

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



TUESDAY, FEBRUARY 6, 2018.

[15]

JOURNAL OF THE HOUSE.

Tuesday, February 6, 2018.

Met at twenty minutes after 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.

Message from the Governor.

A message from His Excellency the Governor recommending legislation (under Section 8 of Article LXXXIX of the Amendments to the Constitution) recommending legislation relative to the issuance of tax bills in the town of Hatfield (House, No. 4198), was filed in the office of the Clerk on Monday, February 5.

Hatfield,—
tax bills.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Revenue. Sent to the Senate for concurrence.

Orders.

The following order (filed by Mr. Chan of Quincy) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Consumer Protection and Professional Licensure be granted until Monday, April 9, 2018 within which time to make its final report on current House documents numbered 1973 and 3465.

Consumer
Protection and
Professional
Licensure
committee,—
extension
of time for
reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4188), ought to be adopted. Under suspension of the rules, on motion of Mrs. Haddad of Somerset, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Mr. Chan of Quincy) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Consumer Protection and Professional Licensure be granted until Monday, April 9, 2018 within which time to make its final report on current Senate documents numbered 107 and 108.

Id.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4189), ought to be adopted. Under suspension of the rules, on motion of Mrs. Haddad of Somerset, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Mr. Chan of Quincy) was referred, under Joint

Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Consumer Protection and Professional Licensure be granted until Monday, April 9, 2018 within which time to make its final report on current Senate document numbered 96, and House document numbered 143.

Id.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4190), ought to be adopted. Under suspension of the rules, on motion of Mrs. Haddad of Somerset, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Mr. Chan of Quincy) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Consumer Protection and Professional Licensure be granted until Monday, April 9, 2018 within which time to make its final report on current House document numbered 4068.

Id.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4191) ought to be adopted. Under suspension of the rules, on motion of Mrs. Haddad of Somerset, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Mr. Chan of Quincy) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Consumer Protection and Professional Licensure be granted until Monday, April 9, 2018 within which time to make its final report on current Senate documents numbered 128 and 153, and House document numbered 130.

Id.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4192), ought to be adopted. Under suspension of the rules, on motion of Mrs. Haddad of Somerset, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Mr. Chan of Quincy) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Consumer Protection and Professional Licensure be granted until Monday, April 9, 2018 within which time to make its final report on current Senate document numbered 146, and House documents numbered 175 and 1976.

Id.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4193), ought to be adopted. Under suspension of the rules, on motion of Mrs. Haddad of Somerset, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Mr. Chan of Quincy) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Consumer Protection and Professional Licensure be granted until Monday, April 9, 2018 within which time to make its final report on current House document numbered 1992.

Id.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4194), ought to be adopted. Under suspension of the rules, on motion

of Mrs. Haddad of Somerset, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Mr. Pignatelli of Lenox) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Environment, Natural Resources and Agriculture be granted until Saturday, March 10, 2018 within which time to make its final report on current Senate document numbered 448, and House documents numbered 2777, 2932 and 2935.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4177), ought to be adopted. Under suspension of the rules, on motion of Mrs. Haddad of Somerset, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Environment,
Natural Resources
and Agriculture
committee,—
extension
of time for
reporting.

The following order (filed by Mr. Cronin of Easton) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on the Judiciary be granted until Wednesday, March 21, 2018 within which time to make its final report on current House documents numbered 47, 707, 795, 869, 873, 933, 948, 980, 2263, 2274, 2277, 2307, 2330, 2348, 2354, 3027, 3083, 3093, 3584, 3655, 3729, 3835, 3904, 3928 and 4142.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4175), ought to be adopted. Under suspension of the rules, on motion of Mrs. Haddad of Somerset, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Judiciary
committee,—
extension
of time for
reporting.

The following order (filed by Mr. Brodeur of Melrose) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Labor and Workforce Development be granted until Wednesday, May 9, 2018 within which time to make its final report on current Senate document numbered 1048, and House documents numbered 2172 and 3134.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4179), ought to be adopted. Under suspension of the rules, on motion of Mrs. Haddad of Somerset, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Labor and
Workforce
Development
committee,—
extension
of time for
reporting.

