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**The Commonwealth of Massachusetts**

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**JOURNAL OF THE HOUSE.**



**THURSDAY, FEBRUARY 27, 2020.**

[20]

# JOURNAL OF THE HOUSE.

Thursday, February 27, 2020.

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.

## *Silent Prayer.*

At the request of Speaker DeLeo, the members, guests and employees stood in a moment of silent tribute to the memory of Albert "Albie" Sherman of Chestnut Hill.

Albert  
"Albie"  
Sherman.

The Speaker was proud to be here more than 10 years ago when members of this House welcomed Albie to the Chamber to thank him for his work on behalf of UMass Medical School. Thanks, in part, to Albie's efforts the medical school and the building that carries his name have enhanced the Commonwealth's standing in life saving medical research and innovation. We were saddened to learn of Albie's death last week and wanted to convey our most sincere condolences to his wife Linda, and all the members of his family who are here today.

## *Resolutions.*

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

Resolutions (filed by Mr. Mirra of West Newbury) congratulating Shiloh Ellis on receiving the Eagle Award of the Boy Scouts of America;

Shiloh  
Ellis.

Resolutions (filed by Mr. Mirra of West Newbury) congratulating Thomas Flynn on receiving the Eagle Award of the Boy Scouts of America; and

Thomas  
Flynn.

Resolutions (filed by Mr. Mirra of West Newbury) congratulating Jess Judson on receiving the Eagle Award of the Boy Scouts of America;

Jess  
Judson.

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

## *Petitions.*

Mrs. Campbell of Methuen presented a petition (accompanied by bill, House, No. 4510) of Linda Dean Campbell and others (with the approval of the mayor and city council) that Diana Grullon be authorized to take the civil service examination for the position of firefighter in the city of Haverhill, notwithstanding the maximum

Diana  
Grullon,—  
civil service.

age requirement; and the same was referred to the committee on Public Service. Sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Biele of Boston (by request), a petition (subject to Joint Rule 12) of Chris Soule relative to wild turkeys.

Turkey safety.

By Mr. Gordon of Bedford, a petition (subject to Joint Rule 12) of Kenneth I. Gordon relative to clinical laboratory testing.

Laboratory testing.

By Mr. Kafka of Stoughton, a petition (subject to Joint Rule 12) of Louis L. Kafka, William C. Galvin and Walter F. Timilty relative to retirement benefits for Mary Coulter-Bennett, the surviving beneficiary of former State Police Detective Lieutenant William Coulter.

Mary Coulter-Bennett,—retirement benefits.

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

### *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 Jay D. Livingstone for legislation to authorize cities and towns to impose a local affordable housing surcharge on certain real property. Under suspension of the rules, on motion of Ms. Balsler of Newton, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Revenue. Sent to the Senate for concurrence.

Municipal housing surcharge.

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

Expanding access to adoptions (House, No. 1492);

Adoption.

To enhance child passenger safety (House, No. 3575);

Child safety.

Relative to the reduction of certain toxic chemicals in firefighter personal protective equipment (House, No. 3661);

Firefighters,—equipment.

Authorizing David Mottor to purchase creditable service from the Easthampton Contributory Retirement Board (House, No. 4205) [Local Approval Received];

David Mottor,—service.

Authorizing the town of Leicester to continue the employment of Paul S. Doray (House, No. 4240) [Local Approval Received];

Leicester,—Paul Doray.

Relative to the appointment of retired police officers as special police officers in the town of Plymouth (House, No. 4242) [Local Approval Received];

Plymouth,—police.

Relative to the appointment of retired police officers as special police officers in the town of Weston (House, No. 4273) [Local Approval Received];

Weston,—police.

In relation to the town of Milford authorizing the hiring of a chief of police (House, No. 4320) [Local Approval Received];

Milford,—police.

Authorizing and accelerating transportation investment (House, No. 4506); and

Transportation.

Relative to transportation finance (House, No. 4508);

Id.

Under suspension of Rule 7A, in each instance, on motion of Ms. Balsler of Newton, the bills severally were read a second time forthwith; and they were ordered to a third reading.

Mr. Galvin of Canton, for the committee on Rules, on the Order relative to authorizing the committee on Mental Health, Substance Use and Recovery to make an investigation and study of certain House documents concerning matters relative to

Nursing facility care,—substance use.

mental health, substance use and recovery (House, No. 4450) reported, in part, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 1745) of James J. O'Day and Sean Garballey relative to the safe care of residents with active substance use disorder accessing skilled nursing facility care,— and recommending that the same be recommitted to the committee on Mental Health, Substance Use and Recovery. Under Rule 42, the report was considered forthwith; and it was accepted.

