

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 Mattapoissett, 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,—

Next
sitting.

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

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.