The following order (filed by Mr. Brodeur of Melrose) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Labor and Workforce Development be granted until Wednesday, May 9, 2018 within which time to make its final report on current Senate documents numbered 1004 and 1040, and House documents numbered 1015, 1021, 2365, 3152 and 3154.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4180), ought to be adopted. Under suspension of the rules, on motion of Mrs. Haddad of Somerset, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Id.

The following order (filed by Mr. Brodeur of Melrose) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee

Id.

on Labor and Workforce Development be granted until Wednesday, March 7, 2018 within which time to make its final report on current Senate documents numbered 840, 988, 1017 and 1020, and House documents numbered 43, 854, 2366 and 2371.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4181), ought to be adopted. Under suspension of the rules, on motion of Mrs. Haddad of Somerset, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Mr. Brodeur of Melrose) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Labor and Workforce Development be granted until Wednesday, March 7, 2018 within which time to make its final report on current House documents numbered 1007 and 1023.

Id.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4182), ought to be adopted. Under suspension of the rules, on motion of Mrs. Haddad of Somerset, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Mr. Brodeur of Melrose) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Labor and Workforce Development be granted until Wednesday, March 7, 2018 within which time to make its final report on current Senate documents numbered 997 and 999, and House document numbered 1033.

Id.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4183), ought to be adopted. Under suspension of the rules, on motion of Mrs. Haddad of Somerset, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Mr. Brodeur of Melrose) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Labor and Workforce Development be granted until Tuesday, April 3, 2018 within which time to make its final report on current House document numbered 4058.

Id.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4184), ought to be adopted. Under suspension of the rules, on motion of Mrs. Haddad of Somerset, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Ms. Garlick of Needham) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Mental Health, Substance Use and Recovery be granted until Tuesday, March 20, 2018 within which time to make its final report on current Senate documents numbered 1081, 1085, 1092, 1095, 1096, 1098, 1099, 1100, 1101, 1103, 1108, 1111, 1112, 1113, 1114 and 1115, and House documents numbered 1060, 1061, 1062, 1064, 1065, 1066, 1068, 1075, 2391, 2392, 2394, 2395, 2396, 2397, 2402, 2404, 2408, 2412, 3205, 3206, 3207, 3508, 3511, 3593, 3594 and 4033.

Mental Health, Substance Use and Recovery committee,— extension of time for reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order

(House, No. 4173), ought to be adopted. Under suspension of the rules, on motion of Mrs. Haddad of Somerset, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Mr. O'Day of West Boylston) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Municipalities and Regional Government be granted until Wednesday, March 7, 2018 within which time to make its final report on current House document numbered 2420.

Municipalities and Regional Government committee,—extension of time for reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4174), ought to be adopted. Under suspension of the rules, on motion of Mrs. Haddad of Somerset, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Mr. Parisella of Beverly) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Public Service be granted until Thursday, May 31, 2018 within which time to make its final report on current Senate documents numbered 1490, 1491 and 2074, and House documents numbered 29, 3281 and 3301.

Public Service committee,—extension of time for reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4172), ought to be adopted. Under suspension of the rules, on motion of Mrs. Haddad of Somerset, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Mr. Straus of Mattapoisett) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Transportation be granted until Friday, March 2, 2018 within which time to make its final report on current Senate documents numbered 1905, 1938, 1945, 1953, 1961, 1966, 2002 and 2006, and House documents numbered 1813, 1822, 1829, 1897, 2742, 2877, 3417 and 3422.

Transportation committee,—extension of time for reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4176), ought to be adopted. Under suspension of the rules, on motion of Mrs. Haddad of Somerset, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Special Report.

A report of the special legislative commission (under Section 134 of Chapter 47 of the Acts of 2017) relative to studying the feasibility, administration, and economic impact of a battery testing facility, located in one of the four western counties of the Commonwealth, was placed on file.

Battery testing facility,—study.

Petitions.

Mr. Naughton of Clinton presented a petition (accompanied by bill, House, No. 4197) of Harold P. Naughton, Jr., and Harriette L. Chandler (by vote of the town)

Boylston,—land.

that the town of Boylston be authorized to convey a certain parcel of land in said town; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Mr. Murphy of Weymouth presented a petition (subject to Joint Rule 12) of James M. Murphy for legislation to establish a sick leave bank for Alyssa Nelson, an employee of the Office for Victim Assistance; and the same was referred, under Rule 24, to the committee on Rules.

