

# JOURNAL OF THE HOUSE.

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Monday, February 3, 2014.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

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 Report.*

Registers of Deeds,— technology fund.

A special 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.

### *Papers from the Senate.*

Debra Saverse,— sick leave.

The Senate Bill establishing a sick leave bank for Debra Saverse, an employee of the Department of Revenue (Senate, No. 1984) (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. Kafka of Stoughton, for said committee, reported that the matter be scheduled for consideration by the House.

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

### Bills

Falmouth,— eco-toilets.

Authorizing the board of selectmen to exempt certain eco-toilet installations from sewer connections and associated betterments in the town of Falmouth (Senate, No. 1938) (on a petition) [Local Approval Received];

Falmouth,— sewer betterments.

Regulating sewer betterment assessments in the town of Falmouth (Senate, No. 1939, amended in section 2, in line 5, by striking out the word "of", the first time it appears, and inserting in place thereof the word "above") (on a petition) [Local Approval Received];

Falmouth Historical District Commission.

Further amending Chapter 654 of the Acts of 1975 (Senate, No. 1941, changed by adding the following section (as changed by the Senate committee on Bills in the Third Reading):

“SECTION 2. Section 8 of said chapter 654 is hereby amended by adding the following paragraph:—

No application, which has been denied by the commission in the past 12 months, shall be approved unless the commission finds, by a 4/5 vote, specific and material changes in the conditions, which was the basis for the previous denial. Public notice shall be given of the

time and place of the meeting when the matter will be considered and the vote will be taken.”) (on Senate, Nos. 1940 and 1941) [Local Approval Received]; and

Further limiting the liability of persons rendering certain emergency medical care (Senate, No. 1993) (on a part of House bill No. 1577);

Emergency care,— liability.

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 report of the committee on Municipalities and Regional Government, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 960) of Richard T. Moore for legislation to empower zoning boards of appeals,— and recommending the same be referred to the committee on the Housing,— accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence.

Zoning boards of appeals.

The petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 1991) of Cynthia S. Creem and Ruth B. Balsler (with the approval of the mayor and city council) for legislation to authorize the temporary use of certain park lands in the city of Newton; and

Newton,— temporary fire station.

Petition (accompanied by bill, Senate, No. 1994) of Stanley C. Rosenberg and Paul W. Mark (with the approval of the mayor and city council) for legislation to amend the charter of the town of Greenfield;

Greenfield,— charter.

Severally to the committee on Municipalities and Regional Government.

*Reports of Committees.*

By Mr. Sánchez of Boston, for the committee on Public Health, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 1967) of Sean Garballey and others that the Department of Public Health establish a formal public hearing process prior to certain licensing and ownership of nursing home facilities decisions,— and recommending that the same be referred to the committee on Elder Affairs. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Department of Public Health,— hearings.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill to eliminate racial and ethnic health disparities in the Commonwealth (House, No. 2071), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 3888).

Health,— racial and ethnic disparities.

Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment previously recommended by the committee on Health Care Financing,— to amend the bill by substitution a bill with the same title (House, No. 3702),— and the amendment recommended by the committee on Ways and Means pending.

Mr. Kafka of Stoughton, 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 the same member, the bill was read a second time forthwith.

Health,—  
racial and  
ethnic  
disparities.

The amendment previously recommended by the committee on Health Care Financing was rejected.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill (House, No. 3888) was ordered to a third reading.

Workers  
compensation  
audits.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill to provide incentives for productive workers compensation audits (House, No. 1771), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kafka of Stoughton, for said committee, then reported that the matter be scheduled for consideration by the House; and, under said rule, it was placed in the Orders of the Day for the next sitting for a second reading.

Housing  
production.

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 providing the terms of certain bonds financing the production and preservation of housing for low and moderate income residents (printed in House, No. 3880) [Bond Issue: General Obligation Bonds: \$1,400,000,000.00]. Read; and referred, under Rule 33, to the committee on Ways and Means.

#### *Engrossed Bill.*

Bill  
enacted.

The engrossed Bill establishing the childhood vaccine program (see Senate, No. 1971) (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.*

##### House bills

Third  
reading  
bills.

Authorizing the town of Stoneham to create a special fund for railroad right of way proceeds (House, No. 3743);

Authorizing the city of Salem to convert 1 seasonal license to an annual license for the sale of wines and malt beverages to be drunk on the premises (House, No. 3831, changed); and

Eliminating the board of public works of the town of Acushnet (House, No. 3834) (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.

#### *Recess.*

Recess.

At fourteen 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 Mr. Donato in the Chair.

The House thereupon took a further recess, on motion of Mr. Wong, subject to the call of the Chair; and at one minute before five o'clock the House was called to order with Mr. Donato in the Chair.

*Report of a Committee.*

Mr. Binienda of Worcester, for the committee on Rules, reported (under the provisions of House Rules 7B and 7C) an Order relative to the rules of procedure that shall be followed by the House concerning a report of the House Standing Committee on Ethics (House, No. 3893). The order was considered forthwith; and it was adopted.

Ethics  
committee,—  
rules of  
procedure.

*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.

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At five 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.