

JOURNAL OF THE HOUSE.

Monday, June 2, 2014.

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).

Pledge of
allegiance.

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.

Guests of the House.

Thatcher
Elementary
School of
Attleboro.

At the beginning of the session, the Chair (Mr. Donato of Medford) declared a brief recess and introduced, seated in the House Chamber, 4th grade students from Thatcher Elementary School in Attleboro. At the invitation of the Chair, the students participated in the pledge of allegiance to the flag. They were the guests of Representatives Poirier of North Attleborough and Heroux of Attleboro.

Resolutions.

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

Kevin and
Elizabeth
Poirier.

Resolutions (filed by Mr. Barrows of Mansfield and other members of the House) congratulating Kevin and Elizabeth 'Betty' Poirier on their fiftieth wedding anniversary;

Dartmouth,—
anniversary.

Resolutions (filed by Mr. Markey of Dartmouth) congratulating the residents of the town of Dartmouth on the three hundred and fiftieth anniversary of its incorporation;

Turkey, —
coal mine
explosion.

Resolutions (filed by Ms. Peake of Provincetown and other members of the House) expressing condolences upon the deaths of hundreds of miners resulting from a coal mine explosion in the town of Soma in western Turkey;

Michael
Chandra.

Resolutions (filed by Representatives Peisch of Wellesley and Balsler of Newton) congratulating Michael Chandra on receiving the Eagle Award of the Boy Scouts of America;

Tobias
DePeyster.

Resolutions (filed by Ms. Peisch of Wellesley) congratulating Tobias DePeyster on receiving the Eagle Award of the Boy Scouts of America;

Noah
Mark.

Resolutions (filed by Representatives Peisch of Wellesley and Copping of Boston) congratulating Noah Mark on receiving the Eagle Award of the Boy Scouts of America;

Walter
Yang.

Resolutions (filed by Representatives Peisch of Wellesley and Balsler of Newton) congratulating Walter Yang on receiving the Eagle Award of the Boy Scouts of America; and

Hiroyuki
Yasunishi.

Resolutions (filed by Ms. Peisch of Wellesley) congratulating Hiroyuki Yasunishi on receiving the Eagle Award of the Boy Scouts of America;

Mr. Binienda of Worcester, 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. Brodeur of Melrose, 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

Of the Division of Health Professions Licensure (see sections 9G, 25, 43 and 78 of Chapter 112 of the General Laws) submitting a consolidated report of all statutorily mandated reports for the boards of registration for physicians assistants; pharmacy; dentistry; and nursing; and additional reports of the Board of Certification of Community Health Care Workers; the boards of registration of genetic counselors; nursing home administrators; and perfusionists; and the Board of Respiratory Care, for the fiscal year 2013; and

Division of Health Professions Licensure.

Of the Massachusetts Property and Casualty Insurance Company Community Investment Initiative (under Section 3(e) of Chapter 259 of the Acts of 1998) for the year 2013 [copies of said report forwarded to the House committee on Ways and Means and the committees on Financial Services and Revenue];

Property, etc., Insurance Company Investment Initiative.

Severally were placed on file.

Orders.

The following order (filed by Mr. Honan of Boston) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Housing be granted until Wednesday, June 18, 2014, within which to make its final report on current Senate documents numbered 592, 604 and 612 and House documents numbered 44, 1094, 1102, 1103, 1120, 1145, 1146 and 1156.

Housing committee,—extension of time for reporting.

Mr. Binienda of Worcester, for the committees on Rules, then reported that the order ought to be adopted. Under suspension of the rules, on motion of Mr. Honan of Boston, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Mr. Kocot of Northampton) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on State Administration and Regulatory Oversight be granted until Wednesday, June 25, 2014, within which to make its final report on current House documents numbered 2837, 2843 and 3917.

State Administration and Regulatory Oversight committee,—extension of time for reporting.

Mr. Binienda of Worcester, for the committees on Rules, then reported that the order ought to be adopted. Under suspension of the rules, on motion of Mr. Kocot of Northampton, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Petitions.

Mr. Brodeur of Melrose presented a petition (subject to Joint Rule 12) of Paul Brodeur relative to television broadcasts or other video images while operating a motor vehicle; and the same was referred, under Rule 24, to the committee on Rules.

Motor vehicles,—split screen technology.

Mr. Binienda of Worcester, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending Joint Rule 12 be suspended. Under suspension of the rules, on motion of Mr. Brodeur, the report was considered

forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Transportation. Sent to the Senate for concurrence.

Lana A. Soricelli,—
sick leave.

