

JOURNAL OF THE HOUSE.

Thursday, April 16, 2015.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Kafka of Stoughton 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. Kafka), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Message from the Governor — Bill Returned with Recommendation of Amendments.

Reading,—
charter.

A message from His Excellency the Governor returning with recommendation of amendments the engrossed Bill relative to the town of Reading home rule charter [see House, No. 63] (for message, see House, No. 3342), was filed in the office of the Clerk on Wednesday, April 15.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was thereupon "before the General Court and subject to amendment and re-enactment".

Pending the question on adoption of the amendments recommended by His Excellency, the bill was referred, on motion of Mr. Speliotis of Danvers, to the committee on Bills in the Third Reading.

Subsequently the committee on Bills in the Third Reading reported that the amendments recommended by the Governor be considered in the following form:—

In section 1, in lines 1, 2 and 3 by striking out the following: "which is on file in the office of the archivist of the commonwealth, as provided in section 12 of chapter 43B of the General Laws, as amended by January 1, 2015" and inserting in place thereof the following: "as amended by article 7 of the January 5, 2015 special town meeting and approved by the voters on April 7, 2015";

In section 10, in lines 41, 42 and 43 by striking out the following: "35 nor more than 60 days after the date of the certificate of the board of registrars of voters; provided, however, that if any other town election is to occur not less than 35 nor more than 60" and inserting in place thereof the following: "64 days or not more than 90 days from the date the board of selectmen orders the election; provided, however, that if any other town election is to occur not less than 70 days or not more than 90"; and by striking out sections 12 and 13 and inserting in place thereof the following section:

"SECTION 12. This act shall take effect as of the date of the certification of the April 7, 2015 election results in the town of Reading."

The report was accepted; and the amendments were adopted. Sent to the Senate for its action.

Resolutions.

Resolutions (filed with the Clerk by Representatives O'Connell of Taunton, Haddad of Somerset and Orrall of Lakeville) in recognition of the twenty-fifth annual Earth Day Cleanup, were referred, under Rule 85, to the committee on Rules.

Earth Day
Cleanup.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Smola of Warren, 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. Cutler of Duxbury, a petition (accompanied by bill, House, No. 3343) of Josh S. Cutler (by vote of the town) that the town of Duxbury be authorized to establish the position of town manager in said town; and

Duxbury,—
town
manager.

By Representative Tucker of Salem and Senator Lovely, a joint petition (accompanied by bill, House, No. 3344) of Paul Tucker (with the approval of the mayor and city council) that the city of Salem be authorized to reduce the number of members on the board of health, in said city, from seven to five;

Salem,—
board of
health.

Severally to the committee on Municipalities and Regional Government.
Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Heroux of Attleboro (by request), a petition (subject to Joint Rule 12) of Michael McAbee relative to noncriminal hearings procedures for certain motor vehicle offenses.

Drivers,—
noncriminal
hearings.

By Representatives Lyons of Andover and O'Connell of Taunton, a petition (subject to Joint Rule 12) of James J. Lyons, Jr., and others relative to windshield wiper and headlight use.

Motor
vehicles,—
headlights.

By Mr. Mariano of Quincy, a petition (subject to Joint Rule 12) of Ronald Mariano, Maura Healey (Attorney General) and others that the Health Policy Commission be authorized to make factual findings and issue a preliminary report on the cost and market impact review.

Health Policy
Commission,—
report.

By Mr. Moran of Lawrence, a petition (subject to Joint Rule 12) of Frank A. Moran and Barbara L'Italien for legislation to establish a sick leave bank for Susan Comeau, an employee of the Massachusetts Rehabilitation Commission.

Susan
Comeau,—
sick leave.

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

Papers from the Senate.

A petition (accompanied by bill, Senate, No. 46) of Bruce E. Tarr and Ann-Margaret Ferrante (by vote of the town) for legislation relative to the granting of wine and malt alcoholic beverages licenses to be consumed on the premises by the town of Rockport, was referred, in concurrence, to the committee on Election Laws.

Rockport,—
liquor license
ballot
question.

Margaret
Carey,—
sick leave.

A petition (accompanied by bill) of John F. Keenan for legislation to establish a sick leave bank for Margaret Carey, an employee of the Department of Public Health, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 953) was referred, in concurrence, to the committee on Public Service.

Engrossed Bill.

Bill
enacted.

The engrossed Bill authorizing the town of Scituate to establish the date of its annual town election (see House bill printed in House, No. 55) (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.

Orders of the Day.

House bills

Third
reading
bills.

Exempting the police department of the town of Westwood from the civil service law (House, No. 2370) (its title having been changed by the committee on Bills in the Third Reading);

Exempting the police department in the town of Burlington from the civil service law (House, No. 3188, changed); and

Authorizing the city of Revere to pay a certain sum of money to Cynthia A. Penta (Adreani) (House, No. 3206);

Severally reported by the committee on Bills 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.

Lisa
Renaud,—
sick leave.

The House Bill establishing a sick leave bank for Lisa Renaud, an employee of the Department of Correction (House, No. 2281) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time.

Pending the question on passing the bill to be engrossed, Mr. Durant of Spencer moved to amend it by inserting before the enacting clause the following emergency preamble:

“*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a sick leave bank for a certain employee of the department of correction, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The amendment was adopted; and the bill (House, No. 2281, amended) was passed to be engrossed. 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 Tuesday next at eleven o'clock A.M.

THURSDAY, APRIL 16, 2015.

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At eleven minutes before twelve o'clock noon, on motion of Mr. Smola of Warren (Mr. Kafka of Stoughton being in the Chair), the House adjourned, to meet the following Tuesday at eleven o'clock A.M., in an Informal Session.