, 356, 383, 396, 416, 435, 437, 443, 468, 470, 475, 479, 484 and 500, an Order relative to authorizing the committee on Education to make an investigation and study of certain House documents concerning transportation & SBA and EEC, extra-curricular, and learning time (House, No. 4590). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Subsequently, Mr. Galvin of Canton, for said committees, reported asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules.

Under Rule 42, the report was considered forthwith; and it was accepted.

Emergency Measures.

Somerset,—
boat
launch.

The engrossed Bill designating a certain boat launch in the town of Somerset as the William and Harold Meehan Memorial Boat Launch (see House, No. 4538, 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.

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

Engrossed Bills.

Bill
enacted.

The engrossed Bill relative to school improvement plans (see House, No. 391, amended) (which originated in the House), which had been returned to the House 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. Bill re-enacted.

Engrossed bills

Designating a certain bridge in the city of Westfield as the All Westfield Patriots Bridge (see Senate, No. 1839) (which originated in the Senate); Bills enacted.

Authorizing the town of North Andover to grant an additional liquor license for the sale of all alcoholic beverages not to be drunk on the premises (see House, No. 3714); and

Authorizing the city of Salem to establish the Salem Harbor Port Authority (see House, No. 4479, amended);

(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.

Senate bills

Authorizing the town of Westport to indemnify the payment of certain medical expenses for a certain retired firefighter (Senate, No. 2086) (its title having been changed by the committee on Bills in the Third Reading); and Third reading bills.

Designating the Plymouth Trial Court as the Therese Murray Trial Court (Senate, No. 2420) (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, in concurrence.

The House Bill authorizing the town of Foxborough to grant 3 additional licenses for the sale of all alcoholic beverages to be drunk on the premises within a site containing a development to be known as Downtown Foxborough (House, No. 4550) (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; and it was passed to be engrossed. Sent to the Senate for concurrence. Third reading bill.

The Senate Bill authorizing the town of Southwick to continue the employment of police chief David A. Ricardi (Senate, No. 2189, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time. Third reading bill amended.

Pending the question on passing the bill to be engrossed, in concurrence, Mr. Speliotis of Danvers 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. 2189, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment adopted by the House.

The House Bill providing for alternate members of the old and historic district commission of the town of Marblehead (House, No. 4380) (its title having been changed by the committee on Bills in the Third Id.

Third reading
bill amended.

Reading), reported by said committee to be correctly drawn, was read a third time.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in line 7 by striking out the word “the”, the first time it appears, and inserting in place thereof the word “an”.

The amendment was adopted; and the bill (House, No. 4380, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Third reading
resolve
amended.

The House Resolve establishing a special commission to study the effects of coastal and ocean acidification and its existing and potential effects on species that are commercially harvested and grown along the Massachusetts coast (House, No. 716) (its title having been changed by the committee on Bills in the Third Reading), was read a third time.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by substitution of a resolve with the same title (House, No. 4593), which was read.

The amendment was adopted; and the substituted resolve was passed to be engrossed. 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.

Mr. Kafka of Stoughton being in the Chair,— Mr. Donato of Medford then moved that when the House adjourns today, it do so in respect to the memory of John J. “Jack” McGlynn, a member of the House from Medford from 1959 to 1973, inclusive; and the motion prevailed. Accordingly, at twenty-three minutes after eleven o’clock A.M., on motion of Mr. Hill of Ipswich (Mr. Kafka being in the Chair), the House adjourned, to meet the following Monday at eleven o’clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Monday, August 29, 2016.

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.

Message from the Governor.

A message for His Excellency the Governor recommending legislation relative to establishing a sick leave bank for Timothy McCarthy, an employee of the Division of Capital Asset Management and Maintenance (House, No. 4597), was filed in the office of the Clerk on Friday, August 26. Timothy McCarthy,—
sick leave.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on the Public Service. Sent to the Senate for concurrence.

Appointment to a Special Commission.

The Minority Leader announced that he had appointed Associated Industries of Massachusetts President and Chief Executive Officer Richard C. Lord as his designee to serve on the special commission established (under Section 9 of Chapter 115 of the Acts of 2016) to review variation in prices among healthcare providers. Healthcare price variation.

Petition.

Representative Kulik of Worthington and Senator Rosenberg presented a joint petition (accompanied by bill, House, No. 4596) of Stephen Kulik (by vote of the town) that the town of Deerfield be authorized to grant certain authority to the Deerfield Economic Development Industrial Corporation for commercial, business and housing development purposes; and the same was referred to the committee on Economic Development and Emerging Technologies. Sent to the Senate for concurrence. Deerfield Economic Development Industrial Corporation.

Papers from the Senate.

A Bill creating the Hampden County Commission on the Status of Women and Girls (Senate, No. 1080) (on a petition), passed to be engrossed by the Senate was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Hampden County,—
women and girls.

A petition (accompanied by bill, Senate, No. 2483) of Marc R. Pacheco (by vote of the town) for legislation relative to the charter of the town of Wareham, was referred, in concurrence, to the committee on Municipalities and Regional Government. Wareham,—
town meetings.

Reports of Committees.

Education,—
study.

By Ms. Peisch of Wellesley, for the committee on Education, on House, Nos. 306, 307, 344, 346, 373, 397, 398, 407, 414, 465, 471, 473, 491, 492, 3224, 3388 and 3396, an Order relative to authorizing the committee on Education to make an investigation and study of certain House documents concerning curriculum issues (House, No. 4591).

Id.

By the same member, for the same committee, on House, Nos. 331, 371, 372, 375, 377, 378, 427, 441, 494 and 3621, an Order relative to authorizing the committee on Education to make an investigation and study of certain House documents relative to personnel issues (House, No. 4592).

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Mr. Galvin of Canton, for said committees, reported, in each instance, asking to be discharged from further consideration of the orders; 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.

Bodywork
therapists
and human
trafficking.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the Bill to strengthen the anti-human trafficking law (Senate, No. 2461), 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 4595 [Cost: Greater than \$100,000.00] [Representative Barrows of Mansfield dissenting]. Referred, under Rule 33, to the committee on Ways and Means, with the amendment pending.

Tisbury,—
liquor
licenses.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on House, No. 4546, a Bill authorizing the board of selectmen of the town of Tisbury to grant licenses for the sale of alcoholic beverages to certain restaurants (House, No. 4594) [Local Approval Received].

Middlefield,—
superintendent
of streets.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a joint petition, a Bill authorizing the appointment of a superintendent of streets [sic] the town of Middlefield (House, No. 4575) [Local Approval Received].

Northfield,—
collector.

By the same member, for the same committee, on a petition, a Bill relative to the position of appointed collector in the town of Northfield (House, No. 4583) [Local Approval Received].

Anthony Ryan
Smith,—
sick leave.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Anthony Ryan Smith, an employee with the Department of Developmental Services (House, No. 4584).

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

Engrossed Bills.

Engrossed bills

Authorizing the town of Westport to indemnify the payment of certain medical expenses for a certain retired firefighter (see Senate, No. 2086); Designating the Plymouth Trial Court as the Therese Murray Trial Court (see Senate, No. 2420);

Bills enacted.

(Which severally originated in the Senate); and

Designating the town of Billerica as the Yankee Doodle Town (see House, No. 4251) (which 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.

House bills

Authorizing the town of Sharon to abate certain real property taxes (House, No. 4339) (its title having been changed by the committee on Bills in the Third Reading);

Third reading bills.

Authorizing the town of Fairhaven to issue an additional license for the sale of wine and malt beverages to be drunk on the premises (House, No. 4528); and

Establishing a sick leave bank for Jose Valencia, an employee of the Department of Mental Health (House, No. 4579);

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.

Order.

At five minutes after eleven o'clock A.M., on motion of Mr. D'Emilia of Bridgewater (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.

Next sitting.

JOURNAL OF THE HOUSE.

Thursday, September 1, 2016.

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.

Appointments of the Minority Leader.

The Minority Leader announced that he had made the following appointments:

Police, etc., records,—access.

That Representative Vieira of Falmouth had been appointed as his designee to the working group established (under Section 19 of Chapter 121 of the Acts of 2016) to review and evaluate the application of the public records law as it relates to law enforcement; and

Pay disparity commission.

That Representative Orrall of Lakeville had been appointed to the special commission established (under Section 5 of Chapter 177 of the Acts of 2016) to investigate, analyze and study the factors, causes and impact of pay disparity based on race, color, religious creed, national origin, gender identity, sexual orientation, genetic information as defined in section 1 of chapter 151B, ancestry, disability, and military status.

Resolutions.

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

Larkin Canuel.

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

Generational awareness.

Resolutions (filed by Messrs. Gentile of Sudbury and Donato of Medford) celebrating September 2016 as Intergenerational Awareness Month;

Luke D'Entremont.

Resolutions (filed by Mr. Roy of Franklin) congratulating Luke Aaron D'Entremont on receiving the Eagle Award of the Boy Scouts of America;

Joseph O'Leary.

Resolutions (filed by Mr. Roy of Franklin) congratulating Joseph Paul O'Leary on receiving the Eagle Award of the Boy Scouts of America; and

Joshua Rich.

Resolutions (filed by Mr. Roy of Franklin) congratulating Joshua Stephen Rich on receiving the Eagle Award of the Boy Scouts of America;

Mr. Galvin of Canton, 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. McGonagle of Everett, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Reports.

Reports

Of the Attorney General of the Commonwealth (under Section 4 of Chapter 134 of the Acts of 2016) issuing guidance “for referring to appropriate law enforcement agency or other appropriate authority for legal action any person whose assertion of a gender identity is for any improper purpose”;

Gender identity.

Of the Commission Against Discrimination (under Section 4 of Chapter 134 of the Acts of 2016) submitting regulations, policies and recommendations to effectuate the purposes of said act, including when and how gender identity, as defined in clause Fifty-ninth of Section 7 of Chapter 4 of the General Laws, may be evidenced; and

Id.

Of the Department of Public Health (under Section 6(e) of Chapter 197 of the Acts of 2010) submitting a report entitled “the Implementation of the Massachusetts Nutritional Standards – 5 year review”;

Public schools,— nutrition.

Severally were placed on file.

Reports of Committees.

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

To protect little lungs (House, No. 1976);

Smoking.

Relative to the treasurer of the town of Northfield (House, No. 4526) [Local Approval Received];

Northfield,— treasurer.

Establishing an appointed Highway Superintendent in the town of Plympton (House, No.4531) [Local Approval Received];

Plympton,— superintendent.

Establishing a sick leave bank for Robin Waine an employee of the Massachusetts Department of Transportation (House, No. 4539);

Robin Waine,— sick leave.

Establishing a sick leave bank for Irene Carr, an employee of the Division of Professional Licensure (House, No. 4556); and

Irene Carr,— sick leave.

Authorizing the city of Beverly to grant additional licenses for the sale of alcoholic beverages (House, No. 4586);

Beverly,— liquor licenses.

Under suspension of Rule 7A, in each instance, on motion of Mr. Smizik of Brookline, the bills severally were read a second time forthwith; and they were ordered to a third reading.

By Mr. Mahoney of Worcester, for the committee on Election Laws, on a message from His Excellency the Governor, a Bill validating a special election in the town of Westport (printed in House, No. 4589, changed in section 1, in line 3, by striking out the word “meeting” and inserting in place thereof the word “election”).

Westport,— election.

By Mr. O’Day of West Boylston, for the committee on Municipalities and Regional Government, on a joint petition, a Bill relative to a municipal employee in the town of Lee, the town of Lenox, or the town of Stockbridge acting in relation to an intermunicipal agreement (House, No. 4598).

Lee, etc.— intermunicipal agreements.

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

Emergency Measure.

Jamie Mascarello,—
sick leave.

The engrossed Bill establishing a sick leave bank for Jamie Mascarello, an employee of the Trial Court (House, No. 4481, 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 4 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 House) was passed to be enacted; and it was signed by the acting Speaker and Senate to the Senate.

Engrossed Bills.

Engrossed bills

Bills enacted.

Authorizing the town of Southwick to continue the employment of police chief David A. Ricardi (see Senate, No. 2189, amended) (which originated in the Senate); and

Relative to the town administrator in the town of Hingham (see House, No. 4316) (which 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 it were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

Bolton,—
recall elections.

The House Bill providing for recall elections in the town of Bolton (House, No. 3640), 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, Mr. Speliotis of Danvers moved to amend it by substitution of a bill with the same title (House, No. 4602), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

Northborough,—
liquor licenses.

The House Bill authorizing the town of Northborough to grant additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 3715) (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.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by section 1, in lines 7 to 24, inclusive, by striking out the four paragraphs contained in those lines and inserting in place thereof the following four paragraphs:

“(b) The licensing authority of the town of Northborough shall not approve the transfer of any license issued pursuant to this act to any location other than a location provided in paragraph (1) of subsection (c), but it may grant a license to a new applicant at a location provided in said paragraph (1) of said subsection (c) if the applicant files with the licensing authority a letter from the department of revenue and a letter from the department of unemployment assistance indicating that the

license is in good standing with those departments and that all applicable taxes, fees and contributions have been paid.

(c)(1) Any license granted pursuant to this act shall be restricted to property shown on assessors' map 109 parcel 15 as part of the development known as Northborough Crossing on route 20 near route 9, to promote economic vitality.

(2) Any license restricted to the premises described in paragraph (1) of this subsection shall require that: (a) the sale and consumption of alcoholic beverages shall be incidental to the serving of meals; and (b) the licensee comply with such other requirements and conditions as the licensing authority shall deem appropriate.

(d) If a license granted pursuant to this act is cancelled, revoked or no longer in use, it shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the licensing authority which may then grant the license to a new applicant under the same conditions as specified in this act." The amendment was adopted; and the bill (House, No. 3715, amended) was passed to be engrossed. 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 Tuesday next at eleven o'clock A.M.

Next
sitting.

At twenty-two minutes before twelve o'clock noon, on motion of Mr. Smola of Warren (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Tuesday at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Tuesday, September 6, 2016.

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:

Wareham,—
sister school.

Resolutions (filed by Ms. Gifford of Wareham) recognizing the Daxing No. 2 Elementary School Beijing, a sister school of the Wareham Public Schools District;

Id.

Resolutions (filed by Ms. Gifford of Wareham) recognizing the Primary School attached to Beijing Institute of Graphic Communication, a sister school of the Wareham Public Schools District; and

Id.

Resolutions (filed by Ms. Gifford of Wareham) recognizing the Qingdao Grand High School, a sister school of the Wareham Public Schools District;

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

Communications.

Communications

Capital
Resource
Company.

From the Massachusetts Capital Resource Company (see Section 12 of Chapter 816 of the Acts of 1977) submitting an annual report describing the formation and current status of said company [a copy was forwarded to the Speaker of the House, as required by said law]; and

Life Sciences
Center,—
certification
extension.

From the Massachusetts Life Sciences Center (see Section 5(e)(2) of Chapter 23I of the General Laws) submitting an extension report detailing its decision to extend certified status to certain life sciences companies [copies forwarded to the House committee on Ways and Means and the joint committee on Economic Development and Emerging Technologies, as required by said law];

Severally were placed on file.

Annual and Special Reports.

MBTA,—
procurements.

The annual report of the Massachusetts Bay Transportation Authority (under Section 196 of Chapter 46 of the Acts of 2015) relative to procurement and the waiver from the provisions of sections 52 to 55, inclusive of Chapter 7 of the General Laws; and

A report of the Department of Transportation (MassDOT) (under Item 6121-1718 contained in Section 2 of Chapter 220 of the Acts of 2016) submitting information pertaining to the Small Bridge Program, including the proposed rating system for selecting projects to be funded;

Small Bridge Program.

Severally were placed on file.

Petition.

Representative D’Emilia of Bridgewater and Senator Pacheco presented a joint petition (subject to Joint Rule 12) of Angelo L. D’Emilia for legislation to designate a certain intersection in the town of Bridgewater as the as the Bryan K. McSheffrey corner; and the same was referred, under Rule 24, to the committee on Rules.

Bridgewater,—
Bryan K. McSheffrey corner.

Papers from the Senate.

The House Bill establishing Massachusetts Farm-to-School Month and commending farm-to-school programs (House, No. 2782), came from the Senate passed to be engrossed, in concurrence, with an amendment inserting before the enacting clause the following emergency preamble:

Farm to school.

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to forthwith set apart the month of October as Massachusetts Farm-to-School Month in recognition of the vital role agriculture plays in the culture, heritage and economy of the commonwealth, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The Senate amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Said committee then reported that the amendment was correctly drawn; and the House concurred in the Senate amendment.

A petition (accompanied by bill, Senate, No. 2485) of Sonia Chang-Diaz and Angelo M. Scaccia for legislation to establish a sick leave bank for Guerda Henry, an employee of the Department of Public Health, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service.

Guerda Henry,—
sick leave.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2485) was referred, in concurrence, to the committee on Public Service.

Reports of Committees.

By Ms. Peisch of Wellesley, for the committee on Education, on House, Nos. 320, 321, 350, 380, 385, 387, 388, 389, 409, 426, 449, 467, 469, 485, 488, 490, 493 and 3735, an Order relative to authorizing the committee on Education to make an investigation and study of certain House documents concerning charter school issues (House, No. 4599).

Education,—
study.

By the same member, for the same committee, on House, Nos. 314, 333, 347, 348, 384, 402, 403, 412, 428, 431, 434, 480, 3228 and 3392, an Order relative to authorizing the committee on Education to make

Id.

an investigation and study of certain House documents relative to school finance and school choice issues (House, No. 4600).

Education,—
study.

By the same member, for the same committee, on House, Nos. 319, 351, 352, 376, 425, 436, 506, 3226, 3391, 3394, 3397 and 3398, an Order relative to authorizing the committee on Education to make an investigation and study of certain House documents relative to accountability/compliance and miscellaneous issues (House, No. 4601).

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Mr. Galvin of Canton, for said committees, reported, in each instance, asking to be discharged from further consideration of the orders; and recommending that the same severally be referred to the House committee on Rules.

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

Westport,—
election.

Validating a special election in the town of Westport (printed in House, No. 4589, changed); and

Lee, etc.,—
employees.

Relative to a municipal employee in the town of Lee, the town of Lenox, or the town of Stockbridge acting in relation to an intermunicipal agreement (House, No. 4598);

Under suspension of Rule 7A, on motion of the same member, the bills severally were read a second time forthwith; and they were ordered to a third reading.

Engrossed Bills.

Engrossed bills

Bills
enacted.

Relative to special police officers in the city of Newton (see House, No. 3885); and

Relative to the disability retirement of Jared Macdonald, a police officer in the town of Bourne (see House, No. 4359, amended);

(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 amendments of the House Bill authorizing the conveyance of a certain parcel of land in the town of Grafton for the Massachusetts State Police Museum and Learning Center (House, No. 3973, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, were adopted, in concurrence.

Grafton,—
State Police
Museum and
Learning
Center.

House bills

Third
reading
bills.

Amending the charter of the town of Concord (House, No. 3685) (its title having been changed by the committee on Bills in the Third Reading);

Establishing an appointed Highway Superintendent in the town of Plympton (House, No. 4531); and

Establishing a sick leave bank for Irene Carr, an employee of the Division of Professional Licensure (House, No. 4556);

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.

At twenty-five minutes before twelve o'clock noon, on motion of Mrs. Orrall of Lakeville (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. Next sitting.

JOURNAL OF THE HOUSE.

Thursday, September 8, 2016.

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.

Silent Prayer.

Eugene
Barden.

At the request of Ms. Ehrlich of Marblehead the members, guests and employees stood in a moment of silent tribute to the memory of Eugene Barden of Swampscott. Mr. Barden served in the United States Army from 1950 to 1956, and was stationed in Germany. He was a Town Meeting Member for 50 years, a member of the Planning Board and Chairman for 18 years; and served on the Earth Removal Committee and was Chairman for 12 years. He was also on the Bylaw Study Committee and a Cub Master. He was a good man and stalwart of local involvement in the town of Swampscott.

Resolutions.

Bladder
Health
Month.

Resolutions (filed with the Clerk by Miss Gregoire of Marlborough and other members of the House) commending Urology Care Foundation for recognizing November 2016 as "Bladder Health Month", were referred under Rule 85, to the committee on Rules.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Tucker of Salem, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communication.

CEDAC,—
annual
report.

A communication from the Community Economic Development Assistance Corporation (see Section 6 of Chapter 40H of the General Laws) submitting the annual report of said corporation for the fiscal year 2015, was placed on file.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Opiate
overdoses,—
call logs.

Petition (accompanied by bill) of Thomas P. Walsh, Joan B. Lovely and others relative to establishing a daily log of all responses to calls for assistance relating to opiate overdoses. To the committee on Public Safety and Homeland Security.

