

JOURNAL OF THE HOUSE.

Thursday, April 21, 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.

Guests of the House.

Girl Scout Troop 80776.

At the beginning of the session, the Chair (Mr. Donato of Medford), declared a brief recess and introduced, seated in the House Chamber, Girl Scout Troop 80776 from Orleans, Eastham and Wellfleet. They were accompanied by Scout Leaders Pamela Anderson, Monica Keefe-Hess, Laura Freeman and Julie Hamilton.

At the invitation of the Chair, the Girl Scouts and Troop Leaders participated in the pledge of allegiance to the flag. They were the guests of Ms. Peake of Provincetown.

Madeline Smola and Joline Wheeler.

During the Session, the Chair (Mr. Donato of Medford), declared a brief recess and introduced Madeline Smola and Joline Wheeler, the wife and step daughter of Representative Smola of Warren. They were the guests of Mr. Smola.

Resolutions.

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

Jeffrey Botelho, Jr.

Resolutions (filed by Mrs. Haddad of Somerset) congratulating Jeffrey Alan Botelho, Jr., on receiving the Eagle Award of the Boy Scouts of America;

Robert Munroe.

Resolutions (filed by Mrs. Haddad of Somerset) congratulating Robert Munroe on receiving the Eagle Award of the Boy Scouts of America;

Ashley Lamoureux.

Resolutions (filed by Mrs. Poirier of North Attleborough) congratulating Ashley Lamoureux on receiving the Gold Award of the Girl Scouts of America;

Monson Rotary Club.

Resolutions (filed by Mr. Ashe of Longmeadow) commending the Monson Rotary Club on its seventy-fifth anniversary;

Arlington, — Regent Theatre.

Resolutions (filed by Messrs. Garballey of Arlington and Rogers of Cambridge) commending the Regent Theatre in the town of Arlington on its one hundredth anniversary;

Boston by Foot Day.

Resolutions (filed by Mr. Hunt of Boston) recognizing May 1st as Boston by Foot Day on its fortieth anniversary;

Elks National Youth Week.

Resolutions (filed by Mr. Lombardo of Billerica and other members of the House) recognizing May 1-7 as Elks National Youth Week; and

Brookline, — Devotion School.

Resolutions (filed by Messrs. Smizik of Brookline, Coppinger of Boston, Moran of Boston and Sánchez of Boston) congratulating the

third grade students of the Edward Devotion School in the town of Brookline on their participation in the thirty-second annual JFK Essay and Poetry Program;

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. Peake of Provincetown, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Orders.

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

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Education be granted until Friday, May 6, 2016, the time within which to make its final report on current Senate documents numbered 262 and 336, and current House documents numbered 327, 422, 498 and 3225 (House, No. 4224).

Education committee, — extension of time for reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order ought to be adopted. Under suspension of the rules, on motion of Mr. Tucker of Salem, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

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

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Education be granted until Friday, June 3, 2016, the time within which to make its final report on current Senate documents numbered 253, 266, 267 and 268 and current House documents numbered 326, 336, 341, 462, 489 and 3402 (House, No. 4225).

Id.

Mr. Galvin of Canton, for the committees on Rules, reported that the order ought to be adopted. Under suspension of the rules, on motion of Mr. McGonagle of Everett, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

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

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Elder Affairs be granted until Thursday, June 2, 2016, the time within which to make its final report on a current Senate document numbered 370 and current House documents numbered 518, 535 and 3404 (House, No. 4229).

Elder Affairs committee, — extension of time for reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order ought to be adopted. Under suspension of the rules, on motion of Mr. Tucker of Salem, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Mr. O'Day of West Boylston) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Municipalities and Regional Government committee,— extension of time for reporting.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Municipalities and Regional Government be granted until Monday, May 16, 2016, the time within which to make its final report on current House document numbered 3906 (House, No. 4174).

