

# JOURNAL OF THE HOUSE.

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Monday, December 14, 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.

### *Silent Prayer.*

At the request of the Chair (Mr. Donato of Medford) the members, guests and employees stood for a moment of silent tribute in memory of the Honorable David L. Flynn, a member of the House from Bridgewater from 1965 to 1972, inclusive; and also from 1999 to 2010, inclusive, when he was recognized as the "Dean of the House". David L. Flynn.

### *Resolutions.*

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

Resolutions (filed Ms. Peisch of Wellesley) congratulating John Henry Gray on receiving the Eagle Award of the Boy Scouts of America; and John Gray.

Resolutions (filed by Ms. Peisch of Wellesley) congratulating Philip K. Klinck on receiving the Eagle Award of the Boy Scouts of America; Philip Klinck.

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.*

Mrs. Kane of Shrewsbury presented a petition (accompanied by bill, House, No. 3896) of Hannah Kane, Carolyn C. Dykema and Danielle W. Gregoire (by vote of the town) that the town of Westborough be authorized to issue an additional license for the sale of all alcoholic beverages to be drunk on the premises; and the same was referred to the committee on Consumer Protection and Professional Licensure. Sent to the Senate for concurrence. Westborough,—  
liquor  
license.

Petitions severally were presented and referred as follows:

By Mr. Collins of Boston, a petition (subject to Joint Rule 12) of Nick Collins and Linda Dorcena Forry for legislation to establish a sick leave bank for Elizabeth Missett Browning, an employee of the Trial Court. Elizabeth Browning,—  
sick leave.

By Mr. Day of Stoneham (by request), a petition (subject to Joint Rule 12) of Margaret Daniels relative to premium adjustments based on a driver's first at-fault accident. Accidents,—  
insurance  
premiums.

Firearms,—  
terrorist  
watchlist.

By Ms. Ehrlich of Marblehead, a petition (subject to Joint Rule 12) of Lori A. Ehrlich and others relative to issuing licenses to carry firearms to persons named on the consolidated terrorist watchlist maintained by the Terrorist Screening Center.

Robert  
Stevens,—  
sick leave.

By Mr. Murphy of Weymouth, a petition (subject to Joint Rule 12) of James M. Murphy for legislation to establish a sick leave bank for Robert Stevens, an employee of Department of Housing and Community Development.

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

*Papers from the Senate.*

Scituate,—  
land.

The House Bill authorizing the town of Scituate to convey certain land (House, No. 3599), came from the Senate passed to be engrossed, in concurrence, with an amendment in section 1, in line 1, inserting after the word “contrary” the following: “but subject to paragraphs (a), (b) and (g) of section 16 of chapter 30B of the General Laws”. The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Worcester,—  
off-street  
parking.

A Bill relative to the off-street parking board in the city of Worcester (Senate, No. 2012) (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.

Jared  
Forgues,—  
sick leave.

A petition of Jennifer L. Flanagan, Kimberly N. Ferguson and Jonathan D. Zlotnik for legislation to establish a sick leave bank for Jared Forgues, an employee of the Department of Correction, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2077) was referred, in concurrence, to the committee on Public Service.

*Reports of Committees.*

Retirees,—  
service  
restoration.

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 James M. Murphy relative to the restoration to service for certain retirees. Under suspension of the rules, on motion of Ms. Provost of Somerville, 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.

Concord,—  
charter.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the House Bill to amend the town charter of Concord (House, No. 3685) [Local Approval Received], be scheduled for consideration by the House. Under suspension of Rule 7A, on motion of Mr. Tucker of Salem, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Sánchez of Boston, for the committee on Health Care Financing, that the Bill to increase access to immunizations (House, No. 3870), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 3895). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment pending. Immuniza-  
tions,—  
access.

By Mr. O’Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill exempting the city of Springfield from certain provisions of the General Laws and authorizing it to lease certain park land (House, No. 3818) [Local Approval Received]. Springfield,—  
land.

By the same member, for the same committee, on a joint petition, a Bill relative to certain bonds issued by the town of Hull (House, No. 3855) [Local Approval Received]. Hull,—  
bonds.

By the same member, for the same committee, on Senate, No. 2066 and House, No. 3865, a Bill establishing an appointed superintendent of streets in the town of Hardwick (House, No. 3865) [Local Approval Received]. Hardwick,—  
superintendent.

