

JOURNAL OF THE HOUSE.

Monday, September 15, 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.

Resolutions.

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

Resolutions (filed by Mr. Fernandes of Milford) honoring Mr. Robin Fletcher for being selected as the 2014 Mendon Senior Citizen of the Year by the town of Mendon Council on Aging; Robin
Fletcher.

Resolutions (filed by Mr. Mirra of West Newbury) congratulating Benjamin James Quinn on receiving the Eagle Award of the Boy Scouts of America; and Benjamin
Quinn.

Resolutions (filed by Mr. Swan of Springfield) commemorating the fiftieth anniversary of Springfield Partners for Community Action; Springfield,—
community
partners.

Ms. Hogan, 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.

Petition.

By Mr. Arciero of Westford, a petition (subject to Joint Rule 12) of James Arciero and others relative to the Lance Corporal Andrew J. Zabierek Memorial Bridge in the town of Chelmsford; and the same was referred, under Rule 24, to the committee on Rules. Chelmsford,—
Zabierek
bridge.

Paper from the Senate.

The House Bill granting an additional license for the sale of alcoholic beverages in the town of Milton (House, No. 4191), came from the Senate passed to be engrossed, in concurrence, with amendments in section 1, in line 4, striking out the word "successor" and inserting in place thereof the word "successors" and adding at the end of said section the following paragraph: Milton,—
liquor
license.

"The license may be reissued by the licensing authority at the same location if an applicant for the license files with the licensing authority a letter from the department of revenue and a letter from the department of unemployment assistance indicating that the license is in good standing with those departments and that all applicable taxes, fees and contributions have been paid. If the license granted under this act is cancelled, revoked or no longer in use, it shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto

Milton,—
liquor
license.

to the licensing authority and the licensing authority may then grant the license to a new applicant at the same location under the same conditions as specified in this act.”; and by striking out section 2 and inserting in place thereof the following section:

“SECTION 2. This act shall take effect upon its passage; provided, however, that if the license authorized in section 1 is not issued within 3 years after the effective date of this act, no license shall be granted.”.

The amendments were referred, under Rule 35, to the committee on Bills in the Third Reading. Said committee then reported that the amendments were correctly drawn; and they were adopted, in concurrence.

Reports of Committees.

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

Senate bills

Sturbridge,—
betterment.

Relative to a betterment assessment in the town of Sturbridge (Senate, No. 2140) [Local Approval Received]; and

Woburn,—
liquor
licenses.

Authorizing the licensing authority of the city of Woburn to grant 6 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (Senate, No. 2280);

Under suspension of Rule 7A, in each instance, on motion of the same member, the bills severally were read a second time forthwith; and they were ordered to a third reading.

Welding, etc.,—
study.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the Senate Resolve providing for an investigation and study by a special commission relative to the cutting, welding and hot work processes regulated by the state fire code (Senate, No. 2368), be scheduled for consideration by the House.

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

Environmental
enforcement,—
study.

By Ms. Gobi of Spencer, for the committee on Environment, Natural Resources and Agriculture, on House, No. 739, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of a certain House document concerning enforcement issues (House, No. 4459).

Energy
policy,—
study.

By the same member, for the same committee, on House, No. 740, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of a certain House document concerning energy policy issues (House, No. 4460).

Development
issues,—
study.

By the same member, for the same committee, on House, No. 3341, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of a certain House document concerning development issues (House, No. 4461).

Financial
Services,—
study.

By Mr. Costello of Newburyport, for the committee on Financial Services, on House, Nos. 845, 973, 2778 and 2861, an Order relative

to authorizing the committee on Financial Services to make an investigation and study of certain House documents concerning financial services issues (House, No. 4462).

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

Ms. Hogan of Stow, 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. Michlewitz of Boston, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Tina Jarbeau, an employee of the Executive Office of Health and Human Services (House, No. 4428). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Tina Jarbeau,—
sick leave.

Emergency Measures.

The engrossed Bill establishing a sick leave bank for Kathleen Restuccia, an employee of the Trial Court (see House, No. 4381, 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.

Kathleen Restuccia,—
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.

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 establishing a sick leave bank for Michael J. Macuch, an employee of the Department of Correction (see House, No. 4407, 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.

Michael J. Macuch,—
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.

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.

Engrossed Bills.

The engrossed Bill validating the actions taken at the annual town election held by the town of Southamptton (see House bill printed in House, No. 4161) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was

Bill enacted.

Bill
enacted.

passed to be enacted (more than two-thirds of the members having agreed to pass the same); and it was signed by the acting Speaker and sent to the Senate.

Bills
enacted.

Engrossed bills

Designating a certain boat launch area in the town of Hardwick as the Stephen M. Brewer Fishing Area (see House, No. 4032);

Granting an additional license for the sale of alcoholic beverages in the town of Milton (see House, No. 4191, amended); and

Authorizing the town of Conway to continue the employment of police officer David Johnson (see House, No. 4195);

(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.

Orders of the Day.

House bills

Third
reading
bills.

Authorizing the town of Hudson to grant additional licenses for the sale of alcoholic beverages to be drunk on the premises in the Highland Commons (House, No. 4411) (its title having been changed by the committee on Bills in the Third Reading); and

Authorizing the town of Hudson to grant additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4412) (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.

Order.

On motion of Mr. DeLeo of Winthrop,—

Next
sitting.

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

Mr. Garballey of Arlington then moved that as a mark of respect to the memory of John F. Cusack, a member of the House from Arlington from 1971 to 1986, inclusive, the House adjourn; and the motion prevailed.

Accordingly, at twenty-nine minutes after eleven o'clock A.M., on motion of Ms. Gifford of Wareham (Mr. Donato of Medford being in the Chair), the House adjourned, to meet on the following Thursday at eleven o'clock A.M., in an Informal Session.