

## JOURNAL OF THE HOUSE.

Thursday, February 16, 2017.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Kafka of Stoughton 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. Kafka), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

### Guests of the House.

Auburn  
High School  
A.P.

During the Session, the Chair (Mr. Donato of Medford), declared a brief recess and introduced students from students from the Uxbridge High School A.P. Government Class. The students, who participated in the pledge of allegiance to the flag, were the guests of Mr. Kuros of Uxbridge and Senator Fattman.

### Appointment of Majority Leaders.

Majority  
Leaders and  
Speaker  
pro-tempore.

Under the provisions of Rule 18, the Speaker announced that the Majority Party Caucus had ratified the following appointments: Representative Mariano of Quincy, Majority Floor Leader; Representative Haddad of Somerset, Speaker pro-tempore, Representative Rushing of Boston, Assistant Majority Floor Leader; Representative Donato of Medford, Second Assistant Majority Floor Leader; and Representative Moran of Boston, Second Assistant Majority Floor Leader.

### House Standing Committees.

House standing committees were appointed as follows:—

House  
standing  
committees.

*Rules.* — Representatives Galvin of Canton, Decker of Cambridge, Rushing of Boston, Kafka of Stoughton, Wagner of Chicopee, Mariano of Quincy, Nangle of Lowell, Donato of Medford, Haddad of Somerset, Moran of Boston, Peake of Provincetown, Ferrante of Gloucester, Ferguson of Holden, Vieira of Falmouth, and Harrington of Groton.

*Ways and Means.*— there being no objection,— Representatives Dempsey of Haverhill, Kulik of Worthington, Malia of Boston, Miceli of Wilmington, Walsh of Peabody, Koczera of New Bedford, Stanley of Waltham, Garballey of Arlington, Arciero of Westford, Ashe of Longmeadow, Farley-Bouvier of Pittsfield, Holmes of Boston, Cutler of Duxbury, Keefe of Worcester, Rogers of Cambridge, Silvia of Fall River, Cullinane of Boston, Fiola of Fall River, Hunt of Boston, Vincent of Revere, Carvalho of Boston, Gentile of Sudbury, Gonzalez of Springfield, McGonagle of Everett, Mom of Lowell, Tucker of Salem, Madaro of Boston, Cassidy of Brockton, Smola of Warren, D'Emilia of Bridgewater, Berthiaume of Spencer, Boldyga of Southwick, Campanale of Leicester, Dooley of Norfolk, Whelan of Brewster, and Wong of Saugus.

*Bills in the Third Reading.* — Representatives Speliotis of Danvers, Moran of Lawrence and D'Emilia of Bridgewater.

*Bonding, Capital Expenditures and State Assets.* — Representatives Cabral of New Bedford, Balsler of Newton, Scaccia of Boston, Dwyer of Woburn, Gordon of Bedford, Donahue of Worcester, DuBois of Brockton, Connolly of Cambridge, Driscoll of Milton, Vieira of Falmouth and Kuros of Uxbridge.

*Ethics.* — Representatives Markey of Dartmouth, Cullinane of Boston, Rushing of Boston, Donato of Medford, Haddad of Somerset, Cocot of Northampton, Peake of Provincetown, Poirier of North Attleborough, Barrows of Mansfield, Lombardo of Billerica and Whipps of Athol.

*Global Warming and Climate Change.* — Representatives Smizik of Brookline, Miceli of Wilmington, Provost of Somerville, Calter of Kingston, Hecht of Watertown, Zlotnik of Gardner, Gonzalez of Springfield, Cassidy of Brockton, Murray of Milford, Diehl of Whitman and Campanale of Leicester.

*Personnel and Administration.* — Representatives McMurtry of Dedham, Fiola of Fall River, Miceli of Wilmington, Kafka of Stoughton, Rogers of Norwood, Garry of Dracut, Nangle of Lowell, Goldstein-Rose of Amherst, Matais of Lawrence, Lyons of Andover, D'Emilia of Bridgewater, Ferguson of Holden and Harrington of Groton.

