

# JOURNAL OF THE HOUSE.

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Tuesday, June 10, 2014.

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.

### *Guests 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, 8th grade students from Saint Agatha's School in Milton; and 5th grade students from Saint Mary's School in Lee. At the invitation of the Chair, the students participated in the pledge of allegiance to the flag. They were the guests of Messrs. Timilty of Milton, Ayers of Quincy and Pignatelli of Lenox. Saint Agatha's School in Milton and Saint Mary's School in Lee.

### *Resolutions.*

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

Resolutions (filed by Miss Gregoire of Marlborough) congratulating Martha M. McCook on the occasion of her retirement; and Martha M. McCook.

Resolutions (filed by Ms. Hogan of Stow) congratulating Nicholas M. Tollefson on receiving the rank of Eagle Scout with the Boy Scouts of America; Nicholas M. Tollefson.

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. Timilty of Milton, 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. 4166) of Claire D. Cronin (by vote of the town) that the town of Easton be authorized to grant an additional licenses for the sale of all alcoholic beverages not to be drunk on the premises; and Easton,—  
liquor  
license.

By Representative Hill of Ipswich and Senator Lovely, a joint petition (accompanied by bill, House, No. 4167) of Bradford Hill and Joan B. Lovely (by vote of the town) that the town of Topsfield be authorized to issue eight additional licenses for the sale of all alcoholic beverages to be drunk on the premises; Topsfield,—  
liquor  
licenses.

Severally to the committee on Consumer Protection and Professional Licensure.

Sherborn,—  
payments.

By Representative Linsky of Natick and Senator Ross, a joint petition (accompanied by bill, House, No. 4168) of David Paul Linsky and Richard J. Ross (by vote of the town) that the town administrator of the town of Sherborn be authorized to approve warrants for payment from town funds;

Sherborn,—  
selectmen.

By Representative Linsky of Natick and Senator Ross, a joint petition (accompanied by bill, House, No. 4169) of David Paul Linsky and Richard J. Ross (by vote of the town) relative to increasing the number of members on the board of selectmen in the town of Sherborn;

Blandford,—  
tax  
collector.

By Representative Pignatelli of Lenox and Senator Downing, a joint petition (accompanied by bill, House, No. 4170) of William Smitty Pignatelli and Benjamin B. Downing (by vote of the town) that the board of selectmen of the town of Blandford be authorized to appoint the collector of taxes for said town; and

Blandford,—  
treasurer.

By Representative Pignatelli of Lenox and Senator Downing, a joint petition (accompanied by bill, House, No. 4171) of William Smitty Pignatelli and Benjamin B. Downing (by vote of the town) that the board of selectmen of the town of Blandford be authorized to appoint the town treasurer for said town;

Severally to the committee on Municipalities and Regional Government.

Burlington,—  
civil  
service.

By Representative Gordon of Bedford and Senator Donnelly, a joint petition (accompanied by bill, House, No. 4172) of Kenneth I. Gordon (by vote of the town) for legislation to exempt positions within the police department of the town of Burlington from the civil service law; and

Andover,—  
health  
insurance.

By Mr. Moran of Lawrence, a petition (accompanied by bill, House, No. 4173) of Frank A. Moran, James J. Lyons, Jr., and Barry R. Finegold (by vote of the town) that elected officials of the town of Andover be excluded from health care benefits provided by said town;

Severally to the committee on Public Service.

Andover,—  
property  
tax.

By Mr. Moran of Lawrence, a petition (accompanied by bill, House, No. 4174) of Frank A. Moran, James J. Lyons, Jr., and Barry R. Finegold (by vote of the town) that the town of Andover be authorized to provide property tax relief for certain elderly residents of said town. To the committee on Revenue.

Wellfleet,—  
parking  
tickets.

By Ms. Peake of Provincetown, a petition (accompanied by bill, House, No. 4175) of Sarah K. Peake and Daniel A. Wolf (by vote of the town) that the town of Wellfleet be authorized to increase maximum fine limits for parking tickets issued in said town. To the committee on Transportation.

Severally sent to the Senate for concurrence.

#### *Papers from the Senate.*

Breast cancer,—  
detection.

The House Bill relative to breast cancer early detection (House, No. 3733), came from the Senate passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2181. The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Kyle  
Melvin,—  
sick leave.

A Bill establishing a sick leave bank for Kyle Melvin, an employee of the Department of Correction (Senate, No. 2155) (on a petition),

passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

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

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

Petitions severally were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 2177) of Kenneth J. Donnelly, Sean Garballey and David M. Rogers (by vote of the town) for legislation to increase the number of all alcohol licenses for restaurants in the town of Arlington. To the committee on Consumer Protection and Professional Licensure. Arlington,—  
liquor  
licenses.

