

JOURNAL OF THE HOUSE.

Thursday, June 23, 2016.

Met at six minutes after 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 Atkins of Concord.

A statement of Ms. Atkins of Concord 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 on Wednesday, June 15, 2016, I missed certain roll call votes. Had I been present, I would have voted in the negative on Roll Call No. 279, on an amendment to House bill No. 4397. I would have voted in the affirmative on Roll Call No. 280, on passing to be engrossed House bill No. 4397, An Act modernizing municipal finance and government. I respectfully request that this be printed in the Journal of the House. Statement of Ms. Atkins of Concord.

Resolutions.

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

Resolutions (filed by Messrs. Calter of Kingston, Muratore of Plymouth, Hunt of Sandwich and Cutler of Duxbury) congratulating Judge Rosemary B. Minehan on her retirement; Rosemary Minehan.

Resolutions (filed by Representatives DiZoglio of Methuen, Devers of Lawrence and Moran of Lawrence) welcoming His Beatitude Bechara Peter Cardinal Rai, the Maronite Patriarch of Antioch and all the East, to the Commonwealth; Bechara Peter Cardinal Rai.

Resolutions (filed by Mr. Mahoney of Worcester, O'Day of West Boylston, Keefe of Worcester, Campanale of Leicester and Donahue of Worcester) commending the Jewish Healthcare Center, Inc. on its one hundredth anniversary; Jewish Healthcare Center.

Resolutions (filed by Representatives Moran of Lawrence, Devers of Lawrence and DiZoglio of Methuen) congratulating Martha Lopez-Velez on receiving the 2016 Eartha Dengler History Award; and Martha Lopez-Velez.

Resolutions (filed by Mr. Parisella of Beverly) commemorating the observance of June 27, 2016 as National Post-Traumatic Stress Disorder Awareness Day; Post-Traumatic Stress Disorder Awareness Day.

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 Mr. Tucker of Salem, 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:

Foxborough,—
liquor
licenses.

By Mr. Barrows of Mansfield, a petition (accompanied by bill, House, No. 4429) of F. Jay Barrows and James E. Timilty (by vote of the town) that the town of Foxborough be authorized to grant four additional licenses for the sale of all alcoholic beverages to be drunk on the premises;

Id.

By the same member, a petition (accompanied by bill, House, No. 4430) of F. Jay Barrows and James E. Timilty (by vote of the town) that the town of Foxborough be authorized to grant three additional licenses for the sale of all alcoholic beverages to be drunk on the premises; and

Id.

By the same member, a petition (accompanied by bill, House, No. 4431) of F. Jay Barrows and James E. Timilty (by vote of the town) that the town of Foxborough be authorized to grant two additional licenses for the sale of all alcoholic beverages to be drunk on the premises.

Severally to the committee on Consumer Protection and Professional Licensure.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

Alcoholic
beverages,—
taxation.

By Representative Tucker of Salem and Senator Lovely, a joint petition (subject to Joint Rule 12) of Paul Tucker and others relative to the taxation of certain alcoholic beverages.

Gardner,—
land.

By Mr. Zlotnik of Gardner, a petition (subject to Joint Rule 12) of Jonathan D. Zlotnik and Jennifer L. Flanagan that the Commissioner of Capital Asset Management and Maintenance be authorized to convey certain parcels of land in the city of Gardner.

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

Reports of Committees.

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

Aberjona
River.

Authorizing the Division of Capital Asset Management and Maintenance to grant easements (House, No. 4101); and

Recreational
vehicles,—
hit and run.

Increasing penalties for hit and runs with recreational vehicles in the Commonwealth (House, No. 4362);

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.

Building
codes,—
study.

By Mr. Galvin of Canton, for the committee on Rules, that the Resolve establishing a special commission to investigate and study [sic] relative to the application of building codes when existing structures in gateway cities are converted to a mixed-use development (House, No. 2189), ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

By Mr. Murphy of Weymouth for the committee on Public Service, on a petition, a Bill directing the state retirement board to retire Robert Emmet Fitzgerald (House, No. 2420).

By the same member, for the same committee, on a petition, a Bill relative to the retirement classification of state inspectors (House, No. 3899).

