

JOURNAL OF THE HOUSE.

Tuesday, October 11, 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).

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. Pledge of
allegiance.

*Message from the Governor — Disapprovals in
Supplemental Appropriation Bill.*

A message from His Excellency the Governor returning with his disapproval of item 7035-0002 contained in section 2C.I, section 20 and section 21A contained in the engrossed Bill making appropriations for the fiscal year 2016 to provide for supplementing certain existing appropriations and for certain other activities and projects [see House, No. 4664] (for message, see House, No. 4695), was filed in the office of the Clerk on Thursday, October 6. Supplemental
Appropriation
Bill,—
vetoes.

The message was read; and it was referred, under Rule 30, to the committee on Ways and Means.

Guests of the House.

During the session, the Chair (Mr. Kafka of Stoughton), declared a brief recess and introduced, seated in the Chamber, a group of students and teachers from Antony, France who were visiting as part of a Lexington and Antony student exchange program. They were the guests of Representative Kaufman of Lexington. Lexington and
Antony,
France,—
students.

*Appointments to Special Commissions
by the Minority Leader.*

The Minority Leader announced that he had made the following appointments to special commissions:

That Representative Smola of Warren had been appointed to serve as his designee on the special commission on pension forfeiture established (under Section 151 of Chapter 133 of the Acts of 2016) to review the decision of the Supreme Judicial Court in Public Employee Retirement Administration Commission v. Edward A. Bettencourt, 474 Mass. 60 (2016); Pension
forfeiture
commission.

That Representative Frost of Auburn had been appointed to serve as his designee on the special commission established (under Section 136 of Chapter 219 of the Acts of 2016) to conduct a comprehensive study relative to the practical, economic, fiscal and health related impacts of the Commonwealth remaining on eastern daylight time, 4 hours behind coordinated universal time, also known as Atlantic standard time, throughout the calendar year; and Eastern
daylight time
commission.

Fantasy sports, etc. commission.

That Representative Kelcourse of Amesbury has been appointed to serve as his designee of the special commission established (under Section 137 of Chapter 219 of the Acts of 2016) to conduct a comprehensive study relative to the regulation of online gaming, fantasy sports gaming and daily fantasy sports.

Resolutions.

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

Michael Clasby.

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Michael J. Clasby on receiving the Eagle Award of the Boy Scouts of America;

Ian Moscaritolo.

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Ian Moscaritolo on receiving the Eagle Award of the Boy Scouts of America;

Cameron Valentine.

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Cameron Richard Valentine on receiving the Eagle Award of the Boy Scouts of America; and

Palmer,— anniversary.

Resolutions (filed by Mr. Smola of Warren) commemorating the three hundredth anniversary of the town of Palmer;

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. Kaufman of Lexington, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Annual Reports.

Annual reports

Mass DOT,— assets, etc.

Of the Massachusetts Department of Transportation (under Section 12A of Chapter 6C of the General Laws) on the progress of the Performance and Asset Management Advisory Council;

Legal assistance.

Of the Massachusetts Legal Assistance Corporation (under Section 10 of Chapter 221A of the General Laws) for fiscal year 2016; and

Pioneer Valley Transit Authority.

Of the Pioneer Valley Transit Authority (under Section 8(g) of Chapter 161B of the General Laws) submitting a management letter and its audited financial statements for the fiscal year 2016;

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

Salem,— liquor licenses.

By Representative Tucker of Salem and Senator Lovely, a joint petition (accompanied by bill, House, No. 4696) of Paul Tucker and Joan B. Lovely (with the approval of the mayor and city council) that the city of Salem be authorized to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises. To the committee on Consumer Protection and Professional Licensure.

Greenfield,— registrars of voters.

By Mr. Mark of Peru, a petition (accompanied by bill, House, No. 4697) of Paul W. Mark (with the approval of the mayor and town council) relative to the board of registrars of voters in the city known as the town of Greenfield;

By the same member, a petition (accompanied by bill, House, No. 4698) of Paul W. Mark (with the approval of the mayor and town council) relative to referendum procedures in the city known as the town of Greenfield; and

Greenfield,— referendum procedures.

By the same member, a petition (accompanied by bill, House, No. 4699) of Paul W. Mark (with the approval of the mayor and town council) relative to initiative petitions in the city known as the town of Greenfield;

Greenfield,— initiative petitions.

Severally to the committee on Election Laws.

By Mr. Mark of Peru, a petition (accompanied by bill, House, No. 4700) of Paul W. Mark (by vote of the town) that the town of Charlemont be authorized to establish a tax on commercial recreational activities. To the committee on Revenue.

Charlemont,— recreation tax.

Severally sent to the Senate for concurrence.

Papers from the Senate.

A Bill relative to application deadlines for agricultural, horticultural, or recreational land (Senate, No. 2497) (on Senate bill No. 2151), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Land,— valuation.

Bills

Authorizing the town of Windsor to reinstate Police Chief Thomas J. Barnaby (Senate, No. 2281, amended in section 1, in line 2, by inserting after the word "Barnaby," the words "a retire", also in line 2 by striking out the words "continue to serve in this" (as changed by the Senate committee on Bills in the Third Reading) and inserting in place thereof the words "to be reinstated to that"; and in line 3 by striking out the word "retirement" and inserting in place thereof the "resignation") (on a petition) [Local Approval Received]; and

Windsor,— Thomas J. Barnaby.

Providing for recall elections in the town of Hawley (Senate, No. 2322, amended in section 6, in lines 52 and 53, by striking out the words "a square in which the voter, by making an 'x', may" and inserting in place thereof the words "a designated place for voter to")

Hawley,— recall elections.

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.

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 petition of James M. Cantwell and Patrick O'Connor for legislation to establish a sick leave bank for Mary Katherine Sheehan, an employee of the Trial Court. Under suspension of the rules, on motion of Mr. Kaufman of Lexington, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on the Judiciary. Sent to the Senate for concurrence.

Mary Katherine Sheehan,— sick leave.

By Mr. Mahoney of Worcester, for the committee on Election Laws, on a petition, a Bill relative to the recall of elected officials in the town of Norwell (House, No. 4646) [Local Approval Received]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Norwell,— recall elections.

Engrossed Bills.

Ms. Farley-Bouvier of Pittsfield being in the Chair,—
 Bill enacted. The engrossed Bill relative to preservation of evidence for victims of rape and sexual assault (see House, No. 4364, amended) (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.

Mr. Kafka of Stoughton being in the Chair,—
 Id. The engrossed Bill creating a special commission studying cutting, welding and hot work processes regulated by the State Fire Code (see House, No. 4455) (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.

Orders of the Day.

Third reading bill. The Senate Bill authorizing the town of Middleborough to grant an additional license for the sale of wines and malt beverages not to be drunk on the premises (Senate, No. 2091), 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.

Order.

Next sitting. On motion of Mr. DeLeo of Winthrop,—
Ordered, That when the House adjourns today, it adjourn to meet on Thursday next at eleven o'clock A.M.

At eight minutes after eleven o'clock A.M., on motion of Mrs. Orrall of Lakeville (Mr. Kafka of Stoughton being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.