Petition (accompanied by bill) of Angelo L. D'Emilia for legislation to designate a certain intersection in the town of Bridgewater as the as the Bryan K. McSheffrey corner. To the committee on Transportation. Bridgewater,—
McSheffrey
corner.

Under suspension of the rules, on motion of Mr. Walsh of Peabody, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally to the Senate for concurrence.

By Mr. Scibak of South Hadley, for the committee on Labor and Workforce Development, on Senate, No. 1000 and House, Nos. 1683, 1723, 1724, 1725, 1726, 1727, 1731, 1743, 1746, 1749, 1750, 1751, 1757, 1758, 1759, 1777, 1778 and 1781, an Order relative to authorizing the committee on Labor and Workforce Development to make an investigation and study of certain Senate and House documents concerning labor and workforce development issues (House, No. 4604) [Representatives McKenna of Webster and Orrall of Lakeville dissenting]. Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently. Labor and
Workforce
Development,—
study.

Mr. Galvin of Canton, for said committees, reported asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules.

Under Rule 42, the report was considered forthwith; and it was accepted.

Reports

Of the committee on Public Service, ought NOT to pass (under Joint Rule 10) on the recommitted petition (accompanied by bill, House, No. 4025) of Susannah M. Whipps Lee (by vote of the town) that the town of Orange be authorized to exempt the position of police chief from certain provisions of the civil service law; Orange,—
police chief.

Of the committee on Public Service, ought NOT to pass (under Joint Rule 10) petition (accompanied by bill, House, No. 4465) of Harold P. Naughton, Jr. (by vote of the town) that the town of Boylston be authorized to continue the employment of police chief Anthony Sahagian; and Boylston,—
Anthony
Sahagian.

Of the committee on Public Service, ought NOT to pass (under Joint Rule 10) petition (accompanied by bill, House, No. 4476) of David T. Vieira and Timothy R. Madden (by vote of the town) that the town of Falmouth retirement board be authorized to increase the accidental disability retirement allowance paid to John R. Busby, Jr., a police officer of said town; Falmouth,—
John R.
Busby, Jr.

Under suspension of the rules, in each instance, on motion of Mr. Murphy of Weymouth, the reports were considered forthwith.

Pending the question, in each instance, on acceptance of the report, the petitions were recommitted, on further motion of the same member.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill relative to the special police officer in the city known as the town of Weymouth (House, No. 4527) [Local Approval Received]. Weymouth,—
special police
officers.

Grafton,—
civil service
exemption.

By the same member, for the same committee, on House, No. 4572, a Bill exempting all ranks of sworn police officers in the town of Grafton Police Department from the provisions of civil service law (House, No. 4603) [Local Approval Received].

Westwood,—
property
tax.

By Mr. Kaufman of Lexington, for the committee on Revenue, on a joint petition, a Bill relative to the assessment of local property taxes in the town of Westwood (House, No. 4573) [Local Approval Received].

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

Emergency Measures.

State Police
Museum and
Learning
Center.

The engrossed Bill authorizing the conveyance of a certain parcel of land in the town of Grafton for the Massachusetts State Police Museum and Learning Center (see House, No. 3973, 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 4 to 0. Sent to the Senate for concurrence.

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

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 minutes after eleven o'clock A.M., on motion of Mrs. Orrall of Lakeville (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.

JOURNAL OF THE HOUSE.

Monday, September 12, 2016.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Madden of Nantucket 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. Madden), 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 Ms. Atkins of Concord) honoring Anthony T. Logalbo on his retirement from the town of Concord, were referred under Rule 85, to the committee on Rules. Anthony Logalbo.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Smizik of Brookline, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communications.

Communications
From the Norfolk County Registry of Deeds (see Section 2KKK of Chapter 29 of the General Laws) submitting its plan for expenditure for technological improvements from the County Registers Technological Fund [copies of said report were forwarded to the committee on Ways and Means and committee on Post Audit and Oversight]; and Norfolk County Registry of Deeds,— technology fund.

From the Plymouth County Registry of Deeds (see Section 2KKK of Chapter 29 of the General Laws) submitting its plan for expenditure for technological improvements from the County Registers Technological Fund [copies of said report were forwarded to the committee on Ways and Means and committee on Post Audit and Oversight]; Plymouth County Registry of Deeds,— technology fund.

Severally were placed on file.

Paper from the Senate.

The House Bill relative to preservation of evidence for victims of rape and sexual assault (House, No. 4364), came from the Senate passed to be engrossed, in concurrence with amendments after line 7 inserting the following paragraph: Rape and sexual assault victims,— evidence.

“A governmental entity that is unable to meet the requirements of the preceding paragraph may request a waiver from the forensic sciences advisory board. Waivers shall be granted to: (i) a governmental entity that lacks the capacity to ensure proper retention or preservation of evidence; and (ii) a local law enforcement agency that consists primarily of intermittent or reserve officers. The waiver shall provide for the retention and preservation of forensic evidence of the requesting governmental entity by the crime laboratory.”, in line 8 inserting after the word “entity” the words “, including a local law enforcement

Rape and sexual assault victims,—evidence.

agency, a district attorney's office or any other official body of the commonwealth or of a county, city or town,"; and adding the following two sections:

"SECTION 2. The director of the crime laboratory within the department of state police shall report on the feasibility of and the requirements for establishing a single location or multiple regional locations for the retention and preservation of all forensic evidence collected in the commonwealth. The report and any recommendations shall be filed with the clerks of the senate and the house of representatives, the chairs of the joint committee on the judiciary and the chairs of the house and the senate committees on ways and means not later than January 1, 2018.

SECTION 3. This act shall apply to all forensic evidence collected and retained for its potential evidentiary value in the investigation of a rape or sexual assault, including any such forensic evidence collected and retained before the effective date of this act."

The amendments were referred, under Rule 35, to the committee on Bills in the Third Reading.

Reports of Committees.

Labor and Workforce Development,—study.

By Mr. Scibak of South Hadley, for the committee on Labor and Workforce Development, on Senate, Nos. 169, 955, 957, 960, 961, 963, 964, 965, 973, 977, 979, 982, 987, 988, 991, 996, 998, 1002, 1006, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016 and 1020 and House, Nos. 1682, 1688, 1692, 1696, 1702, 1706, 1708, 1709, 1710, 1711, 1713, 1719, 1720, 1722, 1729, 1730, 1732, 1734, 1735, 1737, 1738, 1741, 1742, 1744, 1745, 1754, 1755, 1761, 1762, 1763, 1770, 1772, 1779, 1780, 1782, 1783, 3262, 3263, 3581, 3663, 3943 and 4053, an Order relative to authorizing the committee on Labor and Workforce Development to make an investigation and study of certain Senate and House documents concerning labor and workforce issues (House, No. 4605).

Id.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on House, Nos. 424, 1826, 1827, 1828, 1833, 1834, 1836, 1837, 1838, 1841, 1842, 1843, 1847, 1848, 1849, 1850, 1856, 1857, 1865, 1868, 1870, 1873, 1875, 1877, 2957, 3266, 3462, 3464, 3572, 3767 and 3803, an Order relative to authorizing the committee on Municipalities and Regional Government to make an investigation and study of certain House documents concerning miscellaneous issues (House, No. 4606).

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Mr. Galvin of Canton, for said committees, reported, in each instance, asking to be discharged from further consideration of the orders; 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.

James Boyle,—retirement.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill granting creditable service to James Boyle (House, No. 4545). Read; and referred, under Rule 33, to the committee on Ways and Means.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill exempting the position of police chief in the town of Orange from the civil service law (House, No. 4025) [Local Approval Received].

Orange,—
police
chief.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Boylston to continue the employment of police chief Anthony Sahagian (House, No. 4465) [Local Approval Received].

Boylston,—
Anthony
Sahagian.

By the same member, for the same committee, on a petition, a Bill relative to the retirement benefits of retired police officer John R. Busby, Jr. of the Falmouth police department (House, No. 4476) [Local Approval Received].

Falmouth,—
John
Busby.

By the same member, for the same committee, on a petition, a Bill authorizing Timothy King to purchase creditable service from the Barnstable County retirement board (House, No. 4580).

Timothy
King.

By the same member, for the same committee, on a petition, a Bill authorizing Michael Locke to purchase creditable service from the Barnstable County retirement board (House, No. 4581).

Michael
Locke.

By the same member, for the same committee, on a message from His Excellency the Governor, a Bill establishing a sick leave bank for Timothy McCarthy, an employee of the Division of Capital Asset Management and Maintenance (printed in House, No. 4597).

Timothy
McCarthy,—
sick leave.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill designating a certain bridge in the city of Boston as the Lance Corporal Alexander Arredondo and Brian Arredondo memorial bridge (House, No. 4588).

Boston,—
Arredondo
bridge.

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

Emergency Measure.

The engrossed Bill establishing Massachusetts farm-to-school month and commending farm-to-school programs (House, No. 2782, 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.

Farm-to-school
month.

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.

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

Bill
enacted.

Orders of the Day.

The Senate Bill establishing a parks and recreation committee in the town of Becket (Senate, No. 2224) (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; and it was passed to be engrossed, in concurrence.

Third
reading
bill.

The House Bill providing that future members of the police force of the town of Sharon shall be exempt from the provisions of the civil

Id.

service law (House, No. 4338), 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.

Foxborough,—
liquor
licenses.

The House Bill authorizing the town of Foxborough to grant 4 additional licenses for the sale of all alcoholic beverages to be drunk on the premises within a site containing a development to be known as Route One (House, No. 4549) (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.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by substitution of a bill with the same title (House, No. 4609), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. 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 a quarter after eleven o'clock A.M., on motion of Mr. Frost of Auburn (Mr. Madden of Nantucket being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Thursday, September 15, 2016.

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.

Silent Prayers.

At the request of Mr. Collins of Boston, the members, guests and employees stood in a moment of silent tribute to the memory of Paul McDevitt of South Boston, a former Second Lieutenant in the National Guard, President of Modern Assistance Programs, Inc., and sober one day at a time for 38 years. He leaves behind his beloved wife, State Auditor Suzanne Bump, his children Neil and Andrew, his siblings Catherine, Marie, and Daniel, as well as many nieces and nephews. The youngest person ever elected to the Boston School Committee, Paul remained involved in social activism through the Paulist Center in Boston, helping those in need. Paul was an extraordinary leader and friend. Paul McDevitt.

At the request of Mr. Collins of Boston, the members, guests and employees stood in a moment of silent tribute to the memory of Joseph J. "Dodo" Nee of South Boston, a veteran of the U.S. Marine Corps and an employee of Boston Global Investors. Dodo was a true son of South Boston and gave back to the Community through many charitable organizations including the South Boston Collaborative Center, South Boston Community Development Foundation, South Boston Neighborhood House, Julies Family Learning Program, and the Labourer Center. Above all, he was an adored family man who leaves behind a large loving family. He will be dearly missed. Joseph J. "Dodo" Nee.

Guests of the House.

During the session, the Chair (Mr. Kafka of Stoughton), declared a brief recess and introduced students from Saint Kevin's College in Melbourne, Australia. They were the guests of Mr. Hill of Ipswich. Australian students.

Resolutions.

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

Resolutions (filed by Mr. Hill of Ipswich and other members of the House) congratulating Abbey D'Agostino for her outstanding display of sportsmanship and humanity at Rio 2016, the Games of the XXXI Olympiad; Abbey D'Agostino.

Resolutions (filed by Ms. Gifford of Wareham) commending the Cape Cod Cranberry Growers Association on its celebration of the two Cape Cod Cranberry Growers.

hundredth anniversary of the commercial cranberry industry in the Commonwealth;

Falls prevention awareness.

Resolutions (filed by Representatives Garlick of Needham and Muratore of Plymouth) commending the Massachusetts Falls Prevention Coalition on its celebration of Falls Prevention Awareness Day;

Dustin Hassard.

Resolutions (filed by Ms. Hogan of Stow) congratulating Dustin R. Hassard, Jr., on achieving the rank of Eagle Scout with the Boy Scouts of America; and

Richard White.

Resolutions (filed by Mr. Whelan of Brewster) commending Richard J. White for his years of dedicated service to the town of Dennis;

Mr. Galvin of Canton, 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. Barber of Somerville, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communications.

Opioid deaths.

A communication from the Department of Public Health (see Chapter 55 of the Acts of 2015) submitting a report on opioid related deaths from the years 2013 to 2014, was placed on file.

Annual Reports.

Annual reports

Division of Banks.

Of the Division of Banks (under Section 13 of Chapter 167 of the General Laws) for the year 2015;

Family support plan.

Of the Department of Public Health for the fiscal year 2016 (under Section 16F of Chapter 6A of the General Laws) submitting the Annual Family Support Plan for fiscal year 2017; and

Postpartum depression.

Of the special commission established (under Chapter 313 of the Acts of 2010) to make an investigation and study of the issue of postpartum depression [copies of said report forwarded to the committees on Financial Services and Public Health];

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

LLC's,— fees.

By Mr. Ashe of Longmeadow, a petition (subject to Joint Rule 12) of Brian M. Ashe relative to electronic filing fees for limited liability companies.

Daniel J. Brophy,— retirement.

By Ms. Cronin of Easton, a petition (subject to Joint Rule 12) of Claire D. Cronin relative to the retirement of Daniel J. Brophy and directing the Public Employment Retirement Administration Commission to report the identity of every individual involuntarily retired from the public employee retirement system.

Robert Clark,— sick leave.

By Representative Donahue of Worcester and Senator Moore, a joint petition (subject to Joint Rule 12) of Daniel M. Donahue and Michael O. Moore for legislation to establish a sick leave bank for Robert Clark, an employee of the Department of Mental Health.

Rhodaja Shubrick,— sick leave.

By Mr. Swan of Springfield, a petition (subject to Joint Rule 12) of Benjamin Swan for legislation to establish a sick leave bank for

Rhodaja Shubrick, an employee of the Department of Transitional Assistance.

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

Reports of Committees.

By Mr. Galvin of Canton, 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 Carole A. Fiola, Patricia A. Haddad and Michael J. Rodrigues for legislation to designate a certain bridge in the town of Freetown as the Senator Joan M. Menard bridge. Under suspension of the rules, on motion of Ms. Barber of Somerville, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Transportation. Sent to the Senate for concurrence.

Freetown,—
Joan M.
Menard
bridge.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on Senate, No. 1258 and House, Nos. 2087, 2090, 2091, 2092, 2093, 2095, 2102, 2105, 2106, 2107, 2108, 2115, 2116, 2117, 2118, 2120, 2122, 2125, 2126, 2127, 2128, 2131, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2144, 2149, 2151, 2152, 2153, 2155, 2157, 2158, 2159, 2165, 2169, 2170, 2171, 2172, 2173, 2175, 2176, 2179, 2181, 2182, 2183, 2184, 2185, 2187, 2188, 2191, 2193, 2195, 2197, 3276, 3475, 3478, 3479, 3480, 3481, 3483, 3888 and 3914, an Order relative to authorizing the committee on Public Safety and Homeland Security to make an investigation and study of certain Senate and House documents concerning public safety issues (House, No. 4611).

Public Safety
and
Homeland
Security,—
study.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on House, Nos. 2938, 2953, 2963, 2964, 2965, 2995, 3002, 3006, 3020, 3022, 3055, 3066, 3071, 3090, 3312, 3313, 3540 and 3542, an Order relative to authorizing the committee on Transportation to make an investigation and study of certain House documents relative to transportation issues (House, No. 4610).

Transportation,—
study.

By the same member, for the same committee, on House, Nos. 15, 23, 2936, 2949, 2952, 2956, 2968, 2975, 2980, 2982, 2983, 2984, 2987, 3000, 3003, 3008, 3015, 3021, 3023, 3042, 3049, 3050, 3065, 3069, 3076, 3078, 3094, 3107, 3108, 3117, 3120, 3121, 3201, 3536, 3537, 3538, 3541, 3545, 3546, 3980 and 4020, an Order relative to authorizing the committee on Transportation to make an investigation and study of certain House documents relative to transportation issues (House, No. 4612).

Id.

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Mr. Galvin of Canton, for said committees, reported, in each instance, asking to be discharged from further consideration of the orders; 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.

Timothy
McCarthy,—
sick leave.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill establishing a sick leave bank for Timothy McCarthy, an employee of the Division of Capital Asset Management and Maintenance (printed in House, No. 4597), be scheduled for consideration by the House.

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

Subsequently under suspension of the rules, on further motion of the same member 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. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the following bills be scheduled for consideration by the House:

Women, etc.,—
commission.

The Senate Bill creating the Hampden County commission on the status of women and girls (Senate, No. 1080); and

House bills

Anthony
Smith.

Establishing a sick leave bank for Anthony Ryan Smith, an employee with the Department of Developmental Services (House, No. 4584); and

Tisbury,—
liquor
licenses.

Authorizing the board of selectmen of the town of Tisbury to grant licenses for the sale of alcoholic beverages to certain restaurants (House, No. 4594) [Local Approval Received];

Under suspension of Rule 7A, in each instance, on the motion of Ms. Barber of Somerville, the bills were read a second time forthwith; and they were ordered to a third reading.

Emergency Measure.

Jose
Valencia,—
sick leave.

The engrossed Bill establishing a sick leave bank for Jose Valencia, an employee of the Department of Mental Health (see House, No. 4579), 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 5 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 House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Engrossed Bills.

Engrossed bills

Bills
enacted.

Establishing a parks and recreation committee in the town of Becket (see Senate, No. 2224) (which originated in the Senate); and

Establishing a 4-year term for the office of mayor in the city known as the town of West Springfield (see House, No. 4433);

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 House Bill authorizing the town of Webster to grant a license for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4530), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time. Webster,—
liquor
license.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 1, in lines 6 and 7, by striking out the words “any other person, organization, or” and inserting in place thereof the word “another”; and the amendment was adopted.

The bill (House, No. 4530, amended) then was passed to be engrossed. 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 twenty minutes before twelve o’clock noon, on motion of Mr. Frost of Auburn (Mr. Kafka of Stoughton being in the Chair), the House adjourned, to meet the following Monday at eleven o’clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Monday, September 19, 2016.

Met at seven minutes after 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.

Betsy
Sawyer.

Resolutions (filed with the Clerk by Mrs. Harrington of Groton) honoring Betsy Guercio Sawyer for her tireless efforts in bringing peace to her community and the world, were referred under Rule 85, to the committee on Rules.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mrs. Harrington, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communications.

Communications

Cigarette
excise.

From the Department of Revenue (under Section 184 of Chapter 46 of the Acts of 2015) submitting the report of the Multi-Agency Illegal Tobacco Task Force established (under section 40 of chapter 64C of the General Laws) relative enhancing and amending cigarette excise forfeiture provisions and other related matters; and

Rural
policy.

From the Department of Housing and Community Development (see Section 66 of Chapter 23A of the General Laws) submitting the Rural Policy Advisory Commission annual report for the fiscal year 2015 [a copy was forwarded to the committee on Economic Development and Emerging Technologies].

Severally were placed on file.

Petitions.

Wareham,—
liquor
license.

Ms. Gifford of Wareham presented a petition (accompanied by bill, House, No. 4617) of Susan Williams Gifford (by vote of the town) relative to licenses for the sale of all alcoholic beverages to be drunk on the premises in the town of Wareham; and the same was referred to the committee on Consumer Protection and Professional Licensure. Sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

Renee
Salisbury,—
sick leave.

By Representative Mannel of Barnstable and Senator Wolf, a joint petition (subject to Joint Rule 12) of Brian R. Mannel for legislation to establish a sick leave bank for Renee Salisbury, an employee of the Department of Transitional Assistance.

By Mr. Zlotnik of Gardner, a petition (subject to Joint Rule 12) of Jonathan D. Zlotnik for legislation to prohibit the use of location based augmented reality multiplayer games by sex offenders. Sex offenders,— pokemon go, etc.

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

Papers from the Senate.

Bills

Authorizing the town of Warren to continue the employment of Dennis Desrosiers (Senate, No. 2319) (on a petition) [Local Approval Received]; Dennis Desrosiers.

Creating a department of municipal finance in the town of Carver under the direction of a finance director (Senate, No. 2460) (on a petition) [Local Approval Received]; and Carver,— new department.

Designating a certain bridge in the city of Fall River as the Tom Tetrault bridge (Senate, No. 2480) (on a petition); Fall River,— Tetrault bridge.

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.

A petition of Anne M. Gobi and Todd M. Smola for legislation to establish a sick leave bank for Karen Tavernier, an employee of the Department of Transportation, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service. Karen Tavernier,— sick leave.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2492) was referred, in concurrence, to the committee on Public Service.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of Daniel M. Donahue and Michael O. Moore for legislation to establish a sick leave bank for Robert Clark, an employee of the Department of Mental Health; and

Petition (accompanied by bill) of Benjamin Swan for legislation to establish a sick leave bank for Rhodaja Shubrick, an employee of the Department of Transitional Assistance; Robert Clark,— sick leave.

