

JOURNAL OF THE HOUSE.

Thursday, December 11, 2014.

Met according 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.

Resolutions.

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

Chabad of
Nashoba Valley.

Resolutions (filed by Mr. Arciero of Westford) commemorating the 2014 celebration of Chanukah by Chabad of Nashoba Valley;

Cabo
Verde.

Resolutions (filed by Mr. Carvalho of Boston and other members of the House) in support of the people displaced by a recent volcanic eruption in the Republic of Cabo Verde;

Plymouth,—
Christ
Church.

Resolutions (filed by Messrs. deMacedo of Plymouth, Hunt of Sandwich and Calter of Kingston) congratulating Christ Church of Plymouth on the occasion of its centennial celebration;

Shawn
Clifton.

Resolutions (filed by Mr. Fernandes of Milford) congratulating Shawn Clifton on receiving the Eagle Award of the Boy Scouts of America;

Michael
Godowski.

Resolutions (filed by Mr. Fernandes of Milford) congratulating Michael Godowski on receiving the Eagle Award of the Boy Scouts of America;

Alexander
Kennedy.

Resolutions (filed by Mr. Fernandes of Milford) congratulating Alexander James Kennedy on receiving the Eagle Award of the Boy Scouts of America;

Austin
Labastie.

Resolutions (filed by Mr. Fernandes of Milford) congratulating Austin Bernard Labastie on receiving the Eagle Award of the Boy Scouts of America;

William J.
Foss.

Resolutions (filed by Ms. Hogan of Stow) congratulating William J. Foss on receiving the Eagle Award of the Boy Scouts of America;

Matthew T.
Schomacker.

Resolutions (filed by Ms. Hogan of Stow) congratulating Matthew T. Schomacker on receiving the Eagle Award of the Boy Scouts of America;

Dustin
Connors.

Resolutions (filed by Mr. Linsky of Natick) congratulating Dustin Connors on receiving the Eagle Award of the Boy Scouts of America;

Harold
Weinman.

Resolutions (filed by Mr. Linsky of Natick) congratulating Harold Weinman on receiving the Eagle Award of the Boy Scouts of America;

Daniel
Devoy.

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

Andrew
Feeny.

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

Max
Montalto.

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

Resolutions (filed by Mr. Rogers of Norwood) congratulating Thomas George Driscoll on receiving the Eagle Award of the Boy Scouts of America; and

Thomas Driscoll.

Resolutions (filed by Mr. Rogers of Norwood) congratulating John Joseph Thomas on receiving the Eagle Award of the Boy Scouts of America;

John Thomas.

Ms. Hogan, 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. O'Day of West Boylston, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petitions.

Representative Golden of Lowell and Senator Donoghue presented a joint petition (accompanied by bill, House, No. 4550) of Thomas A. Golden, Jr., Eileen M. Donoghue and David M. Nangle (with the approval of the mayor and city council) relative to the financial conditions in the city of Lowell; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Lowell,—
financial conditions.

Petitions severally were presented and referred as follows:

By Mrs. Haddad of Somerset, a petition (subject to Joint Rule 12) of Patricia A. Haddad and Bradley H. Jones, Jr., relative to legislative proposals that would change the authority of health care providers to provide certain health services.

Health care providers,—
services.

By Representative Heroux of Attleboro and Senator Ross, a joint petition (subject to Joint Rule 12) of Paul R. Heroux and Richard J. Ross for legislation to establish a sick leave bank for John Morrill, an employee of the Trial Court.

John Morrill,—
sick leave.

Severally, under Rule 24, to the committee on Rules.

Papers from the Senate.

A Bill relative to Glenwood Cemetery Perpetual Care Fund (Senate, No. 2408) (on Senate bill No. 2374) [Local Approval Received], passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Everett,—
Glenwood Cemetery.

Mr. Kafka of Stoughton, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Ms. Provost of Somerville, the bill was read a second time forthwith; and it was ordered to a third reading.

A petition (accompanied by bill, Senate, No. 2406) of Stanley C. Rosenberg and Paul W. Mark (with the approval of the mayor and city council) for legislation relative to the special election in the city known as the town of Greenfield, was referred, in concurrence, to the committee on Election Laws.

Greenfield,—
election.

Petitions severally were referred, in concurrence, under suspension of Joint Rule 12, as follows:

Ellen
Carlson,—
sick leave.

Petition (accompanied by bill, Senate, No. 2410) of Jennifer L. Flanagan and Dennis A. Rosa for legislation to establish a sick leave bank for Ellen Carlson, an employee of the Department of Developmental Services; and

Danuta
Radny,—
sick leave.

Petition (accompanied by bill, Senate, No. 2411) of Richard J. Ross and Paul R. Heroux for legislation to establish a sick leave bank for Danuta Radny, an employee of the Department of Developmental Services;

Severally to the committee on Public Service.

Reports of Committees.

Innholder
liquor
licenses.

By Ms. Hogan of Stow, 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 Aaron Michlewitz relative to the transfer of innholder liquor licenses. Under suspension of the rules, on motion of Mr. O'Day of West Boylston, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Consumer Protection and Professional Licensure. Sent to the Senate for concurrence.

Shipment
of wine.

Ms. Hogan of Stow, for the committee on Rules, on the Order relative to authorizing the committee on Consumer Protection and Professional Licensure to make an investigation and study of certain Senate and House documents concerning matters relative to consumer protection and professional licensure issues (House, No. 4153) reported, in part, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 243) of Timothy R. Madden and others for legislation to further regulate the direct shipments of wine,— and recommending that the same be recommended to the committee on Consumer Protection and Professional Licensure. Under Rule 42, the report was considered forthwith; and it was accepted.

