

## JOURNAL OF THE HOUSE.

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Monday, August 15, 2016.

Met prior to the hour of adjournment, at one minute before eleven o'clock A.M., there being no objection, 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.

### *Silent Prayer.*

At the request of Mr. Nangle of Lowell, the members, guest and employees stood in a moment of silent prayer in respect to the memory of Daniel P. Leahy, a member of the Senate from Lowell from 1994 to 1998, inclusive. He is survived by his wife Gloria, five children, eleven grandchildren and four sisters. Daniel P.  
Leahy.

### *Resolutions.*

Resolutions (filed with the Clerk by Mr. Fernandes of Milford) congratulating Jonathan Joseph Rivernider on receiving the Eagle Award of the Boy Scouts of America, were referred under Rule 85, to the committee on Rules. Jonathan  
Rivernider.

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

### *Papers from the Senate.*

#### House bills

Authorizing the lease or other disposition of certain parcels of land in the city of Boston (House, No. 4468) (its title having been changed by the Senate committee on Bills in the Third Reading), came from the Senate passed to be engrossed, in concurrence, with an amendment striking out section 3 and inserting in place thereof the following three sections: Boston,—  
land.

“SECTION 3. Notwithstanding any general or special law to the contrary, the Massachusetts Department of Transportation may convey to entities which have been designated by the department all or a portion of parcels of land in the city of Boston, Suffolk county, Massachusetts being further described as those certain parcels of land with the improvements located thereon referred to as Parcel 15 and situated at Boylston Street, Cambria Street, Dalton Street and St. Cecilia Street, in the city of Boston, county of Suffolk, and commonwealth of Massachusetts being more particularly described as Parcel B2-9 shown on Land Court plan no. 20418B, filed with said registry district with certificate of title no. 84478; Parcels B2-9, B2-10, B2-11, B2-12,

Boston,—  
land.

B2-13, B2-14, B2-15 and B2-16 and a portion of Parcel B2-17, shown on Taking Plan for Order of Taking B2, recorded in book 7655, page 576.

SECTION 4. Notwithstanding any general or special law to the contrary, the Massachusetts Department of Transportation may convey to entities which have been designated by the department all or a portion of parcels of land in the city of Boston, Suffolk county, Massachusetts being further described as those certain parcels of land with the improvements located thereon, referred to as Parcel 12 and situated at Boylston Street, Massachusetts Avenue and Newbury Street in the city of Boston, county of Suffolk, and commonwealth of Massachusetts being more particularly described as Parcel B1-13, B1-14 & B1-15 shown on Order of Taking Plan No. B1, as shown on book 7639, page 50; a portion of Parcel B2-1, Parcels B2-2, B2-3, B2-4, B2-5 and B2-6 shown on Order of Taking Plan No. B2 in book 7655, page 576; being also shown on a Taking Plan No. B50, recorded at book 7710, page 172; excluding Lot 100 shown on plan in book 2014, page 202; excepting a lot containing 81 sq. ft. shown on plan at book 8599, page 724; and excepting Taking 72 sq. ft. shown on plan in book 8617, page 44.

SECTION 5. An independent appraisal of the fair market value and value in use of the parcels described in sections 1, 3 and 4 shall be prepared in accordance with the usual and customary professional appraisal practices by a qualified appraiser commissioned by the Massachusetts Department of Transportation. Consideration for the grant of the interests in sections 1, 3 and 4 shall be the full and fair market value or the value in proposed use, whichever is greater, as determined by the department, and calculated with regard to the full development potential as assembled with other lands owned or otherwise controlled by the grantees. The department shall submit any appraisals to the inspector general for the inspector general's review and comment. The inspector general shall review and approve the appraisals, and the reviews shall include an examination of the methodology utilized for the appraisals. The inspector general shall prepare reports of the review and file the reports with the department for submission by the department to the senate and house committees on ways and means and the senate and house chairs of the joint committee on state administration and regulatory oversight. The secretary of transportation shall submit copies of the appraisals and the inspector general's reviews and approvals and any comments to the senate and house committees on ways and means and the senate and house chairs of the joint committee on state administration and regulatory oversight at least 30 days prior to the execution of any documents effecting the transfers described in sections 1, 3 and 4.”;

Salem Harbor  
Port  
Authority.

