

JOURNAL OF THE HOUSE.

Monday, August 24, 2015.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. McMurtry of Dedham 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. McMurtry), 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. Dooley of Norfolk) congratulating Patrick S. Zeller on receiving the Eagle Award of the Boy Scouts of America; Patrick Zeller.

Resolutions (filed by Mr. Kafka of Stoughton) congratulating Norma Simons Fitzgerald on her retirement from the town of Sharon; and Norma Fitzgerald.

Resolutions (filed by Representatives Lyons of Andover and DiZoglio of Methuen) congratulating the North Andover Historical Society on the occasion of the three hundredth anniversary of the Parson Barnard House; Parson Barnard House.

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. Kafka of Stoughton, 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 Norfolk County Registry of Deeds (pursuant to Section 2KKK of Chapter 29 of the General Laws) submitting its plan for expenditure for technological improvements from the County Registers Technological Fund [copies of said report forwarded to the committee on Ways and Means and committee on Post Audit and Oversight]; and Norfolk County,—Registry of Deeds.

From the Executive Office of Energy and Environmental Affairs (see Section 3 of Chapter 21I of the General Laws) relative to the Toxics Use Reduction Program activities and accomplishments for the fiscal year 2014; Toxic reduction report.

Severally were placed on file.

Monthly and Special Reports.

A monthly report of the Executive Office of Labor and Workforce Development (under Section 14F of Chapter 151A of the General Laws) relative to the condition of the Commonwealth's Unemployment Insurance Trust Fund for August, 2015. Unemployment Insurance Trust Fund,—August, 2015.

A report of the commissioner of Capital Asset Management and Maintenance, in consultation with the commissioner of Conservation and Recreation (under the provisions of Chapter 223 of the Acts of 2012, as amended by Section 92 of Chapter 287 of the Acts of 2014) Allston Brighton,—Daly Field.

Allston
Brighton,—
Daly Field.

submitting a record of proposed construction or repairs to certain facilities in relation to the 20-year lease and 1-time 10-year extension thereof with the Allston Brighton Friends of Daly Field, Inc. [a copy of the report was forwarded to the committee on State Administration and Regulatory Oversight, as required by said laws];

Severally were placed on file.

Petitions.

Marian
Grant,—

Mr. Linsky of Natick presented a petition (subject to Joint Rule 12) of David Paul Linsky for legislation to establish a sick leave bank for Marian Grant, an employee of the Trial Court; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending that Joint Rule 12 be suspended. Under suspension of the rules, on motion of Mr. Kafka of Stoughton, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on the Judiciary. Sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

Hanson,—
highway
surveyor.

By Mr. Cutler of Duxbury, a petition (accompanied by bill, House, No. 3738) of Josh S. Cutler (by vote of the town) that the town of Hanson be authorized to enter into an employment contract with a highway surveyor. To the committee on Municipalities and Regional Government.

Salem,—
alcoholic
beverages.

By Representative Tucker of Salem and Senator Lovely, a joint petition (accompanied by bill, House, No. 3739) of Paul Tucker and Joan B. Lovely (with the approval of the mayor and city council) that the city of Salem be authorized to convert three licenses for the sale of wine and malt beverages to licenses for the sale all alcohol beverages to be drunk on the premises; and

Salem,—
alcoholic
beverages.

By Representative Tucker of Salem and Senator Lovely, a joint petition (accompanied by bill, House, No. 3740) of Paul Tucker and Joan B. Lovely (with the approval of the mayor and city council) that the city of Salem be authorized to convert a seasonal license for the sale of wine and malt beverages to a license for the sale all alcohol beverages to be drunk on the premises.

Severally to the committee on Consumer Protection and Professional Licensure.

Severally sent to the Senate for concurrence.

Early
education,—
sales tax.

Mr. DiNatale of Fitchburg (by request) presented a petition (subject to Joint Rule 12) of Cecile Tousignant for legislation to commit a portion of sales tax receipts to the establishment of an early educator rewards program; and the same was referred, under Rule 24, to the committee on Rules.