Petition (accompanied by bill, Senate, No. 2178) of Bruce E. Tarr and Leonard Mirra (by vote of the town) for legislation to allow certain senior support staff members of Protection Fire Co. No. 1 of Byfield to continue to serve beyond the age of 65. To the committee on Public Service. Byfield,—  
fire  
protection  
staff.

*Reports of Committees.*

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill promoting economic growth across the Commonwealth (House, No. 4163), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4165). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling with the amendment pending. Economic  
growth.

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. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the Senate Bill establishing a sick leave bank for Denise Frost, an employee of the Department of Developmental Services (Senate, No. 2175), be scheduled for consideration of the House. Denise  
Frost,—  
sick leave.

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. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the report of 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 2095) of the House Bill relative to natural gas leaks (House, No. 3873, amended),— recommending passage of a Bill with the same title (House, No. 4164),— be scheduled for consideration by the House. Placed in the Orders of the Day for the next sitting, the question being on acceptance. Natural  
gas  
leaks.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the Bill to relative to promoting women's health Women's  
health.

Women's  
health.

(House, No. 847), be scheduled for consideration by the House, with 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. 4086),— pending. Placed in the Orders of the Day for the next sitting for a second reading, with the amendment pending.

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

Senate bills

Route 116.

Relative to the state highway Route 116 scenic byway corridor (Senate, No. 1656);

Highway  
designations.

Relative to certain designations in the towns of Northbridge, Uxbridge, and Dudley (Senate, No. 1759, amended);

Boston,—  
Edward  
Grace.

Directing the city of Boston Police Department to waive the maximum age requirement for Edward Grace (Senate, No. 2002) [Local Approval Received]; and

Hardwick,—  
sewer  
extension.

Relative to the financing and construction of a sanitary sewer extension in the town of Hardwick (Senate, No. 2081) [Local Approval Received]; and

House bills

Disasters,—  
voluntary  
services.

Protecting engineers, architects, environmental professionals, landscape architects, planners, land surveyors, licensed site professionals, and contractors who render voluntary services at the scene of a disaster or catastrophe (printed as Senate, No. 795);

Nonprofit  
organizations.

Relative to special alcohol licenses for nonprofit organizations (House, No. 271);

MassHealth.

Relative to continuity of care for families enrolled in MassHealth (House, No. 1058);

Id.

Relative to MassHealth readmission payments (House, No. 1060);

Boston,—  
courthouse.

To designate the courthouse in the Roxbury section of the city of Boston as the Edward O. Gourdin Courthouse (House, No. 1324);

Medicaid.

Relative to Medicaid spending (House, No. 1818);

Brewer  
fishing area.

Relative to the naming of the Stephen M. Brewer fishing area (House, No. 4032);

Buczko  
Building.

Designating the Essex Probate and Family Court as the Thaddeus Buczko Building (House, No. 4124); and

Student  
misconduct.

Decriminalizing non-violent and verbal student misconduct (House, No. 4132);

Severally placed in the Orders of the Day for the next sitting for a second reading.

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

Automobile,—  
repair and  
diagnostic  
information.

Of the committee on Consumer Protection and Professional Licensure, ought NOT to pass, on the petition (accompanied by bill, House, No. 254) of Paul McMurtry and others relative to providing complete repair and diagnostic information to motor vehicle owners and automotive businesses in the repair of motor vehicles;

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 288) of Theodore C. Speliotis (by vote of the town) for legislation to authorize the town of Danvers to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises;

Danvers,—  
liquor  
license.

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3386) of Kathi-Anne Reinstein and Anthony W. Petruccelli (with the approval of the mayor and city council) relative to the issuance of secondhand dealers licenses in the city of Revere;

Revere,—  
secondhand  
dealer  
licenses.

Of the same committee, ought NOT to pass, on the petition (accompanied by bill, House, No. 3420) of Harold P. Naughton, Jr., relative to authorizing municipalities to issue licenses for the sale of alcoholic beverages for consumption both on and off the premises; and

Municipal,—  
liquor  
licenses.

Of the committee on Health Care Financing, ought NOT to pass, on the petition (accompanied by bill, House, No. 1028) of Kate Hogan and others that applicants to provide home health services submit to a certificate of need review established by the Department of Public Health.

Home  
health  
services.

Severally placed in the Orders of the Day for the next sitting, the question, in each instance, being on acceptance.

#### *Emergency Measure.*

The engrossed Bill establishing a sick leave bank for Anne Federico, an employee of the Department of Public Health (see House, No. 3958), 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.

Anne  
Federico,—  
sick leave.

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 5 to 0. Sent to the Senate for concurrence.

#### *Engrossed Bills.*

Engrossed bills

Exempting Martin B. Parayno from the maximum age requirement for firefighters in the city of Methuen (see House, No. 3637, amended); and

Bills  
enacted.

Establishing the position of an appointed town treasurer-collector in the town of Somerset (see House, No. 4027);

(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.

#### *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.

At twelve minutes after eleven o'clock A.M., on motion of Mr. Smola of Warren (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M.