

JOURNAL OF THE HOUSE.

Thursday, December 10, 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 Mr. Carvalho of Boston) recognizing Marie Gross for her dedicated service to the Commonwealth; and Marie
Gross.

Resolutions (filed by Ms. Garlick of Needham and Mr. Shawn Dooley of Norfolk) congratulating Mark I. A. LaValee on receiving the Eagle Award of the Boy Scouts of America; Mark
LaValee.

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

Petitions.

Petitions severally were presented and referred as follows:

By Representative Tucker of Salem and Senator Lovely, a joint petition (accompanied by bill, House, No. 3891) of Paul Tucker and Joan B. Lovely (with the approval of the mayor and city council) that the city of Salem be authorized to grant an additional license for the sale of wines and malt beverages to be drunk on the premises. To the committee on Consumer Protection and Professional Licensure. Salem,—
liquor
license.

By Representative Madden of Nantucket and Senator Wolf, a joint petition (accompanied by bill, House, No. 3892) of Timothy R. Madden (by vote of the town) that the Nantucket Islands Land Bank be authorized to convey certain land to the town of Nantucket for open space, recreational or conservation purposes; and Nantucket,—
land.

By Mr. Miceli of Wilmington, a petition (accompanied by bill, House, No. 3893) of James R. Miceli, Barbara L'Italien and James J. Lyons, Jr. (by vote of the town) that the town manager in the town of Tewksbury be authorized to live within a fifty mile radius of said town; Tewksbury,—
town
manager.

Severally to the committee on Municipalities and Regional Government.

By Representative Tucker of Salem and Senator Lovely, a joint petition (accompanied by bill, House, No. 3894) of Paul Tucker and Joan B. Lovely (with the approval of the mayor and city council) that the city of Salem be authorized to establish the Salem harbor port authority. To the committee on Transportation. Salem,—
port
authority.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

American Legion highway.

By Mr. Holmes of Boston, a petition (subject to Joint Rule 12) of Russell E. Holmes relative to changing the name of the American Legion highway to the American Legion parkway.

Angela Cappellucci,—sick leave.

By Representative Muratore of Plymouth and Senator deMacedo, a joint petition (subject to Joint Rule 12) of Mathew Muratore and Viriato M. deMacedo for legislation to establish a sick leave bank for Angela Cappellucci, an employee of the Department of Transitional Assistance.

Home insurance.

By Mr. Murphy of Weymouth, a petition (subject to Joint Rule 12) of James M. Murphy relative to home insurance premiums.

Retirees,—service.

By the same member, a petition (subject to Joint Rule 12) of James M. Murphy relative to the restoration to service for certain retirees.

Severally, under Rule 24, to the committee on Rules.

Papers from the Senate.

House bills

Salem,—liquor licenses.

Authorizing the city of Salem to convert 3 licenses for the sale of wines and malt beverages to be drunk on the premises to licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 3739) (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 in section 1, in line 13, in section 2, in line 32, and also in section 3, in line 51, inserting after the word “taxes” the words “, fees and contributions”; and in section 4, in line 64, inserting after the word “converted” the words “or granted”.

Id.

Authorizing the city of Salem to convert 1 seasonal license for the sale of wines and malt beverages to be drunk on the premises to an annual license for the sale of wines and malt beverages to be drunk on the premises (House, No. 3740, amended) (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 in section 1, in line 15, inserting after the word “taxes” the words “, fees and contributions”.

Lakeville,—land.

Authorizing the town of Lakeville to convey certain property to the city of Taunton (House, No. 3789, amended), came from the Senate passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. The town of Lakeville may convey to the city of Taunton for general municipal and telecommunications facility support purposes the following parcels:

(i) a parcel of land located at 170 Kenneth Welch drive, including a water tower, identified as Lot A on a May 6, 2015 ‘A Plan of Land in Lakeville, MA’ which is on file in the town assessors’ office, and further identified as a portion of parcel 060-008-019 in the town assessors’ office; and

(ii) a parcel of land located at 8 Montgomery street, including a pump station, identified as Lot A on a May 20, 2015 ‘A Plan of Land in Lakeville, MA’ which is on file in the town clerk’s office, and further identified as a portion of parcel 018-002-002 in the town assessors’ office.

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

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

A petition (accompanied by bill) of Michael J. Rodrigues and Paul A. Schmid, III for legislation to establish a sick leave bank for Robert Albany, an employee of the Department of Correction, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service. Robert Albany,—sick leave.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2073) 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 following petitions:

Petition (accompanied by bill) of Kenneth I. Gordon and Patricia D. Jehlen relative to persons authorized to perform marriage ceremonies. To the committee on the Judiciary. Marriage ceremonies.

Petition (accompanied by resolve) of James M. Cantwell and others for an investigation by a special commission (including members of the General Court) to study behavioral health promotion and upstream prevention. To the committee on Mental Health and Substance Abuse. Behavioral health promotion.

