

JOURNAL OF THE HOUSE.

Thursday, June 16, 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).

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.

Statement of Representative Whipps Lee of Athol.

A statement of Mrs. Whipps Lee of Athol was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was absent from the State House on June 1, 2016, due to a long standing and previously scheduled legislative trip that took me out of Massachusetts. Statement of
Mrs. Whipps
Lee of Athol.

On June 1st, the House took up S.735, An Act Relative to Transgender Anti-Discrimination, during the formal session. If present I would have voted in favor of engrossment of this bill.

Guests of the House.

At the beginning of the session, the Chair (Mr. Donato of Medford) declared a brief recess and introduced, seated in the House Chamber, students from the Wessagusset Primary School in Weymouth. At the invitation of the Chair, the students participated in the pledge of allegiance to the flag. They were the guests of Representative Murphy of Weymouth. Weymouth,—
Wessagusset
Primary
School.

Resolutions.

Resolutions (filed with the Clerk by Mr. Mirra of West Newbury) congratulating Troy Ashton Ellis on receiving the Eagle Award of the Boy Scouts of America, were referred under Rule 85, to the committee on Rules. Troy
Ellis.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Ms. Garlick of Needham, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Reports of Committees.

By Mr. Cabral of New Bedford, for the committee on Bonding, Capital Expenditures and State Assets, on the residue, that the Bill financing improvements to municipal roads and bridges (House, No. 4057), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4416). Referred, under Rule 33, to the committee on Ways and Means, with the amendment pending. Municipal
roads and
bridges.

Synthetic drugs. By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the Bill relative to synthetic drugs (House, No. 4310), ought to pass [Cost: Greater than \$100,000.00]. Read; and referred, under Rule 33, to the committee on Ways and Means.

Cleft lip and cleft palate. By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the following bills ought to pass:
Making corrective amendments to Chapter 234 of the Acts of 2012 47CC (House, No. 949);

Hypertension. Establishing a pulmonary hypertension task force (House, No. 4121); and

Marijuana cultivation. Relative to the cultivation of marijuana and marihuana (House, No. 4326);

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

Solitary confinement. By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the Bill to collect data regarding the use of solitary confinement in Massachusetts prisons and jails (House, No. 1381), ought to pass with amendments in line 1 by striking out the year “2012” and inserting in place thereof the year “2014”, in line 2 by striking out the figures “39”, the first time they appear, and inserting in place thereof the following: “39A”, and by striking out the following: “39A” (as published) and inserting in place thereof the following: “39B” [Cost: Greater than \$100,000.00].

First responders,—needle stick injuries. By the same member, for the same committee, that the Bill relative to needle stick injuries suffered by first responders (House, No. 1689), ought to pass with an amendment in line 16 by striking out the following: “pursuant to section 34 or 35” and inserting in place thereof the following: “on the basis of total or partial incapacity pursuant to chapter 152” [Cost: Greater than \$100,000.00].

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

Cleft lip and cleft palate. By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the Bill amending Chapter 234 of the Acts of 2012 (House, No. 950), ought to pass with amendments in section 1, in lines 1 and 2, by striking out the following: “further amended by striking out section 4EE, inserted by section 5 of chapter 234 of the acts of 2012, and inserting in place thereof” and inserting in place thereof the words “amended by adding”, and, in line 4, by striking out the letters “GG” and inserting in place thereof the letters “JJ”. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendments pending.

Job creation. By Mr. Wagner of Chicopee, for the committee on Economic Development and Emerging Technologies, on House, No. 3983, a Bill relative to job creation, workforce development and infrastructure investment (House, No. 4413). Read; and referred, under Rule 17G, to the committee on Bonding, Capital Expenditures and State Assets.

By Ms. Peisch of Wellesley, for the committee on Education, on House, No. 318, a Bill to improve augmentative and alternative communication opportunities for children with disabilities (House, No. 4407).

By the same member, for the same committee, on House, No. 3221, a Bill relative to healthy eating in school cafeterias (House, No. 4409).

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

By Ms. Peisch of Wellesley, for the committee on Education, on Senate, No. 312 and House, No. 463, a Bill relative to dyslexia (House, No. 4406).

By the same member, for the same committee, on House, No. 3403, a Bill relative to strengthening background checks (House, No. 4410).

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

By Ms. Peisch of Wellesley, for the committee on Education, on House, No. 406, a Bill relative to safe schools (House, No. 4408).

