

## JOURNAL OF THE HOUSE.

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Monday, September 22, 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.

### *Resolutions.*

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

Manufacturing  
Advancement  
Center.

Resolutions (filed by Mr. Fernandes of Milford) commending the Massachusetts Manufacturing Extension Partnership's Manufacturing Advancement Center Workforce Innovation Collaborative for serving as one of the most innovative workforce models in the country;

Enid  
Eckstein.

Resolutions (filed by Ms. Malia of Boston) congratulating Enid Eckstein on the occasion of her retirement;

Lucy Paige  
Rubin.

Resolutions (filed by Ms. Peisch of Wellesley) honoring Lucy Paige Rubin on receiving the Gold Award from the Girl Scouts of America;

Perri  
Vimadalal.

Resolutions (filed by Ms. Peisch of Wellesley) honoring Perri Vimadalal on receiving the Gold Award from the Girl Scouts of America; and

David  
Starr.

Resolutions (filed by Mr. Swan of Springfield) commending David Starr for his many years of service to Greater Springfield, the Commonwealth and the United States;

Ms. Hogan of Stow, 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. Peisch of Wellesley, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

### *Communication.*

Norfolk County  
Registry of  
Deeds,—  
technology  
expenditures.

A communication from the Norfolk County Registry of Deeds (pursuant to Section 2KKK of Chapter 29 of the General Laws) submitting its plan for expenditure for technological improvements from the County Registers Technological Fund [copies of said report forwarded to the committee on Ways and Means and committee on Post Audit and Oversight], was placed on file.

### *Petition.*

Palmer,—  
fire and water  
district.

Mr. Smola of Warren presented a petition (subject to Joint Rule 12) of Todd M. Smola and Stephen M. Brewer for legislation to increase the amount of money that may be borrowed by the Thorndike Fire and Water District in the town of Palmer; and the same was referred, under Rule 24, to the committee on Rules.

*Papers from the Senate.*

Bills

Authorizing the town of Freetown to pay a certain unpaid bill (Senate, No. 2353) (on a petition) [Local Approval Received]; and Freetown,—  
unpaid bill.

Establishing a gaming revenue stabilization fund in the town of Plainville (Senate, No. 2354) (on a petition) [Local Approval Received]; Plainville,—  
fund.

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.

A petition (accompanied by bill, Senate, No. 2363) of Marc C. Montigny and Christopher M. Markey (by vote of the town) for legislation to authorize the appointment of special police officers in the town of Dartmouth, was referred, in concurrence, to the committee on Public Service. Dartmouth,—  
special  
police.

A petition (accompanied by bill) of Michael O. Moore for legislation to establish a sick leave bank for Emily Coollick-Burgess, an employee of the Massachusetts Rehabilitation Commission, came from the Senate referred, under suspension of Joint Rule 12, to the committee on the Public Service. Emily  
Coollick-  
Burgess,—  
sick leave.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2373) was referred, in concurrence, to the committee on Public Service.

The following notice was received from the Clerk of the Senate, to wit:—

September 19, 2014.

Honorable Robert A. DeLeo  
*Speaker of the House of Representatives*  
Room 356, State House  
Boston, MA 02133

Dear Mr. Speaker:

I have the honor to inform you that the Honorable Therese Murray, President of the Senate, has announced the [following] appointments:

Senator John F. Keenan to the Special Commission established (pursuant to Section 272 of Chapter 165 of the Acts of 2014) to make an investigation and study relative to aphasia; Aphasia.

Senator Karen E. Spilka to the Special Commission established (pursuant to Section 47 of Chapter 260 of the Acts of 2014) to make an investigation and study on housing and shelter options available to victims of domestic violence and sexual violence; Victims,—  
housing and  
shelter.

Senator John F. Keenan to the Special Commission established (pursuant to Section 42 of Chapter 258 of the Acts of 2014) to make an investigation and study of the development of criteria for mandated treatment or monitoring of nonviolent offenders with substance addictions; Substance  
addictions,—  
non-violent  
offenders.

Senator Michael J. Barrett to the Special Commission established (pursuant to Section 1 of Chapter 226 of the Acts of 2014) to make an investigation and study of Autism; and Autism.