Severally to the committee on Public Service.

Under suspension of the rules, on motion of Mr. Wong of Saugus, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence. Rhodaja Shubrick,— sick leave.

By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on Senate, Nos. 62, 68, 74, 78, 80, 85, 97, 98, 99, 100, 108 and 1043 and House, Nos. 68, 69, 72, 73, 77, 80, 87, 88, 89, 92, 93, 100, 102, 103, 104, 105, 106, 109, 111, 115, 116, 117, 119, 122, 123, 134, 137, 1319, 1816, 3209, 3210, 3211, 3380 and 3647, an Order relative to authorizing the committee on Children, Families and Persons with Disabilities to make an investigation and study of certain Senate and House documents relative to children, families, persons with disabilities and other related issues (House, No. 4613). Children, Families and Persons with Disabilities,— study.

Health Care
Financing,—
study.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, on House, Nos. 71, 78, 81 and 95, an Order relative to authorizing the committee on Health Care Financing to make an investigation and study of certain House documents relative to the financing and delivery of health care in the Commonwealth (House, No. 4614).

Veterans and
Federal
Affairs,—
study.

By Mr. Parisella of Beverly, for the committee on Veterans and Federal Affairs, on Senate, No. 2205 and House, Nos. 2299 and 2300, an Order relative to authorizing the committee on Veterans and Federal Affairs to make an investigation and study of certain Senate and House documents relative to veterans issues (House, No. 4615).

Id.

By the same member, for the same committee, on House, Nos. 3127, 3128, 3133, 3144, 3164 and 3318, an Order relative to authorizing the committee on Veterans and Federal Affairs to make an investigation and study of certain House documents relative to federal affairs and other related issues (House, No. 4616).

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Mr. Galvin of Canton, for said committees, reported, in each instance, asking to be discharged from further consideration of the orders; 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.

Engrossed Bills.

Engrossed bills

Bills
enacted.

Relative to the town of Mattapoisett general by-laws (see House, No. 3924); Exempting certain positions in the city of Marlborough from the civil service law (see House, No. 4337); and

Relative to the procedure for municipal acceptance of subdivision roads in the town of Natick (see House, No. 4446, changed);

(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.

Senate bills

Third
reading
bills.

Relative to the membership of the Underground Storage Tank Petroleum Cleanup Fund Administrative Reuse Board (Senate, No. 2096); and

Establishing Peace Day in the Commonwealth (Senate, No. 2181, amended);

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.

To change the town lines between the towns of Aquinnah and Chilmark (House, No. 4372);

Establishing a sick leave bank for Anthony Ryan Smith, an employee of the Department of Developmental Services (House, No. 4584) (its title having been changed by the committee on Bills in the Third Reading); and

Validating the actions taken at a special town election held in the town of Westport (printed in House, No. 4589) (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.

Order.

On motion of Mr. DeLeo of Winthrop,—

Ordered, That when the House adjourns today, it adjourn to meet on Thursday next at half past twelve o'clock noon.

Next sitting.

At a quarter after eleven o'clock A.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Thursday at half past twelve o'clock noon, in an Informal Session.

JOURNAL OF THE HOUSE.

Thursday, September 22, 2016.

Met twenty-five minutes before one o'clock P.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.

Appointment to the Autism Commission.

Autism
Commission.

The Speaker announced that he had appointed Representative Barber of Somerville to the Autism Commission established (under Section 217 of Chapter 6 of the General Laws) to make recommendations on policies impacting individuals with autistic spectrum disorders.

Resolutions.

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

John
Grugan.

Resolutions (filed by Ms. Garlick of Needham) congratulating John Grugan on the occasion of his retirement;

Worcester,—
Kiwanis
Club.

Resolutions (filed by Representatives Mahoney of Worcester, O'Day of West Boylston, Keefe of Worcester, Campanale of Leicester and Donahue of Worcester) commending the Kiwanis Club of Worcester, Inc. on its one hundredth anniversary;

Barbara
Muldoon.

Resolutions (filed by Mr. Rogers of Cambridge) congratulating Barbara Muldoon for her thirty-two years of dedicated service as a member of the Arlington Library Board of Trustees; and

Kayla
Harrison.

Resolutions (filed by Mr. Speliotis of Danvers) congratulating Kayla Harrison on earning her second gold medal at Rio 2016, the Games of the XXXI Olympiad;

Mr. Galvin of Canton, 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. Garballey of Arlington, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communications.

Communications

Education
evaluation
grants.

From the Department of Elementary and Secondary Education (see item 7010-0050 of Chapter 46 of the Acts of 2015) submitting a report relative to the Education Evaluation Grant Program;

Juvenile
life
sentencing.

From the Executive Office of Public Safety and Security (see Section 7 of Chapter 189 of the Acts of 2014) submitting the report of the Juvenile Life Sentence Commission; and

Substance Abuse
Trust Fund.

From the Department of Public Health (see item 1595-4510 of Section 2E of Chapter 46 of the Acts of 2015) submitting quarterly reports

for the fiscal year 2015 and for the first three quarters of the fiscal year 2016 of the Substance Abuse Trust Fund;

Severally were placed on file.

Reports.

The 2016 annual report of the Division of Standards (under Section 57 of Chapter 98 of the General Laws) for the work completed during the fiscal year 2015; and

Division of Standards.

The report of the Department of Public Health (under Section 55 of the Acts of 2015) submitting an Assessment of Massachusetts Opioid-Related Deaths;

Opioid-related deaths.

Severally were placed on file.

Petition.

Mr. Dwyer of Woburn presented a petition (accompanied by bill, House, No. 4644) of James J. Dwyer and Jay R. Kaufman (with approval of the mayor and city council) relative to authorizing the city of Woburn to issue additional licenses for the sale of all alcoholic beverages to be drunk on the premises; and the same was referred to the committee on Consumer Protection and Professional Licensure. Sent to the Senate for concurrence.

Woburn,—
liquor
licenses.

Paper from the Senate.

A Bill relative to the membership of the conservation commission of the town of Sturbridge (Senate, No. 2355) (on a petition) [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.

Sturbridge,—
conservation
commission.

Reports of Committees.

By Mr. Galvin of Canton, 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 W. Mark relative to blasting. Under suspension of the rules, on motion of Mr. McMurtry of Dedham, 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.

Blasting
operations.

By Mr. Wagner of Chicopee, for the committee on Economic Development and Emerging Technologies, on House, Nos. 298 and 3219, an Order relative to authorizing the committee on Economic Development and Emerging Technologies to make an investigation and study of certain House documents relative to economic development issues (House, No. 4618).

Economic
Development
and
Emerging
Technologies,—
study.

By Ms. Peisch of Wellesley, for the committee on Education, on House, Nos. 405, 444, 464 and 3804, an Order relative to authorizing the committee on Education to make an investigation and study of certain House documents relative to charter school issues (House, No. 4619).

Education,—
study.

Elder
Affairs,—
study.

By Ms. Garlick of Needham, for the committee on Elder Affairs, on Senate, No. 370 and House, Nos. 518, 535 and 3404, an Order relative to authorizing the committee on Elder Affairs to make an investigation and study of certain Senate and House documents relative to elder affairs issues (House, No. 4620).

Financial
Services,—
study.

By Mr. Michlewitz of Boston, for the committee on Financial Services, on House, Nos. 258, 793, 810, 814, 894 and 946, an Order relative to authorizing the committee on Financial Services to make an investigation and study of certain House documents relative to financial services issues (House, No. 4621).

Health Care
Financing,—
study.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, on House, Nos. 76, 827, 999, 1008, 1432, 3278 and 4198, an Order relative to authorizing the committee on Health Care Financing to make an investigation and study of certain House documents relative to the financing and delivery of health care in the Commonwealth (House, No. 4622).

Id.

By the same member, for the same committee, on House, Nos. 84 and 124, an Order relative to authorizing the committee on Health Care Financing to make an investigation and study of certain House documents relative to the financing and delivery of health care in the Commonwealth (House, No. 4623).

Judiciary,—
study.

By Mr. Fernandes of Milford, for the committee on the Judiciary, on House, Nos. 5, 9, 1152, 1160, 1183, 1184, 1186, 1188, 1198, 1202, 1213, 1217, 1223, 1226, 1227, 1228, 1235, 1242, 1246, 1253, 1255, 1273, 1274, 1275, 1276, 1279, 1285, 1286, 1296, 1301, 1311, 1315, 1318, 1320, 1331, 1335, 1336, 1337, 1344, 1355, 1359, 1370, 1387, 1402, 1405, 1424, 1427, 1428, 1429, 1431, 1436, 1442, 1443, 1444, 1447, 1448, 1449, 1456, 1460, 1470, 1472, 1477, 1485, 1492, 1505, 1507, 1511, 1514, 1530, 1531, 1532, 1564, 1574, 1575, 1584, 1593, 1594, 1596, 1603, 1611, 1619, 1623, 1631, 1637, 1644, 1649, 1659, 1672, 1673, 3254, 3435, 3438, 3443, 3444, 3451, 3453, 3454, 3476, 3607, 3830 and 4018, an Order relative to authorizing the committee on the Judiciary to make an investigation and study of certain House documents relative to judiciary issues (House, No. 4624).

Id.

By the same member, for the same committee, on House, Nos. 1211, 1269, 1305, 1332, 1352, 1357, 1382, 1486, 1513, 1622, 1628, 1654, 1655, 1656, 1663, 1664, 3436, 3897, 3993, 4098, 4265, 4273 and 4287, an Order relative to authorizing the committee on the Judiciary to make an investigation and study of certain House documents relative to judiciary issues (House, No. 4625).

Revenue,—
study.

By Mr. Kaufman of Lexington, for the committee on Revenue, on House, Nos. 4250 and 4264, an Order relative to authorizing the committee on Revenue to make an investigation and study of certain House documents relative to revenue issues (House, No. 4626) [Senator Fattman dissenting].

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Mr. Galvin of Canton, for said committees, reported, in each instance, asking to be discharged from further consideration of the orders; 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.

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

Senate bills

Relative to the selection of school committee persons in the city known as the town of Agawam (Senate, No. 2397, amended) [Local Approval Received]; and Agawam,—
school
committee.

Creating a department of municipal finance in the town of Carver under the direction of a finance director (Senate, No. 2460) [Local Approval Received]; and Carver,—
finances.

House bills

Exempting the position of police chief in the town of Orange from the civil service law (House, No. 4025) [Local Approval Received]; Orange,—
police chief.

Relative to the retirement benefits of retired police officer John R. Busby, Jr. of the Falmouth police department (House, No. 4476) [Local Approval Received]; Falmouth,—
John Busby.

Relative to the assessment of local property taxes in the town of Westwood (House, No. 4573) [Local Approval Received]; Westwood,—
property taxes.

Authorizing Timothy King to purchase creditable service from the Barnstable county retirement board (House, No. 4580); Timothy
King.

Authorizing Michael Locke to purchase creditable service from the Barnstable county retirement board (House, No. 4581); and Michael
Locke.

Authorizing the town of Huntington to grant one additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 4585) [Local Approval Received]; Huntington,—
liquor
license.

Under suspension of Rule 7A, in each instance, on the motion of Mr. McMurtry of Dedham, the bills were read a second time forthwith; and they were ordered to a third reading.

Emergency Measure.

The engrossed Bill establishing Peace Day in the Commonwealth (see Senate, No. 2181, 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. Peace Day.

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.

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. Bill
enacted.

Engrossed Bills.

Engrossed bills

Relative to the membership of the Underground Storage Tank Petroleum Cleanup Fund Administrative Reuse Board (see Senate, No. 2096) (which originated in the Senate); Bills
enacted.

Bills
enacted.

Further regulating the recorking of wine (see House, No. 199, changed and amended);

Authorizing the appointment of special police officers in the town of Dracut (see House, No. 4012);

Making a corrective change for a certain reserve fund in the town of Hingham (see House, No. 4051);

Authorizing the town of Fairhaven to grant 1 additional license for the sale of wines and malt beverages to be drunk on the premises (see House, No. 4528);

Authorizing the city of Salem to grant 2 additional licenses for the sale of alcoholic beverages to be drunk on the premises (see House, No. 4529); and

Authorizing the town of Foxborough to grant 2 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 4551);

(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.

House bills

Third
reading
bills.

Authorizing the town of Tisbury to convert licenses for the sale of wines and malt beverages to licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4594) (its title having been changed by the committee on Bills in the Third Reading); and

Authorizing the city of Beverly to grant additional licenses for the sale of alcoholic beverages (House, No. 4586);

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.

Second
reading
bill.

The House Bill to amend Section 3, Chapter 111M of the General Laws relative to Massachusetts residents living in a foreign country and health insurance penalties (House, No. 1037), was read a second time; and it was ordered to a third reading.

Emergencies,—
prescription
medications.

The House Bill relative to the availability of prescription medication during an emergency (House, No. 1988), 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, Mr. Kafka of Stoughton moved to amend it by substitution of a bill with the same title (House, No. 4643), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

Registries of
deeds,—
modernize.

The House Bill relative to modernizing the registries of deeds (House, No. 3862), 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, Mr. Speliotis of Danvers moved to amend it by striking out section 2 and inserting in place thereof the following section:

“SECTION 2. Said section 63 of said chapter 185, as so appearing, is hereby further amended by striking out the second paragraph and inserting in place thereof the following paragraph:—

Every deed or other instrument, voluntary or involuntary, so filed with the recorder or assistant recorder, shall be numbered and indexed, and endorsed with a reference to the proper certificate of title. All records and papers relative to registered land in the office of the recorder shall be open to the public in the same manner as probate records, subject to such reasonable regulations as the recorder, under the direction of the court, may make. All records and papers relative to registered land in the office of an assistant recorder shall be open to the public by having copies or electronic images of such records and papers available for public inspection.”

The amendment was adopted; and the bill (House, No. 3862, amended) was passed to be engrossed. 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 the hour of one o'clock P.M., on motion of Mr. Hill of Ipswich (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.

JOURNAL OF THE HOUSE.

Monday, September 26, 2016.

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.

Appointment to a Special Commission by the Minority Leader.

General
Court
records.

The Minority Leader announced that he had appointed Mr. Muratore of Plymouth to the special commission established (under Section 20 of Chapter 121 of the Acts of 2016) to examine the accessibility of information concerning the legislative process of the General Court and the expansion of the definition of public records.

Resolutions.

Mother
Brook.

Resolutions (filed with the Clerk by Mr. McMurtry of Dedham) honoring Mother Brook on its three-hundred and seventy-fifth anniversary, were referred under Rule 85, to the committee on Rules.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, 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.

Report.

Emerging
Technology
Fund.

A quarterly report of the Emerging Technology Fund (under Chapter 141 of the Acts of 2003) submitting financial statements and other findings from April 1, 2016 to June 30, 2016, was placed on file.

Petition.

Norwell,—
elected
officials.

Mr. DeCoste of Norwell presented a petition (accompanied by bill, House, No. 4646) of David F. DeCoste and Patrick M. OConnor [sic] (by vote of the town) relative to the recall of elected officials in the town of Norwell; and the same was referred to the committee on Election Laws. Sent to the Senate for concurrence.

Papers from the Senate.

Acton,—
liquor
licenses.

The House Bill authorizing the town of Acton to grant 16 additional licenses for the sale of all alcoholic beverages and 6 additional licenses for the sale of wines and malt beverages to be drunk on the premises (House, No. 4185), came from the Senate with the endorsement that it had passed to be engrossed, in concurrence, by said branch with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2493.

The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

The House Bill authorizing the town of Westborough to grant additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4418), came from the Senate with the endorsement that it had passed to be engrossed, in concurrence, with amendments in section 5, in line 99, after the figure “1”; and in section 6, in line 101, after the figure “2”, by inserting, in each instance, the words “, whichever first occurs”. The amendments were referred, under Rule 35, to the committee on Bills in the Third Reading.

Westborough,—
liquor
licenses.

The Senate Bill authorizing the town of Wenham to grant an additional license for the sale of wines and malt beverages not to be drunk on the premises (Senate, No. 2291, amended in section 1, in lines 11 to 14, inclusive (as changed by the Senate committee on Bills in the Third Reading), by striking out the sentence contained in those lines and inserting in place thereof the following sentence: “The licensing authority shall not approve the transfer of the license granted under this act to any other location, but it may grant the license to a new applicant at the same location if the applicant files with the licensing authority a letter from the department of revenue and a letter from the department of unemployment assistance indicating that the license is in good standing with those departments and that all applicable taxes, fees and contributions have been paid.” (on a petition) [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.

Wenham,—
liquor
license.

Mr. Nangle of Lowell, 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.

A petition (accompanied by bill) of Richard J. Ross and Elizabeth A. Poirier for legislation to establish a sick leave bank for Aaron Paul, an employee of the department of corrections [sic], came from the Senate referred under suspension of Joint Rule 12, to the committee on Public Service.

Aaron
Paul,—
sick leave.

The House then concurred with the Senate in suspension of said rule; and the petition (accompanied by bill, Senate, No. 2494), was referred, in concurrence, to the committee on Public Service.

Reports of Committees.

By Mr. Wagner of Chicopee, for the committee on Economic Development and Emerging Technologies, on House, No. 3381, an Order relative to authorizing the committee on Economic Development and Emerging Technologies to make an investigation and study of a certain House document concerning the development of a strategy supporting micro businesses in inner city communities and other related matters (House, No. 4629).

Economic
Development
and
Emerging
Technologies,—
study.

Education,—
study.

By Ms. Peisch of Wellesley, for the committee on Education, on Senate, Nos. 253, 266, 267 and 268 and House, Nos. 326, 336, 341, 462, 489 and 3402, an Order relative to authorizing the committee on Education to make an investigation and study of certain Senate and House documents concerning early education issues (House, No. 4630).

Elder Affairs,—
dental health
study.

By Ms. Garlick of Needham, for the committee on Elder Affairs, on House, Nos. 4352 and 4420, an Order relative to authorizing the committee on Elder Affairs to make an investigation and study of certain House documents concerning senior dental health issues (House, No. 4631).

Environment,
Natural
Resources and
Agriculture,—
study.

By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, on House, No. 630, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of a certain House document concerning animals and other related matters (House, No. 4632).

Id.

By the same member, for the same committee, on House, No. 701, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of a certain House Document concerning energy policy and other related matters (House, No. 4633).

Id.

By the same member, for the same committee, on House, No. 2579, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of a certain House document concerning enforcement and other related matters (House, No. 4634).

Health Care
Financing,—
study.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, on Senate, No. 2211 and House, Nos. 67, 74, 126, 135, 176, 429, 697, 963, 964, 965, 967, 968, 969, 970, 971, 972, 973, 974, 975, 977, 978, 979, 980, 981, 982, 983, 984, 986, 987, 990, 991, 992, 994, 996, 1001, 1002, 1003, 1004, 1006, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, 1017, 1019, 1020, 1021, 1022, 1023, 1026, 1027, 1028, 1029, 1030, 1031, 1032, 1033, 1034, 1035, 1295, 1784, 1786, 1787, 1788, 1789, 1793, 1795, 1798, 1802, 1804, 1805, 1806, 1807, 1808, 1809, 1810, 1811, 1812, 1814, 1815, 1817, 1818, 1819, 1820, 1821, 1822, 1823, 1910, 1915, 1918, 1934, 1958, 1989, 1993, 1997, 2000, 2007, 2009, 2025, 2053, 2062, 2771, 3167, 3207, 3424, 3425, 3461, 3754, 3847, 3987, 3989, 3994, 3996, 4048 and 4067, an Order relative to authorizing the committee on Health Care Financing to make an investigation and study of certain Senate and House documents concerning public health matters (House, No. 4635).

Id.

By the same member, for the same committee, on House, Nos. 528, 989, 993, 1007, 1018, 2203 and 4202, an Order relative to authorizing the committee on Health Care Financing to make an investigation and study of certain House documents concerning the financing and delivery of health care in the Commonwealth (House, No. 4636).

Mental Health
and
Substance
Abuse,—
study.

By Ms. Malia of Boston, for the committee on Mental Health and Substance Abuse, on Senate, No. 2320 and House, No. 4356, an Order relative to authorizing the committee on Mental Health and Substance Abuse to make an investigation and study of certain Senate and House documents concerning behavioral health issues (House, No. 4637) [Senators Donnelly and Ross dissenting].

Public Health,—
study.

By Ms. Hogan of Stow, for the committee on Public Health, on House, Nos. 1894, 1896, 1902, 1904, 1905, 1907, 1921, 1944, 1961,

1962, 1965, 1970, 1979, 1986, 1991, 2003, 2012, 2022, 2029, 2033, 2035, 2070, 2072, 2073, 2079, 3465, 3468 and 3471, an Order relative to authorizing the committee on Public Health to make an investigation and study of certain House documents concerning public health issues (House, No. 4638).