*Post Audit and Oversight.* — Representatives Linsky of Natick, Pignatelli of Lenox, Stanley of Waltham, Campbell of Methuen, Livingstone of Boston, Finn of West Springfield, Day of Stoneham, Ryan of Boston, Meschino of Hull, Durant of Spencer and O'Connell of Taunton.

*Redistricting.* — Representatives Mark of Peru, Donahue of Worcester, Scaccia of Boston, Garry of Dracut, Garballey of Arlington, Moran of Lawrence, Rogers of Cambridge, Tosado of Springfield, Fernandes of Falmouth, Frost of Auburn and Howitt of Seekonk.

*Steering, Policy and Scheduling.* — Representatives Murphy of Weymouth, Petrolati of Ludlow, Dwyer of Woburn, Ferrante of Gloucester, Cutler of Duxbury, DiZoglio of Methuen, Heroux of Attleboro, DuBois of Brockton, Connolly of Cambridge, Hill of Ipswich and Gifford of Wareham.

*Technology and Intergovernmental Affairs.* — Representatives Puppulo of Springfield, Koczera of New Bedford, Calter of Kingston, Farley-Bouvier of Pittsfield, Zlotnik of Gardner, Carvalho of Boston, Gonzalez of Springfield, Cassidy of Brockton, Higgins of Leominster, Hill of Ipswich and Gifford of Wareham.

*Floor Division Committees.* — First Division Chairperson, Representative Ferrante of Gloucester; Second Division Chairperson, Representative Nangle of Lowell; Third Division Chairperson, Representative Peake of Provincetown; and Fourth Division Chairperson, Representative Kafka of Stoughton.

### Joint Standing Committees.

*Children, Families and Persons with Disabilities.* — Senators Flanagan, Lovely, Forry, Cyr, McGee and Humason; Representatives Khan of Newton, Vega of Holyoke, Rogers of Norwood, Dykema of Holliston, Hecht of Watertown, Schmid of Westport, Farley-Bouvier of Pittsfield,

Joint  
standing  
committees.

Ultrino of Malden, Lewis of Framingham, O'Connell of Taunton and Crocker of Barnstable.

*Community Development and Small Businesses.* — Senators Cyr, Eldridge, Gobi, Chang-Diaz, DiDominico, and deMacedo; Representatives Coppinger of Boston, Cutler of Duxbury, Calter of Kingston, Gordon of Bedford, Cullinane of Boston, Crighton of Lynn, González of Springfield, Higgins of Leominster, Meschino of Hull, Mirra of West Newbury and McKenna of Webster.

*Consumer Protection and Professional Licensure.* — Senators L'Italien, James E. Timilty, Brady, DiDominico, Flanagan and Fattman; Representatives Benson of Lunenburg, Hunt of Boston, Balsler of Newton, Arciero of Westford, Pignatelli of Lenox, Livingstone of Boston, Zlotnik of Gardner, Tosado of Springfield, Matias of Lawrence, Howitt of Seekonk and McKenna of Webster.

*Economic Development and Emerging Technologies.* — Senators Lesser, Hinds, McGee, Chang-Diaz, Pacheco, Barrett and O'Connor; Representatives Wagner of Chicopee, Collins of Boston, Garballey of Arlington, Walsh of Framingham, Moran of Lawrence, Fiola of Fall River, Crighton of Lynn, Hay of Fitchburg, Murray of Milford, Williams of Springfield, Orrall of Lakeville, Kuros of Uxbridge and Kelcourse of Amesbury.

*Education.* — Senators Chang-Diaz, Jehlen, Lewis, L'Italien, Barrett and O'Connor; Representatives Peisch of Wellesely, Walsh of Framingham, Rogers of Norwood, Pignatelli of Lenox, Cantwell of Marshfield, DiZoglio of Methuen, Tucker of Salem, Tyler of Boston, Williams of Springfield, Ferguson of Holden and Kelcourse of Amesbury.

