

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:—

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 Mattapoissett, 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.