
The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, JULY 22, 2019.

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Monday, July 22, 2019.

Met according to adjournment at eleven o'clock A.M. 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 Tribute.

At the request of Representatives Cassidy of Brockton, DuBois of Brockton and Cronin of Easton, the members, guests and employees stood in a moment of silent tribute to the memory of the Honorable Bill Carpenter, mayor of the city of Brockton, who passed away suddenly on July 3, 2019.

Brockton,—
Mayor Bill
Carpenter.

Message from the Governor.

A message from His Excellency the Governor recommending legislation relative to promoting commercial driver safety (House, No. 3980), was filed in the office of the Clerk on Friday, July 19.

Commercial
driver safety.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Transportation. Sent to the Senate for concurrence.

Appointments of the Speaker.

The Speaker announced that he had appointed Messrs. Muradian of Grafton and Ultrino of Malden to serve on the Madeline Amy Sweeney Award Selection Committee established (under Section 214 of Chapter 6 of the General Laws) to review nominations of citizens of the Commonwealth who have displayed extraordinary courage, bravery and heroism without regard to personal safety, in an effort to save the life of another.

Madeline Amy
Sweeney Award
Selection
Committee.

Guest of the House.

At the beginning of the session, the Chair (Mr. Donato of Medford) declared a brief recess and introduced, seated in the House Chamber, Zack Gardner of Easton, who was interning in the office of Representative Barrows of Mansfield. He was the guest of Representative Barrows.

Zack
Gardner.

Resolutions.

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

Resolutions (filed by Mr. González of Springfield and other members of the House) commemorating the twenty-second AABCMM family reunion;

AABCMM
family.

Resolutions (filed by Representatives Kane of Shrewsbury, Donahue of Worcester, Mahoney of Worcester, O'Day of West Boylston, Keefe of Worcester and LeBoeuf of Worcester) commending Karen E. Duffy on her dedication to the community of the city of Worcester;

Karen
Duffy.

Resolutions (filed by Representatives Orrall of Lakeville, LaNatra of Kingston and Gifford of Wareham) congratulating and honoring the town of Middleborough on its three hundred and fiftieth anniversary; and

Middleborough,—
anniversary.

Resolutions (filed by Mr. Roy of Franklin) recognizing Maruska Waters on the occasion of her retirement from Franklin High School;

Maruska
Waters.

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

Petitions.

Petitions severally were presented and referred as follows:

By Ms. Cronin of Easton, a petition (accompanied by bill, House, No. 3984) of Claire D. Cronin, Michael D. Brady and Walter F. Timilty (by vote of the town) relative to the gender neutral redraft of the home rule charter of the town of Easton; and

Easton,—
charter.

By Mr. Moran of Lawrence, a petition (accompanied by bill, House, No. 3985) of Frank A. Moran and Tram T. Nguyen (by vote of the town) relative to amending the charter of the town of Andover;

Andover,—
charter.

Severally to the committee on Municipalities and Regional Government.

By Representative Mark of Peru and Senator Comerford, a joint petition (accompanied by bill, House, No. 3986) of Paul W. Mark and Joanne M. Comerford (by vote of the town) that the town of Leyden be authorized to continue the employment of Gilda Galvis, an employee of the police department of said town. To the committee on Public Service.

Leyden,—
Gilda Galvis.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Representative Barrett of North Adams and Senator Hinds, a joint petition (subject to Joint Rule 12) of John Barrett, III and Adam G. Hinds (by vote of the town) that the town of Adams be authorized to establish a Greylock Glen commission.

Adams,—
Greylock Glen
commission.

By Mr. Cabral of New Bedford, a petition (subject to Joint Rule 12) of Antonio F. D. Cabral for legislation to establish a sick leave bank for Rosa Santos, an employee of the Department of Children and Families.

Rosa
Santos,—
sick leave.

By Ms. Ehrlich of Marblehead, a petition (subject to Joint Rule 12) of Lori A. Ehrlich and others relative to increasing operational safety for keyless ignition technology in motor vehicles.

Motor
vehicles,—
keyless
ignitions.

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 Mark J. Cusack and others for legislation to further regulate hemp and hemp products. Under suspension of the rules, on motion of Mr. Tucker of Salem, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Cannabis Policy. Sent to the Senate for concurrence.

Hemp,—
regulation.

By Mr. Pignatelli of Lee, for the committee on Environment, Natural Resources and Agriculture, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 800) of Natalie M. Higgins and others for legislation to further regulate the sale of certain domestic animals,— and recommending that the same be referred to the committee on Consumer Protection and Professional Licensure. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Domestic
animals,—
sales.

By Mr. Pignatelli of Lee, for the committee on Environment, Natural Resources and Agriculture, on a petition, a Bill creating a special commission to study the equity of chapter [sic] 21J and 21O (House, No. 793). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Petroleum,—
negligent
releases.

By Mr. Pignatelli of Lee, for the committee on Environment, Natural Resources and Agriculture, on Senate, No. 431 and House, No. 744, a Bill increasing the annual stipend for members of the Commonwealth's hazardous material response teams (House, No. 744).

Hazardous
material
responders.

By the same member, for the same committee, on a petition, a Bill relative to underground storage tank remediation (House, No. 794).

Underground
storage tanks.

