

JOURNAL OF THE HOUSE.

Thursday, June 19, 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).

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, the 3rd grade class from the Barrow's Middle School in Reading. Reading,—
Barrow's
Middle
School.

At the invitation of the Chair, the students participated in the pledge of allegiance to the flag. They were the guests of Representative Dwyer of Woburn.

Resolutions.

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

Resolutions (filed by Mr. Arciero of Westford) congratulating the town of Littleton on the occasion of their three hundredth anniversary; Littleton,—
anniversary.

Resolutions (filed by Ms. Atkins of Concord) honoring Guy DiGiovanni of Concord for his heroic service to the United States on D-Day; Guy
DiGiovanni.

Resolutions (filed by Representatives Keefe of Worcester, O'Day of West Boylston, Binienda of Worcester, Mahoney of Worcester and Donahue of Worcester) congratulating Gordon Hargrove on receiving the Heart of Gold Award for fifty years of service to the community of Worcester; Gordon
Hargrove.

Resolutions (filed by Ms. Peisch of Wellesley) honoring Lee Steppacher for her years of service to the National Park Service; and Lee
Steppacher.

Resolutions (filed by Messrs. Sannicandro of Ashland, Walsh of Framingham, Conroy of Wayland and Kaufman of Lexington) congratulating Framingham State University on the occasion of its one hundred and seventy-fifth anniversary; Framingham
State,—
anniversary.

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 Ms. Provost of Somerville, 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 Mr. Parisella of Beverly, a petition (accompanied by bill, House, No. 4207) of Jerald A. Parisella and Joan B. Lovely (with the approval of the mayor and city council) relative to authorizing the city of Beverly to issue certain additional alcoholic beverage licenses; and Beverly,—
liquor
licenses.

Milton,—
liquor
licenses.

By Mr. Timilty of Milton, a petition (accompanied by bill, House, No. 4191) of Walter F. Timilty and Brian A. Joyce (by vote of the town) that the town of Milton be authorized to issue an additional license for the sale of all alcoholic beverages to be drunk on the premises;

Severally to the committee on Consumer Protection and Professional Licensure.

Dighton,—
recall
elections.

By Representative Haddad of Somerset and Senator Pacheco, a joint petition (accompanied by bill, House, No. 4199) of Patricia A. Haddad and Marc R. Pacheco (by vote of the town) that the town of Dighton be authorize to recall certain elected officials. To the committee on Election Laws.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

Bourne and
Sandwich,—
land.

By Mr. Hunt of Sandwich, a petition (subject to Joint Rule 12) of Randy Hunt that the Division of Capital Asset Management and Maintenance be authorized to transfer certain parcels of land in the towns of Bourne and Sandwich.

Kimberley
DeSiata,—
sick leave.

By Mr. Michlewitz of Boston, a petition (subject to Joint Rule 12) of Aaron Michlewitz for legislation to establish a sick leave bank for Kimberley DeSiata, an employee of the Department of State Police.

Behavior
analysts,—
licensure.

By Mr. Scibak of South Hadley, a petition (subject to Joint Rule 12) of John W. Scibak relative to the licensure of behavior analysts.

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

Orders.

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

Consumer
Protection and
Professional
Licensure
committee,—
extension
of time for
reporting.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Consumer Protection and Professional Licensure be granted until Tuesday, July 8, 2014, within which to make its final report on current Senate documents numbered 80, 93 and 103 and current House documents numbered 213, 236, 248, 256, 258, 262, 267, 3419, 3466 and 3913.

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

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

Environment,
Natural
Resources and
Agriculture
committee,—
extension
of time for
reporting.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Environment, Natural Resources and Agriculture be granted until Wednesday, July 16, 2014, within which to make its final report on current House documents numbered 754, 800 and 3828.

Mr. Binienda of Worcester, for the committees on Rules, reported that the order ought to be adopted. Under suspension of the rules, on motion of Ms. Gobi of Spencer, 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:

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

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on State Administration and Regulatory Oversight be granted until Wednesday, July 23, 2014, within which to make its final report on current House documents numbered 2837, 3917 and 4051.

Mr. Binienda of Worcester, for the committees on Rules, 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.

By Mr. Binienda of Worcester, for the committees on Rules of the two branches, acting concurrently, that the Bill relative to the practice of acupuncture (House, No. 3972), ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

Acupuncture.

By Mr. Scibak of South Hadley, for the committee on Consumer Protection and Professional Licensure, on a petition, a Bill establishing a board of registration of phlebotomists (House, No. 220). Referred, under Joint Rule 1E, to the committee on Health Care Financing.

Phlebotomists,—
registration.

By Mr. Murphy of Weymouth, for the committee on Election Laws, on Senate, No. 321 and House, No. 651, a Bill relative to campaign finance disclosure and transparency (House, No. 4197) [Senator Tarr and Representatives Frost of Auburn and Fattman of Sutton, dissenting]. Read; and referred, under Rule 33, to the committee on Ways and Means.

Campaign
finance.