Authorizing the city of Salem to establish the Salem Harbor Port Authority (House, No. 4479), came from the Senate passed to be engrossed, in concurrence, with an amendment in section 4, in line 93, striking out the words “include, but not be limited to,” and inserting in place thereof the words “consist of”;

William  
Horohoe,—  
sick leave.

Establishing a sick leave bank for William Horohoe, an employee of the Massachusetts Department of Transportation (House, No. 4480, amended), came from the Senate passed to be engrossed, in concur-

rence, with an amendment in line 3 inserting after the word “department”, the first time it appears, the words “, to care for his spouse”;

The amendments severally were referred, under Rule 35, to the committee on Bills in the Third Reading.

*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 petition of Daniel M. Donahue and Michael O. Moore for legislation to establish a sick leave bank for Anthony Ryan Smith, an employee of the Department of Developmental Services. Under suspension of the rules, on motion of Mr. Donahue of Worcester, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service. Sent to the Senate for concurrence.

Anthony  
Ryan Smith,—  
sick leave.

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

The Senate Bill authorizing the town of Southwick to continue the employment of police chief David A. Ricardi (Senate, No. 2189) [Local Approval Received]; and

Southwick  
police chief.

The House Bill authorizing the town of Webster to grant a license for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4530) [Local Approval Received];

Webster,—  
liquor  
license.

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

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on House, Nos. 149, 153, 156, 157, 158, 161, 163, 167, 168, 170, 173, 174, 175, 178, 179, 180, 181, 182, 183, 185, 186, 188, 190, 191, 192, 195, 197, 198, 201, 203, 204, 205, 209, 211, 212, 219, 222, 224, 227, 229, 231, 233, 235, 238, 239, 242, 244, 251, 255, 256, 259, 260, 263, 265, 268, 270, 274, 276, 278, 279, 281, 3213, 3215, 3216, 3383, 3807 and 3810, an Order relative to authorizing the committee on Consumer Protection and Professional Licensure to make an investigation and study of certain House documents concerning consumer protection issues (House, No. 4578).

Consumer  
Protection and  
Professional  
Licensure,—  
study.

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

Subsequently Mr. Galvin of Canton, for said committees, reported, in each instance, asking to be discharged from further consideration of the orders; and recommending that the same severally be referred to the House committee on Rules.

Under Rule 42, the reports severally were considered forthwith; and they were accepted.

*Engrossed Bills.*

The engrossed Bill relative to certain affordable housing in the city of Boston (see House, No. 3617) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final

Bill  
enacted.

passage, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Somerset,—  
Meehan  
Memorial  
Boat  
Launch.

The engrossed Bill designating a certain boat launch in the town of Somerset as the William and Harold Meehan Memorial Boat Launch (see House, No. 4538) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

Pending the question on passing the bill to be enacted, Mrs. Haddad of Somerset moved that Rule 40 be suspended; and the motion prevailed. The same member then moved to amend the bill 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 the designation a certain boat launch in the town of Somerset, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The amendment was adopted. Sent to the Senate for concurrence.

*Orders of the Day.*

Third  
reading  
bill.

The Senate Bill authorizing the town of Salisbury to grant 5 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (Senate, No. 2201), 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, in concurrence.

Third  
reading  
bills.

House bills  
Authorizing the town of Dennis to establish a landfill solar special revenue fund (House, No. 4412);

Authorizing the town of Westborough to grant additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4418); and

Relative to the procedure for municipal acceptance of subdivision roads in the town of Natick (House, No. 4446, changed);

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.

Bourne,—  
Jared  
MacDonald.

The House Bill relative to the disability retirement of Jared MacDonald, a police officer in the town of Bourne (House, No. 4359), 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 17, by inserting after the word “nontaxable” the words “to the extent allowable pursuant to state and federal tax law”.

The amendment was adopted; and the bill (House, No. 4359, 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 Thursday next at eleven o'clock A.M. Next sitting.

At eleven minutes after eleven o'clock A.M., on motion of Mr. D'Emila of Bridgewater (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.