Mr. Galvin of Canton, for the committees on Rules, reported that the order ought to be adopted. Under suspension of the rules, on motion of Mr. Tucker of Salem, 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 Friday, April 29, 2016, the time within which to make its final report on current House document numbered 4101 (House, No. 4223).

Mr. Galvin of Canton, for the committees on Rules, reported that the order ought to be adopted. Under suspension of the rules, on motion of Mr. Tucker of Salem, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Communication.

Veterans,— long-term care and housing master plan.

A communication from the Long-Term Care and Housing Master Plan Commission established (see Section 32 of Chapter 62 of the Acts of 2014) to make an investigation and study to evaluate and make recommendations regarding the future needs surrounding the housing and residential care demands of veterans, veterans' spouses and veterans' dependents [copies of the plan were forwarded to the House committees on Ways and Means; and Bonding, Capital Expenditures and State Assets; and a copy was in the custody of the joint committee on Veterans and Federal Affairs], was placed on file.

Papers from the Senate.

Bills

Andover,— land.

Authorizing the town of Andover school district to convey a certain parcel of land (Senate, No. 1983) (on a petition) [Local Approval Received]; and

Milton,— public body.

Further defining a quorum of a public body in the town of Milton (Senate, No. 2001) (on a petition) [Local Approval Received];

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.

New Bedford/Fall River commuter rail.

A report of the committee on Transportation, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 1875) of Mark C. Montigny for legislation to facilitate the completion of the New Bedford/Fall River commuter rail extension project,— and recommending the same be referred to the Senate committee on Ways and Means,— accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence, inasmuch as relates to the discharge of the committee.

A petition of Karen E. Spilka and Tom Sannicandro for legislation to establish a sick leave bank for Evelena Brown, an employee of the Department of Children and Families, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service.

Evelena Brown,— sick leave.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2238) was referred, in concurrence, to the committee on Public Service.

Reports of Committees.

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

To establish commonsense permitting reforms for businesses and landowners (House, No. 1844);

Permitting.

Relative to single risk limitations (House, No. 4203);

Building lots. Risk limits.

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

By Mr. Sannicandro of Ashland, for the committee on Higher Education, on House, Nos. 1040, 1041, 1043, 1048, 1049, 1050, 1052, 1053, 1054, 1056, 1059, 1061, 1071, 1072, 1075, 1077, 1078, 3249, 3426, 3427 and 3428, an Order relative to authorizing the committee on Higher Education to make an investigation and study of certain House documents concerning higher education issues (House, No. 4228). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Higher education,— study.

Subsequently Mr. Galvin of Canton, for said committees, reported asking to be discharged from further consideration of the order; and recommending that the same 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 Financial Services, on a petition, a Bill establishing a commission to study the feasibility of establishing a bank owned by the Commonwealth or by a public authority constituted by the Commonwealth (House, No. 934).

State owned bank,— study.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on a petition, a Resolve providing for a "Special Commission on Peace Officer Standards and Training" to study and make recommendations concerning the implementation of a Peace Officers Standards and Training (POST) system (House, No. 2192, changed in section 2, in line 20, by striking out the words "superintendent of the Massachusetts state police, or the superintendent's designee" and inserting in place thereof the words "chief of the MBTA transit police department, or the chief's designee", in line 34, by striking out the words "a representative of the State Police Association of Massachusetts;"; and in section 3, in line 42, by inserting after the word "methodology" the following: "provided however that

Police officer training,— study.

in accordance with M.G.L. chapter 22c; section 3, any proposed POST system shall not apply to the Department of the State Police.”).

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill establishing the Massachusetts law revision commission (House, No. 2813).

By the same member, for the same committee, on a petition, a Bill establishing a commission on the 250th anniversary of the American Revolution (House, No. 3516).

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

By Mr. Michlewitz of Boston, for the committee on Financial Services, on a petition, a Bill relative to patient medication adherence (House, No. 791).

By the same member, for the same committee, on a petition, a Bill relative to transparent health care data (House, No. 827).

