

JOURNAL OF THE HOUSE.

Thursday, August 25, 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).

Pledge of
allegiance.

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.

Silent Prayer.

John J.
McGlynn.

At the request of the Chair (Mr. Donato of Medford), the members, guests and employees stood in a moment of silent prayer in respect to the memory of John J. McGlynn, a member of the House from Medford from 1959 to 1973, inclusive. Mr. McGlynn also served as Chairman of the Medford School Committee; a member of the Medford City Council; the Mayor of Medford; Supervisor of Public Records and Deputy Secretary of State to former Secretary Paul H. Guzzi; the Director of Intergovernmental Relations and Chief Secretary to the late Governor Edward J. King; and the Commissioner of the Public Employee Retirement Administration. During World War II, Mr. McGlynn was a member of the 23rd Headquarters Special Troops, known as the "Ghost Army", a unit that worked to mislead the German Army about the size and location of the American troops. He was also the Chairman of the Medford Cooperative Bank and its successor, Brookline Bank. Mr. McGlynn, who was predeceased by his wife, Helen, was the father of John, Jr., Dick, Karen, Michael, Bernadette and Kevin. He also leaves several grandchildren and great-grandchildren.

Resolutions.

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

Marion
Santos.

Resolutions (filed by Ms. Gifford of Wareham) congratulating Marion Santos on her career and outstanding accomplishments; and

Elizabeth
Binstock.

Resolutions (filed by Ms. Hogan of Stow) recognizing Elizabeth T. Binstock for her service to the Maynard Public Library;

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

Communication.

DCAMM,—
affirmative
marketing.

A communication from the Division of Capital Asset Management and Maintenance (under Section 6(i) of Chapter 7C of the General Laws) submitting the fiscal year 2015 annual report of workforce utilization for design and construction, was placed on file.

Annual Reports.

Annual reports

Of the University of Massachusetts (under Section 15 of Chapter 75 of the General Laws) submitting the University of Massachusetts 2016 Report on Annual Indicators; and UMass,—
annual
indicators.

Of the Executive Office of Labor and Workforce Development (under Section 2RR of Chapter 29 of the General Laws) submitting a performance evaluation prepared by the Director of the Department of Career Services of the workforce training fund grants awarded during the fiscal year 2016; Workforce
training fund
grant
program.

Severally were placed on file.

Petition.

Ms. Fiola of Fall River presented a petition (subject to Joint Rule 12) of Carole A. Fiola, Patricia A. Haddad and Michael J. Rodrigues for legislation to designate a certain bridge in the town of Freetown as the Senator Joan M. Menard bridge; and the same was referred, under Rule 24, to the committee on Rules. Freetown,—
Joan M.
Menard
bridge.

Papers from the Senate.

A Bill relative to the selection of school committeepersons in the city known as the town of Agawam (Senate, No. 2397, amended in section 1, in line 15, by inserting after the word “election”, the second time it appears, the following: “pursuant to section 135 of chapter 54”) (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. Agawam,—
school
committee.

A petition (accompanied by bill) of Richard J. Ross and Elizabeth A. Poirier for legislation to establish a sick leave bank for Donna Paul, an employee of the department of corrections [sic], came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service. Donna
Paul,—
sick leave.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2484) was referred, in concurrence, to the committee on Public Service.

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 joint petition of William Smitty Pignatelli and Benjamin B. Downing relative to certain municipal employees of the towns of Lee, Lenox or Stockbridge. Under suspension of the rules, on motion of Mr. Smizik of Brookline, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence. Lee, Lenox or
Stockbridge,—
employees.

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

Kingston,—
land.

Authorizing the Silver Lake Regional School District to convey a certain parcel of land to the town of Kingston (House, No. 4555); and

Jose
Valencia,—
sick leave.

Establishing a sick leave bank for Jose Valencia, an employee of the Department of Mental Health (House, No. 4579);

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.

James
Boyle,—
retirement.