By Mr. Kaufman of Lexington, for the committee on Revenue, on House, Nos. 6, 12, 62, 151, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2447, 2449, 2450, 2452, 2453, 2454, 2455, 2456, 2457, 2459, 2460, 2461, 2463, 2464, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2477, 2478, 2479, 2481, 2485, 2486, 2487, 2488, 2489, 2490, 2492, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2516, 2518, 2519, 2520, 2521, 2522, 2523, 2525, 2526, 2527, 2528, 2530, 2531, 2532, 2534, 2535, 2536, 2538, 2540, 2544, 2545, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2569, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2580, 2581, 2582, 2584, 2586, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2604, 2606, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2619, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2641, 2642, 2644, 2646, 2647, 2648, 2650, 2651, 2652, 2653, 2654, 2656, 2657, 2659, 2660, 2661, 2662, 2664, 2665, 2666, 2667, 2668, 2669, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 2679, 2680, 2682, 2683, 2684, 2685, 2686, 2687, 2691, 2692, 2693, 2694, 2695, 2697, 2699, 2700, 2702, 3290, 3291, 3292, 3293, 3294, 3295, 3296, 3297, 3298, 3299, 3300, 3357, 3494, 3495, 3496, 3497, 3498, 3499, 3500, 3501, 3502, 3503, 3504, 3505, 3506, 3509, 3510, 3511, 3512, 3513, 3515, 3588, 3589, 3687, 3725, 3733, 3775, 3826, 3946, 3953, 3978, 4008 and 4037, an Order relative to authorizing the committee on Revenue to make an investigation and study of certain House documents concerning revenue issues (House, No. 4639) [Representatives Provost of Somerville, Hunt of Sandwich and Dooley of Norfolk dissenting].

Revenue,—
study.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on House, No. 4038, an Order relative to authorizing the committee on State Administration and Regulatory Oversight to make an investigation and study of a certain House document concerning designating January as peace officer history month (House, No. 4640).

State
Administration
and
Regulatory
Oversight,—
study.

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Mr. Galvin of Canton, for said committees, reported, in each instance, asking to be discharged from further consideration of the orders; 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.

By Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the following House bills be scheduled for consideration by the House:

Middlefield,—
superintendent. Authorizing the appointment of a superintendent of streets [sic] the town of Middlefield (House, No. 4575) [Local Approval Received]; and

Northfield,—
collector. Relative to the position of appointed collector in the town of Northfield (House, No. 4583) [Local Approval Received];

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.

Deerfield,—
economic
development. By Mr. Wagner of Chicopee, for the committee on Economic Development and Emerging Technologies, on a joint petition, a Bill relative to the Deerfield Economic Development Industrial Corporation (House, No. 4596) [Local Approval Received].

Provincetown,—
titles. By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill relative to confirming title to the property at 46 Alden Street, Provincetown (House, No. 4355).

Whately,—
Peter
Hannum. By Mr. Murphy of Weymouth, for the committee on Public Service, on a joint petition, a Bill authorizing the town of Whately to continue the employment of firefighter Peter Hannum (House, No. 4587) [Local Approval Received].

Robert
Clark,—
sick leave. By the same member, for the same committee, on a joint petition, a Bill establishing a sick leave bank for Robert Clark, an employee of the Department of Mental Health (House, No. 4641).

Rhodaja
Shubrick,—
sick leave. By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for Rhodaja Shubrick, an employee of the Department of Transitional Assistance (House, No. 4642).

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

Orders of the Day.

Senate bills

Third
reading
bills. Establishing the Hampden County Commission on the Status of Women and Girls (Senate, No. 1080) (its title having been changed by the committee on Bills in the Third Reading); and

Creating a department of municipal finance in the town of Carver under the direction of a finance director (Senate, No. 2460);

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.

Pioneer
Valley,—
Polish
heritage. The House Resolve relative to preserving Polish heritage in the Pioneer Valley (House, No. 4562), 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 resolve to be engrossed, Mr. Speliotis of Danvers moved to amend it in lines 8 to 14, inclusive, by striking out the sentence contained in those lines and inserting in place thereof the following sentence: "The special commission shall be comprised of: 3 members of the house of representatives to be appointed by the speaker, of which at least 2 shall be of Polish

heritage; 2 members of the senate to be appointed by the senate president; and 5 members to be appointed by the governor, 3 of whom shall be officers in Polish heritage or Polish genealogical organizations located in Hampshire, Hampden or Franklin counties, 1 of whom shall be selected from a list of 3 persons nominated by the Polish Center of Discovery and Learning, Inc. in the town of Chicopee and 1 of whom shall be selected from a list of 3 persons nominated by the director of the Slavic and Eastern European Studies Program at the University of Massachusetts at Amherst.”.

The amendment was adopted; and the resolve (House, No. 4562, amended) was passed to be engrossed. 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 thirteen minutes after eleven o’clock A.M., on motion of Mr. Smola of Warren (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.

JOURNAL OF THE HOUSE.

Thursday, September 29, 2016.

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.

Message from the Governor.

Hull,—
election.

The noon recess having terminated, a message from His Excellency the Governor recommending legislation relative to permitting the town of Hull to hold a special election on November 8, 2016 (House, No. 4663), was filed in the office of the Clerk on Wednesday, September 28.

The message was read; and it was referred, on motion of Mr. Galvin of Canton, with the accompanying draft of a bill, to the House committee on Rules.

Subsequently the same member, for said committee, reported on the foregoing message, a Bill relative to permitting the town of Hull to hold a special election on November 8, 2016 (printed in House, No. 4663). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, 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.

Subsequently under suspension of the rules, on motion of Mr. Galvin, 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.

Resolutions.

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

John
Snedeker.

Resolutions (filed by Mr. Honan of Boston) congratulating John F. "Jack" Snedeker on the joyous and wonderful occasion of his eightieth birthday and his retirement from public service;

Roger
Hatch.

Resolutions (filed by Representatives Peisch of Wellesley and Arciero of Westford) congratulating Roger Hatch on his retirement; and

Charles
Zambito.

Resolutions (filed by Mr. Rogers of Norwood) congratulating Charles Patrick Zambito on receiving the Eagle Award of the Boy Scouts of America;

Mr. Galvin of Canton, 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. DuBois of Brockton, the

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

Reports of Committees.

By Mr. Galvin of Canton, 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 F. Tucker and others relative to the taxation of certain alcoholic beverages. Under suspension of the rules, on motion of Mr. Kafka of Stoughton, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Revenue.

Alcoholic beverages,—taxation.

By Mr. Mahoney of Worcester, for the committee on Election Laws, on House, No. 4097, an Order relative to authorizing the committee on Election Laws to make an investigation and study of a certain House document concerning automatic voter registration (House, No. 4647).

Voter registration,—study.

By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, on House, Nos. 624, 679 and 727, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of certain House documents concerning hazardous waste issues (House, No. 4648) [Senator Eldridge dissenting].

Environment, Natural Resources and Agriculture,—study.

By the same member, for the same committee, on House, Nos. 626, 669, 699 and 700, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of certain House documents concerning fisheries issues (House, No. 4649).

Id.

By the same member, for the same committee, on House, Nos. 629, 647, 651, 666, 673, 682, 683, 687, 722, 730 and 774, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of certain House documents concerning environment issues (House, No. 4650).

Id.

By the same member, for the same committee, on House, Nos. 642, 648, 681 and 3554, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of certain House documents concerning toxic management issues (House, No. 4651).

Id.

By the same member, for the same committee, on House, Nos. 649, 733, 736, 744 and 758, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of certain House documents concerning miscellaneous issues (House, No. 4652).

Id.

By the same member, for the same committee, on House, Nos. 650, 729 and 3235, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of certain House documents concerning recreation and land issues (House, No. 4653).

Id.

By the same member, for the same committee, on House, Nos. 660, 661, 662 and 715, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of certain House documents concerning land policy issues (House, No. 4654).

Id.

Environment,
Natural
Resources and
Agriculture,—
study.

By the same member, for the same committee, on House, Nos. 664, 680, 690 and 694, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of certain House documents concerning sewer issues (House, No. 4655).

Id.

By the same member, for the same committee, on House, Nos. 738, 741, 743 and 3990, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of certain House documents concerning air quality issues (House, No. 4656).

Id.

By the same member, for the same committee, on House, Nos. 761 and 3419, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of certain House documents concerning agriculture issues (House, No. 4657).

Id.

By the same member, for the same committee, on House, No. 3241, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of a certain House document concerning animals (House, No. 4658).

Mental Health
and Substance
Abuse,—
study.

By Ms. Malia of Boston, for the committee on Mental Health and Substance Abuse, on House, No. 4062, an Order relative to authorizing the committee on Mental Health and Substance Abuse to make an investigation and study of a certain House document concerning behavioral health issues (House, No. 4662).

Public Health,—
study.

By Ms. Hogan of Stow, for the committee on Public Health, on House, No. 4099, an Order relative to authorizing the committee on Public Health to make an investigation and study of a certain House document concerning public health issues (House, No. 4660).

Revenue,—
study.

By Mr. Kaufman of Lexington, for the committee on Revenue, on House, No. 4073, an Order authorizing the committee on Revenue to make an investigation and study of a certain House document concerning revenue (House, No. 4661) [Representative Dwyer of Woburn dissenting].

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Mr. Galvin of Canton, for said committees, reported, in each instance, asking to be discharged from further consideration of the orders; 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.

By Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the following bills be scheduled for consideration by the House:

Senate bills

Dennis
Desrosiers.

Authorizing the town of Warren to continue the employment of Dennis Desrosiers (Senate, No. 2319) [Local Approval Received];

Sturbridge,—
conservation.

Relative to the membership of the conservation commission of the town of Sturbridge (Senate, No. 2355) [Local Approval Received]; and

Tetrault
bridge.

Designating a certain bridge in the city of Fall River as the Tom Tetrault Bridge (Senate, No. 2480); and

House bills

Relative to confirming title to the property at 46 Alden Street, Provincetown (House, No. 4355);	Provincetown,— land title.
Relative to the special police officer in the city known as the town of Weymouth (House, No. 4527) [Local Approval Received];	Weymouth,— police.
Authorizing the town of Whately to continue the employment of fire-fighter Peter Hannum (House, No. 4587) [Local Approval Received];	Whately,— Peter Hannum.
Designating a certain bridge in the city of Boston as the Lance Corporal Alexander Arredondo and Brian Arredondo memorial bridge (House, No. 4588);	Arredondo bridge.
Relative to the Deerfield Economic Development Industrial Corporation (House, No. 4596) [Local Approval Received];	Deerfield.
Establishing a sick leave bank for Robert Clark, an employee of the Department of Mental Health (House, No. 4641); and	Robert Clark,— sick leave.
Establishing a sick leave bank for Rhodaja Shubrick, an employee of the Department of Transitional Assistance (House, No. 4642);	Rhodaja Shubrick,— sick leave.
Under suspension of Rule 7A, in each instance, on motion of Mr. Kafka of Stoughton, the bills severally were read a second time forthwith; and they were ordered to a third reading.	

Engrossed Bills.

Engrossed bills

Establishing the Hampden County Commission on the Status of Women and Girls (see Senate, No. 1080);	Bills enacted.
Regulating notaries public to protect consumers and the validity and effectiveness of recorded instruments (see Senate, No. 2064, amended);	
Creating a department of municipal finance in the town of Carver under the direction of a finance director (see Senate, No. 2460);	
(Which severally originated in the Senate); and	
Authorizing the town of Foxborough to grant 2 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 4238, amended) (which 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.

Senate bills

Relative to certain charges and fees in the town of Charlton (Senate, No. 2068); and	Third reading bills.
Authorizing the town of Wenham to grant an additional license for the sale of wines and malt beverages not to be drunk on the premises (Senate, No. 2291, amended);	
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 the assessment of local property taxes in the town of Westwood (House, No. 4573); and	Id.
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Third reading bill.

Relative to a municipal employee in the town of Lee, the town of Lenox, or the town of Stockbridge acting in relation to an intermunicipal agreement (House, No. 4598);

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. Sent to the Senate for concurrence.

Sexual assault,—
“rape kits”.

The Senate amendments of the House Bill relative to preservation of evidence for victims of rape and sexual assault (House, No. 4364), reported by the committee on Bills in the Third Reading to be correctly drawn, were considered.

Mr. Speliotis of Danvers then moved that the House concur with the Senate in its amendments (in section 1, after line 7, by inserting the following paragraph:

“A governmental entity that is unable to meet the requirements of the preceding paragraph may request a waiver from the forensic sciences advisory board. Waivers shall be granted to: (i) a governmental entity that lacks the capacity to ensure proper retention or preservation of evidence; and (ii) a local law enforcement agency that consists primarily of intermittent or reserve officers. The waiver shall provide for the retention and preservation of forensic evidence of the requesting governmental entity by the crime laboratory.”, in line 8, by inserting after the word “entity” the words “, including a local law enforcement agency, a district attorney’s office or any other official body of the commonwealth or of a county, city or town,”; and by adding the following two sections:

“SECTION 2. The director of the crime laboratory within the department of state police shall report on the feasibility of and the requirements for establishing a single location or multiple regional locations for the retention and preservation of all forensic evidence collected in the commonwealth. The report and any recommendations shall be filed with the clerks of the senate and the house of representatives, the chairs of the joint committee on the judiciary and the chairs of the house and the senate committees on ways and means not later than January 1, 2018.

SECTION 3. This act shall apply to all forensic evidence collected and retained for its potential evidentiary value in the investigation of a rape or sexual assault, including any such forensic evidence collected and retained before the effective date of this act.”) with a further amendment by striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4659. The further amendment was adopted.

The House then concurred with the Senate in its amendments, as amended. Sent to the Senate for concurrence in the further amendment.

Recess.

Recess.

At twenty-one minutes after eleven o’clock A.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at twenty-eight minutes before one o’clock P.M. the House was called to order with Mr. Donato in the Chair.

Reports of Committees.

Mr. Dempsey of Haverhill, for the committee on Ways and Means, on House, No. 4517, reported, in part, a Bill making appropriations for the fiscal year 2016 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4664) [Total appropriation: \$23,623,226.00]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Supplemental appropriations.

Mr. Nangle of Lowell, 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. Dempsey of Haverhill, 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.

Subsequently, the second noon recess having terminated, the Bill making appropriations for fiscal year 2016 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4664) (its title having been changed by the Senate committee on Bills in the Third Reading), came from the Senate with the endorsement that it had been passed to be engrossed, in concurrence, with amendments striking out sections 7, 8 and 43; and inserting after section 21 the following section:

“SECTION 21A. Item 8315-1020 of said section 2 of said chapter 46 is hereby amended by striking out the figure ‘\$10,778,878’ and inserting in place thereof, in each instance, the following figure:— \$11,274,245.”

The amendments were referred, under Rule 35, to the committee on Bills in the Third Reading. Said committee then reported that the amendments were correctly drawn; and they were adopted, in concurrence.

Recess.

At one minute before one o'clock P.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at eight minutes before four o'clock P.M. the House was called to order with Mr. Donato in the Chair. Recess.

Emergency Measures.

The engrossed Bill establishing a sick leave bank for Timothy McCarthy, an employee of the Division of Capital Asset Management and Maintenance (see House bill printed in House, No. 4597), 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. Timothy McCarthy,— sick leave.

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 2 to 0. Sent to the Senate for concurrence.

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

Recess.

At four minutes before four o'clock P.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at twenty-four minutes after four o'clock P.M. the House was called to order with Mr. Donato in the Chair.

Supplemental appropriations.

The engrossed Bill making appropriations for fiscal year 2016 to provide for supplementing certain existing appropriations and for certain other activities and projects (see House, No. 4664, 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 2 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 House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Monday next at eleven o'clock A.M.

At twenty-seven minutes before five o'clock P.M., on motion of Mr. Hill of Ipswich (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.

JOURNAL OF THE HOUSE.

Monday, October 3, 2016.

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.

Message from the Governor — Bill Returned with Recommendation of Amendment.

A message from His Excellency the Governor returning with recommendation of amendment the engrossed Bill further regulating the recorking of wine [see House, No. 199, changed and amended] (for message, see House, No. 4677), was filed in the office of the Clerk on Friday, September 30. Wine,—
recorking.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was thereupon “before the General Court and subject to amendment and re-enactment”.

Pending the question on adoption of the amendment recommended by His Excellency, the bill was referred, on motion of Mr. Speliotis of Danvers, to the committee on Bills in the Third Reading.

Appointments to a Special Commission.

The Speaker announced that he had appointed Messrs. Cahill of Lynn and Finn of West Springfield to the special commission established (under Section 136 of Chapter 219 of the Acts of 2016) to conduct a comprehensive study relative to the practical, economic, fiscal and health related impacts of the Commonwealth remaining on eastern daylight time. Eastern
daylight time
commission.

Resolutions.

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

Resolutions (filed by Messrs. Garballey of Arlington and Rogers of Cambridge) commending the Arlington Chamber of Commerce on its one hundredth anniversary; and Arlington,—
Chamber of
Commerce.

Resolutions (filed by Messrs. Murphy of Weymouth and Mariano of Quincy) commending Edward Meehan on the dedication of the Edward Meehan Track at Weymouth High School; Weymouth,—
Edward
Meehan
track.

Mr. Galvin of Canton, 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. Garballey, 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:

Pembroke,—
Brown
memorial
square.

By Mr. Cutler of Duxbury, a petition (subject to Joint Rule 12) of Josh S. Cutler, Viriato M. deMacedo and Mathew J. Muratore for legislation to designate a certain intersection in the town of Pembroke as the James “Tiny” Brown memorial square.

Enise
Pierre,—
sick leave.

By Mr. Heroux of Attleboro, a petition (subject to Joint Rule 12) of Paul R. Heroux for legislation to establish a sick leave bank for Enise Pierre, an employee of the Department of Public Health.

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

Lanesborough,—
land.

A petition (subject to Joint Rules 12 and 9) of Gailanne M. Cariddi that the commissioner of Capital Asset Management and Maintenance be authorized to grant easements for a certain parcel of land, in the town of Lanesborough for conservation and recreation purposes (having been returned by the State Secretary with a letter stating that the petitioner had failed to file proof of notice of publication), was placed on file.

Papers from the Senate.

Donna
Paul,—
sick leave.

A Bill establishing a sick leave bank for Donna Paul, an employee of the department of corrections [sic] (Senate, No. 2484, amended in line 4 by inserting after the word “Paul” the words “to care for her son”) (on a petition), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

The following notice was received from the Clerk of the Senate, to wit:—

October 3, 2016.

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

Dear Mr. Speaker:

Eastern
daylight time
commission.

I have the honor to inform you that the Honorable Stanley C. Rosenberg, President of the Senate, has announced the appointment (pursuant to Section 136 of Chapter 219 of the Acts of 2016) of Senator Eileen M. Donoghue and Thomas Emswiler to the Special Commission to make an investigation and study relative to the practical, economic, fiscal and health related impacts of the Commonwealth remaining on eastern daylight time.

Respectfully submitted,

WILLIAM F. WELCH,
Clerk of the Senate.

Reports of Committees.

Professional
licensing
boards,—
study.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on House, No. 4188, an Order relative to authorizing the committee on Consumer Protection and Professional

Licensure to make an investigation and study of a certain House document concerning state oversight of professional licensing boards (House, No. 4665).

By Ms. Peisch of Wellesley, for the committee on Education, on House, No. 4219, an Order relative to authorizing the committee on Education to make an investigation and study of a certain House document concerning education issues (House, No. 4666). Education,—
study.

By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, on House, Nos. 628, 640, 746, 747, 766 and 767, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of certain House documents concerning local issues (House, No. 4667). Environment,
Natural
Resources
and
Agriculture,—
study.

By the same member, for the same committee, on House, Nos. 656, 665, 668, 735, 757 and 3410, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of certain House documents concerning water issues (House, No. 4668) [Senator Eldridge dissenting]. Id.

By the same member, for the same committee, on House, Nos. 676, 703, 723, 739 and 768, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of certain House documents concerning waste management issues (House, No. 4669). Id.

By the same member, for the same committee, on House, Nos. 693 and 702, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of certain House documents concerning e-waste issues (House, No. 4670). Id.

By the same member, for the same committee, on House, Nos. 718 and 725, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of certain House documents concerning sewer rate relief issues (House, No. 4671). Id.

By the same member, for the same committee, on House, No. 4254, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of a certain House document concerning Massachusetts pollutant discharge elimination system delegation issues (House, No. 4672) [Representative Berthiaume of Spencer dissenting]. Id.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, on House, No. 1687, an Order relative to authorizing the committee on Health Care Financing to make an investigation and study of a certain House document concerning the financing and delivery of health care in the Commonwealth (House, No. 4673). Health Care
Financing.—
study.