*Elder Affairs.* — Senators L'Italien, Cyr, Jehlen, Lesser, Walter F. Timilty and Fattman; Representatives Gregoire of Marlborough, Ashe of Longmeadow, Ayers of Quincy, Decker of Cambridge, Heroux of Attleboro, Zlotnik of Gardner, Gentile of Sudbury, McGonagle of Everett, Ultrino of Malden, Campanale of Leicester and Muradian of Grafton.

*Election Laws.* — Senators Gobi, Barrett, O'Connor Ives, Jehlen, Lewis and Fattman; Representatives Mahoney of Worcester, Gordon of Bedford, Hecht of Watertown, Chan of Quincy, Holmes of Boston, DiZoglio of Methuen, Silvia of Fall River, Carvalho of Boston, McGonagle of Everett, Boldyga of Southwick and Lombardo of Billerica.

*Environment, Natural Resources and Agriculture.* — Senators Gobi, Rush, James E. Timilty, Eldridge, McGee and Fattman; Representatives Cariddi of North Adams, Vincent of Revere, Petrolati of Ludlow, Koczera of New Bedford, Keefe of Worcester, Velis of Westfield, Barber of Somerville, Fernandes of Falmouth, Lewis of Framingham, Berthiaume of Spencer and Kelcourse of Amesbury.

*Export Development.* — Senators Donoghue, Montigny, Rodrigues, Forry, Pacheco and Tarr; Representatives Ehrlich of Marblehead, Arciero of Westford, Ayers of Quincy, Provost of Somerville, Calter of Kingston, Rogers of Cambridge, Roy of Franklin, Cahill of Lynn, Driscoll of Milton, Wong of Saugus and Orrall of Lakeville.

*Financial Services.* — Senators Eldridge, Lesser, Boncore, Keenan, DiDominico and deMacedo; Representatives Michlewitz of Boston, Finn of West Springfield, Stanley of Waltham, Walsh of Framingham, Decker of Cambridge, Barber of Somerville, Day of Stoneham, Tosado of Springfield, Cahill of Lynn, Barrows of Mansfield and Dooley of Norfolk.

*Health Care Financing.* — Senators Welch, Boncore, Barrett, L'Italien, Lesser, Lewis and Tarr; Representatives Sanchez of Boston, Roy of Franklin, Cantwell of Marshfield, Dykema of Holliston, Chan of Quincy, Cullinane of Boston, Donahue of Worcester, Velis of Westfield, Gentile of Sudbury, Ultrino of Malden, Hunt of Sandwich, Muratore of Plymouth and Mirra of West Newbury.

*Higher Education.* — Senators Moore, Donoghue, Hinds, Lesser, O'Connor Ives and Ross; Representatives Scibak of South Hadley, Garballey of Arlington, Petrolati of Ludlow, Provost of Somerville, Vega of Holyoke, Mom of Lowell, Hay of Fitchburg, Goldstein-Rose of Amherst, Higgins of Leominster, Whipps of Athol and Whelan of Brewster.

*Housing.* — Senators Boncore, Forry, Barrett, Cyr, Hinds and O'Connor; Representatives Honan of Boston, Holmes of Boston, Koczera of New Bedford, Collins of Boston, Barber of Somerville, Gentile of Sudbury, Connolly of Cambridge, Goldstein-Rose of Amherst, Tyler of Boston, Diehl of Whitman and DeCoste of Norwell.

*The Judiciary.* — Senators Brownsberger, Chang-Diaz, Keenan, Creem, Jehlen and Ross; Representatives Cronin of Easton, Cantwell of Marshfield, Garry of Dracut, Fiola of Fall River, Hunt of Boston, Day of Stoneham, Mom of Lowell, Tucker of Salem, Williams of Springfield, Harrington of Groton and Lyons of Andover.

*Labor and Workforce Development.* — Senators Lewis, Jehlen, DiDominico, Donnelly, Keenan and O'Connor; Representatives Brodeur of Melrose, Farley-Bouvier of Pittsfield, