

JOURNAL OF THE HOUSE.

Thursday, February 4, 2016.

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 Walsh of Framingham.

A statement of Mr. Walsh of Framingham was spread upon the records of the House, as follows:

Statement of Mr. Walsh of Framingham.

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 yesterday due to a family medical emergency. Had I been present for House Yea and Nay Nos. 196 and 197 [in the Joint Session], I would have voted in the negative, in both instances. In the House session, for Yea and Nay No. 198, I would have voted in the negative; and for Yea and Nay Nos. 199 and 200, I would have voted, in each instance, in the affirmative. My missing of roll calls yesterday in both the House Session and the Joint Session was due entirely to the reason stated.

Resolutions.

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

Adele Kearnan.

Resolutions (filed by Mr. Fernandes of Milford) congratulating Adele Civinini Kearnan on the occasion of her one hundredth birthday;

Heart Defect Awareness Week.

Resolutions (filed by Miss Garry of Dracut and other members of the House) recognizing the week of February seventh through the fourteenth as Congenital Heart Defect Awareness Week; and

Benjamin Carney.

Resolutions (filed by Messrs. Roy of Franklin and Fernandes of Milford) congratulating Benjamin Robert Carney on receiving the Eagle Award of the Boy Scouts of America;

Mr. Galvin of Canton, 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. Barber 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.

Communication.

A communication from the Department of Elementary and Secondary Education (see Section 1P(g) of Chapter 284 of the Acts of 2014) submitting the first annual report of the Safe and Supportive Schools Commission, was placed on file.

Safe and Supportive Schools.

Report.

A report of the Department of Elementary and Secondary Education (under item 7061-9412 of Chapter 46 of the Acts of 2015) relative to

Expanded Learning Grant.

the cost and expenditures of the Expanded Learning Time Grant, was placed on file.

Petitions.

Ms. Ferrante of Gloucester presented a petition (subject to Joint Rule 12) of Ann-Margaret Ferrante and Paul J. Donato relative to the prosecution of persons seeking assistance or treatment for drug related addictions at police stations; and the same was referred, under Rule 24, to the committee on Rules.

Police stations,— drug related addictions.

Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending Joint Rule 12 be suspended. Under suspension of the rules, on motion of Ms. Barber of Somerville, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on the Judiciary. Sent to the Senate for concurrence.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the petition of Alice Hanlon Peisch relative to reviving and continuing the special commission established (under Chapter 449 of the Acts of 2014) to make an investigation and study of the development and implementation process of a six year career plan to be coordinated by licensed school guidance counselors for all students in grades 6 to 12. Under suspension of the rules, on motion of Ms. Barber of Somerville, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Education. Sent to the Senate for concurrence.

Six year career plan,— study.

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

Authorizing the town of Athol to establish a special fund for the rehabilitation of certain properties (Senate, No. 31) [Local Approval Received];

Athol,— property fund.

Relative to the appointment of assistant city clerks in the city of Gardner (Senate, No. 2002) [Local Approval Received];

Gardner,— city clerks.

Establishing a sick leave bank for Robert Albany, an employee of the Department of Correction (Senate, No. 2073, amended); and

Robert Albany.

Establishing a sick leave bank for Wallace Seward, an employee of the Department of Correction (Senate, No. 2118); and

Wallace Seward.

House bills

Relative to the Blue Laws (House, No. 169);

Blue Laws.

Relative to in-house cafes (House, No. 220);

Cafes.

Authorizing the city of Leominster to pay a certain unpaid bill (House, No. 3866) [Local Approval Received];

Leominster,— unpaid bill.

Relative to Dartmouth Fire District No. 2 (House, No. 3875);

Dartmouth.

Authorizing the town of Westborough to grant an additional liquor license (House, No. 3896) [Local Approval Received];

Westborough,— liquor license.

Further authorizing the city of Beverly to issue additional liquor licenses (House, No. 3934) [Local Approval Received]; and

Beverly,— liquor licenses.

Helen Annese,—sick leave. Establishing a sick leave bank for Helen Annese, an employee of the Trial Court (House, No. 3958);

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

Innovative communities. By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, that the Bill relative to innovative communities (Senate, No. 1986), ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

Nursing home residents,—income. By Ms. Garlick of Needham, for the committee on Elder Affairs, on a petition, a Bill relative to the calculation of income for spouses of nursing home residents (House, No. 519).

Behavioral health,—access. By Ms. Malia of Boston, for the committee on Mental Health and Substance Abuse, on a petition, a Bill to ensure behavioral health integration (House, No. 1786).

Substance abuse. By the same member, for the same committee, on a petition, a Bill relative to substance abuse accountable care organizations (House, No. 1789).

Medical necessity,—definition. By the same member, for the same committee, on Senate, No. 1044 and House, No. 1795, a Bill to further define medical necessity determinations (House, No. 1795).

Trial,—competency. By the same member, for the same committee, on Senate, No. 1039 and House, No. 1802, a Bill relative to the discharge of persons incompetent to stand trial (House, No. 1802).

Medically and mentally ill. By the same member, for the same committee, on a petition, a Bill to provide services for medically ill and mentally ill persons (House, No. 1821).

Mental health facilities,—medical care. By the same member, for the same committee, on a petition, a Bill relative to providing appropriate medical care for persons in mental health facilities (House, No. 1822).

Restaurants,—choking training. By Ms. Hogan of Stow, for the committee on Public Health, on House, No. 1885, a Bill protecting the health and safety of people in restaurants (House, No. 3987).

Vending machines. By the same member, for the same committee, on House, No. 2005, a Bill relative to expanding access to healthy food choices in vending machines on state property (House, No. 3988).

Veterinary care,—treatment. By the same member, for the same committee, on House, No. 2061, a Bill relative to expanding veterinary treatment practices (House, No. 3989).

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

Emergency Measure.

Jared Forgues,—sick leave. The engrossed Bill establishing a sick leave bank for Jared Forgues, an employee of the Department of Correction (see Senate, No. 2084), 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 4 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 Bill.

The engrossed Bill further regulating the designation of certain state entities (see Senate, No. 2083) (which originated in the Senate), 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.

Orders of the Day.

House bills Relative to funding public libraries and the Centerville-Osterville-Marston Mills fire district (House, No. 3535) (its title having been changed by the committee on Bills in the Third Reading); and Relative to the charter of the town of Harwich (House, No. 3708);

Severally reported by the committee on Bills in the Third Reading to be correctly 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,— 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 eleven o'clock A.M., on motion of Mrs. Orrall of Lakeville (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.