By Mr. Fernandes of Milford, for the committee on the Judiciary, on House, No. 4354, an Order relative to authorizing the committee on the Judiciary to make an investigation and study of a certain House document concerning judiciary issues (House, No. 4674). Judiciary,—
study.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on House, No. 4327, an Order relative to authorizing the committee on Municipalities and Regional Govern- Municipalities
and Regional
Government,—
study.

ment to make an investigation and study of a certain House document concerning community preservation issues (House, No. 4675).

Public
Health,—
study.

By Ms. Hogan of Stow, for the committee on Public Health, on House, No. 4222, an Order relative to authorizing the committee on Public Health to make an investigation and study of a certain House document concerning public health issues (House, No. 4676).

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Mr. Galvin of Canton, for said committees, reported, in each instance, asking to be discharged from further consideration of the orders; 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.

Engrossed Bills.

Bill
enacted.

The engrossed Bill relative to permitting the town of Hull to hold a special election on November 8, 2016 (see House bill printed in House, No. 4663) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for 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.

Engrossed bills

Bills
enacted.

Relative to certain charges and fees in the town of Charlton (see Senate, No. 2068); and

Authorizing the town of Wenham to grant an additional license for the sale of wines and malt beverages not to be drunk on the premises (see Senate, No. 2291, amended);

(Which severally originated in the Senate);

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.

Acton,—
liquor
licenses.

The Senate amendment of the House Bill authorizing the town of Acton to grant 16 additional licenses for the sale of all alcoholic beverages and 6 additional licenses for the sale of wines and malt beverages to be drunk on the premises (House, No. 4185), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

Westborough,—
liquor
licenses.

The Senate amendments of the House Bill authorizing the town of Westborough to grant additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4418), reported by the committee on Bills in the Third Reading to be correctly drawn, were adopted, in concurrence.

Senate bills

Third
reading
bills.

To promote personal savings (Senate, No. 2374); and

Designating a certain bridge in the city of Fall River as the Tom Tetrault bridge (Senate, No. 2480);

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.

The House Bill establishing a special police force in the town of Duxbury (House, No. 2264) (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. Duxbury,—
police.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 1, in line 9, by inserting after the word "Laws." the following two sentences: "Prior to engaging in any police duties, a special police officer appointed pursuant to this act who is not a retired career police officer shall complete all training requirements as prescribed by the municipal police training committee for reserve police officers pursuant to section 96B of chapter 41 of the General Laws. Additionally, a special officer appointed pursuant to this act who is not a retired career police officer shall attend annually the reserve officer in-service training program as offered by the municipal police training committee."

The amendment was adopted; and the bill (House, No. 2264, amended) was passed to be engrossed. 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-one minutes after eleven o'clock A.M., on motion of Mr. Smola of Warren (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.

JOURNAL OF THE HOUSE.

Thursday, October 6, 2016.

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).

Pledge of
allegiance.

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.

Appointment to a Special Commission by the Minority Leader.

Behavioral
health
promotion and
upstream
prevention.

The Minority Leader announced that he had appointed Mrs. Ferguson of Holden to the special commission on behavioral health promotion and upstream prevention established (under Section 193 of Chapter 133 of the Acts of 2016) to investigate evidence-based practices, programs and systems to prevent behavioral health disorders and promote behavioral health across the Commonwealth.

Distinguished Guests.

Ambassador
Zhang
Qiyue.

During the session, the Chair (Mr. Kafka of Stoughton) declared a brief recess and introduced Ambassador Zhang Qiyue and her staff from the Consulate of the People's Republic of China in New York who were visiting the House Chamber. The Consulate was in Boston to celebrate China Day at the State House in Great Hall. The Chinese Consulate working with the Asian Caucus put together the event recognizing the 37 years of friendship and cooperation between the People's Republic of China and the Commonwealth of Massachusetts. The ambassador and her entourage were the guests of Mr. Chan of Quincy and the members of the Asian Legislative Caucus.

Resolutions.

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

Edward
O'Leary.

Resolutions (filed by Mr. Barrows of Mansfield) congratulating Chief Edward O'Leary on the occasion of his retirement from the Foxborough Police Department;

Breast Cancer
Awareness Day.

Resolutions (filed by Ms. Benson of Lunenburg) recognizing October 13, 2016 as Massachusetts Metastatic Breast Cancer Awareness Day;

Brook
Farm.

Resolutions (filed by Mr. Coppinger of Boston) commending the New Brook Farm, Inc. on its commemoration of the one hundred seventy-fifth anniversary of Brook Farm;

Pembroke.

Resolutions (filed by Mr. Cutler of Duxbury) honoring the town of Pembroke for its dedication to service; and

Susan
Webb.

Resolutions (filed by Ms. Peisch of Wellesley) honoring Susan Webb and Stray Pets in Need on the occasion of its twenty-fifth anniversary;

Mr. Galvin of Canton, 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. Smola of Warren, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communications.

Communications

From the Department of Mental Health (see Section 16F(b) of Chapter 64 of the General Laws) submitting the 2017 annual report concerning the Annual Individual and Family Support Plan; Individual and family support plan.

From the Massachusetts Technology Collaborative (see Section 61 of Chapter 40J of the General Laws) submitting the annual report of the Massachusetts Computer Attainment Network concerning fiscal year 2016; and MassCAN,—
annual report.

From the University of Massachusetts Medical School (see Section 43(f) of Chapter 75 of the General Laws) submitting the 2016 annual report of activities; UMass Medical School.

Severally were placed on file.

Annual and Quarterly Reports.

The annual report of the Group Insurance Commission (under Section 21 of Chapter 32A of the General Laws) relative to the vendor quality improvement initiative of said commission; and Vendor quality improvement.

A quarterly report of the Department of Public Health (under item 4513-1020 of Chapter 46 of the Acts of 2015) submitting the early intervention program report for April, May and June of the fiscal year 2016 [copies of said report were forwarded to the committees on Ways and Means and Economic Development and Emerging Technologies]; Early intervention program.

Severally were placed on file.

Petition.

Representative Cantwell of Marshfield and Senator OConnor presented a joint petition (subject to Joint Rule 12) of James M. Cantwell and Patrick OConnor for legislation to establish a sick leave bank for Mary Katherine Sheehan, an employee of the Trial Court; and the same was referred, under Rule 24, to the committee on Rules. Mary Katherine Sheehan,—
sick leave.

Paper from the Senate.

The House Bill authorizing the city of New Bedford to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 4306, amended), came from the Senate passed to be engrossed, in concurrence, with an amendment in section 1, in lines 9 to 16, inclusive, by striking out the two paragraphs contained in those lines (as amended by the House) and inserting in place thereof the following two paragraphs: New Bedford,—
liquor licenses.

“(c) The licensing authority shall not approve the transfer of the license granted pursuant to this act to any other location, but it may grant the license to a new applicant at the same location if the applicant files with the licensing authority a letter from the department of revenue and a letter from the department of unemployment assistance indicating that the license is in good standing with those departments and that all applicable taxes, fees and contributions have been paid.

New Bedford,—
liquor
licenses.

(d) If the license granted pursuant to this act is cancelled, revoked or no longer in use, the license shall be returned physically, with all legal rights, privileges and restrictions pertaining thereto, to the licensing authority and the licensing authority may then grant the license to a new applicant at the same location and under the same conditions as specified in this act.”

The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Andover,—
sub-
precinct.

A Bill relative to eliminating sub-precinct 9A in the town of Andover (Senate, No. 2368) (on a petition) [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.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Tucker of Salem, the bill was read a second time forthwith; and it was ordered to a third reading.

Abington,—
charter.

A petition (accompanied by bill, Senate, No. 2496) John F. Keenan (by vote of the town) for legislation relative to the town charter of Abington, was referred, in concurrence, to the committee on Municipalities and Regional Government.

Reports of Committees.

Pembroke,—
James “Tiny”
Brown
square.

By Mr. Galvin of Canton, 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 Josh S. Cutler, Viriato M. deMacedo and Mathew J. Muratore for legislation to designate a certain intersection in the town of Pembroke as the James “Tiny” Brown memorial square. Under suspension of the rules, on motion of Mr. Smola of Warren, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Transportation. Sent to the Senate for concurrence.

Mandated
reporters,—
study.

By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on House, No. 4247, an Order relative to authorizing the committee on Children, Families and Persons with Disabilities to make an investigation and study of a certain House document concerning mandated reporters (House, No. 4679) [Representative O’Connell of Taunton dissenting].

Westwood
liquor
license,—
study.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on House, No. 4358, an Order relative to authorizing the committee on Consumer Protection and Professional Licensure to make an investigation and study of a certain House document concerning authorizing the town of Westwood to grant a special license for the sale of alcoholic beverages for off-premise consumption at an indoor or outdoor agricultural event (House, No. 4680).

Economic
Development
and

By Mr. Wagner of Chicopee, for the committee on Economic Development and Emerging Technologies, on House, No. 4365, an Order rel-

- ative to authorizing the committee on Economic Development and Emerging Technologies to make an investigation and study of a certain House document concerning economic development and emerging technologies issues (House, No. 4681) [Representative Orrall of Lakeville dissenting]. Emerging Technologies,—study.
- By Ms. Garlick of Needham, for the committee on Elder Affairs, on Senate, No. 2139, an Order relative to authorizing the committee on Elder Affairs to make an investigation and study of a certain Senate document concerning limited health services and other related issues (House, No. 4682). Elder health,—study.
- By Mr. Michlewitz of Boston, for the committee on Financial Services, on House, Nos. 22, 866, 891, 958 and 4148, an Order relative to authorizing the committee on Financial Services to make an investigation and study of certain House documents concerning financial services issues (House, No. 4683). Financial Services,—study.
- By the same member, for the same committee, on House, Nos. 792, 800, 843, 879, 920, 925, 926 and 948, an Order relative to authorizing the committee on Financial Services to make an investigation and study of certain House documents concerning financial services issues (House, No. 4684). Id.
- By Mr. Sánchez of Boston, for the committee on Health Care Financing, on House, No. 1895, an Order relative to authorizing the committee on Health Care Financing to make an investigation and study of a certain House document concerning the financing and delivery of health care in the Commonwealth (House, No. 4685). Health Care Financing,—study.
- By the same member, for the same committee, on House, Nos. 1912, 1977, 1995, 1999, 2013, 2041 and 4472, an Order relative to authorizing the committee on Health Care Financing to make an investigation and study of certain House documents concerning the financing and delivery of health care in the Commonwealth (House, No. 4686). Id.
- By the same member, for the same committee, on House, Nos. 1917, 3472, 4407 and 4409, an Order relative to authorizing the committee on Health Care Financing to make an investigation and study of certain House documents concerning the financing and delivery of health care in the Commonwealth (House, No. 4687). Id.
- By the same member, for the same committee, on House, No. 3488, an Order relative to authorizing the committee on Health Care Financing to make an investigation and study of a certain House document concerning the financing and delivery of health care in the Commonwealth (House, No. 4688). Id.
- By the same member, for the same committee, on House, No. 4415, an Order relative to authorizing the committee on Health Care Financing to make an investigation and study of a certain House document concerning the financing and delivery of health care in the Commonwealth (House, No. 4689). Id.
- By Mr. Honan of Boston, for the committee on Housing, on House, No. 4353, an Order relative to authorizing the committee on Housing to make an investigation and study of a certain House document concerning condominiums issues (House, No. 4690). Condominiums,—study.
- By the same member, for the same committee, on House, No. 4553, an Order relative to authorizing the committee on Housing to make an investigation and study of a certain House document concerning mini-

Condominiums,— study. mizing foreclosures and their harm (House, No. 4691) [Representative González of Springfield dissenting].

Judiciary,— study. By Mr. Fernandes of Milford, for the committee on the Judiciary, on House, Nos. 4440 and 4466, an Order relative to authorizing the committee on the Judiciary to make an investigation and study of certain House documents concerning judiciary issues (House, No. 4692).

Id. By the same member, for the same committee, on House, No. 4554, an Order relative to authorizing the committee on the Judiciary to make an investigation and study of a certain House document concerning judiciary issues (House, No. 4693).

Revenue,— study. By Mr. Kaufman of Lexington, for the committee on Revenue, on House, No. 4523, an Order authorizing the committee on Revenue to make an investigation and study of a certain House document concerning revenue issues (House, No. 4694).

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Mr. Galvin of Canton, for said committees, reported, in each instance, asking to be discharged from further consideration of the orders; 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.

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

Donna Paul,— sick leave. The Senate Bill establishing a sick leave bank for Donna Paul, an employee of the Department of Corrections [sic] (Senate, No. 2484, amended); and

House bills

Anthony Sahagian. Authorizing the town of Boylston to continue the employment of police chief Anthony Sahagian (House, No. 4465) [Local Approval Received]; and

Grafton,— police. Exempting all ranks of sworn police officers in the town of Grafton police department from the provisions of civil service law (House, No. 4603) [Local Approval Received];

Under suspension of Rule 7A, in each instance, on motion of Mr. Tucker of Salem, the bills severally were read a second time forthwith; and they were ordered to a third reading.

Bridgewater,— McSheffrey corner. By Mr. Straus of Mattapoisett, for the committee on Transportation, on a joint petition, a Bill designating a certain intersection under the control of the Massachusetts Department of Transportation in the town of Bridgewater (House, No. 4607).

Senator Joan M. Menard Overpass. By the same member, for the same committee, on a petition, a Bill designating a certain bridge in the town of Freetown as the Senator Joan Menard Bridge (House, No. 4628, changed in lines 2 and 3 by striking out the words “Menard bridge” and inserting in place thereof the following: “M. Menard Overpass”).

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

Emergency Measure.

The engrossed Bill designating a certain bridge in the city of Fall River as the Tom Tetrault Bridge (see Senate, No. 2480), 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.

Tom
Tetrault
Bridge.

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 3 to 0. Sent to the Senate for concurrence.

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.

Bill
enacted.

Engrossed Bills.

The engrossed Bill validating the actions taken at the annual town election held in the town of Dudley (see House bill printed in House, No. 3778) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for 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

Relative to personal savings (see Senate, No. 2374) (which originated in the Senate);

Bills
enacted.

Authorizing the town of Acton to grant 16 additional licenses for the sale of all alcoholic beverages and 6 additional licenses for the sale of wines and malt beverages to be drunk on the premises (see House, No. 4185, amended); and

Authorizing the town of Westborough to grant additional licenses for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 4418, amended);

(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 engrossed Bill further regulating the recorking of wine (see House, No. 199, changed and amended), which had been returned to the House by His Excellency the Governor with recommendation of amendment (for message, see House, No. 4677), was considered.

Wine,—
recorking.

The committee on Bills in the Third Reading report recommending that the amendment recommended by the Governor be considered in the following form:

In line 6 (as engrossed) by striking out the words "the holder of".

The amendment was adopted. Sent to the Senate for its action.

House bills

Third
reading
bills.

Relative to non-partisan municipal elections in the city of Somerville (House, No. 4175) (its title having been changed by the committee on Bills in the Third Reading); and

Establishing a sick leave bank for Robert Clark, an employee of the Department of Mental Health (House, No. 4641);

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,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Tuesday next at eleven o'clock A.M.

At nineteen minutes after eleven o'clock A.M., on motion of Mr. Smola of Warren (Mr. Kafka of Stoughton being in the Chair), the House adjourned, to meet the following Tuesday at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Tuesday, October 11, 2016.

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.

Message from the Governor — Disapprovals in Supplemental Appropriation Bill.

A message from His Excellency the Governor returning with his disapproval of item 7035-0002 contained in section 2C.I, section 20 and section 21A contained in the engrossed Bill making appropriations for the fiscal year 2016 to provide for supplementing certain existing appropriations and for certain other activities and projects [see House, No. 4664] (for message, see House, No. 4695), was filed in the office of the Clerk on Thursday, October 6. Supplemental Appropriation Bill,—vetoes.

The message was read; and it was referred, under Rule 30, to the committee on Ways and Means.

Guests of the House.

During the session, the Chair (Mr. Kafka of Stoughton), declared a brief recess and introduced, seated in the Chamber, a group of students and teachers from Antony, France who were visiting as part of a Lexington and Antony student exchange program. They were the guests of Representative Kaufman of Lexington. Lexington and Antony, France,—students.

Appointments to Special Commissions by the Minority Leader.

The Minority Leader announced that he had made the following appointments to special commissions:

That Representative Smola of Warren had been appointed to serve as his designee on the special commission on pension forfeiture established (under Section 151 of Chapter 133 of the Acts of 2016) to review the decision of the Supreme Judicial Court in *Public Employee Retirement Administration Commission v. Edward A. Bettencourt*, 474 Mass. 60 (2016); Pension forfeiture commission.

That Representative Frost of Auburn had been appointed to serve as his designee on the special commission established (under Section 136 of Chapter 219 of the Acts of 2016) to conduct a comprehensive study relative to the practical, economic, fiscal and health related impacts of the Commonwealth remaining on eastern daylight time, 4 hours behind coordinated universal time, also known as Atlantic standard time, throughout the calendar year; and Eastern daylight time commission.

Fantasy sports, etc. commission.

That Representative Kelcourse of Amesbury had been appointed to serve as his designee of the special commission established (under Section 137 of Chapter 219 of the Acts of 2016) to conduct a comprehensive study relative to the regulation of online gaming, fantasy sports gaming and daily fantasy sports.

Resolutions.

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

Michael Clasby.

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Michael J. Clasby on receiving the Eagle Award of the Boy Scouts of America;

Ian Moscaritolo.

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Ian Moscaritolo on receiving the Eagle Award of the Boy Scouts of America;

Cameron Valentine.

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Cameron Richard Valentine on receiving the Eagle Award of the Boy Scouts of America; and

Palmer,—anniversary.

Resolutions (filed by Mr. Smola of Warren) commemorating the three hundredth anniversary of the town of Palmer;

Mr. Galvin of Canton, 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. Kaufman of Lexington, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Annual Reports.

Annual reports

Mass DOT,—assets, etc.

Of the Massachusetts Department of Transportation (under Section 12A of Chapter 6C of the General Laws) on the progress of the Performance and Asset Management Advisory Council;

Legal assistance.

Of the Massachusetts Legal Assistance Corporation (under Section 10 of Chapter 221A of the General Laws) for fiscal year 2016; and

Pioneer Valley Transit Authority.

Of the Pioneer Valley Transit Authority (under Section 8(g) of Chapter 161B of the General Laws) submitting a management letter and its audited financial statements for the fiscal year 2016;

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

Salem,—liquor licenses.

By Representative Tucker of Salem and Senator Lovely, a joint petition (accompanied by bill, House, No. 4696) of Paul Tucker and Joan B. Lovely (with the approval of the mayor and city council) that the city of Salem be authorized to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises. To the committee on Consumer Protection and Professional Licensure.

Greenfield,—registrars of voters.

By Mr. Mark of Peru, a petition (accompanied by bill, House, No. 4697) of Paul W. Mark (with the approval of the mayor and town council) relative to the board of registrars of voters in the city known as the town of Greenfield;

By the same member, a petition (accompanied by bill, House, No. 4698) of Paul W. Mark (with the approval of the mayor and town council) relative to referendum procedures in the city known as the town of Greenfield; and

Greenfield,—
referendum
procedures.

By the same member, a petition (accompanied by bill, House, No. 4699) of Paul W. Mark (with the approval of the mayor and town council) relative to initiative petitions in the city known as the town of Greenfield;

Greenfield,—
initiative
petitions.

Severally to the committee on Election Laws.

By Mr. Mark of Peru, a petition (accompanied by bill, House, No. 4700) of Paul W. Mark (by vote of the town) that the town of Charlemont be authorized to establish a tax on commercial recreational activities. To the committee on Revenue.

Charlemont,—
recreation
tax.

Severally sent to the Senate for concurrence.

Papers from the Senate.

A Bill relative to application deadlines for agricultural, horticultural, or recreational land (Senate, No. 2497) (on Senate bill No. 2151), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Land,—
valuation.

Bills

Authorizing the town of Windsor to reinstate Police Chief Thomas J. Barnaby (Senate, No. 2281, amended in section 1, in line 2, by inserting after the word "Barnaby," the words "a retire", also in line 2 by striking out the words "continue to serve in this" (as changed by the Senate committee on Bills in the Third Reading) and inserting in place thereof the words "to be reinstated to that"; and in line 3 by striking out the word retirement" and inserting in place thereof the "resignation") (on a petition) [Local Approval Received]; and

Windsor,—
Thomas J.
Barnaby.

Providing for recall elections in the town of Hawley (Senate, No. 2322, amended in section 6, in lines 52 and 53, by striking out the words "a square in which the voter, by making an 'x', may" and inserting in place thereof the words "a designated place for voter to")

Hawley,—
recall
elections.

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.

Reports of Committees.

