

JOURNAL OF THE HOUSE.

Monday, June 22, 2015.

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 the Brownfields Redevelopment Fund Advisory Group.

The Speaker announced that (under the provisions of Paragraph (l) of Section 29A of Chapter 23G of the General Laws) he had appointed Tom Daniel of Manchester-by-the Sea, Economic Development Director of the city of Gloucester (municipal representative); Jessica Anders of Lawrence, Executive Director, Lawrence Community Works (CDC representative); Joseph Kriesberg of Boston, Executive Director, Mass. Association of CDCs (CDC representative); David E. Leone, LSP, of Millis of GZA GeoEnvironmental, Inc. (Hazardous Waste Clean-Up Professional); and that he had reappointed Michael Crawford of Needham, Executive Vice-President and COO, Commercial Bank & Trust, Worcester (lending community representative) to the Brownfields Redevelopment Fund Advisory group established by said law.

Brownfields
Redevelopment
Fund Advisory
Group.

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 Doreen Nizzari on the occasion of her one hundredth birthday;

Doreen
Nizzari.

Resolutions (filed by Mr. Dooley of Norfolk) congratulating Joseph J. LoRusso on the occasion of his ninetieth birthday;

Joseph J.
LoRusso.

Resolutions (filed by Mr. McMurtry of Dedham and other members of the House) congratulating Daniel Matthews on his retirement from Norfolk County;

Daniel
Matthews.

Resolutions (filed by Mr. Miceli of Wilmington) congratulating Geraldine Pondelli on the occasion of her retirement from the Office of the State Comptroller; and

Geraldine
Pondelli.

Resolutions (filed by Representatives Peisch of Wellesley, Rushing of Boston and Fox of Boston) honoring Dr. Roger Harris for his forty years of dedicated service to the Boston Public Schools;

Roger
Harris.

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.

Annual Report.

State Ethics Commission.

The annual report of the State Ethics Commission (under Section 2(l) of Chapter 268B of the General Laws) concerning 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 2014, was placed on file.

Petitions.

Petitions severally were presented and referred as follows:

North Andover,— alcoholic beverages.

By Ms. DiZoglio of Methuen, a petition (accompanied by bill, House, No. 3597) of Diana DiZoglio (by vote of the town) that the town of North Andover be authorized to issue an additional license for the sale all alcoholic beverages not to be drunk on the premise. To the committee on Consumer Protection and Professional Licensure.

Lawrence,— elections.

By Mr. Moran of Lawrence, a petition (accompanied by bill, House, No. 3598) of Frank A. Moran (with the approval of the mayor and city council) relative to the number of signatures of voters required to place the name of a candidate on the official ballot to be used at a preliminary election in the city of Lawrence. To the committee on Election Laws.

Scituate,— land.

By Mr. Cantwell of Marshfield, a petition (accompanied by bill, House, No. 3599) of James M. Cantwell (by vote of the town) that the town of Scituate be authorized to convey a certain parcel of conservation and recreation land to the Bartlett Fields, LLC;

Lawrence,— clerk and attorney.

By Mr. Moran of Lawrence, a petition (accompanied by bill, House, No. 3600) of Frank A. Moran (with the approval of the mayor and city council) relative to the election of the city clerk and city attorney in said city;

Lawrence,— city council.

By the same member, a petition (accompanied by bill, House, No. 3601) of Frank A. Moran (with the approval of the mayor and city council) relative to the compensation of city council members in the city of Lawrence;

Lawrence,— housing.

By the same member, a petition (accompanied by bill, House, No. 3602) of Frank A. Moran (with the approval of the mayor and city council) relative to the standing committee on housing for the city of Lawrence;

Lawrence,— public hearings.

By the same member, a petition (accompanied by bill, House, No. 3603) of Frank A. Moran (with the approval of the mayor and city council) relative to publication and public hearing notice requirements for proposed ordinances in the city of Lawrence; and

Lawrence,— school committee.

By the same member, a petition (accompanied by bill, House, No. 3604) of Frank A. Moran (with the approval of the mayor and city council) relative to the compensation of school committee members in the city of Lawrence.

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

Papers from the Senate.

Defendants,— second attachments.

A report of the committee on the Judiciary, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 752) of Cynthia S. Creem for legislation relative to attachments upon trustees,— and recommending the same be referred to the committee on Public Health,— accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence.