Alyssa
Nelson,—
sick leave.

Papers from the Senate.

Senate bills

Authorizing the board of selectmen of Hardwick to appoint the town collector (Senate, No. 2114) (on a petition) [Local Approval Received]; and

Hardwick,—
collector.

Authorizing the board of selectmen of Hardwick to appoint the town treasurer (Senate, No. 2115) (on a petition) [Local Approval Received];

Hardwick,—
treasurer.

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Reports of Committees.

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:

Regarding municipal fines (House, No. 1116); and

Municipal fines.
Sustainable
water,— funds.

Providing for the establishment of sustainable water resource funds (House, No. 2116);

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

By Ms. Benson of Lunenburg, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill relative to the governance of the Health Policy Commission (House, No. 1681). Referred, under Joint Rule 1E, to the committee on Health Care Financing.

Health Policy
Commission.

By Mr. Pignatelli of Lenox, for the committee on Environment, Natural Resources and Agriculture, on a petition, a Bill relative to the use of Department of Conservation and Recreation property for farmers markets and community gardens (House, No. 2937).

Farmers markets
and gardens.

By the same member, for the same committee, on a petition, a Bill protecting the viability of farms in the Commonwealth (House, No. 2939).

Farms,—
viability.

By the same member, for the same committee, on a petition, a Bill relative to buffer zones on land under the agricultural restriction program (House, No. 2940).

Conservation
land,— buffers.

By the same member, for the same committee, on a petition, a Bill to promote healthy soils (House, No. 3713).

Healthy
soils.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill relative to protecting municipalities from unfunded mandates (House, No. 1949).

Unfunded
mandates.

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

Means.

By Mr. Wagner of Chicopee, for the committee on Economic Development and Emerging Technologies, on House, No. 2835, a Bill relative to the international trade commission (House, No. 4195).

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill relative to municipal deposits (House, No. 1081).

By the same member, for the same committee, on a petition, a Bill to ensure adequate handicapped parking (House, No. 1087).

By the same member, for the same committee, on a petition, a Bill to establish commonsense permitting reforms for businesses and landowners (House, No. 1090).

By the same member, for the same committee, on a petition, a Bill relative to variances (House, No. 1093).

By the same member, for the same committee, on a petition, a Bill relative to a certain conservation restriction in the town of Webster (House, No. 4103) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill amending the charter of the town of Chelmsford relative to ministerial and grammatical non-substantive changes (House, No. 4124) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill authorizing the town of Shutesbury to convey certain land (House, No. 4125) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill regarding the appointment of retired Cambridge Police Department officers as special police officers within the city of Cambridge for paid detail assignments (House, No. 4143) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill relative to representation on the board of trustees for soldiers' memorials in the town of Orange (House, No. 4145) [Local Approval Received].

By the same member, for the same committee, on House, No. 3512, a Bill supporting affordable housing with a local option for a fee to be applied to certain real estate transactions (House, No. 4196).

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

International trade commission.

Municipal deposits.

Handicapped parking.

Businesses,— permit reforms.

Variances.

Webster,— conservation restriction.

Chelmsford,— town charter.

Shutesbury,— land.

Cambridge,— special police officers.

Orange,— soldiers' memorials.

Real estate fee,— local option.

Orders of the Day.

House bills

Designating a certain bridge in the city of Chelsea as the John P. Bruttaniti memorial bridge (House, No. 4072); and

Establishing a sick leave bank for Joseph Loughman, an employee of the Trial Court (House, No. 4141) (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. Severally sent to the Senate for concurrence.

Third reading bills.

UNCORRECTED PROOF.

The House Bill establishing a sick leave bank for Deirdre Dacey, an employee of the Parole Board (House, No. 4059), having been reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Deirdre
Dacey,—
sick leave.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by inserting before the enacting clause the following emergency preamble:

“*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a sick leave bank for a certain employee of the parole board, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”.

The amendment was adopted; and the bill (House, No. 4059, 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 tomorrow at eleven o'clock A.M.

Next
sitting.

At twenty-seven minutes before twelve o'clock noon, on motion of Mr. Frost of Auburn (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M.