By Mr. Scibak of South Hadley, for the committee on Consumer Protection and Professional Licensure, on a petition, a Bill authorizing the town of Bellingham to grant an additional license for a package store all alcohol license for alcoholic [sic] beverages not to be drunk on the premises (House, No. 3636) [Local Approval Received].

Bellingham,—
liquor
license.

By the same member, for the same committee, on a petition, a Bill relative to certain licenses for the sale of alcoholic beverages in the city of Boston (House, No. 4099, changed in section 1, in lines 8 and 9, by striking out the following: “; Skating Club of Boston located at 1240 Soldiers Field Rd, Brighton, MA 02135; the” and inserting in place thereof the words “and the”, and, in line 10, by striking out the following: “and the Brighton Knights of Columbus located at 323 Washington Street”) [Local Approval Received].

Boston,—
liquor
licenses.

By the same member, for the same committee, on House, No. 4166, a Bill increasing the number of licenses for the sale of alcoholic beverages in the town of Easton (House, No. 4198) [Local Approval Received].

Easton,—
liquor
licenses.

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

Engrossed Bills.

Engrossed bills

Establishing a domestic workers bill of rights (see Senate, No. 2132) (which originated in the Senate); and

Bills
enacted.

Bills
enacted.

Relative to breast cancer early detection (see House, No. 3733, amended) (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.

Interchangeable
biosimilars.

The Senate amendment of the House Bill relative to the substitution of interchangeable biosimilars (House, No. 3734), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

Third
reading
bills.

House bills

Relative to injured on duty benefits for environmental police officers (House, No. 2422, amended);

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

Establishing a regional school district planning committee (House, No. 3789);

Authorizing the town of Plymouth to exchange a parcel of land held for water purposes for a parcel of land in the town of Plymouth (House, No. 3960);

Regarding the establishment of a regional school transportation reimbursement fund (House, No. 4019) (its title having been changed by the committee on bills in the Third Reading);

Establishing a sick leave bank for Maria Blanciforte, an employee of the Department of Developmental Services (House, No. 4093) (its title having been changed by the committee on Bills in the Third Reading); and

Relative to the sale of all alcoholic beverages to be drunk on the premises in the town of Topsfield (House, No. 4167);

Severally reported by the committee on Bill in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Second
reading
bill.

The House Bill to increase capacity to address the complex needs of students with autism (House, No. 4012), was read a second time; and it was ordered to a third reading.

Pesticide
licensing.

The House Bill authorizing the Commissioner of Capital Asset Management and Maintenance to convey certain parcels of land in the town of Westborough (House, No. 4157), reported by the committee on Bills in the Third Reading be correctly, was read a third time.

Pending the question on passing the bill to be engrossed, Mr. Dempsey of Haverhill moved to amend it by inserting after section 2 the following section:

“SECTION 2A. In the event that the town of Westborough sells or leases any portion of the parcels described in section 1, the net proceeds from such sale or lease, as determined by the town and agreed to by the commissioner, shall be allocated between the town of Westborough and the commonwealth in equal shares; provided, however, that

the commissioner may agree to reduce the share of the commonwealth's proceeds to not less than 30 per cent of net proceeds in order to provide certain incentives to the town of Westborough to sell or lease some or all of the parcels described in section 1 expeditiously or to facilitate the development of some or all of the parcels in accordance with smart growth principles promulgated from time to time by the governor and the secretary of energy and environmental affairs. In the event that the net proceeds as so determined is a negative amount, the commonwealth shall not be required to make any payments to the town of Westborough.”; by inserting after section 5 the following section:

“SECTION 5A. There shall be in the town of Westborough a revolving account called the State Hospital Revolving Fund for the purpose of receiving proceeds from the disposition of the Westborough state hospital property and for funding expenses incidental to the ownership of said property. Notwithstanding the provisions of section 53E½ of chapter 44 of the General Laws, the State Hospital Revolving Fund shall not count towards the 10 per cent aggregate limit of revolving funds, and the town may make expenditures from said fund without regard to the 1 per cent limit established by clause (4) of the third paragraph of said section 53E½ of said chapter 44.”; and in section 6, in line 72, by striking out the figure “5” and inserting in place thereof the following: “5A”.

The amendments were adopted; and the bill (House, No. 4157, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Recesses.

At twenty minutes after eleven o'clock A.M., on motion of Mrs. Gifford of Wareham (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock P.M.; and at eighteen minutes after one o'clock the House was called to order with Mr. Donato in the Chair. Recesses.

The House thereupon took a further recess, on motion of Mrs. Gifford, until a quarter after two o'clock; and at twenty-six minutes before three o'clock the House was called to order with Mr. Donato of Medford in the Chair.

The Chair thereupon declared a further recess, subject to the call of the Chair; and at nineteen minutes after three o'clock the House was called to order with Mr. Donato in the Chair.

Engrossed Bill.

The engrossed Bill relative to the substitution of biosimilars (see House, No. 3734, amended) (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.

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-two minutes after three o'clock P.M., on motion of Mrs. Gifford of Wareham (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.