

JOURNAL OF THE HOUSE.

Thursday, June 5, 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.

Statement of Representative Galvin of Canton.

A statement of Mr. Galvin of Canton was spread upon the records of the House, as follows:

Statement of
Mr. Galvin
of Canton.

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present in the House Chamber for yesterday's sitting due to a previously scheduled family commitment. Had I been present, I would have voted in the affirmative on roll calls numbered 381, 382 and 383. My missing of said roll calls yesterday was due entirely to the reason stated.

Statement of Representative Rushing of Boston.

A statement of Mr. Rushing of Boston was spread upon the records of the House, as follows:

Statement of
Mr. Rushing
of Boston.

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present in the House Chamber for the latter portion of yesterday's sitting due to a previously scheduled meeting in my district. Had I been present, I would have voted in the affirmative on roll call numbered 383. My missing of said roll call yesterday was due entirely to the reason stated.

Guests of the House.

Westwood,—
W.E. Sheehan
School.

At the beginning of the session, the Chair (Mr. Donato of Medford), declared a brief recess and introduced, seated in the House Chamber, the 4th grade class from the W.E. Sheehan School in Westwood.

At the invitation of the Chair, the students participated in the pledge of allegiance to the flag. They were the guests of Representative McMurtry of Dedham and Senator Rush.

Building
Blocks
Kindergarten.

During the session, the Chair (Mr. Donato), declared a brief recess and introduced, seated in the House Chamber, 8 students from the Building Blocks Kindergarten of Lowell/Tewksbury, accompanied by their teachers, Mrs. Kateleen McCarthy, Mrs. Denise Tucker and Mrs. Kathy Vangreenby. They were the guests of Representative Nangle of Lowell.

Resolutions.

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

Resolutions (filed by Mr. Brodeur of Melrose) honoring Thomas Brow on the occasion of his retirement; Thomas Brow.

Resolutions (filed by Ms. Peisch of Wellesley) congratulating the Cure Alzheimer's Fund on the occasion of its tenth anniversary; and Alzheimer's Fund.

Resolutions (filed by Ms. Story of Amherst) celebrating forty years of the University of Massachusetts Wind Energy Center; UMass. Wind Energy Center.

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

Reports of Committees.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the House Bill establishing a district to operate a regional public safety communications and dispatch center for the city known as the city of Revere and the town of Winthrop (House, No. 3936) [Local Approval Received], be scheduled for consideration by the House. Revere and Winthrop,—dispatch center.

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.

By Mr. Scibak of South Hadley, for the committee on Consumer Protection and Professional Licensure, on House, Nos. 190, 291 and 296, a Bill relative to the do not call list law to regulate certain charitable solicitations (House, No. 190). Charities,—phone lists.

By the same member, for the same committee, on a petition, a Bill clarifying insurance requirements for plumbing work (House, No. 203). Plumbing,—insurance.

By the same member, for the same committee, on a petition, a Bill to prohibit negative option sales and disclosure of financial and personal information without a consumer's express agreement (House, No. 244). Negative option sales,—prohibit.

By the same member, for the same committee, on House, Nos. 199 and 293, a Bill relative to the sale of distilled spirits at auction (House, No. 4144). Liquor,—auctions.

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

By Mr. Murphy of Weymouth, for the committee on Election Laws, on Senate, Nos. 310, 311, 312, 314, 315, 316, 318, 319, 320, 322, 323, 324, 325, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340 and 341 and House, Nos. 556, 557, 558, 559, 560, 561, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 614, 617, 618, 619, 620, 621, 622, 624, 625, 626, 627, 628, 629, 630, 634, 635, 636, 637, 639, 640, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 2830, 3307, 3308, 3323, 3340, 3590 and 3593, an Order relative to authorizing the committee on Election Laws to make an investigation and study of certain House documents concerning election law issues (House, No. 4145). Election Laws,—study.

Municipalities
and Regional
Government,—
study.

By Ms. Peake of Provincetown, for the committee on Municipalities and Regional Government, on Senate, Nos. 71, 926, 928, 929, 930, 938, 939, 943, 948, 949, 950, 954, 957, 959, 961, 963, 964, 968, 971, 974, 976, 981, 984, 1771 and 1772 and House, Nos. 708, 790, 791, 1820, 1821, 1823, 1824, 1827, 1828, 1832, 1834, 1837, 1838, 1844, 1845, 1846, 1847, 1849, 1850, 1851, 1855, 1863, 1866, 1867, 1876, 1878, 1881, 1884, 1885, 3429 and 3456, an Order relative to authorizing the committee on Municipalities and Regional Government to make an investigation and study of certain Senate and House documents concerning miscellaneous issues (House, No. 4146).

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.

Orders of the Day.

Third
reading
bill.

The Senate Bill authorizing the Wilkinsonville Water District to convey a certain parcel of land (Senate, No. 1995, 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, in concurrence.

House bills

Third
reading
bills.

Establishing a sick leave bank for Richard Brophy, an employee of the Department of Unemployment Assistance (House, No. 4116); and

Relative to certain judicial procedures in the Superior Court (House, No. 4123) (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.

House bills

Second
reading
bills.

Relative to the safe placement of newborn infants (House, No. 138);

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

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

Relative to the town of Sterling (House, No. 3432);

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

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

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

Relative to taking or transmitting images of crime victims by first responders (House, No. 4040);

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

The House Bill to establish a lupus erythematosus study and registry (House, No. 1954), was read a second time. Second reading
bill amended.

The amendment previously recommended by the committee on Health Care Financing,— that the bill be amended by substitution of a bill with the same title (House, No. 4096),— was adopted; and the substituted bill was ordered to a third reading.

The House Bill relative to pesticide licensing and mosquito control (House, No. 3568), reported by the committee on Bills in the Third Reading be correctly, was read a third time. Pesticide
licensing.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 5, in line 49, by inserting after the word “sought.” the following sentence: “Upon a determination that the applicant has satisfied the criteria established or that certification, license or permit, the department shall immediately issue a temporary certification, license or permit to be valid until the applicant is in receipt of a permanent certificate, license or permit.”; and in said section 5 by adding the following paragraph:

“(i) The department may impose an administrative or civil penalty on a person, who has not been issued either a temporary or permanent certification, license or permit from the department, who uses a pesticide in a public or private place used for human occupation and habitation, except residential properties with 3 or less dwelling units, of not more than \$500 for a first offense and not more than \$1,000 for any subsequent offense.”; and by inserting before the enacting clause the following emergency preamble:

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a sick leave bank for a certain employee of the department of correction, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”.

The amendments were adopted; and the bill (House, No. 3568, 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-four 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 Monday at eleven o’clock A.M., in an Informal Session.