By the same member, for the same committee, on a petition, a Bill providing for a selectmen-town manager form of government in the town of Wellesley (House, No. 3883) [Local Approval Received]. Wellesley,—  
government.

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

*Engrossed Bill.*

The engrossed Bill establishing the Williams-Rockwell educational gift fund in the city of Gardner (see House, No. 3565) (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 still further amendment of the House Bill authorizing the town of Stoughton to grant 6 licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 3695, amended) (reported by the committee on Bills in the Third Reading to be correctly drawn), was considered. Stoughton,—  
liquor  
licenses.

Mr. Speliotis of Danvers then moved that the House concur with the Senate in its still further amendment with a still still further amendment by striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. (a) Notwithstanding section 17 of chapter 138 of the General Laws, the licensing authority of the town of Stoughton may grant 6 additional licenses for the sale of all alcoholic beverages to be drunk on the premises pursuant to section 12 of said chapter 138 to establishments located within the town’s central business district, as that district is defined by the town’s zoning map, as it existed as of May 1, 2014, upon approval of and under conditions set by the licensing

Stoughton,—  
liquor  
licenses.

authority of the town. The licenses shall be subject to all of said chapter 138 except said section 17.

(b) The licensing authority shall not approve the transfer of any license granted pursuant to this act to any location outside of the central business district, but it may grant the license to a new applicant at a location within the central business district provided that 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) If a license granted pursuant to this act is cancelled, revoked or no longer in use, the license shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the licensing authority of the town of Stoughton and the licensing authority may then grant the license to a new applicant at a location within the central business district under the same conditions as specified in this act.

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

The still still further amendment was adopted.

The House then concurred with the Senate in its still further amendment, as amended. Sent to the Senate for concurrence in the still still further amendment.

Salem,—  
liquor  
licenses.

The Senate amendments of the House Bill 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), reported by the committee on Bills in the Third Reading to be correctly drawn, were adopted, in concurrence.

Salem,—  
liquor  
license.

The Senate amendment of the House Bill authorizing the city of Salem to convert 1 seasonal license to an annual license for the sale of wines and malt beverages to be drunk on the premises (House, No. 3740, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

Third  
reading  
bill.

The House Bill relative to the street closure permitting process in the city of Boston (House, No. 3729), 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.

Chelmsford,—  
liquor  
license.

The Senate Bill authorizing the town of Chelmsford to hold licenses for the sale of all alcoholic beverages to be drunk on the premises (Senate, No. 1924), 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, in concurrence, Mr. Speliotis of Danvers moved to amend it in section 1, in lines 5 to 14, inclusive, by striking out the two paragraphs contained in those lines and inserting in place thereof the following two paragraphs:

“(b) Notwithstanding section 17 of chapter 138 of the General Laws, the licensing authority in the town of Chelmsford may issue to the town hall advisory committee of the town of Chelmsford a license

to sell all alcoholic beverages to be drunk on the premises located at 1A North road in said town pursuant to section 12 of said chapter 138. Said license shall be subject to said chapter 138 except said section 17.

(c) Notwithstanding said section 17 of said chapter 138, the licensing authority in the town of Chelmsford may issue to the north town hall advisory committee of the town of Chelmsford a license to sell all alcoholic beverages to be drunk on the premises located at 31 Princeton street in said town pursuant to section 12 of said chapter 138. Said license shall be subject to said chapter 138 except said section 17.”

The amendment was adopted; and the bill (Senate, No. 1924, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment adopted by the House.

The House Bill establishing a sick leave bank for Linda Vitt[sic], an employee of the Trial Court (House, No. 3863), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Jennifer Fitzgibbon,—  
sick leave.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by substitution of a Bill establishing a sick leave bank for Jennifer Fitzgibbon, an employee of the Trial Court (House, No. 3902), which was read.

The amendment was adopted; and the substituted bill 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.

Mr. D’Emilia of Bridgewater then moved that when the House adjourns today, it do so in respect to the memory of David L. Flynn, a member of the House from Bridgewater from 1965 to 1972; and from 1999 to 2010, inclusive; and the motion prevailed.

Accordingly at sixteen 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 on the following Thursday at eleven o’clock A.M., in an Informal Session.