Papers from the Senate.

Wareham,—
alcoholic
beverages.

A Bill authorizing the town of Wareham to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (Senate, No. 1931, amended in section 1, in line 10, by strik-

ing out the words “and fees” and inserting in place thereof the words “, fees and contributions”) (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.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 1995) of Marc R. Pacheco, Thomas J. Calter, Susan Williams Gifford and Keiko M. Orrall (by vote of the town) relative to the appointment of constables in the town of Middleborough; and

Middlebor-
ough,—
constables.

Petition (accompanied by bill, Senate, No. 1996) of John F. Keenan (by vote of the town) for legislation to create a department of public works in the town of Abington;

Abington,—
public
works.

Severally to the committee Municipalities and Regional Government.

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 John H. Rogers and Michael F. Rush for legislation to establish a sick leave bank for Diane Ranno, an employee of the Department of Conservation and Recreation. Under suspension of the rules, on motion of Mr. Kafka of Stoughton, 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.

Diane
Ranno,—
sick leave.

Emergency Measure.

The engrossed Bill establishing a sick leave bank for Linda Vitt, an employee of the Trail Court (see House, No. 3703, amended), 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.

Linda
Vitt,—
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 3 to 0. Sent to the Senate for concurrence.

Subsequently, the noon recess having terminated, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

Engrossed Bills.

Engrossed bills

Authorizing the city known as the town of Bridgewater to lease certain property to the Bridgewater Veterans of Foreign Wars Post 2125, Inc. (see House, No. 3360); and

Bills
enacted.

Relative to the charter of the city of Newton (see House, No. 3563, amended);

(Which severally originated in the House);

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

Jeremy
Bray,—
sick leave.

The engrossed Bill establishing a sick leave bank for Jeremy Bray, an employee of the Department of Correction (see House, No. 3657, amended), which had been returned by His Excellency the Governor with recommendation of amendment (for message, see House, No. 3737), was considered.

The committee on Bills in the Third Reading reported that the amendment recommended by the Governor be considered in the following form:

By inserting after the second sentence the following sentence: "Upon exhaustion of all other available leave time including personal days, vacation days, sick time and any time available pursuant to the extended leave illness bank established by section 4P of chapter 7 of the General Laws, Jeremy Bray shall be permitted to use any time credited to the sick leave bank established by this act."

The report was accepted; and the amendment was adopted. Sent to the Senate for its action.

Third
reading
bill.

The House Bill relative to the taking of property by the Medway Redevelopment Authority (House, No. 3361), 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.

Topsfield,—
town clerk.

The Senate Bill authorizing the board of selectmen of the town of Topsfield to appoint the town clerk (Senate, No. 1949), 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, as amended, to be engrossed, in concurrence, Mr. Speliotis of Danvers moved to amend it by striking out section 2 and inserting in place thereof the following section:

"SECTION 2. Notwithstanding section 1, the position of elected town clerk in the town of Topsfield shall be abolished upon the effective date of this act and the term of the elected incumbent terminated; provided, however, that the elected incumbent shall then become the first appointed town clerk and shall serve in that capacity for a period of time equivalent to the remainder of the elected term or sooner resignation, retirement or removal. Thereafter, appointments to the position of town clerk shall be made by the board of selectmen pursuant to section 1."

The amendment was adopted; and the bill (Senate, No. 1949, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment adopted by the House.

Recess.

At the fourteen minutes after eleven o'clock A.M., on motion of Mr. Hill of Ipswich (Mr. McMurtry of Dedham being in the Chair), the House recessed until a half past twelve o'clock noon; and at ten minutes before one o'clock P.M., the House was called to order with Mr. McMurtry in the Chair. Recess.

Engrossed Bill.

The engrossed Bill authorizing the board of selectmen of the town of Topsfield to appoint the town clerk (see Senate, No. 1949, amended) (which originated in the Senate), 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. Bill enacted.

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 five minutes before one o'clock P.M., on motion of Mr. Hill of Ipswich (Mr. McMurtry of Dedham being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.