By Mr. Galvin of Canton, 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 James M. Cantwell and Patrick OConnor for legislation to establish a sick leave bank for Mary Katherine Sheehan, an employee of the Trial Court. Under suspension of the rules, on motion of Mr. Kaufman of Lexington, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on the Judiciary. Sent to the Senate for concurrence.

Mary
Katherine
Sheehan,—
sick leave.

By Mr. Mahoney of Worcester, for the committee on Election Laws, on a petition, a Bill relative to the recall of elected officials in the town of Norwell (House, No. 4646) [Local Approval Received]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Norwell,—
recall
elections.

Engrossed Bills.

Ms. Farley-Bouvier of Pittsfield being in the Chair,—

Bill
enacted.

The engrossed Bill relative to preservation of evidence for victims of rape and sexual assault (see House, No. 4364, amended) (which originated in the House), 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.

Mr. Kafka of Stoughton being in the Chair,—

Id.

The engrossed Bill creating a special commission studying cutting, welding and hot work processes regulated by the State Fire Code (see House, No. 4455) (which originated in the House), 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.

Third
reading
bill.

The Senate Bill authorizing the town of Middleborough to grant an additional license for the sale of wines and malt beverages not to be drunk on the premises (Senate, No. 2091), 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.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Thursday next at eleven o'clock A.M.

At eight minutes after eleven o'clock A.M., on motion of Mrs. Orrall of Lakeville (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.

JOURNAL OF THE HOUSE.

Thursday, October 13, 2016.

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.

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

Resolutions (filed by Mrs. Gifford of Wareham) celebrating the two hundred and twenty-fifth anniversary of Captain John Kendrick's arrival as the first American to visit Japan; John Kendrick.

Resolutions (filed by Representatives Arciero of Westford, Atkins of Concord, Golden of Lowell and Nangle of Lowell) congratulating Saints Vartanantz Armenian Apostolic Church on its one hundredth anniversary; Saints Vartanantz Church.

Resolutions (filed by Representatives Donahue of Worcester, Campanale of Leicester, Keefe of Worcester, Mahoney of Worcester and O'Day of West Boylston) commending Girls Incorporated of Worcester on its one hundredth anniversary; Worcester,— Girls Incorporated.

Resolutions (filed by Mr. Linsky of Natick) on the occasion of the dedication of the Casey Brothers Square in the town of Natick; Natick,— Casey Square.

Resolutions (filed by Mr. Linsky of Natick) on the occasion of the dedication of the Hall Brothers Square in the town of Natick; Natick,— Hall Square.

Resolutions (filed by Mr. Linsky of Natick) on the occasion of the dedication of the Sinclair Brothers Square in the town of Natick; Natick,— Sinclair Square.

Resolutions (filed by Mr. McMurtry of Dedham) honoring Saint Mary of the Assumption Church of Dedham on the occasion of its one hundred and fiftieth anniversary; Dedham,— St. Mary Church.

Resolutions (filed by Mr. Toomey of Cambridge) recognizing Emmanuel "Manny" Lusardi for his contributions to the Cambridge community; and Emmanuel Lusardi.

Resolutions (filed by Representatives Walsh of Peabody, Kelcourse of Amesbury, Malia of Boston and Speliotis of Danvers) congratulating Amanda Chalmers on her retirement. Amanda Chalmers.

Mr. Galvin of Canton, 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. McGonagle of Everett, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communications.

Communications

Cape Ann
Transit.

From the Cape Ann Transportation Authority (see Section 8(g) of Chapter 161B of the General Laws) submitting its annual financial statements and supplementary information (containing an independent auditors' report thereon) for the fiscal year 2016;

Berkshire
Regional
Transit.

From the Berkshire Regional Transit Authority (see Section 8(g) of Chapter 161B of the General Laws) submitting financial statements, supplementary information, and a schedule of expenditures of federal awards and OMB uniform guidance auditors' reports for the fiscal year 2016;

Franklin
Regional
Transit.

From the Franklin Regional Transit Authority (see Section 8(g) of Chapter 161B of the General Laws) submitting financial statements, supplementary information, and a schedule of expenditures of federal awards and OMB uniform guidance auditors' reports for the fiscal year 2016; and

Southeastern
Regional
Transit.

From the Southeastern Regional Transit Authority (see Section 8(g) of Chapter 161B of the General Laws) submitting its annual financial statements for the fiscal year 2016;

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

Sudbury,—
remote
voting.

By Mr. Gentile of Sudbury, a petition (accompanied by bill, House, No. 4702) of Carmine L. Gentile (by vote of the town) that certain disabled residents in the town of Sudbury be authorized to vote remotely by telephone. To the committee on Election Laws.

Reading,—
senior
property
tax
exemption.

By Mr. Jones of North Reading, a petition (accompanied by bill, House, No. 4703) of Bradley H. Jones, Jr., Jason M. Lewis and James J. Dwyer (by vote of the town) that the town of Reading be authorized to establish a means tested senior citizen property tax exemption. To the committee on Revenue.

Severally sent to the Senate for concurrence.

*Papers from the Senate.*Littleton,—
liquor
licenses.

The House Bill authorizing the town of Littleton to grant an additional license for the sale of all alcoholic beverages not to be drunk on premises (House, No. 4453), came from the Senate passed to be engrossed, in concurrence, with an amendment in section 1, in lines 9 to 21, inclusive, by striking out the two paragraphs contained in those lines and inserting in place thereof the following two paragraphs:

“(c) Once issued, the licensing authority shall not approve the transfer of the license granted pursuant to this act to a person, corporation, organization or entity for a period of 3 years after the date of issuance; provided, however, that after the expiration of 3 years, the licensing authority may approve a transfer of the license to another person, corporation, organization or entity at a location within the Littleton Common district if the applicant files with the licensing authority a letter from the department of revenue and a letter from the department of unemployment assistance indicating that the license is in good standing with

those departments and that all applicable taxes, fees and contributions have been paid.

(d) If a license granted pursuant to this act is revoked, cancelled or no longer in use, it shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the licensing authority and the licensing authority may then grant the license to a new applicant operating within the Littleton Common only under the same conditions as specified in this act.”

The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Bills

Repealing the supplemental reserve fund in the city of Pittsfield (Senate, No. 2412) (on a petition) [Local Approval Received]; Pittsfield,—
reserve fund.

Authorizing assessment of sewer betterments and privilege fees in the town of Salisbury (Senate, No. 2481) (on a petition) [Local Approval Received]; and Salisbury,—
betterments.

Establishing a sick leave bank for Karen Tavernier, an employee of the Massachusetts Department of Transportation (Senate, No. 2498) (on Senate bill No. 2492); Karen
Tavernier,—
sick leave.

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.

The following notice was received from the Clerk of the Senate, to wit:

October 13, 2016.

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 Stanley C. Rosenberg, President of the Senate, has announced the appointment (pursuant to Chapter 3 of the Resolves of 2016) of Senator Jason Lewis to the Special Commission to make an investigation and study of local and regional public health; and Local and
regional
public health
commission.

That the Honorable Bruce E. Tarr, Senate Minority Leader has announced the appointment (pursuant to Chapter 3 of the Resolves of 2016) of Senator Richard J. Ross to the same special commission. Id.

Respectfully submitted,

WILLIAM F. WELCH,
Clerk of the Senate.

Report of a Committee.

By Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill designating a certain intersection under the control of the Massachusetts Department of Transportation in the town of Bridgewater (House, No. 4607), be scheduled for consideration by the House. Bridgewater,—
McSheffrey
corner.

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

Engrossed Bill.

Bill
enacted.

The engrossed Bill authorizing the town of Middleborough to grant an additional license for the sale of wines and malt beverages not to be drunk on the premises (see Senate, No. 2091) (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.

Third
reading
bill.

The House Bill relative to the special police officer in the city known as the town of Weymouth (House, No. 4527), 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.

Second
reading
bill.

The House Bill relative to drivers licenses for international students (House, No. 3981), was read a second time; and it was ordered to a third reading.

Order.

Next
sitting.

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.

At nine minutes after eleven o'clock A.M., on motion of Mrs. Orrall of Lakeville (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.

JOURNAL OF THE HOUSE.

Monday, October 17, 2016.

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.

Guests of the House.

At the beginning of the session, the Chair (Mr. Donato of Medford), declared a brief recess and introduced, seated in the House Chamber, the Wellesley Little League team that won the 2016 Massachusetts Little League Baseball Championship. They were accompanied by Coaches Matt Henson, Andy Renzella and David Rosenblatt. Wellesley Little League.

At the invitation of the Chair, the guests participated in the pledge of allegiance to the flag. They were the guests of Representative Peisch of Wellesley.

Resolutions.

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

Resolutions (filed by Messrs. Kafka of Stoughton, Rogers of Norwood, McMurtry of Dedham and Dooley of Norfolk) congratulating Claire Kearney on receiving the Gold Award of the Girl Scouts of the United States of America; and Claire Kearney.

Resolutions (filed by Mr. Wagner of Chicopee) congratulating Kenneth W. Delude on the occasion of his retirement from the West-Mass Area Development Corporation; Kenneth Delude.

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

Papers from the Senate.

The House Bill authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land in the town of Foxborough to the Foxborough housing authority (House, No. 3938) (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 in line 21 striking out the word "may" and inserting in place thereof the word "shall". The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading. Foxborough,—land.

Plainville,—
Michael O.
Maher
intersection.

A Bill designating a certain intersection in the town of Plainville as the Special Police Officer Michael O. Maher Memorial Intersection (Senate, No. 2165) (on a petition), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Reports of Committees.

House reports

Community
health
centers.

Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill House, No. 1000) of Kevin G. Honan and Stephen Kulik relative to community health center reimbursements; and

MassHealth
benefits.

Of the same committee, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill House, No. 3423) of Harold P. Naughton, Jr., relative to MassHealth benefits for single individuals;

Under suspension of the rules, in each instance, on a motion of Ms. Peisch of Wellesley, the reports were considered forthwith. Pending the question, in each instance, on acceptance of the report, the petitions were recommitted, on motions of Mr. Sánchez of Boston.

Mary
Katherine
Sheehan,—
sick leave.

By Mr. Fernandes of Milford, for the committee on the Judiciary, on a joint petition, a Bill establishing a sick leave bank for Mary Katherine Sheehan, an employee of the Trial Court (House, No. 4704). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Engrossed Bill.

Bill
re-enacted.

The engrossed Bill further regulating the recorking of wine (see House, No. 199, changed and amended) (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.

Orders of the Day.

Third
reading
bill.

The Senate Bill establishing a sick leave bank for Donna Paul, an employee of the Department of Correction (Senate, No. 2484, amended) (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; and it was passed to be engrossed, in concurrence.

House bills

Third
reading
bills.

Exempting the position of police chief in the town of Orange from the civil service law (House, No. 4025);

Designating a certain intersection under the control of the Massachusetts Department of Transportation in the town of Bridgewater (House, No. 4607); and

Establishing a sick leave bank for Rhodaja Shubrick, an employee of the Department of Transitional Assistance (House, No. 4642);

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 eleven minutes after eleven o'clock A.M., on motion of Mr. Frost of Auburn (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.

JOURNAL OF THE HOUSE.

Thursday, October 20, 2016.

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:

Westford
Women's Club.

Resolutions (filed by Mr. Arciero of Westford) congratulating the Westford Women's Club on the occasion of its fortieth anniversary;

Lori
Sawtelle.

Resolutions (filed by Messrs. Cutler of Duxbury and Calter of Kingston) congratulating Lori S. Sawtelle for her service to the town of Hanson;

Michael
Blatus, Sr.

Resolutions (filed by Miss Garry of Dracut) commending Michael Blatus, Senior on his lifetime of dedicated service to the town of Dracut and the United States of America;

David
Burke.

Resolutions (filed by Mr. McMurtry of Dedham) congratulating David Paul Burke on receiving the Eagle Award of the Boy Scouts of America; and

Gloria
Rollinson.

Resolutions (filed by Mr. Roy of Franklin) congratulating Gloria Rollinson on the occasion of her ninetieth birthday;

Mr. Galvin of Canton, 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. Peake of Provincetown, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communications.

Communications

Dukes
County,—
Technology
Fund.

From the Dukes County Registry of Deeds (under Section 2KKK of Chapter 29 of the General Laws) submitting its plan for expenditure of technological improvements from the County Registers Technological Fund [copies of said report forwarded by the Clerk to the House committee on Post Audit and Oversight and the House committee on Ways and Means]; and

Stun
guns.

From the Executive Office of Public Safety and Security (see Section 2 of Chapter 170 of the Acts of 2004) submitting the annual report examining data reported by Massachusetts law enforcement agencies with approved electronic control weapons training programs for the period ending December 31, 2015;

Severally were placed on file.

Annual Report.

The annual report of the Massachusetts Life Sciences Center (under Section 15 of Chapter 23I of the General Laws) for fiscal year 2016 [copies were forwarded by the center to the House committee on Ways and Means and the joint committee on Economic Development and Emerging Technologies], was placed on file.

Life
Sciences
Center.

Petitions.

Mr. Kaufman of Lexington presented a petition (subject to Joint Rule 12) of Jay R. Kaufman and Michael J. Rodrigues relative to residential real property exemptions; and the same was referred, under Rule 24, to the committee on Rules.

Real
property,—
exemptions.

Mr. Galvin of Canton, 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. Tucker of Salem, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Revenue. Sent to the Senate for concurrence.

Mr. Kaufman of Lexington presented a petition (subject to Joint Rule 12) of Jay R. Kaufman and Michael J. Rodrigues relative to tax return filing deadlines; and the same was referred, under Rule 24, to the committee on Rules.

Tax
returns,—
deadline.

Mr. Galvin of Canton, 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. Tucker of Salem, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Revenue. Sent to the Senate for concurrence.

Representative Brodeur of Melrose and Senator Lewis presented a joint petition (subject to Joint Rule 12) of Paul Brodeur and Jason M. Lewis for legislation to establish a sick leave bank for Ruth Derfler, an employee of the Department of Elementary and Secondary Education; and the same was referred, under Rule 24, to the committee on Rules.

Ruth
Derfler,—
sick leave.

Papers from the Senate.

The House Bill establishing a year-round market rate rental housing trust fund in the town of Provincetown (House, No. 3742, amended), came from the Senate passed to be engrossed, in concurrence, with an amendment in section 4 (as published), in lines 68 and 69, by striking out the words "to be used by the trust for any" and inserting in place thereof the following: "in accordance with chapter 44, to be used by the trust for any capital related". The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Provincetown,—
rental housing
trust fund.

Said committee then reported that the amendment was correctly drawn; and it was adopted, in concurrence.

Older adults,—
malnutrition
commission.

The Senate Bill establishing a commission on malnutrition prevention among older adults (Senate, No. 2499, amended in line 7 by striking out the words “the senate and house chairs of the joint committee on elder affairs or their designees” and inserting in place thereof the following: “2 members of the house or their designees, 1 of whom shall be appointed by the speaker and 1 of whom shall be appointed by the minority leader of the house; 2 members of the senate or their designees, 1 of whom shall be appointed by the senate president and 1 of whom shall be appointed by the minority leader of the senate;”) (on Senate bill No. 2147), passed to be engrossed by the Senate, was read; and it was referred, under Joint Rule 1E, to the committee on Health Care Financing.

Wareham,—
town
meetings.

The Senate Bill relative to the charter of the town of Wareham (Senate, No. 2483) (on a petition) [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.

Reports of Committees.

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

Pittsfield,—
reserve fund.

The Senate Bill repealing the supplemental reserve fund in the city of Pittsfield (Senate, No. 2412) [Local Approval Received]; and

Freetown,—
Joan Menard
bridge.

The House Bill designating a certain bridge in the town of Freetown as the Senator Joan Menard Bridge (House, No. 4628, changed);

Under suspension of Rule 7A, in each instance, on the motion of Mr. Kafka of Stoughton, the bills were read a second time forthwith; and they were ordered to a third reading.

Environment,
Natural
Resources and
Agriculture,—
drinking water
study.

By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, on House, No. 4645, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of a certain House document concerning drinking water (House, No. 4705) [Senator Eldridge dissenting]. Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Mr. Galvin of Canton, for said committees, reported asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules.

Under Rule 42, the reports severally were considered forthwith; and they were accepted.

Elected and
appointed
public
employees,—
ethics study.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Resolve establishing a task force on integrity in state and local government (House, No. 4627, changed in line 3 by striking out the figures: “11” and inserting in place thereof the figures: “13”, in line 4 by inserting after the word “ethics”, the second time it appears, the words “the chairs of the joint committee on state administration and regulatory oversight”, in line 11 by inserting after the word “The” the words “chairs of the joint committee on

state administration and regulatory oversight and”, in lines 18 to 23, inclusive, by striking out following: “; (b) the disclosure and regulation of campaign expenditures and contributions, including a review of: (i) the Campaign Finance Law, chapter 55 of the General Laws; and (ii) the regulation of the office of campaign and political finance, 970 CMR 1.00 et seq., and associated processes; and (c) the registration and conduct of executive and legislative agents, including a review of (i) the Lobbying Law, sections 39 to 50, inclusive, of chapter 3 of the General Laws; and (ii) the feasibility of extending the Lobbying Law to municipalities”, in line 25 by striking out the words “, lobbying and campaign finance laws” and inserting in place thereof the word “law”, in line 29 by striking out the date: “December 23, 2016” and inserting in place thereof the date: “March 15, 2017”, in line 30 by inserting after the word “training,” the word “and”, in said line 30 by inserting after the word “processes” the words “of the State Ethics Commission”; and in line 32 by inserting after the word “any” the words “, which shall be filed with the Clerk of the House of Representatives”). Read; and referred, under Rule 16C, to the House committee on Ethics.

Emergency Measure.

The engrossed Bill establishing a sick leave bank for Donna Paul, an employee of the Department of Correction (see Senate, No. 2484, 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.

Donna Paul,—
sick leave.

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 9 to 0. Sent to the Senate for concurrence.

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.

Bill enacted.

Engrossed Bills.

The engrossed Bill validating the actions taken at a special town election held in the town of Westport (see House bill printed in House, No. 4589, changed) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for 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

Establishing a landfill solar special revenue fund in the town of Dennis (see House, No. 4412); and

Bills enacted.

Authorizing the town of Foxborough to grant 4 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 4609);

(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.

Orleans,—
land.

The Senate amendment of the House Bill authorizing the town of Orleans to lease a certain parcel of land (House, No. 3664), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

House bills

Third
reading
bills.

Validating the actions taken at a certain annual town meeting held in the town of Hudson (printed in House, No. 3984) (its title having been changed by the committee on Bills in the Third Reading); and

Validating the results of a certain election in the town of East Longmeadow (printed in House, No. 4382) (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.

Silver Lake
Regional
School
District.

The House Bill authorizing the Silver Lake Regional School District to convey a certain parcel of land to the town of Kingston (House, No. 4555), 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, Mr. Speliotis of Danvers moved to amend it by striking out section 2 and inserting in place thereof the following section:

“SECTION 2. The conveyance authorized herein shall be subject to the town of Kingston’s approval of the purchase of the land.”.

The amendment was adopted; and the bill (House, No. 4555, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Monday next at eleven o’clock A.M.

At twenty-two minutes after eleven o’clock A.M., on motion of Mr. Frost of Auburn (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.

JOURNAL OF THE HOUSE.

Monday, October 24, 2016.

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.

Appointments of the Speaker and the Minority Leader.

The Speaker announced that he had appointed Ms. Lianna Kushi of Lowell (under Section 68 of Chapter 3 of the General Laws) to the permanent commission on the status of citizens of Asian descent; and Asian American commission.

The Minority Leader announced that he had made the following appointments:

That Representative Dooley of Norfolk had been appointed to serve as his designee to the special task force established (under Section 7 of chapter 187 of the Acts of 2016) to review the current laws, regulations and local ordinances governing licensed hackneys, taxis, livery and transportation network companies in the Commonwealth and to make recommendations concerning public safety, consumer protection and the economic fairness and equity of the regulatory structure governing the ride for hire industry; and Ride for hire industry, etc., task force.

That Representative Kane of Shrewsbury had been appointed as his designee to the special commission on local and regional public health established (under Chapter 3 of the Resolves of 2016) to assess the effectiveness and efficiency of municipal and regional public health systems and to make recommendations regarding how to strengthen the delivery of public health services and preventive measures. Local and regional health care commission.

Resolutions.

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

Resolutions (filed by Representatives Cronin of Easton, DuBois of Brockton and Cassidy of Brockton) congratulating the Annunciation Greek Orthodox Church on its one hundredth anniversary; Annunciation Greek Orthodox Church.

Resolutions (filed by Ms. Cronin of Easton) congratulating Jake Nicholas Ryan on receiving the Eagle Award of the Boy Scouts of America; Jake Ryan.

Resolutions (filed by Mr. Fernandes of Milford) congratulating Jacob Anthony Bogner on receiving the Eagle Award of the Boy Scouts of America; Jacob Bogner.

