

JOURNAL OF THE HOUSE.

Thursday, September 1, 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.

Appointments of the Minority Leader.

The Minority Leader announced that he had made the following appointments:

Police, etc., records,—access.

That Representative Vieira of Falmouth had been appointed as his designee to the working group established (under Section 19 of Chapter 121 of the Acts of 2016) to review and evaluate the application of the public records law as it relates to law enforcement; and

Pay disparity commission.

That Representative Orrall of Lakeville had been appointed to the special commission established (under Section 5 of Chapter 177 of the Acts of 2016) to investigate, analyze and study the factors, causes and impact of pay disparity based on race, color, religious creed, national origin, gender identity, sexual orientation, genetic information as defined in section 1 of chapter 151B, ancestry, disability, and military status.

Resolutions.

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

Larkin Canuel.

Resolutions (filed by Mrs. Haddad of Somerset) congratulating Larkin Canuel on receiving the Eagle Award of the Boy Scouts of America;

Generational awareness.

Resolutions (filed by Messrs. Gentile of Sudbury and Donato of Medford) celebrating September 2016 as Intergenerational Awareness Month;

Luke D'Entremont.

Resolutions (filed by Mr. Roy of Franklin) congratulating Luke Aaron D'Entremont on receiving the Eagle Award of the Boy Scouts of America;

Joseph O'Leary.

Resolutions (filed by Mr. Roy of Franklin) congratulating Joseph Paul O'Leary on receiving the Eagle Award of the Boy Scouts of America; and

Joshua Rich.

Resolutions (filed by Mr. Roy of Franklin) congratulating Joshua Stephen Rich on receiving the Eagle Award of the Boy Scouts of America;

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

Reports.

Reports

Of the Attorney General of the Commonwealth (under Section 4 of Chapter 134 of the Acts of 2016) issuing guidance "for referring to appropriate law enforcement agency or other appropriate authority for legal action any person whose assertion of a gender identity is for any improper purpose";

Gender identity.

Of the Commission Against Discrimination (under Section 4 of Chapter 134 of the Acts of 2016) submitting regulations, policies and recommendations to effectuate the purposes of said act, including when and how gender identity, as defined in clause Fifty-ninth of Section 7 of Chapter 4 of the General Laws, may be evidenced; and

Id.

Of the Department of Public Health (under Section 6(e) of Chapter 197 of the Acts of 2010) submitting a report entitled "the Implementation of the Massachusetts Nutritional Standards – 5 year review"; Severally were placed on file.

Public schools,—nutrition.

Reports of Committees.

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:

To protect little lungs (House, No. 1976); Relative to the treasurer of the town of Northfield (House, No. 4526) [Local Approval Received];

Smoking. Northfield,—treasurer.

Establishing an appointed Highway Superintendent in the town of Plympton (House, No.4531) [Local Approval Received];

Plympton,—superintendent.

Establishing a sick leave bank for Robin Waiane an employee of the Massachusetts Department of Transportation (House, No. 4539);

Robin Waiane,—sick leave.

Establishing a sick leave bank for Irene Carr, an employee of the Division of Professional Licensure (House, No. 4556); and

Irene Carr,—sick leave.

Authorizing the city of Beverly to grant additional licenses for the sale of alcoholic beverages (House, No. 4586);

Beverly,—liquor licenses.

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

By Mr. Mahoney of Worcester, for the committee on Election Laws, on a message from His Excellency the Governor, a Bill validating a special election in the town of Westport (printed in House, No. 4589, changed in section 1, in line 3, by striking out the word "meeting" and inserting in place thereof the word "election").

Westport,—election.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a joint petition, a Bill relative to a municipal employee in the town of Lee, the town of Lenox, or the town of Stockbridge acting in relation to an intermunicipal agreement (House, No. 4598).

Lee, etc.—intermunicipal agreements.

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

Emergency Measure.

Jamie
Mascarello,—
sick leave.

The engrossed Bill establishing a sick leave bank for Jamie Mascarello, an employee of the Trial Court (House, No. 4481, 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 4 to 0. Sent to the Senate for concurrence.

Bill
enacted.

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 Senate to the Senate.

*Engrossed Bills.**Engrossed bills*

Bills
enacted.

Authorizing the town of Southwick to continue the employment of police chief David A. Ricardi (see Senate, No. 2189, amended) (which originated in the Senate); and

Relative to the town administrator in the town of Hingham (see House, No. 4316) (which 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 it were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

Bolton,—
recall
elections.

The House Bill providing for recall elections in the town of Bolton (House, No. 3640), 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 by substitution of a bill with the same title (House, No. 4602), which was read.

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

Northborough,—
liquor
licenses.

The House Bill authorizing the town of Northborough to grant additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 3715) (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 by section 1, in lines 7 to 24, inclusive, by striking out the four paragraphs contained in those lines and inserting in place thereof the following four paragraphs:

“(b) The licensing authority of the town of Northborough shall not approve the transfer of any license issued pursuant to this act to any location other than a location provided in paragraph (1) of subsection (c), but it may grant a license to a new applicant at a location provided in said paragraph (1) of said subsection (c) if the applicant files with the licensing authority a letter from the department of revenue and a letter from the department of unemployment assistance indicating that the

license is in good standing with those departments and that all applicable taxes, fees and contributions have been paid.

(c)(1) Any license granted pursuant to this act shall be restricted to property shown on assessors’ map 109 parcel 15 as part of the development known as Northborough Crossing on route 20 near route 9, to promote economic vitality.

(2) Any license restricted to the premises described in paragraph (1) of this subsection shall require that: (a) the sale and consumption of alcoholic beverages shall be incidental to the serving of meals; and (b) the licensee comply with such other requirements and conditions as the licensing authority shall deem appropriate.

(d) If a license granted pursuant to this act is cancelled, revoked or no longer in use, it shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the licensing authority which may then grant the license to a new applicant under the same conditions as specified in this act.” The amendment was adopted; and the bill (House, No. 3715, 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 Tuesday next at eleven o’clock A.M. Next
sitting.

At twenty-two minutes before twelve o’clock noon, on motion of Mr. Smola of Warren (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Tuesday at eleven o’clock A.M., in an Informal Session.