Report of the committee on Public Service, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, House, No. 4545) of Gailanne M. Cariddi relative to the retirement benefits of James Boyle, an employee of the Department of Transitional Assistance.

Under suspension of the rules, on a motion of Mr. Kafka of Stoughton, the report was considered forthwith. Pending the question on acceptance of the report, the petition was recommitted, on motion of Mr. Murphy of Weymouth.

Education,—
study.

By Ms. Peisch of Wellesley, for the committee on Education, on House, Nos. 304, 305, 343, 353, 356, 383, 396, 416, 435, 437, 443, 468, 470, 475, 479, 484 and 500, an Order relative to authorizing the committee on Education to make an investigation and study of certain House documents concerning transportation & SBA and EEC, extra-curricular, and learning time (House, No. 4590). 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 asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules. Under Rule 42, the report was considered forthwith; and it was accepted.

Emergency Measures.

Somerset,—
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, 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.

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

Engrossed Bills.

Bill
enacted.

The engrossed Bill relative to school improvement plans (see House, No. 391, amended) (which originated in the House), which had been returned to the House by His Excellency the Governor with recommendation of amendment, having been certified by the Clerk to be rightly and truly prepared for final passage, was passed

to be re-enacted, in its amended form; and it was signed by the acting Speaker and sent to the Senate. Bill re-enacted.

Engrossed bills

Designating a certain bridge in the city of Westfield as the All Westfield Patriots Bridge (see Senate, No. 1839) (which originated in the Senate); Bills enacted.

Authorizing the town of North Andover to grant an additional liquor license for the sale of all alcoholic beverages not to be drunk on the premises (see House, No. 3714); and

Authorizing the city of Salem to establish the Salem Harbor Port Authority (see House, No. 4479, 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.

Senate bills

Authorizing the town of Westport to indemnify the payment of certain medical expenses for a certain retired firefighter (Senate, No. 2086) (its title having been changed by the committee on Bills in the Third Reading); and Third reading bills.

Designating the Plymouth Trial Court as the Therese Murray Trial Court (Senate, No. 2420) (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.

The House Bill authorizing the town of Foxborough to grant 3 additional licenses for the sale of all alcoholic beverages to be drunk on the premises within a site containing a development to be known as Downtown Foxborough (House, No. 4550) (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; and it was passed to be engrossed. Sent to the Senate for concurrence. Third reading bill.

The Senate Bill authorizing the town of Southwick to continue the employment of police chief David A. Ricardi (Senate, No. 2189, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time. Southwick,—David A. Ricardi.

Pending the question on passing the bill to be engrossed, in concurrence, Mr. Speliotis of Danvers moved to amend it by adding the following section:

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

The amendment was adopted; and the bill (Senate, No. 2189, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment adopted by the House.

The House Bill providing for alternate members of the old and historic district commission of the town of Marblehead (House, No. 4380) (its title having been changed by the committee on Bills in the Third Marblehead,—historic district commission.

Marblehead,—
historic district
commission.

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 7 by striking out the word “the”, the first time it appears, and inserting in place thereof the word “an”.

The amendment was adopted; and the bill (House, No. 4380, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Coastal and
ocean
acidification,—
study.

The House Resolve establishing a special commission to study the effects of coastal and ocean acidification and its existing and potential effects on species that are commercially harvested and grown along the Massachusetts coast (House, No. 716) (its title having been changed by the committee on Bills in the Third Reading), was read a third time.

Pending the question on passing the resolve to be engrossed, Mr. Speliotis of Danvers moved to amend it by substitution of a resolve with the same title (House, No. 4593), which was read.

The amendment was adopted; and the substituted resolve 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.

Mr. Kafka of Stoughton being in the Chair,— Mr. Donato of Medford then moved that when the House adjourns today, it do so in respect to the memory of John J. “Jack” McGlynn, a member of the House from Medford from 1959 to 1973, inclusive; and the motion prevailed. Accordingly, at twenty-three minutes after eleven o'clock A.M., on motion of Mr. Hill of Ipswich (Mr. Kafka being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.