Mr. Ayers of Quincy presented a petition (subject to Joint Rule 12) of Bruce J. Ayers for legislation to establish a sick leave bank for Lana A. Soricelli, an employee of the Executive Office for Administration and Finance; and the same was referred, under Rule 24, to the committee on Rules.

Papers from the Senate.

Bills

Heath,—
Chief Margo
Ann Newton.

Authorizing the town of Heath to continue the employment of Margo Ann Newton as police chief (Senate, No. 1789, amended in section 1 by adding the following sentence: “Upon retirement, September 30, 2014 shall be the operable retirement date in calculating Margo Ann Newton’s pension benefits under Chapter 32 of the General Laws.”) (on a petition) [Local Approval Received]; and

Plymouth,—
1820
courthouse
fund.

Authorizing the town of Plymouth to establish an 1820 courthouse fund (Senate, No. 2136) (on a petition) [Local Approval Received];

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.

Stoneham,—
site plan
decision.

A petition (accompanied by bill, Senate, No. 2164) of Jason Lewis (by vote of the town) for legislation relative to the appeal of a site plan decision in the town of Stoneham, was referred, in concurrence, to the committee on Municipalities and Regional Government.

Reports of Committees.

Environmental
bond,—
procedures.

Mr. Binienda of Worcester, for the committee on Rules, reported (under the provisions of House Rules 7B and 7C) an Order relative to special procedures for consideration of the House Bill providing for the preservation and improvement of land, parks, and clean energy in the Commonwealth (House, No. 4138) (for order, see House, No. 4140), ought to be adopted. The order was considered forthwith; and it was adopted.

Cast iron
pipelines.

By Mr. Binienda of Worcester, 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 Christopher G. Fallon relative to cast iron pipelines. Under suspension of the rules, on motion of Mr. Brodeur of Melrose, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Telecommunications, Utilities and Energy. Sent to the Senate for concurrence.

Children,—
protection.

By Mr. Markey of Dartmouth, for the committee on the Judiciary, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 4058) of Sheila C. Harrington and others relative to the care and protection of children,— and recommending that the same be referred to the committee on Children, Families and

Persons with Disabilities. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

By Mr. Michlewitz of Boston, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Maria Blanciforte, an employee of the Massachusetts of the Department of Developmental Services (House, No. 4093).

Maria
Blanciforte,—
sick leave.

By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for Richard Brophrey, an employee of the Department of Unemployment Assistance (House, No. 4116).

Richard
Brophrey,—
sick leave.

By the same member, for the same committee, on a joint petition, a Bill establishing a sick leave bank for Thomas D. Tierney, an employee of the Highway Division of the Massachusetts Department of Transportation (House, No. 4117).

Thomas D.
Tierney,—
sick leave.

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

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

Under suspension of the rules, in each instance, on motion of the same member, the bills were read a second time forthwith; and they were ordered to a third reading.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill relative to fire safety (House, No. 2130), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4137). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling with the amendment pending.

Fire
safety.

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

Under suspension of said rule, on motion of the same member, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill providing for the preservation and improvement of land, parks, and clean energy in the Commonwealth (House, No. 4009), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4138). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling with the amendment previously recommended by the committee on Bonding, Capital Expenditures and State Assets,— to amend the bill by substitution of a bill with the same title (House, No. 4119),— and the amendment recommended by the committee on Ways and Means, pending.

Environmental
bond.

Mr. Kafka of Stoughton, for said committee, then reported recommending that the matter be scheduled for consideration of the House, with the amendments pending.

Under suspension of said rule, on motion of the same member, the bill was read a second time forthwith.

The amendment previously recommended by the committee on Bonding, Capital Expenditures and State Assets was rejected.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill (House, No. 4138) was ordered to a third reading.

Credit
union
branching.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill relative to credit union branching (House, No. 4031), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4139). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling with the amendment pending.

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

Under suspension of said rule, on motion of the same member, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

Lancaster,—
recall
elections.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the Senate Bill providing for recall elections in the town of Lancaster (Senate, No. 2040, changed and amended) [Local Approval Received], be scheduled for consideration by the House.

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

Salem,—
land.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a joint petition, a Bill authorizing the Commissioner of Capital Asset Management and Maintenance to convey certain land containing the Salem District Court Building to the Salem Redevelopment Authority (House, No. 2838). Read; and referred, under Rule 33, to the committee on Ways and Means.

Comparable
work.

Mr. Binienda of Worcester, for the committee on Rules, that the Bill relative to comparable work (House, No. 3883), ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

Higher
education,—
study.

By Mr. Sannicandro of Ashland, for the committee on Higher Education, on House, Nos. 1061, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1072, 1073, 1074, 1078, 1081, 1084, 1086, 1088, 1089, 1090, 3310, 3347, 3348 and 3631, an Order relative to authorizing the committee on Higher Education to make an investigation and study of certain House documents relative to higher education issues (House, No. 4134).