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill authorizing the city of Springfield to convert certain park land at Emerson Wight Park to construct a community center and alleviate traffic congestion, and to acquire and dedicate replacement park land (House, No. 4302) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill relative to the town administrator in the town of Hingham (House, No. 4316) [Local Approval Received].

By the same member, for the same committee, on a joint petition, a Bill amending the charter of the town of Nantucket concerning newspaper publication of town meeting warrants (House, No. 4318) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill relative to the Hampshire Regional Council of Governments (House, No. 4328).

By the same member, for the same committee, on a petition, a Bill relative to the issuance of certain bonds by the town of Pembroke (House, No. 4346, changed in section 1, in lines 1 and 5, by striking out the figures “20” and inserting in place thereof, in each instance, the figure “6”) [Local Approval Received].

By the same member, for the same committee, on a joint petition, a Bill to change the town lines between the towns of Aquinnah and Chilmark (House, No. 4372).

By the same member, for the same committee, on a petition, a Bill for a certain reserve fund in the town of Middleton (House, No. 4378) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill authorizing the change of use of certain park land in the town of South Hadley (House, No. 4379) [Local Approval Received].

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

*Orders of the Day.*Third
reading
bills.

The House Bill relative to the composition of the Salem Board of Health (House, No. 3344), 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. Sent to the Senate for concurrence.

Foxborough,—
liquor
licenses.

The House Bill authorizing the town of Foxborough to grant 2 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4238) (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. Speliotis of Danvers moved to amend it by striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. (a) Notwithstanding section 17 of chapter 138 of the General Laws or any other general or special law to the contrary, the licensing authority of the town of Foxborough may grant 2 additional licenses for the sale of all alcoholic beverages to be drunk on the premises pursuant to section 12 of said chapter 138 subject to the conditions set forth in this act.

(b) The licensing authority of the town of Foxborough shall restrict the licenses authorized in this act to business entities located within the site containing a development to be known as Forbes Crossing, as more particularly shown on a plan which is on file with the board of selectmen, hereinafter referred to as the ‘site’. A license granted pursuant to this act shall be clearly marked on its face ‘Forbes Crossing Only’ and shall be subject to all of said chapter 138 except said section 17.

(c) Notwithstanding section 12 of said chapter 138, the additional licenses authorized by this act shall be subject to an original license fee of \$5,000 in addition to the annual fee for existing all alcoholic beverages or wines and malt beverages licenses, as applicable, in the town of Foxborough due and payable upon the original granting of any such license and also upon the reissuance of such license pursuant to subsection (e) or (f). Said additional \$5,000 fee shall be deposited into an economic development account in the town and expended consistently with the purposes of such account.

(d) Prior to the granting of a license pursuant to this act, the licensing authority of the town of Foxborough shall determine whether an applicant meets the criteria set forth in this act, consistent with the rules and regulations governing licenses for the sale of alcoholic beverages promulgated by the licensing authority and all other applicable laws.

(e) The licensing authority of the town of Foxborough shall not approve the transfer of a license granted pursuant to this act to a location outside the site, but it may grant a license to a new applicant within the site if the applicant 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.

(f) If a license granted pursuant to 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, to the licensing authority of the town of Foxborough, which may then grant the license to a new applicant at a location within the site under the same conditions set forth in this act.

SECTION 2. This act shall take effect upon its passage.”

The amendment was adopted; and the bill (House, No. 4238, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

At seventeen minutes before twelve o'clock noon, on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at five minutes after one o'clock P.M. the House was called to order with Mr. Donato in the Chair. Recess.

Reconsideration.

Mr. Dempsey of Haverhill asked that the vote be reconsidered by which the House, at the preceding sitting, passed to be engrossed the House Bill modernizing municipal finance and government (House, No. 4397, amended), and the motion to reconsider was entertained; and it prevailed. Municipal
finance
and
government.

The same member then moved to amend the bill by striking out sections 215 and 216 and inserting in place thereof the following two sections:

“SECTION 215. Sections 99, 100 and 206 shall take effect on January 1, 2018.

SECTION 216. Sections 109, 111, 113 to 115, inclusive, and 128 to 130, inclusive, shall apply to taxes assessed for fiscal years beginning on or after July 1, 2016.”; and

By striking out section 217 (as published) and inserting in place thereof the following section:

“SECTION 218. Sections 119, 120 and 135 shall apply to overlay raised under section 25 of chapter 59 of the General Laws for any fiscal year before or after the effective date of this act.”.

The amendments were adopted; and the bill was passed to be engrossed. The bill (House, No. 4419, published as amended) then was 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 eight minutes after one o'clock P.M., on motion of Mr. Wong of Saugus (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.