Mattapoisett,—
boat
excise tax.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the House Bill relative to boat excise tax revenue for the Mattapoisett waterfront (House, No. 4535) [Local Approval Received], be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Smizik of Brookline, the bill was read a second time forthwith; and it was ordered to a third reading.

Chilmark,—
election.

By Mr. Murphy of Weymouth, for the committee on Election Laws, on a message from His Excellency the Governor, a Bill validating the state election held on November 4, 2014 in the town of Chilmark (printed in House, No. 4543). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Emergency Measure.

Boston
Convention
and
Exhibition
Center.

The engrossed Bill providing the terms of certain bonds financing the expansion of the Boston Convention and Exhibition Center (see House bill printed in House, No. 4444, 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.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

Engrossed Bills.

Engrossed bills

Relative to acute-care medical-surgical bed counts (see House, No. 2050);

Bills
enacted.

Relative to public health data sharing with the Boston Public Health Commission (see House, No. 2070, amended);

Authorizing the town of Dudley to grant tax abatements for certain taxes to certain military personnel (see House, No. 3797);

Relative to the procedure for municipal acceptance of subdivision roads in the town of Framingham (see House, No. 4193);

Relative to special police officers in the town of Norwood (see House, No. 4196); and

Relative to the Massachusetts Life and Health Insurance Guaranty Association Law (see House, No. 4505);

(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.

Senate bills

To increase the number of all alcohol licenses for restaurants in the town of Arlington (Senate, No. 2177);

Third
reading
bills.

Authorizing the town of Freetown to pay a certain unpaid bill (Senate, No. 2353);

Establishing a sick leave bank for Emily Coollick-Burgess, an employee of the Massachusetts Rehabilitation Commission (Senate, No. 2373);

Authorizing the city of Salem to grant an additional liquor license for the sale of wines and malt beverages not to be drunk on the premises (Senate, No. 2376, amended);

Relative to discontinuing the fluoride supplementation of the Rockport water supply (Senate, No. 2388, amended); and

Establishing a sick leave bank for Jessica R. Brand, an employee of the Division of Capital Asset Management and Maintenance (Senate, No. 2396);

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, in concurrence.

House bills

Exempting real property owned by DevelopSpringfield from taxation (House, No. 3537) (its title having been changed by the committee on Bills in the Third Reading);

Id.

Third reading bills.

Authorizing the town of Bellingham to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 3636) (its title having been changed by the committee on Bills in the Third Reading);

Authorizing the Massachusetts Water Resources Authority to release an easement upon certain real property in the city of Quincy (House, No. 4525); and

Authorizing the town of Provincetown to designate a check-off box on its tax bills (House, No. 4534) (its title having been changed by the committee on Bills in the Third Reading);

Severally reported by said committee to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Third reading bill amended.

The House Bill relative to licensing massage therapists (House, No. 4518), 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. 4551), which was read.

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

Unaccompanied homeless youth.

The House Bill promoting housing and support services to unaccompanied homeless youth (House, No. 4517), 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. Jones of North Reading moved to amend it in section 1, in line 36, by inserting after the word "representatives" the following: "; 1 member appointed by the House minority leader; 1 member appointed by the Senate minority leader". The amendment was adopted.

Mr. Dempsey of Haverhill then moved to amend the bill by striking out section 2 and inserting in place thereof the following three sections:

"SECTION 2. The members of the commission established in section 16V of chapter 6A of the General Laws shall be appointed within 90 days of the effective date of this act.

SECTION 3. Section 208 of chapter 139 of the acts of 2012 is hereby repealed.

SECTION 4. Section 3 shall take effect 90 days after the effective date of this act."

The amendment was adopted; and the bill (House, No. 4517, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Public school students—career plans.

The House Bill establishing 6-year career plans for all Massachusetts public school students (House, No. 4527) (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.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by striking out section 3 and inserting in place thereof the following section:

“SECTION 3. The executive office of education shall, on or before June 1, 2015, convene an advisory committee to investigate and study a development and implementation process for 6-year career planning to be coordinated by licensed school guidance counselors for all students in grades 6 to 12, inclusive. The advisory committee may consider whether licensed school guidance counselors require specialized training in order to effectively provide 6-year career planning to students and make recommendations accordingly.

The advisory committee shall consist of 11 members: 1 of whom shall be the secretary of education, or a designee, who shall serve as chair; 1 of whom shall be the commissioner of elementary and secondary education, or a designee; 1 of whom shall be the commissioner of higher education, or a designee; 1 of whom shall be the secretary of labor and workforce development, or a designee; 1 of whom shall be appointed by the Massachusetts Association of School Superintendents; 1 of whom shall be appointed by the Massachusetts Secondary School Administrators' Association; 1 of whom shall be appointed by the Massachusetts Association of School Committees; 1 of whom shall be appointed by the New England Association for College Admission Counseling; 1 of whom shall be appointed by the New England Regional Office of the College Board; 1 of whom shall be a guidance director who shall be appointed by the Massachusetts Association of Vocational Administrators; and 1 of whom shall be appointed by the Massachusetts School Counselors Association. The committee shall report to the general court the results of its investigation and study and any recommendations by filing the same with the clerks of the house of representatives and the senate who shall forward the same to the chairs of the joint committee on education and the chairs of the house and senate committees on ways and means on or before December 31, 2015.”

The amendment was adopted; and the bill (House, No. 4527, 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 twenty-nine minutes before twelve o'clock noon, on motion of Mr. deMacedo of Plymouth (Mr. Kafka of Stoughton being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.