By the same member, for the same committee, on a petition, a Bill relative to pediatric plans of care (House, No. 923).

By the same member, for the same committee, on a petition, a Bill making corrective amendments to Chapter 234 of the Acts of 2012 47CC (House, No. 949).

By the same member, for the same committee, on a petition, a Bill amending Chapter 234 of the Acts of 2012 (House, No. 950).

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

By Mr. Michlewitz of Boston, for the committee on Financial Services, on a petition, a Bill making changes to certain references in the banking laws of the Commonwealth (House, No. 823).

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill to support transportation demand management (House, No. 2743).

By the same member, for the same committee, on a petition, a Bill relative to nondiscrimination (House, No. 2750).

By the same member, for the same committee, on House Nos. 2767 and 2802, a Bill relative to online posting of CMR’s (House, No. 2767).

By the same member, for the same committee, on a petition, a Bill to modernize trade name registration (House, No. 2797).

By the same member, for the same committee, on a petition, a Bill to protect tropical forests by restricting state purchases of certain wood products (House, No. 2809).

By the same member, for the same committee, on a petition, a Bill establishing an office of access and opportunity (House, No. 2811).

By the same member, for the same committee, on a petition, a Bill establishing a special secretary to reduce and prevent homelessness and increase economic mobility (House, No. 2812).

By the same member, for the same committee, on a petition, a Bill relative to the disclosure of participation in the slave trade in the Commonwealth (House, No. 2814).

By the same member, for the same committee, on a petition, a Bill to promote cost savings through the use of public water (House, No. 2817).

By the same member, for the same committee, on a petition, a Bill relative to state grants targeting minority communities (House, No. 3520).

By Mr. Parisella of Beverly, for the committee on Veterans and Federal Affairs, on House, Nos. 3131, 3136, 3139, 3156 and 3547, a Bill relative to housing, operations, military service, and enrichment (House, No. 4230).

Severally read; and referred, under Rule 33, to the committee on Ways and Means.

By Mr. Michlewitz of Boston, for the committee on Financial Services, on a petition, a Bill to amend credit card merchant agreements (House, No. 834).

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on a petition, a Bill relative to kayak safety (House, No. 2180).

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill making amendments to the Massachusetts Business Corporation Act (House, No. 2818).

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

Engrossed Bills.

Engrossed bills

Designating the Massachusetts Hospital School as the Pappas Rehabilitation Hospital for Children (see House, No. 2739, amended); and Designating a certain traffic island in the town of Hingham as The Frank Massa Memorial Island (see House, No. 3808); (Which severally originated in the House);

In respect to each of which the Senate had concurred in adoption of the emergency preamble, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

The engrossed Bill authorizing the town of Saugus to designate a check-off box on its tax bills for the Saugus Veterans Relief Fund (see House, No. 4031) (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.

Orders of the Day.

The Senate amendment of the House Bill authorizing the commissioner of Capital Asset Management and Maintenance to convey certain land to the town of Acton in exchange for other real property (House, No. 3792, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

The House Bill authorizing the commissioner of Capital Asset Management and Maintenance to convey a certain parcel of land in the city of Marlborough (House, No. 3560, changed) (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.

Marlborough,—
land.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 1, in lines 10, 11 and 12, by striking out the sentence contained in those lines and inserting in place thereof the following sentence: "Said parcel of land contains approximately .12 acres, more or less, and is described in an agreement recorded on April 11th, 1922 with the Middlesex south registry of deeds at book 4506, page 73, and shown on a plan of land entitled 'Map 82, Parcel 147' in the Marlborough assessor's office to be filed with the Middlesex south registry of deeds."; and the amendment was adopted.

The bill (House, No. 3560, changed and amended) then 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 Monday next at ten o'clock A.M.

At seventeen minutes after eleven o'clock A.M., on motion of Mr. Smola of Warren (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Monday at ten o'clock A.M.