

JOURNAL OF THE HOUSE.

Thursday, August 13, 2015.

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.

Resolutions.

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

Resolutions (filed by Mr. Frost of Auburn) recognizing the bravery and service of the World War II generation on the occasion of the "Spirit of '45" Day; Spirit of '45 Day.

Resolutions (filed by Mr. Linsky of Natick) congratulating Nicholas Borgman on receiving the Eagle Award of the Boy Scouts of America; Nicholas Borgman.

Resolutions (filed by Mr. Linsky of Natick) congratulating Aidan Clark on receiving the Eagle Award of the Boy Scouts of America; Aidan Clark.

Resolutions (filed by Messrs. Linsky of Natick and Dooley of Norfolk) congratulating Herman "Buz" Downing on the occasion of his retirement as emergency management co-director for the town of Millis; Herman Downing.

Resolutions (filed by Mr. Linsky of Natick) congratulating Peter Koistinen on receiving the Eagle Award of the Boy Scouts of America; Peter Koistinen.

Resolutions (filed by Mr. Linsky of Natick) congratulating Neil Simmons on receiving the Eagle Award of the Boy Scouts of America; Neil Simmons.

Resolutions (filed by Mr. Rogers of Norwood) commemorating the well-deserved retirement of Mary Grinavic after twenty-nine years of faithful and selfless service to the children of Walpole; and Mary Grinavic.

Resolutions (filed by Mr. Zlotnik of Gardner) celebrating Emilio Magliacane on the occasion of his ninetieth birthday; Emilio Magliacane.

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

Communications.

Communications
From the Department of Public Health (under Chapter 313 of the Acts of 2010) issuing an annual summary of the state of the fiscal year 2015 activities relative to screening for postpartum depression [copies of said report forwarded to the committees on Financial Services and Public Health]; and Postpartum depression screenings.

From the Department of Public Health (see sections 25L and 25N of Chapter 111 of the General Laws) submitting a report entitled the "Massachusetts Health Care Workforce Center Annual Report"; Health care workforce.

Severally were placed on file.

Petitions.

Lee,—
fuel tax.

Representative Pignatelli of Lenox and Senator Downing presented a joint petition (accompanied by bill, House No. 3725) of William Smitty Pignatelli and Benjamin B. Downing (by vote of the town) that the town of Lee be authorized to establish a local excise tax on the sale of gasoline and diesel fuel; and the same was referred to the committee on Revenue. Sent to the Senate for concurrence.

Prepaid
wireless,—
surcharge.

Mr. Naughton of Clinton presented a petition (subject to Joint Rule 12) of Harold P. Naughton, Jr., for legislation to authorize the Department of Revenue to collect a surcharge for 911 services from the end users of prepaid wireless services at the point of sale on each retail sale; and the same was referred, under Rule 24, to the committee on Rules.

Papers from the Senate.

Robert
McMahan,—
sick leave.

A Bill establishing a sick leave bank for Robert McMahan, an employee of the Department of Public Health (Senate, No. 1951, amended in line 4 by striking out the word “Whenever” and inserting in place thereof the word “If”; and 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 public health, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”) (on a petition), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Tucker of Salem, the bill was read a second time forthwith; and it was ordered to a third reading.

Carver,—
constable.

A Bill relative to the position of constable in the town of Carver (Senate, No. 1926) (on a petition) [Local Approval Received], passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

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 following petitions:

Insurance,—
losses.

Petition (accompanied by bill) of Keiko M. Orrall relative to insurance binders for losses or damage due to building fires; and

Insurance,—
medical
tests.

Petition (accompanied by bill) of Chris Walsh and others for legislation to require written notice of medical tests outside a patient’s network for insurance purposes;

Severally to the committee on Financial Services.

Vital
records.

Petition (accompanied by bill) of Chris Walsh and Shawn Dooley relative to the release of vital records by municipal officials. To the committee on Public Health.

Petition (accompanied by bill) of Chris Walsh and others for legislation to exempt certain persons over the age of sixty-five from motor vehicle excises and registration fees. To the committee on Revenue. Motor vehicle excise.

Under suspension of the rules, on motion of Mr. McMurtry of Dedham, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill authorizing the city of Salem to issue additional licenses for the sale of alcoholic beverages (House, No. 3710) [Local Approval Received], be scheduled for consideration by the House. Salem,—alcoholic beverages.

Under suspension of Rule 7A, on motion of Mr. Tucker of Salem, the bill was read a second time forthwith; and it was ordered to a third reading.

By Ms. Ferrante of Gloucester, for the committee on Community Development and Small Businesses, on a petition, a Bill to allow certain stores and shops to open on holidays (House, No. 140). Stores,—holidays.

By the same member, for the same committee, on a petition, a Bill relative to partial payments (House, No. 141). Contractors,—payments.

By Mr. Murphy of Weymouth, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Maribel Sepulveda (House, No. 3704). Maribel Sepulveda,—sick leave.

By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for Shirley Brathwaite, an employee of the Department of Children and Families (House, No. 3705). Shirley Brathwaite,—sick leave.

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

Emergency Measure.

The engrossed Bill establishing a sick leave bank for Anthony Hart, an employee of the Department of Mental Health (see Senate, No. 1963), 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. Anthony Hart,—sick leave.

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 6 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 authorizing the city known as the town of Randolph to designate a check-off on its tax bills (see Senate, No. 23) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted; and it was signed by the acting Speaker and sent to the Senate. Bill enacted.

Orders of the Day.

Senate bills

Third
reading
bills.

Authorizing the town of Manchester-by-the-Sea to make permanent improvements to private ways and assess betterments (Senate, No. 1939); and

Relative to the charter of the city known as the town of Randolph (Senate, No. 1942) (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, in concurrence.

Third
reading
bill.

The House Bill exempting the position of police chief in the town of Hull from the civil service law (House, No. 3596), 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.

Linda
Vitt,—
sick leave.

The House Bill establishing a sick leave bank for Linda Vitt, an employee of the Trial Court (House, No. 3703) (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 in line 6 by striking out the words “extended illness” and inserting in place thereof the words “trial court paid”; and 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 trial court, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”.

The amendments were adopted; and the bill (House, No. 3703, 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 Monday next at eleven o'clock A.M.

At eighteen 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.