By Mr. Hay of Fitchburg, for the committee on Labor and Workforce Development, on a petition, a Bill extending protections to employees of the Commonwealth (House, No. 1639).

Employee protection.

By the same member, for the same committee, on a petition, a Bill relative to needle stick injuries suffered by first responders (House, No. 1653).

First responders,— injuries.

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Mr. Hay of Fitchburg, for the committee on Labor and Workforce Development, on House, No. 1654, a Bill creating a special legislative commission to study barriers to job retention for low-income workers (House, No. 4461).

Jobs,— retention.

By Mr. Cusack of Braintree, for the committee on Revenue, on a petition, a Bill establishing a commission to study the offshore wind investment tax credit (House, No. 2487).

Offshore wind tax credit.

By the same member, for the same committee, on House, Nos. 2559 and 2658, a Bill relative to PILOT compensation to towns with a high percentage of state owned land (House, No. 2658).

Payments in lieu of taxes program.

Severally read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

By Mr. Hay of Fitchburg, for the committee on Labor and Workforce Development, on a petition, a Bill relative to compliance with the prevailing wage laws of the Commonwealth (House, No. 1599) [Representative McKenna of Webster dissenting].

Prevailing wage law.

By the same member, for the same committee, on a petition, a Bill requiring OSHA training (House, No. 1601).

Workplaces,— safety.

By the same member, for the same committee, on a petition, a Bill relative to prohibit [sic] contract provisions requiring subcontractors to assume liability for negligence of others (House, No. 1624) [Representative Crocker of Barnstable dissenting].

Subcontractors,— liability.

By the same member, for the same committee, on a petition, a Bill to ensure funding for the Workforce Competitiveness Trust Fund (House, No. 1630) [Representative Crocker of Barnstable dissenting].

Workforce Competitiveness Trust Fund.

By the same member, for the same committee, on a petition, a Bill to increase contributions to the Workforce Competitiveness Trust Fund (House, No. 1631).

Id.

By the same member, for the same committee, on a petition, a Bill clarifying the prevailing wage law (House, No. 1633) [Representative McKenna of Webster dissenting].

Prevailing wage law.

By the same member, for the same committee, on a petition, a Bill relative to workers' compensation (House, No. 1635).

Workers' compensation.

By the same member, for the same committee, on a petition, a Bill requiring human service employers to develop and implement programs that prevent workplace violence (House, No. 1656).	Human services,— violence.
By the same member, for the same committee, on a petition, a Bill concerning protection for hotel workers from sexual assault (House, No. 1657) [Representative McKenna of Webster dissenting].	Hotel worker protection.
By the same member, for the same committee, on a petition, a Bill promoting pay transparency and pipeline advancement (House, No. 1660) [Representatives McKenna of Webster and Crocker of Barnstable dissenting].	Pay structure.
By the same member, for the same committee, on a petition, a Bill relative to prevailing wages (House, No. 1668) [Representatives McKenna of Webster and Crocker of Barnstable dissenting].	Prevailing wages.
By the same member, for the same committee, on a petition, a Bill relative to making a technical correction to public construction threshold (House, No. 1678).	Public construction.
By the same member, for the same committee, on a petition, a Bill promoting public labor contracts for local residents (House, No. 1687) [Representative Crocker of Barnstable dissenting].	Labor contracts,— residency.
By the same member, for the same committee, on a petition, a Bill relative to workers' compensation disfigurement benefits concerning scarring (House, No. 3571).	Workers' compensation benefits.
By the same member, for the same committee, on a petition, a Bill to modify weekly workers' compensation disability benefits (House, No. 3590) [Representative McKenna of Webster dissenting].	Id.
By the same member, for the same committee, on House, No. 1620, a Bill relative to apprenticeship programs (House, No. 4460).	Apprenticeship.
By Mr. Cusack of Braintree, for the committee on Revenue, on Senate, Nos. 1674 and 1712 and House, Nos. 2417 and 2440, a Bill improving the affordability of child care (printed as Senate, No. 1674).	Child care affordability.
By the same member, for the same committee, on a petition, a Bill establishing a tax credit for the purchase of hearing aids (printed as Senate, No. 1738).	Hearing aids tax credit.
By the same member, for the same committee, on a petition, a Bill establishing a tax credit for teachers purchasing supplies (printed as Senate, No. 1740).	Teacher supplies tax credit.
By the same member, for the same committee, on a petition, a Bill relative to the taxation of natural gas infrastructure (printed as Senate, No. 1753).	Natural gas infrastructure.
By the same member, for the same committee, on House, No. 4 and on a part of House, No. 3, a Bill to improve oversight of state government (House, No. 4).	Government oversight.
By the same member, for the same committee, on a petition, a Bill providing for a donation check-off box on state tax returns for the Massachusetts Youth & Government program (House, No. 2393).	Tax returns,— donation check-off box.
By the same member, for the same committee, on House, Nos. 2405 and 2615, a Bill relative to the bundled cell phone taxation (House, No. 2405).	Cell phones,— taxation.
By the same member, for the same committee, on a petition, a Bill establishing the Massachusetts rural jobs act (House, No. 2408).	Rural jobs.
By the same member, for the same committee, on Senate, Nos. 1614, 1619, 1640, 1646 and 1795 and House, Nos. 2431 and 2434, a Bill improving the earned income credit for working families (House, No. 2434).	Income credit.
By the same member, for the same committee, on a petition, a Bill relative to chapter land applications (House, No. 2451).	Land applications.
By the same member, for the same committee, on Senate, No. 1628 and House, No. 2456, a Bill encouraging home ownership by establishing a first time home buyers savings account (House, No. 2456).	First time home buyers.