By the same member, for the same committee, on a petition, a Bill relative to special investigators of the Alcohol Beverage Control Commission (House, No. 4373).

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

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill relative to the one-year Cambridge residency preference for persons being considered for original appointment to the Cambridge police force and fire force (House, No. 3287) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill relative to special police officers in the city of Newton (House, No. 3885) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill relative to special police officers in the town of Dracut (House, No. 4012) [Local Approval Received].

By the same member, for the same committee, on a joint petition, a Bill authorizing the appointment of retired police officers in the town of Nantucket to serve as special police officers (House, No. 4319) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill exempting certain positions in the city of Marlborough from the civil service law (House, No. 4337) [Local Approval Received] [Representative DuBois of Brockton dissenting].

By the same member, for the same committee, on a petition, a Bill providing that future members of the police force of the town of Sharon shall be exempt from the provisions of the civil service law (House, No. 4338) [Local Approval Received].

By the same member for the same committee, on a petition, a Bill relative to the disability retirement of Jared MacDonald, a police officer in the town of Bourne (House, No. 4359) [Local Approval Received].

By the same member, for the same committee, on a joint petition, a Bill authorizing the appointing authority of the town of Mansfield to appoint police cadets under certain circumstances to the police department of said town (House, No. 4376) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for John DiPaolo, an employee of the Middlesex County Sheriff's Office (House, No. 4386).

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

Engrossed Bill.

The engrossed Bill making certain appropriations for the fiscal year 2017 before final action on the General Appropriations Bill (see House Bill enacted.

Robert Emmet
Fitzgerald.

Inspectors,—
retirement.

ABCC.

Cambridge,—
residency.

Newton,—
special
police.

Dracut,—
special
police.

Nantucket,—
retired
police.

Marlborough,—
civil
service.

Sharon,—
civil
service.

Jared
MacDonald,—
retirement.

Mansfield,—
cadets.

John
DiPaolo,—
sick leave.

Bill
enacted.

bill printed in House, No. 4425) (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.

House bills

Protecting wages of employees who receive wages through an electronic wage card (House, No. 3813) (its title having been changed by the committee on Bills in the Third Reading); and

Third
reading
bills.

Establishing a certain reserve fund in the town of Middleton (House, No. 4378) (its title having been changed by the committee on Bills in the Third Reading);

Severally reported by said committee to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

The House Bill improving students' access to life saving treatments (House, No. 417), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Diabetes.

Pending the question on passing the bill to be engrossed, Mr. Kafka of Stoughton moved that it be amended by substitution of a bill with the same title (House, No. 4428).

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

The House Bill relative to fire safety (House, No. 2112), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Sprinkler
fitters.

Pending the question on passing the bill to be engrossed, Mr. Copping of Boston moved to amend it by striking out section 4 and inserting in place thereof the following section:

"SECTION 4. Said section 81 of said chapter 146, as so appearing, is hereby further amended by striking out the definition of 'Sprinkler fitter/journeyman sprinkler fitter' and inserting in place thereof the following definition:—

'Sprinkler fitter/journeyman sprinkler fitter', any person who has completed an apprenticeship training program satisfactory to this bureau, is employed by a licensed fire protection sprinkler system contractor and who, by himself or with other sprinkler fitters, performs any work in sprinkler fitting subject to inspection under any law, ordinance, by-law, rule or regulation, but does not employ other sprinkler fitters."

The amendment was adopted; and the bill (House, No. 2112, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Robin Reyes
Capital
Stabilization
Fund.

The House Bill relative to the Robin Reyes Capital Stabilization Fund in the town of Dedham (House, No. 4217), 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. Speliotis of Danvers moved to amend it in section 1, in line 3, by striking out the words "annually by said town" and inserting in place thereof the words "by the town from the state treasurer".

The amendment was adopted; and the bill (House, No. 4217, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill establishing a sick leave bank for Ceclie Ferrie an employee of the Department of Correction (House, No. 4249) (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.

Ceclie
Ferrie,—
sick leave.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers 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. 4249, 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 Monday next at eleven o'clock A.M.

Next
sitting.

At twenty-three minutes after eleven o'clock A.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.