Reports

Of the committee on Public Health, asking to be discharged from further consideration

Of the petition (accompanied by bill, Senate, No. 1120) of Harriette L. Chandler for legislation relative to requiring the licensure of persons engaged in the removal of body art; Body art,—
removal.

Of the petition (accompanied by bill, Senate, No. 1126) of Harriette L. Chandler for legislation relative to body art and body piercing regulation; Body art,—
regulation.
and

Of the petition (accompanied by bill, Senate, No. 1168) of Thomas P. Kennedy for legislation to modernize firm leadership structures; Leadership
structures.

And recommending the same severally be referred to the committee on Consumer Protection and Professional Licensure.

Of the petition (accompanied by bill, Senate, No. 1166) of John F. Keenan, Brian M. Ashe and Mark J. Cusack for legislation relative to bed bugs,— and recommending that the same be referred to the committee on Housing. Bed bugs.

Of the petition (accompanied by bill, Senate, No. 1116) of William N. Brownsberger, Sarah K. Peake, Chris Walsh, Harriette L. Chandler and other members of the General Court for legislation to establish civil and criminal penalties for the female genital mutilation of minors,— and recommending that the same be referred to the committee on the Judiciary. Genital
mutilation,—
minors.

Of the petition (accompanied by bill, Senate, No. 1211) of Michael J. Rodrigues for legislation to provide training for certain local boards and commissions,— and recommending that the same be referred to the committee on Municipalities and Regional Government. Local
boards, etc.,—
training.

Of the petition (accompanied by bill, Senate, No. 1198) of Michael O. Moore, Leonard Mirra, Timothy R. Whelan, Leah Cole and other members of the General Court relative to firearm license fees,— and recommending that the same be referred to the committee on Public Safety and Homeland Security. Firearm
license
fees.

Severally accepted by the Senate, were considered forthwith, under Rule 42; and they were accepted, in concurrence.

Petitions were referred, in concurrence, as follows:

A petition (accompanied by bill, Senate, No. 1947) of Joan B. Lovely and Bradford R. Hill (by vote of the town) for legislation to authorize the issuance of two additional licenses for the sale of wines and malt beverages not to be drunk on the premises; and Topsfield,—
alcoholic
beverages.

A petition (accompanied by bill, Senate, No. 1948) of Bruce E. Tarr and Bradford R. Hill (by vote of the town) for legislation to authorize the town of Ipswich to issue an additional license for the sale of alcoholic beverages to be drunk on the premises and an additional license for the sale of wines and malt beverages not to be [sic]; Ipswich,—
alcoholic
beverages.

Severally to the committee on Consumer Protection and Professional Licensure.

A petition (accompanied by bill, Senate, No. 1949) of Joan B. Lovely and Bradford R. Hill (by vote of the town) for legislation to authorize the board of selectmen of the town of Topsfield to appoint the town clerk. To the committee on Municipalities and Regional Government. Topsfield,—
town clerk.

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
teachers.

Petition (accompanied by bill) of Robert M. Koczera and others relative to the compensation received by teachers employed by vocational-technical schools. To the committee on Education.

Raoul
Santos,—
sick leave.

Petition (accompanied by bill) of David T. Vieira for legislation to establish a sick leave bank for Raoul Santos, an employee of the Military Division. To the committee on Public Service.

School
crossing
guard
day.

Petition (accompanied by bill) of Alice Hanlon Peisch that the first Monday of May be known as school crossing guard day. To the committee on State Administration and Regulatory Oversight.

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.

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

Barre.

The Senate Bill relative to the town of Barre (Senate, No. 38) [Local Approval Received]; and

Workers'
compensation.

The House Bill relative to the workers' compensation exclusion for business owners (House, No. 1691);

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, asking to be discharged from further consideration:

Renewable
energy.

Of the petition (accompanied by bill, House, No. 644) of Brendan P. Crighton relative to certain federally regulated renewable energy facilities; and

Recycling.

Of the joint petition (accompanied by bill, House, No. 646) of Mark J. Cusack, Michael O. Moore and others relative to the development of economically sound and environmentally progressive solid waste management strategies to improve recycling;

And recommending that the same severally be referred to the committee on Telecommunications, Utilities and Energy.

Under Rule 42, the reports severally were considered forthwith; and they were accepted. Severally sent to the Senate for concurrence.

Fossil
resources,—
study.

