

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.

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

Parkinson's disease.

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); Relative to unsolicited credit cards, checks, and vouchers by mail (House, No. 208);

Telemarketing. 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).

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).

By the same member, for the same committee, on a petition, a Bill relative to health disparities council (House, No. 81).

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).

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.

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).

By the same member, for the same committee, on a petition, a Bill to prevent homelessness among recipients of transitional assistance (House, No. 118).

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).

By the same member, for the same committee, on a petition, a Bill regarding group care facility (House, No. 3945).

By the same member, for the same committee, on House, No. 79, a Bill providing immediate childcare assistance to homeless families (House, No. 4117).

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.