By the same member, for the same committee, on a petition, a Bill relative to the fairness of marine vessel reporting and fishermen exemptions (House, No. 2461).

By the same member, for the same committee, on a petition, a Bill exempting disabled veterans from sales tax when leasing a motor vehicle (House, No. 2469).

By the same member, for the same committee, on a petition, a Bill providing tax relief for rent-burdened individuals and families (House, No. 2499).

By the same member, for the same committee, on Senate, No. 1603 and House, No. 2500, a Bill regarding state income tax credit for renting unsubsidized properties at below market rents (House, No. 2500).

By the same member, for the same committee, on a petition, a Bill relative to Title 5 income tax credit reform (House, No. 2506).

By the same member, for the same committee, on a petition, a Bill relative to the exemption of the sales or use tax for leased motor vehicles (House, No. 3886).

By the same member, for the same committee, on a petition, a Bill establishing a live theater pilot program (House, No. 4149).

By the same member, for the same committee, on Senate, No. 1767 and House, No. 2522, a Bill relative to the conservation land tax credit (House, No. 4465).

By the same member, for the same committee, on House, No. 2414, a Bill to allow individual donations to countries vulnerable to climate change (House, No. 4470).

By the same member, for the same committee, on House, No. 2510, a Bill rescinding the effect of IRC 280E on businesses legally selling marijuana (House, No. 4472).

Severally read; and referred, under Rule 33, to the committee on Ways and Means.

By Mr. Hay of Fitchburg, for the committee on Labor and Workforce Development, on a petition, a Bill protecting wages of employees who receive wages through an electronic wage card (House, No. 1600).

By the same member, for the same committee, on a petition, a Bill relative to youth soccer referees (House, No. 1606) [Representative Crocker of Barnstable dissenting].

By the same member, for the same committee, on House, Nos. 1619 and 1665, a Bill to clarify the tips law (House, No. 1665).

By the same member, for the same committee, on a petition, a Bill relative to employee leave of absence to comply with a family court order (House, No. 1691).

By the same member, for the same committee, on House, No. 1680, a Bill ensuring fair and full employee compensation (House, No. 4462).

By the same member, for the same committee, on House, No. 1684, a Bill concerning waivers in employment contracts (House, No. 4463).

By the same member, for the same committee, on House, No. 3963, a Bill relative to wage transparency (House, No. 4464).

By Mr. Cusack of Braintree, for the committee on Revenue, on a petition, a Bill repealing the property tax exemption for Massport [sic] lessees (printed as Senate, No. 1600).

By the same member, for the same committee, on a petition, a Bill relative to the taxation of above ground conduits, wires, and pipes used in the transportation of natural gas (printed as Senate, No. 1754).

By the same member, for the same committee, on a petition, a Bill relating to guardians of surviving children of emergency first responders (House, No. 2406).

Vessels,—  
exemptions.

Veterans,—  
tax exemption.

Tax  
relief.

Unsubsidized  
properties,—  
tax credit.

Septic  
tax credits.

Motor vehicle  
sales tax.

Live theater  
pilot program.

Conservation  
land tax credit.

Climate  
change  
donations.

Businesses,—  
marijuana.

Electronic  
wage cards.