Housing,—
study.

By Mr. Honan of Boston, for the committee on Housing, on Senate, Nos. 72, 599, 600, 605, 607, 611, 618, 620, 960 and 1809 and House, Nos. 1095, 1096, 1098, 1099, 1100, 1105, 1107, 1111, 1114, 1115, 1130, 1132, 1135, 1137, 1138, 1140, 1144, 1147, 1158, 1162, 1163, 1164, 1166, 1167, 3652, 3653, 3683 and 3839, an Order relative to authorizing the committee on Housing to make an investigation and study of certain Senate and House documents relative to Chapter 40B issues (House, No. 4135).

Id.

By the same member, for the same committee, on Senate, Nos. 594, 596, 597, 608, 609, 616, and 617 and House, Nos. 1091, 1093, 1097, 1101, 1108, 1110, 1112, 1113, 1119, 1121, 1128, 1129, 1131, 1133,

1134, 1139, 1142, 1143, 1148, 1149, 1150, 1151, 1160, 1161, 1169, 3333, 3349 and 3350, an Order relative to authorizing the committee on Housing to make an investigation and study of certain Senate and House documents concerning housing issues (House, No. 4136).

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

Mr. Binienda of Worcester, for said committees, reported, in each instance, asking to be discharged from further consideration of the orders; and recommending that the same severally be referred to the House committee on Rules.

Under Rule 42, the reports severally were considered forthwith; and they were accepted.

By Mr. Murphy of Weymouth, for the committee on Election Laws, on a joint petition, a Bill providing for recall elections in the town of Hinsdale (House, No. 4064) [Local Approval Received]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Hinsdale,—
recall
elections.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the Bill to establish a lupus erythematous study and registry (House, No. 1954), be scheduled for consideration by the House, with the amendment previously recommended by the committee on Ways and Means,— that the bill be amended by substitution of a bill with the same title (House, No. 4096),— pending. Placed in the Orders of the Day for the next sitting for a second reading, with the amendment pending.

Lupus
erythematous.

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

Relative to the safe placement of newborn infants (House, No. 138);
Relative to job creation through employee ownership (House, No. 1747);

Infants.
Job creation.

Relative to comporting state laws with Department of Defense rules on the disposition of service members' remains (House, No. 1991);

Service members'
remains.

Relative to elevator inspections (House, No. 2115);

Elevators.

Relative to the disclosure of autopsy reports (House, No. 2140);

Autopsies.

Requiring microphones and audio-recorders on tasers (House, No. 3315, changed);

Tasers,— audio
recorders.

Relative to the town of Sterling (House, No. 3432) [Local Approval Received];

Sterling.

Exempting the position of deputy police chief in the town of Dedham from the civil service law (House, No. 3517) [Local Approval Received];

Dedham,—
civil service.

Exempting the position of deputy chief of police in the town of Natick from the civil service law (House, No. 3552) [Local Approval Received];

Natick,—
civil service.

To increase capacity to address the complex needs of students with autism (House, No. 4012);

Autistic
students.

Relative to suicide prevention training in schools (House, No. 4013);

Suicides.

Relative to emergency stock epinephrine in schools (House, No. 4014);
and

Epinephrine.

Crime victims,—
images. Relative to taking or transmitting images of crime victims by first responders (House, No. 4040);
Severally placed in the Orders of the Day for the next sitting for a second reading.

Emergency Measures.

Northampton
State
Hospital,—
land. The engrossed Bill authorizing the Division of Capital Asset Management and Maintenance to convey certain property at Northampton State Hospital (see Senate, No. 2006), 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.

Anne Marie
McDonough,—
sick leave.

The engrossed Bill establishing a sick leave bank for Anne Marie McDonough, an employee of the Trail Court (see House, No. 4056, 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 6 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 House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Engrossed Bills.

Engrossed bills

Bills
enacted.

Relative to the board of health in the city of Worcester (see Senate, No. 2065) (which originated in the Senate); and

Authorizing the city of Newton to place an advisory question on the ballot (see House, No. 3457) (which 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

Third
reading
bills.

Designating a certain bridge in the city of Easthampton as the Korean War Veterans Memorial Bridge (Senate, No. 1675); and

Relative to the financial condition of the city of North Adams (Senate, No. 2089);

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.

The House Bill providing for burial benefits under the workers' compensation act (House, No. 3766, amended), 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.

Third
reading
bill.

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 twenty-nine minutes after eleven o'clock A.M., on motion of Mr. Frost of Auburn (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Wednesday at eleven o'clock A.M.