

JOURNAL OF THE HOUSE.

Monday, January 29, 2018.

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).

Prayer was offered by Father Rick Walsh of the Paulist Center of Boston, Chaplain of the House, as follows:

Gracious God, we give You thanks for the many blessings we citizens of Massachusetts enjoy and sometimes take for granted. We pray for the members of this General Court and their staff. Prayer.

We remember that tomorrow marks the 202nd anniversary of Nathaniel Banks' birth. Born in Waltham, Banks was a skilled, chameleon-like politician. In a time of multiple political parties, Banks was elected to various offices as a member of the Democratic, Know-Nothing, Republican, and Liberal Republican parties.

He served the Commonwealth as a state Representative, rising at one point to become the Speaker of this House in 1851 until his election to the US Congress in late 1852. He then served as the Speaker of the US House of Representatives for one year - 1856. He returned to Massachusetts to serve two terms as Governor until his appointment as a Major General for the Union Army by President Lincoln.

He had a poor reputation as an Army leader and returned to Massachusetts in September of 1865. He was then elected again to Congress, to the state Senate and then again to Congress where he served until 1878.

Nathaniel Banks died in 1894 in his hometown of Waltham.

May God continue to bless our Commonwealth.

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.

Message from the Governor.

A message from His Excellency the Governor recommending legislation relative to making appropriations to provide funding for certain activities and projects associated with the Commonwealth's efforts to assist the residents of Puerto Rico and the United States Virgin Islands (House, No. 4158), was filed this day in the office of the Clerk. Puerto Rico and United States Virgin Islands,—appropriations.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Ways and Means.

Communication.

A communication from the Bristol County Registry of Deeds (see 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 were forwarded to the committees on Ways and Means and Post Audit and Oversight, as required by said law], was placed on file. Bristol County Registry,—technology fund.

Papers from the Senate.

Bills

Status of women,— regional commissions.

Establishing regional commissions on the status of women (House, No. 1110, amended), came from the Senate passed to be engrossed, in concurrence, with amendments in section 1, in line 14, in section 2, in line 62, and in section 3, in line 105, inserting after the word “appointed”, in each instance, the words “and qualified”; and in section 1, in line 16, in section 2, in line 64, and in section 3, in line 107, inserting after the word “since”, in each instance, the words “the conclusion of”; and striking out section 4; and

Deerfield,— Chester Yazwinski.

Authorizing the Deerfield Area Fire Protection District to continue the employment of Fire Chief Chester Yazwinski (House, No. 3957), came from the Senate passed to be engrossed, in concurrence, with an amendment striking out section 2 and inserting in place thereof the following section:

“SECTION 2. This act shall take effect as of May 3, 2017.”;

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

Women’s health,— public health laws.

A Bill negating archaic statutes targeting young women (Senate, No. 2260, amended in section 2, in line 7, by striking out the following: “Sections 19 to 21” and inserting in place thereof the following: “Section 14 and sections 18 to 21” (as changed by the Senate committee on Bills in the Third Reading); and in section 3, in lines 13 and 14, by striking out the words “a registered physician” and inserting in place thereof the words “an authorized health care provider”) (on Senate bill No. 784), passed to be engrossed by the Senate, was read; and it was referred, under Joint Rule 1E, to the committee on Health Care Financing.

Motor vehicle inspection stations.

A Bill providing for the licensing of certain motor vehicle inspection stations (Senate, No. 2261) (on Senate bill No. 2139), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Online gaming,— regulation.

Petitions were referred, in concurrence, under suspension of Joint Rule 12, as follows:

Petition (accompanied by bill, Senate, No. 2273) Eileen M. Donoghue for legislation to regulate online gaming, daily fantasy sports, and online sports betting. To the committee on Economic Development and Emerging Technologies.

Charles Brown,— retirement.

Petition (accompanied by bill, Senate, No. 2272) of Patrick M. O’Connor for legislation to establish an early retirement incentive for Charles Mark Brown. 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 David F. DeCoste and Douglas Thomson for legislation to exempt certain candidates from signing certain campaign finance affidavits. To the committee on Election Laws.

Political candidates,— affidavits.

Petition (accompanied by bill) of Alan Silvia, Carole A. Fiola and others for legislation to designate the boardwalk at Heritage State Park in the city of Fall River as the Robert Correia boardwalk. To the committee on Environment, Natural Resources and Agriculture.

Fall River,— Correia boardwalk.

Petition (accompanied by bill) of David F. DeCoste and others relative to the reserve funds of condominiums. To the committee on Housing.

Condominiums,— reserve funds.

Petition (accompanied by bill) of Chris Walsh and others for legislation to establish a center for workforce development programs for persons with intellectual and developmental disabilities within the Department of Career Services. To the committee on Labor and Workforce Development.

Workforce development center.

Petition (accompanied by bill) of Shawn Dooley relative to call and volunteer firefighters and emergency medical technicians. To the committee on Public Service.

Firefighters and EMTs.

Under suspension of the rules, on motion of Mr. McGonagle of Everett, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

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

To hold property owners accountable for recurring public nuisance (House, No. 1077);

Recurring nuisances.

Relative to regional stabilization funds (House, No. 1085);

Regional funds.

To enhance child passenger safety (House, No. 1243);

Car seats.

Relative to the maximum storage charges on motor vehicles involuntarily towed (House, No. 2509);

Involuntarily towing.

Relative to restricted vital records (House, No. 2673);

Vital records.

Amending the charter of the town of Chelmsford relative to town manager, administrative powers and duties (House, No. 4071) [Local Approval Received]; and

Chelmsford,— town manager.

Relative to boards and commissions of the city of Boston (House, No. 4086) [Local Approval Received];

Boston,— boards and commissions.

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.

By Mr. Coppinger of Boston, for the committee on Community Development and Small Businesses, asking to be discharged from further consideration:

Of the petition (accompanied by bill, Senate, No. 80) of Harriette L. Chandler for legislation relative to smart growth housing trust fund; and

Smart growth,— trust fund.

Of the petition (accompanied by bill, Senate, No. 81) of Harriette L. Chandler, Michael J. Barrett, José F. Tosado, Chris Walsh and other members of the General Court for legislation to promote housing and sustainable development;

Housing and sustainable development.

And recommending that the same severally be referred to the committee on Municipalities and Regional Government.

Under Rule 42, the reports severally were considered forthwith; and they were accepted. Severally sent to the Senate for concurrence.

Treatments,—
student
access. By Ms. Peisch of Wellesley, for the committee on Education, on a petition, a Bill improving students' access to life saving treatments (House, No. 278).

Public
higher
education. By Mr. Scibak of South Hadley, for the committee on Higher Education, on House, Nos. 639 and 2236, a Bill investing in public higher education (House, No. 4153).

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

Special
education,—
appeals. By Ms. Peisch of Wellesley, for the committee on Education, on a petition, a Bill to provide equal access to the Bureau of Special Education Appeals (House, No. 223).

By the same member, for the same committee, on a petition, a Bill relative to regional bonus aid (House, No. 251).

Schools,—
failure to send. By the same member, for the same committee, on a petition, a Bill providing for alternatives to fines for failure to send (House, No. 2031).

Day care
centers,—
assignments. By the same member, for the same committee, on a petition, a Bill creating assignment levels in the Department of Early Education and Care (House, No. 2862).

By the same member, for the same committee, on House, Nos. 2044 and 2871, a Bill relative to effective resource allocation in schools (House, No. 2871)

Schools,—
resources. By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill to update the public shade tree law (House, No. 1088).

By the same member, for the same committee, on a petition, a Bill creating a commission to study the effects of unfunded mandates on municipalities (House, No. 1096).

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

Regional
schools. By Ms. Peisch of Wellesley, for the committee on Education, on a petition, a Bill relative to regional schools (House, No. 271).