By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, on a petition, a Resolve relative to protecting the archaeological, geological and fossil resources of western Massachusetts (House, No. 698). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Salem,—
Board of
Health.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a joint petition, a Bill relative to the composition of the Salem Board of Health (House, No. 3344) [Local Approval Received]. Referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Mr. Schmid of Westport, for the committee on Environment, Natural Resources and Agriculture, on a petition, a Bill relative to abandoned vessels on DCR property (House, No. 641).

Abandoned vessels.

By the same member, for the same committee, on a petition, a Bill authorizing the establishment of old growth forest reserves (House, No. 707).

Forest reserves.

By Mr. Fernandes of Milford, for the committee on the Judiciary, on House No. 43 and on a part of House, No. 31, a Bill relative to the Uniform Electronic Legal Material Act (House, No. 43).

Electronic legal material.

By the same member, for the same committee, on House, No. 1284, a Bill to legitimize structures after six or ten years of continuous use (House, No. 3611).

Registered land.

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 Senate, No. 724 and House, No. 1354, a Bill to repeal Chapter 234 (House, No. 1354).

Jurors,— selection.

By the same member, for the same committee, on a petition, a Bill concerning electronic publication of certain legal notices (House, No. 1566).

Legal notices,— publications.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill authorizing the Turners Falls Fire District to establish certain funds (House, No. 1853).

Turners Falls Fire District.

By the same member, for the same committee, on a petition, a Bill relative to the South Essex Sewerage District in the city of Salem (House, No. 1871).

South Essex Sewer District.

By the same member, for the same committee, on a petition, a Bill to amend Section 7, Chapter 143 of the Acts of 1949, An Act establishing in the town of Framingham representative town government by limited town meeting (House, No. 3195) [Local Approval Received].

Framingham,— town meeting.

By the same member, for the same committee, on a petition, a Bill establishing an appointed treasurer for the city of Holyoke (House, No. 3328) [Local Approval Received].

Holyoke,— treasurer.

By the same member, for the same committee, on a petition, a Bill reducing the size of the city council of the city of Holyoke (House, No. 3329) [Local Approval Received].

Holyoke,— city council.

By the same member, for the same committee, on a petition, a Bill establishing a four year term for the office of city councilor of the city of Holyoke (House, No. 3557) [Local Approval Received].

Id.

By the same member, for the same committee, on a petition, a Bill establishing a four year term for the office of mayor of the city of Holyoke (House, No. 3558) [Local Approval Received].

Holyoke,— Mayor.

By the same member, for the same committee, on a petition, a 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) [Local Approval Received].

Springfield,— land.

By the same member, for the same committee, on a petition, a Bill relative to the charter of the city of Newton (House, No. 3563) [Local Approval Received].

Newton,— charter.

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

Emergency Measure.

Essex
Aggie School
District.

The engrossed Bill relative to the Essex North Shore Agricultural and Technical School District (see Senate, No. 1919, 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 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 Senate) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Engrossed Bills.

Engrossed bills

Bills
enacted.

Exempting certain positions in the police department of the town of Acton from the civil service law (see House, No. 2202);

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. 3370); and

Authorizing the town of Montague to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (see House, No. 3374);

(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 amended.

The House Bill relative to changing the name of the State-Boston Retirement System to the Boston Retirement System (House, No. 3363), 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. 3612), which was read.

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

Recess.

Recess.

At twenty-three minutes before twelve o'clock noon, on motion of Mr. Vieira of Falmouth (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at ten minutes before three o'clock P.M., the House was called to order with Mr. Donato in the Chair.

Message from the Governor.

State funds,—
emergency
expenditure.

A message from His Excellency the Governor, submitting recommendations for making certain appropriations for the fiscal year 2016 before final action on the General Appropriation Bill (House, No. 3610), was filed in the office of the Clerk during today's sitting.

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 2016 before final action on the General Appropriation Bill (printed in House, No. 3610, changed in section 1, in line 2, by striking out the figures “2,700,000,000” and inserting in place thereof the figures “5,525,000,000”) [Total Appropriations: \$5,525,000,000.00]. 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 Mr. McMurtry of Dedham, 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; and it was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

At four minutes before five o'clock P.M., on motion of Mr. Vieira of Falmouth (Mr. Donato of Medford being in the Chair), the House recessed until a quarter after five o'clock; and at seventeen minutes after five o'clock the House was called to order with Mr. Donato in the Chair.

Recess.

Engrossed Bill.

The engrossed Bill making certain appropriations for the fiscal year 2016 before final action on the General Appropriations Bill (see House bill printed in House, No. 3610, 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; 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 eighteen minutes after five 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 Wednesday at eleven o'clock A.M.