Resolutions (filed by Ms. Hogan of Stow) celebrating the one hundred and fiftieth anniversary of the incorporation of the town of Hudson; and Hudson,—anniversary.

Resolutions (filed by Ms. Story of Amherst) congratulating Marilyn Hecht Blaustein on her retirement; Marliyn Blaustein.

Mr. Galvin of Canton, 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. McGonagle of Everett, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Papers from the Senate.

Vocational
education
transportation.

A Resolve establishing a special commission on vocational education transportation (Senate, No. 2501) (on Senate bill No. 2331), passed to be engrossed by the Senate, was read; and it was referred, under Joint Rule 29, to the committee on Rules of the branches, acting concurrently.

Grafton,—
land.

A Bill authorizing the Division of Capital Asset Management and Maintenance to grant an easement to the town of Grafton over a certain parcel of land (Senate, No. 2427, amended in section 1 by adding the following sentence: “The land over which the easement may be granted was acquired by the commonwealth by deeds recorded in the Worcester district registry of deeds in book 1728, page 21, book 1730, page 243 and book 1742, page 398.”) (on a petition), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Bills

Norwood,—
bridge.

Designating a certain bridge in the town of Norwood as the Thomas J. Kewriga Memorial Bridge (Senate, No. 1871) (on a petition);

Service
technicians,—
regulate.

Regulating central service technicians (Senate, No. 2070, amended in section 1, in lines 5 to 9, inclusive, by striking out the text contained in those lines and inserting in place thereof the following:

“ ‘Health care practitioner’, a person licensed or registered under section 2, 9, 16, 45, 51, 51½, 74 or 74A of chapter 112 including an intern, resident, fellow or hospital medical officer who conducts or assists with the performance of surgery.

‘Health care facility’, a hospital or rural hospital as defined in section 52 or surgical services that are provided in a free standing ambulatory surgery center, whether inpatient or outpatient, conducted for charity or for profit and whether or not subject to section 25C; provided, however, that ‘health care facility’ shall not include the dental or private office of a health care practitioner.”, in line 11 by striking out the word “surgical” and inserting in place thereof the words “health care”, in line 20 by striking out the year “2015” and inserting in place thereof the year “2016”; and by striking out section 2 and inserting in place thereof the following section:

“SECTION 2. The commissioner of the department of public health shall provide the guidance necessary to carry out this act. The guidance shall be provided not later than 90 days after the effective date of this act.”) (on a petition); and

Aaron
Paul,—
sick leave.

Establishing a sick leave bank for Aaron Paul, an employee of the Department of Correction (Senate, No. 2494, amended in line 4 by inserting after the word “Paul”, the first time it appears, the words “to care for his son”) (on a petition);

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.

A petition (accompanied by bill, Senate, No. 2500) of Mark C. Montigny, Paul A. Schmid, III, Robert M. Koczera and Antonio F.D. Cabral (with approval of the mayor and city council) for legislation to establish an arts, culture and tourism promotion fund in the city of New Bedford, was referred, in concurrence, to the committee on Municipalities and Regional Government.

New Bedford,—
tourism.

Reports of Committees.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on House, No. 4617, an Order relative to authorizing the committee on Consumer Protection and Professional Licensure to make an investigation and study of certain a House document concerning liquor licenses (House, No. 4707) [Representative McKenna of Webster dissenting].

Consumer
Protection and
Professional
Licensure,—
study.

By Mr. Fernandes of Milford, for the committee on the Judiciary, on House, Nos. 32, 34, 35, 37, 38, 39, 40, 41, 42, 1149, 1150, 1151, 1153, 1154, 1156, 1157, 1158, 1159, 1161, 1162, 1163, 1164, 1165, 1166, 1167, 1168, 1169, 1170, 1171, 1172, 1173, 1174, 1175, 1176, 1177, 1178, 1179, 1180, 1181, 1182, 1185, 1189, 1190, 1191, 1192, 1195, 1196, 1197, 1199, 1200, 1201, 1203, 1204, 1205, 1206, 1208, 1209, 1210, 1212, 1215, 1218, 1219, 1221, 1224, 1225, 1229, 1230, 1231, 1232, 1233, 1234, 1236, 1237, 1238, 1239, 1240, 1241, 1243, 1244, 1247, 1249, 1251, 1252, 1256, 1257, 1259, 1260, 1261, 1262, 1263, 1264, 1265, 1266, 1267, 1268, 1271, 1272, 1277, 1280, 1281, 1282, 1283, 1288, 1292, 1293, 1294, 1298, 1300, 1302, 1303, 1304, 1307, 1308, 1309, 1310, 1312, 1314, 1316, 1317, 1321, 1322, 1323, 1324, 1325, 1326, 1327, 1328, 1329, 1330, 1333, 1334, 1338, 1339, 1340, 1341, 1342, 1345, 1346, 1347, 1348, 1349, 1350, 1351, 1353, 1356, 1358, 1360, 1361, 1362, 1363, 1364, 1365, 1366, 1367, 1369, 1371, 1372, 1373, 1374, 1375, 1376, 1377, 1378, 1379, 1383, 1384, 1385, 1386, 1388, 1389, 1390, 1391, 1392, 1393, 1394, 1395, 1396, 1397, 1398, 1399, 1401, 1403, 1404, 1406, 1407, 1408, 1409, 1410, 1411, 1412, 1413, 1414, 1415, 1416, 1418, 1419, 1420, 1421, 1422, 1423, 1425, 1426, 1430, 1434, 1435, 1437, 1438, 1439, 1440, 1441, 1445, 1446, 1450, 1451, 1452, 1455, 1457, 1458, 1459, 1461, 1462, 1464, 1465, 1466, 1467, 1468, 1469, 1471, 1473, 1474, 1476, 1479, 1480, 1481, 1482, 1483, 1484, 1488, 1489, 1490, 1491, 1494, 1495, 1496, 1498, 1499, 1500, 1501, 1502, 1503, 1504, 1506, 1508, 1509, 1510, 1512, 1515, 1516, 1517, 1520, 1521, 1522, 1523, 1524, 1525, 1526, 1527, 1528, 1529, 1533, 1534, 1535, 1537, 1538, 1539, 1540, 1541, 1542, 1543, 1544, 1545, 1546, 1547, 1548, 1550, 1551, 1552, 1553, 1555, 1558, 1559, 1560, 1561, 1562, 1563, 1565, 1571, 1573, 1576, 1578, 1579, 1580, 1581, 1582, 1583, 1585, 1586, 1587, 1588, 1589, 1590, 1591, 1592, 1595, 1597, 1598, 1599, 1601, 1602, 1604, 1605, 1606, 1607, 1608, 1610, 1612, 1613, 1614, 1615, 1616, 1617, 1618, 1620, 1621, 1624, 1625, 1626, 1627, 1629, 1630, 1632, 1633, 1634, 1635, 1639, 1640, 1643, 1645, 1646, 1647, 1648, 1650, 1651,

Judiciary,—
study.

Judiciary,—
study.

1652, 1657, 1658, 1660, 1661, 1662, 1665, 1666, 1667, 1668, 1669, 1670, 1671, 1674, 1675, 1676, 1677, 1678, 1679, 1680, 1764, 3251, 3253, 3255, 3256, 3257, 3258, 3259, 3260, 3433, 3434, 3437, 3439, 3440, 3441, 3442, 3445, 3446, 3447, 3448, 3449, 3450, 3452, 3455, 3456, 3756, 3787, 3788, 3842 and 3979, and on a part of House, No. 31, an Order relative to authorizing the committee on the Judiciary to make an investigation and study of certain House documents concerning judiciary issues (House, No. 4706).

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Mr. Galvin of Canton, for said committees, reported, in each instance, asking to be discharged from further consideration of the orders; 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.

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

Karen
Tavernier.

The Senate Bill establishing a sick leave bank for Karen Tavernier, an employee of the Massachusetts Department of Transportation (Senate, No. 2498); and

Mary
Katherine
Sheehan.

The House Bill establishing a sick leave bank for Mary Katherine Sheehan, an employee of the Trial Court (House, No. 4704);

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.

Woburn,—
liquor
licenses.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on House, No. 4644, a Bill authorizing the city of Woburn to issue additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4708) [Local Approval Received]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Emergency Measure.

Robert
Clark,—
sick leave.

The engrossed Bill establishing a sick leave bank for Robert Clark, an employee of the Department of Mental Health (see House, No. 4641), 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 7 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 House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Engrossed Bills.

Engrossed bills

Authorizing the town of Orleans to lease a certain panel of land (see House, No. 3664, amended);

Bills enacted.

Establishing a year-round market rate rental housing trust fund in the town of Provincetown (see House, No. 3742, amended);

Authorizing the town of Foxborough to grant 3 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 4550); and

Relative to a municipal employee in the town of Lee, the town of Lenox or the town of Stockbridge acting in relation to an intermunicipal agreement (see House, No. 4598);

(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.

Authorizing the town of Whately to continue the employment of firefighter Peter Hannum (House, No. 4587); and

Third reading bills.

Designating a certain bridge in the city of Boston as the Lance Corporal Alexander Arredondo and Brian Arredondo memorial bridge (House, No. 4588);

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.

The House Bill regulating appraisal management companies (House, No. 4399) (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.

Appraisal management companies.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it, in section 2, in lines 371 to 384, inclusive, by striking out the three paragraphs contained in those lines (as changed by the committee on Bills in the Third Reading) and inserting in place thereof the following three paragraphs:

“Section 279. (a) The board shall have the authority to conduct investigations and examinations for:

(i) purposes of initial registration, registration renewal, registration suspension, registration conditioning, registration revocation or termination, or general or specific inquiry or investigation to determine compliance with sections 266 to 279, inclusive. The board shall have the authority to access, receive and use any books, accounts, records, files, documents, information or evidence including, but not limited to: (i) criminal, civil and administrative history information, including non-conviction data as specified in applicable provisions of the General Laws; and (ii) any other documents, information or evidence the board deems relevant to the inquiry or investigation regardless of the location, possession, control or custody of such documents, information or evidence; and

Appraisal
management
companies.

(ii) the purposes of investigating violations or complaints arising under sections 266 to 279, inclusive, or for the purposes of examination, the board may review, investigate, or examine any registrant, individual or person subject to said sections 266 to 279, inclusive, in order to carry out the purposes set forth therein.”

The amendment was adopted; and the bill (House, No. 4399, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Thursday next at eleven o'clock A.M.

At seventeen minutes after eleven o'clock A.M., on motion of Mr. Hill of Ipswich (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.

JOURNAL OF THE HOUSE.

Thursday, October 27, 2016.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. McMurtry of Dedham 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. McMurtry), 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 Representatives Barrows of Mansfield, Poirier of North Attleborough and Kafka of Stoughton) commending Abby Kelley Foster House, Inc. on its fortieth anniversary; Abby Kelley Foster House.

Resolutions (filed by Representatives Keefe of Worcester, O'Day of West Boylston, Mahoney of Worcester, Campanale of Leicester and Donahue of Worcester) congratulating Aidan Corrigan on receiving the Eagle Award of the Boy Scouts of America; Aidan Corrigan.

Resolutions (filed by Mr. Kocot of Northampton) honoring the artist and humanist Gregory Stone; Gregory Stone.

Resolutions (filed by Mr. Kuros of Uxbridge) commending the town of Uxbridge on the two hundred and sixtieth anniversary of Lydia Chapin Taft becoming the first woman to vote in America; and Uxbridge,— Lydia Taft.

Resolutions (filed by Representatives Vieira of Falmouth, Madden of Nantucket, Hunt of Sandwich, Whelan of Brewster, Mannal of Barnstable and Peake of Provincetown) congratulating Cape Arts and Entertainment, Inc. on the sixtieth anniversary of the Cape Cod Conservatory; Cape Cod Conservatory.

Mr. Galvin of Canton, 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 Mrs. Ferguson of Holden, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communications.

Communications
From the Massachusetts Port Authority (see Item 6720-1340 of Section 2C of Chapter 219 of the Acts of 2016) submitting the annual report for fiscal year 2016; and Port Authority.

From the Worcester Regional Transit Authority (under Section 8(g) of Chapter 161B of the General Laws) submitting its audited financial statements and independent auditors report for the fiscal year 2016; Worcester Regional Transit.

Severally were placed on file.

Annual Report.

The annual report of the Department of Telecommunications and Cable (under Section 6 of Chapter 25C of the General Laws) for fiscal year 2016, was placed on file. Telecommunications and Cable.

Petitions.

Petitions severally were presented and referred as follows:

Framingham,—
town
meeting.

By Mr. Walsh of Framingham, a petition (accompanied by bill, House, No. 4713) of Chris Walsh and others (by vote of the town) that the town of Framingham be authorized to amend town meeting articles of said town. To the committee on Municipalities and Regional Government.

Kingston,—
health
insurance.

By Representative Calter of Kingston and Senator deMacedo, a joint petition (accompanied by bill, House, No. 4712) of Thomas J. Calter and Viriato M. deMacedo (by vote of the town) relative to the eligibility for participation in the town of Kingston's contributory insurance plan; and

Lowell,—
civil
service.

By Mr. Nangle of Lowell, a petition (accompanied by bill, House, No. 4714) of David M. Nangle, Thomas A. Golden, Jr., and Rady Mom (with the approval of the city council) that the city of Lowell be authorized to exempt the position of deputy superintendent of police from the civil service law;

Severally to the committee on Public Service.

Severally sent to the Senate for concurrence.

Reports of a Committee.

Health Care
Financing,—
study.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, on House, Nos. 1000 and 3423, an Order relative to authorizing the committee on Health Care Financing to make an investigation and study of certain House documents concerning the financing and delivery of health care in the Commonwealth (House, No. 4711). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Mr. Galvin of Canton, for said committees, reported asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules.

Under Rule 42, the reports severally were considered forthwith; and they were accepted.

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

Surgical tools.
Salisbury,—
betterment
fees.

Regulating central service technicians (Senate, No. 2070, amended);
Authorizing assessment of sewer betterments and privilege fees in the town of Salisbury (Senate, No. 2481) [Local Approval Received];
and

Aaron
Paul,—
sick leave.

Establishing a sick leave bank for Aaron Paul, an employee of the Department of Correction (Senate, No. 2494, amended);

Under suspension of Rule 7A, in each instance, on motion of Mrs. Ferguson of Holden, the bills severally were read a second time forthwith; and they were ordered to a third reading.

Elected and
appointed
employees,—
ethics study.

By Mr. Markey of Dartmouth, for the committee on Ethics, that the Resolve establishing a task force on integrity in state and local government (House, No. 4627, changed), ought to pass. Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Engrossed Bills.

Engrossed bills

Further regulating certain licenses for the sale of all alcoholic beverages to be drunk on the premises in the town of Northborough (see House, No. 3715, amended); and

Bills
enacted.

Relative to the Middlesex Canal Commission (see House, No. 4536);
(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.

House bills

Relative to contracts for certain municipal officers (House, No. 1832) (its title having been changed by the committee on Bills in the Third Reading);

Third
reading
bills.

Relative to the safe handling of hazardous drugs (House, No. 3995);

Authorizing the appointment of a superintendent of streets in the town of Middlefield (House, No. 4575) (its title having been changed by the committee on Bills in the Third Reading); and

Establishing a sick leave bank for Mary Katherine Sheehan, an employee of the Trial Court (House, No. 4704);

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 Monday next at eleven o'clock A.M.

Next
sitting.

At twelve minutes after eleven o'clock A.M., on motion of Mrs. Ferguson of Holden (Mr. McMurtry of Dedham being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.

JOURNAL OF THE HOUSE.

Monday, October 31, 2016.

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.

Message from the Governor.

Economic
development
bonds,—
terms.

A message from His Excellency the Governor relative to recommending terms for certain bonds (House, No. 4715), was filed in the office of the Clerk on Friday, October 28.

The message was read; and it was referred, under Rule 17G, with the accompanying draft of a bill, to the committee on Bonding, Capital Expenditures and State Assets.

Appointments of the Speaker to Special Commissions.

The Speaker announced that he had made the following appointments to special commissions:

Fantasy
sports, etc.,—
commission.

That Representative Cusack of Braintree had been appointed to serve on the special commission established (under Section 137 of Chapter 219 of the Acts of 2016) to conduct a comprehensive study relative to the regulation of online gaming, fantasy sports gaming and daily fantasy sports; and

Local and
regional
health care
commission.

That Representative Ultrino of Malden had been appointed to serve on the special commission on local and regional public health established (under Chapter 3 of the Resolves of 2016) to assess the effectiveness and efficiency of municipal and regional public health systems and to make recommendations regarding how to strengthen the delivery of public health services and preventive measures.

Resolutions.

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

Inspectors
general.

Resolutions (filed by Speaker DeLeo of Winthrop) commending the Association of Inspectors General on its twentieth anniversary; and

Hans
Larsen.

Resolutions (filed by Ms. Peisch of Wellesley) honoring Hans Larsen on his retirement from the town of Wellesley;

Mr. Galvin of Canton, 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. McGonagle of Everett, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petition.

Mr. Silvia of Fall River presented a petition (subject to Joint Rule 12) of Alan Silvia and others for legislation to designate June as seat-belt awareness month; and the same was referred, under Rule 24, to the committee on Rules. Seatbelts,—
awareness
month.

Paper from the Senate.

A Bill relative to the charter of the town of Sutton (Senate, No. 2502) (on Senate bill No. 1078) [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. Sutton,—
charter.

Report of a Committee.

By Mr. Straus of Mattapoissett, for the committee on Transportation, on a petition, a Bill designating a certain intersection in the town of Pembroke as the James “Tiny” Brown Memorial Square (House, No. 4701). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Pembroke,—
James “Tiny”
Brown
memorial
square.

Engrossed Bill.

The engrossed Bill changing the membership of the old and historic district commission of the town of Marblehead and lengthening the commission’s determination period for a certificate of appropriateness (see House, No. 4380, amended) (which originated in the House), 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.

The Senate Bill establishing a sick leave bank for Aaron Paul, an employee of the Department of Correction (Senate, No. 2494, amended), 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.

The House Bill authorizing the town of Huntington to grant one additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 4585), 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. Id.

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 seven minutes after eleven o'clock A.M., on motion of Mr. D'Emilia of Bridgewater (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.

JOURNAL OF THE HOUSE.

Thursday, November 3, 2016.

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 Miss Garry of Dracut) commemorating the dedication of Army Specialist Mathew G. Boule Memorial Park in the town of Dracut, were referred under Rule 85, to the committee on Rules. Mathew Boule.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Tucker of Salem, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communication.

A communication from the Martha's Vineyard Transit Authority (see Section 8(g) of Chapter 161B of the General Laws) submitting its annual report for the fiscal year 2016, was placed on file. Martha's Vineyard Transit Authority.

Annual Reports.

Annual reports

Of the Office of the Comptroller (under Section 12(a) of Chapter 7A of the General Laws) submitting the Statutory Basis Financial Report for the fiscal year 2016; and Comptroller,—SBFR.

Of the Department of Youth Services (under Section 16 of Chapter 123A of the General Laws) relative to sexually dangerous persons in the custody of the department during the fiscal year 2016 [copies of said report were forwarded to the committee on Ways and Means and the committee on the Judiciary]. Youth services.

Severally, were placed on file.

Petition.

Representative McMurtry of Dedham and Senator Rush presented a joint petition (subject to Joint Rule 12) of Paul McMurtry and Michael F. Rush for legislation to establish a sick leave bank for Hua Tan, an employee of the Department of Public Health; and the same was referred, under Rule 24, to the committee on Rules. Hua Tan,—sick leave.

Paper from the Senate.

A Bill relative to equity in public contracting in honor of Bruce C. Bolling (Senate, No. 2503) (on Senate bill No. 1617), passed to be Minority and women contracting.

engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Reports of Committees.

Reading,—
property tax
exemption.

By Mr. Kaufman of Lexington, for the committee on Revenue, on a petition, a Bill authorizing the town of Reading to establish a means tested senior citizen property tax exemption (House, No. 4703) [Local Approval Received], was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. McGonagle of Everett, the bill was read a second time forthwith; and it was ordered to a third reading.

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

Senate bills

Norwood,—
bridge.

Designating a certain bridge in the town of Norwood as the Thomas J. Kewriga Memorial Bridge (Senate, No. 1871); and

Wareham,—
charter.

Relative to the charter of the town of Wareham (Senate, No. 2483) [Local Approval Received]; and

Pembroke,—
Brown
memorial
square.

The House Bill designating a certain intersection in the town of Pembroke as the James “Tiny” Brown Memorial Square (House, No. 4701);

Under suspension of Rule 7A, in each instance, on the motion of Mr. McGonagle of Everett, the bills were read a second time forthwith; and they were ordered to a third reading.

Elected and
appointed
employees,—
ethics
study.