Youth  
soccer  
referees.

Tipped  
workers.

Employees,—  
absences.

Employees,—  
compensation.

Employment  
contracts.

Wage  
transparency.

MassPort  
property tax  
exemption.

Natural gas  
transportation,—  
taxation.

Responders,—  
Children.

By the same member, for the same committee, on a petition, a Bill relative to ensuring fairness and equity in the assessment of the value of property (House, No. 2416).

Property assessment.

By the same member, for the same committee, on a petition, a Bill relative to taxes due upon the death of active duty personnel and the elderly (House, No. 2421).

Taxes due upon death.

By the same member, for the same committee, on House, Nos. 2426 and 2452, a Bill relative to the electronic filing of certain forms used in property valuation (House, No. 2426).

Valuations,—  
electronic filing.

By the same member, for the same committee, on a petition, a Bill relative to fines on certain commercial and revenue property (House, No. 2447).

Property fines.

By the same member, for the same committee, on Senate, Nos. 1621, 1622, 1629, and 1707 and House, Nos. 2470, 2477, 2489 and 2511, a Bill relative to the establishment of a means tested senior citizen property tax exemption (House, No. 2477).

Senior citizen property tax exemption.

By the same member, for the same committee, on a petition, a Bill repealing the property tax exemption for Massport [sic] lessees (House, No. 2481).

MassPort lessees.

By the same member, for the same committee, on a petition, a Bill providing volunteer firefighters and emergency medical technicians with a local option real estate tax exemption (House, No. 2502).

Firefighters and medical technicians.

By the same member, for the same committee, on a petition, a Bill relative to local control of boat excise revenue (House, No. 2648).

Boat revenue.

By the same member, for the same committee, on Senate, No. 1716 and House, No. 2651, a Bill relative to the taxation of cider (House, No. 2651).

Cider taxation.

By the same member, for the same committee, on a petition, a Bill eliminating the requirement for the geriatric authority to make payment to the town of Milford in lieu of taxes (House, No. 3996) [Local Approval Received].

Milford,—  
geriatric authority.

By the same member, for the same committee, on a petition, a Bill expanding the exemption for residential property in the town of Truro (House, No. 4209) [Local Approval Received].

Truro,—  
property tax exemption.

By the same member, for the same committee, on Senate, No. 2225, a Bill relative to the town of Sandwich (House, No. 4468) [Local Approval Received].

Sandwich,—  
charter.

By the same member, for the same committee, on House, No. 2392, a Bill authorizing the town of Westford to establish a means tested senior citizen property tax exemption (House, No. 4469) [Local Approval Received].

Westford,—  
senior citizen property tax.

By the same member, for the same committee, on House, No. 2427, a Bill relative to fuel cell technology (House, No. 4471).

Fuel cell technology.

By the same member, for the same committee, on House, No. 3681, a Bill authorizing the city of Salem to establish a means-tested senior citizen property tax exemption (House, No. 4473) [Local Approval Received].

Salem,—  
property tax exemption.

By the same member, for the same committee, on House, No. 3682, a Bill relative to property tax relief for low and moderate income seniors in the town of Brookline (House, No. 4474) [Local Approval Received].

Brookline,—  
property tax relief.

By the same member, for the same committee, on House, No. 3857, a Bill authorizing the town of Wakefield to establish a means tested senior citizen property tax exemption (House, No. 4475) [Local Approval Received].

Wakefield,—  
property tax exemption.

By the same member, for the same committee, on House, No. 3995, a Bill authorizing the town of Winchester to establish a senior property tax exemption (House, No. 4476) [Local Approval Received].

Winchester,—  
property tax exemption.

By the same member, for the same committee, on House, No. 4081, a Bill authorizing the town of Arlington to establish a means tested senior citizen property tax exemption (House, No. 4477) [Local Approval Received].

Arlington,—  
property tax exemption.

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

*Orders of the Day.*

The Senate Bill authorizing the town of Andover to convey a portion of a certain parcel of land (Senate, No. 2326), 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.

Third reading bill.

The House Bill authorizing the city of Amesbury to grant four additional licenses for the sale of alcoholic beverages to be drunk on the premises (House, No. 4333), 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. Sent to the Senate for concurrence.

Id.

The Senate Bill exempting all positions in the police department of the town of Rockport from the civil service law (Senate, No. 2360); and

Second reading bills.

The House Bill creating a maximum allowable check-cashing rate (House, No. 4308);

Severally were read a second time; and they were ordered to a third reading.

*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.

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At nine minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.