By the same member, for the same committee, on a petition, a Bill relative to underground storage tanks (House, No. 795).

Id.

By the same member, for the same committee, on House, No. 832, a Bill to create a 2050 roadmap to a clean and thriving Commonwealth (House, No. 3983).

Climate
protection.

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

Engrossed Bill.

The engrossed Bill authorizing the city of Leominster to pay a certain unpaid bill (see House, No. 1795) (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.

Recess.

At eight minutes after eleven o'clock A.M., on motion of Mr. Barrows of Mansfield (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock P.M.; and at eight minutes after one o'clock the House was called to order

Recess.

with the Speaker in the Chair.

Engrossed Bills – Land Takings.

The engrossed Bill authorizing the city known as the town of Barnstable to grant an easement to Vineyard Wind LLC (see House, No. 1771, amended) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

Barnstable,—
land.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 159 members voted in the affirmative and 0 in the negative.

Bill enacted
(land taking),—
yea and nay
No. 80.

[See Yea and Nay No. 80 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

The engrossed Bill authorizing the town of Medfield to enter into a long-term lease for an arts and cultural center (see House, No. 3643, amended) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

Medfield,—
lease.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 159 members voted in the affirmative and 0 in the negative.

Bill enacted
(land taking),—
yea and nay
No. 81.

[See Yea and Nay No. 81 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

The engrossed Bill authorizing the town of Bedford to release a portion of a certain conservation restriction (see House, No. 3644) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

Bedford,—
lease.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 159 members voted in the affirmative and 0 in the negative.

Bill enacted
(land taking),—
yea and nay
No. 82.

[See Yea and Nay No. 82 in Supplement.]

Therefore the bill was passed to be enacted; and it was signed by the Speaker and sent to the Senate.

Reports of Committees.

Mr. Michlewitz of Boston, for the committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2235) of the House Bill making appropriations for the fiscal year 2020 for the maintenance of the departments, boards, commissions, institutions

General
Appropriation
Bill.

and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 3801), reported, in part, a bill with the same title (House, No. 4000) [Appropriation: \$43,108,677,705.00]. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

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

Under suspension of Rule 7A, on motion of Mr. Michlewitz of Boston, the report was considered forthwith.

After debate on the question on acceptance of the report, the sense of the House was taken by yeas and nays, at the request of the same member; and on the roll call 159 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 83 in Supplement.]

Therefore the report of the committee of conference was accepted. Sent to the Senate for concurrence.

Conference committee report accepted,—yea and nay No. 83.

Paper from the Senate.

Mr. Petrolati of Ludlow being in the Chair,—

A petition (accompanied by bill) of Joanne M. Comerford, Natalie M. Blais, Daniel R. Carey, Mindy Domb and other members of the General Court for legislation relative to the Hampshire Council of Governments, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Municipalities and Regional Government.

Hampshire Council of Governments.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2302) was referred, in concurrence, to the committee on Municipalities and Regional Government.

Motions to Discharge Certain Matters in the Orders of the Day.

The engrossed Bill relative to collective bargaining dues (see House, No. 3854, amended), which had been returned by His Excellency the Governor with recommendation of amendments (for message, see House, No. 3971), was discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47, on motion of Mr. Brodeur of Melrose.

Collective bargaining dues.

The committee on Bills in the Third Reading reported that the amendments recommended by the Governor be considered in the form contained in the Governor's message as approved by said committee; and the report was accepted.

After remarks on the question on adoption of the amendments recommended by the Governor, the sense of the House was taken by yeas and nays, at the request of Mr. Brodeur; and on the roll call 29 member voted in the affirmative and 128 in the negative.

Governor's amendments rejected,—yea and nay No. 84.

[See Yea and Nay No. 84 in Supplement.]

Therefore the amendments recommended by the Governor were rejected. Sent to the Senate for its action.

The House Bill relative to appraisal management companies (House, No. 3904), the question being on concurring with the Senate in its amendments, was taken from its position in the Orders of the Day, under suspension of Rule 47, on motion of Mr. Michlewitz of Boston; and the amendments, reported by the

Appraisal management companies.

committee on Bills in the Third Reading to be correctly drawn, were adopted, in concurrence.

Recess.

At twenty-three minutes after two o'clock P.M., on motion of Mr. Barrows of Mansfield (Mr. Donato of Medford having taken the Chair), the House recessed subject to the call of the Chair; and at a quarter before five o'clock the House was called to order with Mr. Donato in the Chair.

Recess.

Emergency Measures.

The engrossed Bill providing for the regulation of appraisal management companies (see House, No. 3904, 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.

Appraisal management companies.

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 2 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.

The engrossed Bill making appropriations for the fiscal year 2020 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (see House, No. 4000), 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.

General Appropriation Bill.

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 2 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.

Order.

On motion of Mr. DeLeo of Winthrop,—

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

Next sitting.

Speaker DeLeo of Winthrop, and Representatives Donato of Medford and Barber of Somerville moved that when the House adjourns today, it do so in respect to the memory of Vincent J. Piro, a member of the House from Somerville from 1969 to 1984, inclusive; and the motion prevailed.

Mr. Barrows of Mansfield then moved that the House adjourn; and the motion prevailed. Accordingly, without proceeding to consideration of the matters in the Orders of the Day, at five o'clock P.M. (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.