By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, that the Resolve establishing a task force on integrity in state and local government (House, No. 4627, changed), ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

Cider,—
taxation.

By Mr. Kaufman of Lexington, for the committee on Revenue, on a joint petition, a Bill relative to the taxation of cider (House, No. 4678).

Taxes,—
filing
deadlines.

By the same member, for the same committee, on House, No. 4709, a Bill relative to tax return filing deadlines (House, No. 4716).

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

Charlemont,—
recreation
tax.

By Mr. Kaufman of Lexington, for the committee on Revenue, on a petition, a Bill relative to a Charlemont recreation tax (House, No. 4700) [Local Approval Received].

Residential
property.

By the same member, for the same committee, on House, No. 4710, a Bill relative to the residential exemption (House, No. 4717).

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

Emergency Measure.

The engrossed Bill establishing a sick leave bank for Aaron Paul, an employee of the Department of Correction (see Senate, No. 2494, 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.

Aaron Paul,—
sick leave.

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.

Engrossed Bills.

Engrossed bills

Relative to the charter of the city of Chelsea (see House, No. 3569 amended); and

Bills enacted.

Authorizing the city of Beverly to grant additional licenses for the sale of alcoholic beverages (see House, No. 4586);

(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 amendment of the House Bill authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land in the town of Foxborough to the Foxborough housing authority (House, No. 3938, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

Foxborough,—
land.

The Senate Bill establishing a sick leave bank for Karen Tavernier, an employee of the Massachusetts Department of Transportation (Senate, No. 2498), 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.

The House Bill authorizing the town of Deerfield to continue the employment of police officers Gary Sibilila and David Gendron (House, No. 4263), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Deerfield,—
Gary Sibilila and David Gendron.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 1, in lines 6 to 9, inclusive, by striking out the sentence contained in those lines and inserting in place thereof the following sentence: "No further deductions shall be made from the regular compensation of Gary Sibilila or David Gendron pursuant to chapter 32 of the General Laws for any service subsequent to the date each officer reaches 65 years of age, and upon retirement, each shall receive a superannuation retirement allowance equal to that which he would have been entitled had he retired at the age of 65."

The amendment was adopted; and the bill (House, No. 4263, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Freetown—
Joan
Menard
overpass.

The House Bill designating a certain bridge in the town of Freetown as the Senator Joan M. Menard overpass (House, No. 4628, changed) (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.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in line 3 by inserting after the word “The” the words “division of highways in the”.

The amendment was adopted; and the bill (House, No. 4628, changed and amended) was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Monday next at eleven o'clock A.M.

At twenty minutes before twelve o'clock noon, on motion of Mr. D'Emilia of Bridgewater (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.

JOURNAL OF THE HOUSE.

Monday, November 7, 2016.

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 Mr. Collins of Boston, the members, guests and employees stood in a moment of silent tribute in memory of John "Jack" Keefe of South Boston. John was a proud United States Navy veteran who honorably served his country during the Vietnam War. John married Kathleen Kenney and together they had four children and nine grandchildren. John "Jack" Keefe.

Communications.

Communications

From the Department of Energy Resources (see Section 47 of chapter 209 of the Acts of 2012) submitting a report relative to the process for reactivation of pre-existing hydroelectric power sites, including a review of all necessary permitting and approvals to determine whether and how the process can be expedited and streamlined [copies were forwarded to the committees on Environment, Natural Resources and Agriculture and Telecommunications, Utilities and Energy, as required by said law]; Hydropower projects,—reactivation.

From the Department of Public Health (see Section 2RRRR of Chapter 29 of the General Laws) submitting a publication entitled: "2016 Municipal Naloxone Bulk Purchase Trust Fund Annual Report"; and Naloxone bulk purchase trust fund.

From the Department of Public Health (see Item 4590-1506 contained in Section 2 of Chapter 133 of the Acts of 2016) submitting a report regarding primary violence prevention through positive youth development; Youth development and violence prevention.

Severally were placed on file.

Petitions.

Mr. DeLeo of Winthrop presented a petition (accompanied by bill, House, No. 4724) of Robert A. DeLeo (by vote of the town) that the town of Winthrop be authorized to exempt the position of deputy police chief from the provisions of the civil service law; and the same was referred to the committee on Public Service. Sent to the Senate for concurrence. Winthrop,—deputy police chief.

Mr. Chan of Quincy presented a joint petition (subject to Joint Rule 12) of Tackey Chan and John F. Keenan for legislation to establish a sick leave bank for Theresa Casey, an employee of the Massachusetts Theresa Casey,—sick leave.

Theresa
Casey,—
sick leave.

Rehabilitation Commission; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Galvin of Canton, 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. Garballey of Arlington, 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.

South Boston
helipad,—
study.

Mr. Collins of Boston presented a petition (subject to Joint Rule 12) of Nick Collins relative to establishing a special commission (including members of the General Court) to study the need and feasibility of a helipad in the South Boston section of the city of Boston; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Galvin of Canton, 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. Garballey of Arlington, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Transportation. Sent to the Senate for concurrence.

Alicia
Harmon,—
sick leave.

Mr. Rosa of Leominster presented a petition (subject to Joint Rule 12) of Dennis A. Rosa for legislation to establish a sick leave bank for Alicia Harmon, an employee of the Massachusetts Rehabilitation Commission; and the same was referred, under Rule 24, to the committee on Rules.

Paper from the Senate.

Middlesex
County,—
justice
complex.

A Resolve establishing a special commission to identify a suitable location for a justice complex in Southern Middlesex County (Senate, No. 1626, amended in lines 19 to 25, inclusive, by striking out the sentence contained in those lines and inserting in place thereof the following sentence: "The commission shall include the following members or their designees: the secretary of public safety and security, who shall chair the commission; the secretary of administration and finance; the Middlesex sheriff; the Middlesex superior court clerk of courts; the commissioner of capital asset management and maintenance; the Middlesex district attorney; chief counsel for the committee for public counsel services; 1 member from the administrative office of the trial court; 2 members of the senate, 1 of whom shall be appointed by the minority leader; and 2 members of the house of representatives, 1 of whom shall be appointed by the minority leader.") (on a petition), passed to be engrossed by the Senate, was read; and it was referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Reports of Committees.

Hua Tan,—
sick leave.

By Mr. Galvin of Canton, 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 Paul McMurtry and

Michael F. Rush for legislation to establish a sick leave bank for Hua Tan, an employee of the Department of Public Health.

Under suspension of the rules, on motion of Mr. Garballey of Arlington, 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.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Resolve establishing a task force on integrity in state and local government (House, No. 4627, changed), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Government integrity.—
task force.

Mr. Nangle of Lowell, for said committee, reported that the matter be scheduled for consideration by the House.

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

Subsequently under suspension of the rules, on motion of Mr. DeLeo of Winthrop, the resolve (having been reported by the committee on Bills in the 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. Dempsey of Haverhill, for the committee on Ways and Means, that the following bills ought to pass:

Senate bills

Further regulating the sprinkler fitters examination and license requirements relative to working on hydrants and certain components of fire protection sprinkler systems (Senate, No. 2124);

Sprinkler fitters.

Authorizing the Division of Capital Asset Management and Maintenance to grant an easement to the town of Grafton over a certain parcel of land (Senate, No. 2427, amended); and

Grafton,—
land.

Relative to amphibious sight-seeing vehicle safety (Senate, No. 2473); and

Duck boats.

The House Bill relative to motorcycle permit requirements (House, No. 3741);

Motorcycle permits.

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

Mr. Nangle of Lowell, for said committee, then reported recommending that the matters be scheduled for consideration by the House.

Under suspension of Rule 7A, in each instance, on motion of Mr. McGonagle of Everett, the bills severally were read a second time forthwith; and they were ordered to a third reading.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Senate Bill requiring automated external defibrillators in schools (Senate, No. 2449), 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 4719. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Schools,—
defibrillators.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. McGonagle of Everett, the bill was read a second time forthwith.

Schools,—
defibrillators.

The amendment recommended by the committee on Ways and Means then was adopted; and the bill (Senate, No. 2449, amended) was ordered to a third reading.

Audits,—
schedules.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill reconciling inconsistent statutory audit schedules (House, No. 4, changed), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4720). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported recommending that the matter be scheduled for consideration of the House.

Under suspension of Rule 7A, on motion of Mr. McGonagle of Everett, 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.

Banking
laws.

Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill making changes to certain references in the banking laws of the Commonwealth (House, No. 823), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4721). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported recommending that the matter be scheduled for consideration of the House.

Under suspension of Rule 7A, on motion of Mr. McGonagle of Everett, 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.

Yellow dot
program.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill relative to implementing the Massachusetts yellow dot program (House, No. 3024), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4722). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported recommending that the matter be scheduled for consideration of the House.

Under suspension of Rule 7A, on motion of Mr. McGonagle of Everett, 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.

Dam and
seawalls.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill relative to the Dam and Seawall Removal Fund (House, No. 3655), ought to pass with an amendment in line 1 by striking out the year “2013” and inserting in place thereof the year “2014”. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. McGonagle of Everett, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means then was adopted; and the bill (House, No. 3655, amended) was ordered to a third reading.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill relative to transportation infrastructure value capture (House, No. 4094), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4723). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Transportation
infrastructure.

Mr. Nangle of Lowell, for said committee, then reported recommending that the matter be scheduled for consideration of the House.

Under suspension of Rule 7A, on motion of Mr. McGonagle of Everett, 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 Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on House, No. 4696, a Bill authorizing the city of Salem to grant one additional license for the sale of alcoholic beverages to be drunk on the premises (House, No. 4718) [Local Approval Received]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Salem,—
liquor
license.

Emergency Measures.

The engrossed Bill establishing a sick leave bank for Karen Tavernier, an employee of the Massachusetts Department of Transportation (see Senate, No. 2498), 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.

Karen
Tavernier,—
sick leave.

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.

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.

The engrossed Bill authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land in the town of Foxborough to the Foxborough housing authority (see House, No. 3938, 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.

Foxborough,—
land.

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.

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

Engrossed Bill.

Bill
enacted.

The engrossed Bill establishing a sick leave bank for Aaron Paul, an employee of the Department of Correction (see Senate, No. 2494, amended) (which originated in the Senate), in respect to which the Senate had concurred in adoption of the emergency preamble, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Orders of the Day.

Third
reading
bill.

The House Bill authorizing the town of Reading to establish a means-tested senior citizen property tax exemption (House, No. 4703) (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; and it was passed to be engrossed. Sent to the Senate for concurrence.

Third reading
bill amended.

The House Bill relative to the annual observance of Massachusetts Women's Defense Corps Remembrance Day (House, No. 4074), was read a third time.

The committee on Bills in the Third Reading reported recommending that the bill be amended by substitution of a bill with the same title (House, No. 4726), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

Boston,—
snow
removal
fines.

The House Bill relative to snow removal penalties in the city of Boston (House, No. 3326) (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.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by striking out section 5.

The amendment was adopted; and the bill (House, No. 3326, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Thursday next at eleven o'clock A.M.

At half past eleven o'clock A.M., on motion of Mr. D'Emilia of Bridgewater (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.

JOURNAL OF THE HOUSE.

Thursday, November 10, 2016.

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. Calter of Kingston) congratulating Paul Joseph Cook on receiving the Eagle Award of the Boy Scouts of America; Paul Cook.

Resolutions (filed by Mr. Calter of Kingston) congratulating Joseph M. Parziale on receiving the Eagle Award of the Boy Scouts of America; Joseph Parziale.

Resolutions (filed by Mr. Calter of Kingston) congratulating Andrew Thomas Patrick on receiving the Eagle Award of the Boy Scouts of America; Andrew Patrick.

Resolutions (filed by Mr. McKenna of Webster and other members of the House) recognizing November 17 as "World Pancreatic Cancer Day" in the Commonwealth; Pancreatic Cancer Day.

Resolutions (filed by Mr. Roy of Franklin) congratulating Karlan King Dewitt on receiving the Eagle Award of the Boy Scouts of America; Karlan Dewitt.

Resolutions (filed by Mr. Roy of Franklin) congratulating Liam Christopher McGuire on receiving the Eagle Award of the Boy Scouts of America; Liam McGuire.

Resolutions (filed by Mr. Roy of Franklin) congratulating David Charles Roche on receiving the Eagle Award of the Boy Scouts of America; David Roche.

Resolutions (filed by Mr. Roy of Franklin) congratulating Brendan Timothy Ryan on receiving the Eagle Award of the Boy Scouts of America; and Brendan Ryan.

Resolutions (filed by Representatives Whelan of Brewster, Hunt of Sandwich, Vieira of Falmouth, Peake of Provincetown, Mannal of Barnstable and Madden of Nantucket) honoring Edward Merigan on his retirement as Director of the Veterans' Services District Office in the town of Barnstable; Edward Merigan.

Mr. Galvin of Canton, 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. Walsh of Peabody, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communications.

Department of
Elementary and
Secondary
Education,—
regulations.

A communication from the Massachusetts Department of Elementary and Secondary Education (under the provisions of sections 1B, 1J and 1K of Chapter 69 of the General Laws) submitting amendments to 603 CMR 2.00, regulations on accountability and assistance for school districts and schools (House, No. 4727), was referred to the committee on Education. Sent to the Senate for concurrence.

Communications

Montachusett
Regional
Transportation.

From the Montachusett Regional Transportation Authority (see Section 8g of Chapter 161B of the General Laws) submitting financial statements and report of federal assistance programs for fiscal year 2016; and

Nantucket
Regional
Transit.

From the Nantucket Regional Transit Authority (see Section 8g of Chapter 161B of the General Laws) submitting financial statements and supplementary data for fiscal year 2016;

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

Halloween.

By Mr. Cutler of Duxbury, a petition (subject to Joint Rule 12) of Josh S. Cutler and others relative to designating the last Saturday in October as Halloween.

Dek Lee,—
sick leave.

By Mr. Michlewitz of Boston, a petition (subject to Joint Rule 12) of Aaron Michlewitz for legislation to establish a sick leave bank for Dek Lee, an employee of the Executive Office of Health and Human Services.

Three Rivers
Fire
District.

By Mr. Smola of Warren, a petition (subject to Joint Rule 12) of Todd M. Smola and Anne M. Gobi for legislation to authorize the Three Rivers Fire District to continue the employment of Michael Matthieu.

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

Papers from the Senate.

Spencer,—
terms of
bonds.

A Bill authorizing the town of Spencer to issue certain bonds for terms of 30 years (Senate, No. 2300, amended in section 1, in line 1, by striking out the following: “(1A), (4), (5), (6), (7), and (34)” and inserting in place thereof the following: “and (11)”, in line 3, by striking out the following: “(1A), (4), (5), (6), (7), and (34)” and inserting in place thereof the following: “or (11)”; and by striking out section 2 and inserting in place thereof the following section:

“SECTION 2. This act shall take effect on November 8, 2016.”) (on a petition) [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.

The following notice was received from the Clerk of the Senate, to wit:—

November 8, 2016.

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 Stanley C. Rosenberg, President of the Senate, has announced the following appointments:

Senator Thomas M. McGee (pursuant to Executive Order number 572) to the AV Working Group; AV Working Group.

Ms. Lauren Liss (pursuant to Section 29A (I) of Chapter 23G of the General Laws) to the Brownfields Advisory Group; Brownfields Advisors.

Senator Eileen M. Donoghue (pursuant to Chapter 219 of the Acts of 2016) to the commission relative to the regulation of online gaming, fantasy sports gaming and daily sports; Fantasy sports, etc.

Michele Paul, Heriberto Flores of Springfield and City Councilor Penny Ricketts of Greenfield (pursuant to Section 29A(1) of Chapter 23G of the General Laws) of to the Brownfields Advisory Group; and Brownfields advisors.

That the Honorable Bruce E. Tarr, Senate Minority Leader, has announced the appointments:

Mr. Joseph Sabella (pursuant to Executive Order No. 572) to the special working group on autonomous vehicles; Autonomous vehicles.

Mr. Kyle Martin (pursuant to Section 136 of Chapter 219 of the Acts of 2016) to the special commission to make an investigation and study relative to the practical, economic, fiscal and health related impacts of the Commonwealth remaining on eastern daylight time; Eastern daylight time.

Senator Ryan C. Fattman (pursuant to Section 20 of Chapter 121 of the Acts of 2016) to the commission to examine the accessibility of information concerning the legislative process and the definition of public records; Legislative records,— access.

Senator Richard J. Ross (pursuant to Section 19 of Chapter 121 of the Acts of 2016) of Senator Richard J. Ross to the working group relative to law enforcement; Law enforcement.

Hirak Shah (pursuant to section 137 of Chapter 219 of the Acts of 2016) of to the special commission relative to the regulation of online gaming, fantasy sports gaming and daily sports; Fantasy sports, etc.

Senator Donald F. Humason, Jr. (pursuant to Section 7 of Chapter 187 of the Acts of 2016) of to the task force relative to the ride for hire industry; Uber, etc.

Mr. Lou Cimaglia IV (pursuant to Section 26 of Chapter 141 of the Acts of 2016) of to the Massachusetts Post-Deployment Commission; and Post-deployment.

Senator Richard J. Ross, his constituent services director, Jessica Katon, representing him when necessary (pursuant to Section 1 of Chapter 226 of the Acts of 2014) of to the Commission on Autism. Autism commission.

Respectfully submitted,

WILLIAM F. WELCH,
Clerk of the Senate.

Reports of Committees.

Alicia Harmon,—
sick leave.

By Mr. Galvin of Canton, 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 Dennis A. Rosa for legislation to establish a sick leave bank for Alicia Harmon, an employee of the Massachusetts Rehabilitation Commission. Under suspension of the rules, on motion of Mr. Walsh of Peabody, 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.

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

Senate bills

Thomas J. Barnaby.

Authorizing the town of Windsor to reinstate Police Chief Thomas J. Barnaby (Senate, No. 2281, amended) [Local Approval Received]; and

Hawley,—
recalls.

Providing for recall elections in the town of Hawley (Senate, No. 2322, amended) [Local Approval Received]; and

House bills

Norwell,—
recalls.

Relative to the recall of elected officials in the town of Norwell (House, No. 4646) [Local Approval Received]; and

Real property tax exemptions.

Relative to the residential exemption (House, No. 4717);

Under suspension of Rule 7A, in each instance, on the motion of Mr. Walsh of Peabody, the bills were read a second time forthwith; and they were ordered to a third reading.

Southern Middlesex County,—
court facility.

By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, that the Resolve establishing a special commission to identify a suitable location for a justice complex in Southern Middlesex County (Senate, No. 1626, amended), ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

Older adults,—
malnutrition.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the Bill establishing a commission on malnutrition prevention among older adults (Senate, No. 2499, amended), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Bonds,—
terms.

By Mr. Cabral of New Bedford, for the committee on Bonding, Capital Expenditures and State Assets, on a message from His Excellency the Governor, a Bill recommending terms for certain bonds (printed in House, No. 4715). Read; and referred, under Rule 33, to the committee on Ways and Means.

Engrossed Bills.

Bill enacted.

The engrossed Bill validating the results of a certain election in the town of East Longmeadow (see House bill printed in House, No. 4382) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for 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.

The engrossed Bill further regulating the lease of a certain parcel of land in the town of Plymouth (see House, No. 3966) (which originated in the House), 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.

The House Bill relative to the Deerfield Economic Development Industrial Corporation (House, No. 4596), 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. Third reading bill.

The Senate Bill eliminating sub-precinct 9A in the town of Andover (Senate, No. 2368) (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. Andover,—sub-precinct nine.

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

“SECTION 2. Section 2 of chapter 177 of the acts of 2011 is hereby amended by striking out the second paragraph and inserting in place thereof the following paragraph:—

Notwithstanding any general or special law to the contrary, census block 250092543011034, referred to and known as town of Andover sub-precinct 9A, shall merge with and be incorporated into town of Andover precinct 1.”

The amendment was adopted; and the bill (Senate, No. 2368, amended) was passed to be engrossed. Sent to the Senate for concurrence in the amendment.

The Senate Bill requiring automated external defibrillators in schools (Senate, No. 2449, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time. Schools,—external defibrillators.

Pending the question on passing the bill to be engrossed, in concurrence, Mr. Speliotis of Danvers moved to amend it by striking out section 3 (as previously amended by the House) and inserting in place thereof the following section:

“SECTION 3. Section 1 shall take effect July 1, 2018.”; and by inserting before the enacting clause the following emergency preamble:

“*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to require forthwith automated external defibrillator’s in schools, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The amendments were adopted; and the bill (Senate, No. 2449, amended) was passed to be engrossed. Sent to the Senate for concurrence in the amendments.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Monday next at eleven o'clock A.M.

At twenty-one minutes after eleven o'clock A.M., on motion of Mr. D'Emilia of Bridgewater (Mr. Kafka of Stoughton being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.