Schools,—
hazing. By the same member, for the same committee, on a petition, a Bill relative to hazing in schools (House, No. 305).

Elise Sanchez-
Oshea,—
sick leave. By Ms. Cronin of Easton, for the committee on the Judiciary, on a petition, a Bill establishing a sick leave bank for Elise Sanchez-Oshea, an employee of the Trial Court (House, No. 4150).

Marshfield,—
planning
district. By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill authorizing the town of Marshfield to withdraw from the Metropolitan Area Planning District (House, No. 1098) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill extending municipal bonding terms for local infrastructure development programs (House, No. 1105).

Municipal
bonding
terms. By the same member, for the same committee, on a petition, a Bill relative to vacant and abandoned property in the Commonwealth (House, No. 1109).

By the same member, for the same committee, on a petition, a Bill relative to authorizing governmental bodies and other approved parties to use shared legal representation and consultants in matters of common interest (House, No. 1111).

Shared
legal
services.

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

Engrossed Bills.

The engrossed Bill establishing a sick leave bank for Elizabeth O'Brien, an employee of the department of the Attorney General (see Senate, No. 2176, amended) (which originated in the Senate), in respect to which the Senate had concurred in adoption of the emergency preamble, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

Engrossed bills
Exempting certain positions of the police department of the town of Adams from the civil service law (see Senate, No. 2154) (which originated in the Senate);

Bills
enacted.

Designating May as Asian American Pacific Islander month (see House, No. 3360);

Authorizing the appointment of special police officers in the city of Malden (see House, No. 4016, amended); and

Further regulating the Massachusetts Port Authority community advisory committee (see House, No. 4088);

(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.

The Senate Bill designating a certain bridge in the town of Needham as the James J. Delaney II, USMC Veterans Memorial Bridge (Senate, No. 1985, changed), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Needham,—
Delaney
bridge.

Pending the question on passing the bill to be engrossed, in concurrence, Mr. Speliotis of Danvers moved to amend it in line 1 by striking out the following: "Project 60635" (as changed by the Senate committee on Bills in the Third Reading) and inserting in place thereof the following: "Bridge number N-04-027".

The amendment was adopted; and the bill (Senate, No. 1985, changed and amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment.

The House Bill designating a certain bridge as the George Allaire Memorial Bridge (House, No. 3684), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Yarmouth,—
Allaire
bridge.

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. 4157), which was read.

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

Life
insurance.

The House Bill relative to life insurance (House, No. 3894), 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 striking out all after the enacting clause and inserting in place thereof the following:

“Section 2 of chapter 176 of the acts of 2010 is hereby amended by striking out, in line 7, the words ‘, including a policyholders advisory board which may make recommendations to the company on maintaining safe low-cost insurance’.”

The amendment was adopted; and the bill (House, No. 3894, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

Recess.

At sixteen minutes after eleven o'clock A.M., on motion of Mr. Frost of Auburn (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at six minutes after five o'clock P.M. the House was called to order with Mr. Donato in the Chair.

Reports of Committees.

Alzheimer's
and related
dementias,—
commission.

By Mr. Sánchez of Boston, for the committee on Ways and Means, that the Bill relative to Alzheimer's and related dementias in the Commonwealth (House, No. 4116), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Murphy of Weymouth, for said committee, then reported that the matter be scheduled for consideration by the House.

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

Order.

Next
sitting.

On motion of Mr. DeLeo of Winthrop,—
Ordered, That when the House adjourns today, it adjourn to meet on Wednesday next at eleven o'clock A.M.

Representatives DeCoste of Norwell and Kane of Shrewsbury then moved that when the House adjourns today, it do so in respect to the memory of Roger Sumner Babb, a member of the House from Norwell from 1969 to 1974, inclusive; and the motion prevailed.

Accordingly, at ten minutes after five o'clock P.M., on motion of Mr. Frost of Auburn (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Wednesday at eleven o'clock A.M.