Petition (accompanied by bill) of Stephen Kulik and others relative to the retirement classification of state inspectors. Inspectors,—retirement.

Petition (accompanied by bill) of RoseLee Vincent, Daniel J. Ryan and Anthony W. Petruccelli for legislation to establish a sick leave bank for Janaina Euriques, an employee of the Department of Children and Families. Janaina Euriques,—sick leave.

Severally to the committee on Public Service.

Petition (accompanied by bill) of Lori A. Ehrlich and others relative to the earned income tax credit. To the committee on Revenue. Earned income tax credit.

Under suspension of the rules, on motion of Mr. Gentile of Sudbury, 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 relative to authorizing the town of Manchester-by-the-Sea to employ Albert B. Beardsley as fire chief (printed in House, No. 3859), be scheduled for consideration by the House. Manchester-by-the-Sea,—fire chief.

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

Subsequently under suspension of the rules, on motion of Mr. Hill of Ipswich, the bill (having been 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, its title having been changed by said committee to read: “An Act authorizing the town of Manchester-by-the-Sea

to employ Albert B. Beardsley as interim fire chief". Sent to the Senate for concurrence.

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

Milton,—
liquor
license.

The Senate Bill authorizing the town of Milton to issue an additional license for the sale of all alcoholic beverages to be drunk on the premises of a certain restaurant (Senate, No. 2051) [Local Approval Received]; and

House bills

Wine recorking.
Harwich,—
charter.

Relative to the recorking of wine (House, No. 199, changed);
Relative to the charter of the town of Harwich (House, No. 3708) [Local Approval Received];

Winchendon,—
stabilization.

Relative to the creation of a capital stabilization fund in the town of Winchendon (House, No. 3709) [Local Approval Received];

Hanson,—
surveyor.

Relative to the position of highway surveyor in the town of Hanson (House, No. 3738) [Local Approval Received];

Lawrence,—
dumping.

Authorizing the city of Lawrence to establish a program for enforcement against illegal dumping (House, No. 3860) [Local Approval Received]; and

Linda Vitt,—
sick leave.

Establishing a sick leave bank for Linda Vitt, an employee of the Trial Court (House, No. 3863);

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.

Seniors,—
Medicaid.

By Ms. Garlick of Needham, for the committee on Elder Affairs, on a petition, a Bill regarding Medicaid eligibility for seniors (printed as Senate, No. 371).

Eldercare
services.

By the same member, for the same committee, on a petition, a Bill relative to promoting innovation in eldercare services (House, No. 527).

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

Deceptive
practices,—
penalties.

By Ms. Garlick of Needham, for the committee on Elder Affairs, on a petition, a Bill increasing the penalties for unfair and deceptive actions perpetrated against persons with disabilities and senior citizens (House, No. 514).

Elders and
disabled.

By the same member, for the same committee, on a joint petition, a Bill relative to assisting elders and people with disabilities in the Commonwealth (House, No. 529).

Severally read; and referred, under Rule 33, to the committee on Ways and Means.

Seniors,—
safety
zones.

By Ms. Garlick of Needham, for the committee on Elder Affairs, on a petition, a Bill authorizing the establishment of senior citizen safety zones (House, No. 531).

East
Bridgewater,—
election.

By Mr. Mahoney of Worcester, for the committee on Election Laws, on a petition, a Bill providing for recall elections in the town of East Bridgewater (printed as Senate, No. 1953) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill authorizing the city of Fitchburg to use the new image cast vote tabulators at a special state primary (House, No. 3864) [Local Approval Received].

Fitchburg,—
voting.

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

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the following bills ought to pass:

Strengthening early support and education (House, No. 98) [Cost: Greater than \$100,000.00]; and

Early
support.

Relative to retroactive capital reimbursement for a certain nursing home (House, No. 525) [Cost: Greater than \$100,000.00].

Holden,—
nursing
home.

Severally read; and referred, under Rule 33, to the committee on Ways and Means.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the Bill relative to abusive practices to change sexual orientation and gender identity in minors (House, No. 97), ought to pass. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Minors,—
gender
identity.

Engrossed Bill.

The engrossed Bill exempting certain positions in the Marlborough school department from the civil service law (see House, No. 3377, amended) (which originated in the House), 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.

Orders of the Day.

The House Bill directing the Police Department of the city of Boston to waive the maximum age requirement for police officers for Robert J. Butts, III (House, No. 3763) (its title having been changed by the committee on Bill 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 House Bill relative to the tax status of certain land owned by a housing authority within the city of Cambridge (House, No. 3867), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Cambridge,—
land.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it, in section 2 in line 14, by striking out the words “this section” and inserting in place thereof the following: “said section 16 of said chapter 121B”.

The amendment was adopted; and the bill (House, No. 3867, 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 Mrs. Gifford of Wareham (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.