Substance  
Abuse  
Council.

Senator Jennifer L. Flanagan (pursuant to Section 43 of Chapter 258 of the Acts of 2014) to the Massachusetts Interagency Council on Substance Abuse.

Respectfully submitted,

WILLIAM F. WELCH,  
*Clerk of the Senate.*

*Reports of Committees.*

Diesel  
engines,—  
study.

By Ms. Gobi of Spencer, for the committee on Environment, Natural Resources and Agriculture, on House, No. 679, 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 Diesel engines (House, No. 4479) [Senator Brownsberger dissenting].

Zoning,—  
study.

By the same member, for the same committee, on House, No. 691, 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 zoning (House, No. 4480).

Dairy  
products,—  
study.

By the same member, for the same committee, on House, No. 782, 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 dairy (House, No. 4481).

Pesticides,—  
study.

By the same member, for the same committee, on House, No. 3594, 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 pesticides (House, No. 4482) [Senator Brownsberger dissenting].

Revenue,—  
study.

By Mr. Kaufman of Lexington, for the committee on Revenue, on House, Nos. 80, 4130 and 4174, an Order relative to authorizing the committee on Revenue to make an investigation and study of certain House documents concerning revenue issues (House, No. 4483).

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.

*Emergency Measure.*

Timothy  
Maxfield,—  
sick leave.

The engrossed Bill establishing a sick leave bank for Timothy Maxfield, an employee of the Department of Developmental Services (see Senate, No. 2369), 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.

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. Bill enacted.

*Engrossed Bills.*

The engrossed Bill establishing a sick leave bank for Tracy Longvall-Rivera, an employee of the Department of Youth Services (see House, No. 3904) (which originated in the House), in respect to which the Senate had concurred in adoption of the emergency preamble, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate. Bill enacted.

The engrossed Bill validating the results of a certain election held in the town of Lancaster (see House bill printed in House, No. 4331) (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 (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. Id.

Engrossed bills

Establishing the metrowest commission on the status of women (see Senate, No. 1920, amended); Bills enacted.

Relative to the charter of the town of Bellingham (see Senate, No. 2066);

(Which severally originated in the Senate); and

Relative to certain municipal salaries in the city of Lynn (see House, No. 4335) (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.*

The Senate Bill authorizing the abatement of a certain sewer betterment assessment in the town of Sturbridge (Senate, No. 2140), 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. Third reading bill.

The House Bill relative to the town of Fairhaven establishing the position of town administrator (House, No. 4129), was read a third time. Third reading bill amended.

The committee on Bills in the Third Reading reported recommending that the bill be amended by substitution of a Bill establishing the position of town administrator in the town of Fairhaven (House, No. 4478); and the report was accepted.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

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Commissioner  
of Banks,—  
investments.

The Senate amendments of the House Bill relative to the list of legal investments prepared by the Commissioner of Banks (House, No. 3954, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, were considered.

Mr. Speliotis of Danvers moved that the House concur with the Senate in its amendments with a further amendment by striking out section 5. The further amendment was adopted.

The House then concurred with the Senate in its amendments, as amended. Sent to the Senate for concurrence in the further amendment.

Whately,—  
Donald  
Dufault and  
John  
DuBois.

The House Bill authorizing the town of Whately to continue the employment of Donald Dufault and John DuBois (House, No. 4222, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Pending the question on passing the bill to be engrossed, Mr. Kulik of Worthington moved to amend it by striking out section 1 and inserting in place thereof the following section:

“SECTION 1. Notwithstanding any general or special law to the contrary, Donald Dufault, firefighter for the fire department of the town of Whately and John DuBois, firefighter for said fire department, may continue to serve in such positions until the age of 70, until the date of their retirement or non-reappointment, whichever occurs first. No further deductions shall be made from the regular compensation of Donald Dufault or John DuBois for any service performed subsequent to their reaching the age of 65 in connection with their service to the town for retirement or pension purposes under chapter 32 of the General Laws.”

The amendment was adopted; and the bill (House, No. 4222, 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 Thursday next at eleven o'clock A.M.

Next  
sitting.

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At twenty-two minutes after eleven o'clock A.M., on motion of Mr. D'Emila of Bridgewater (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.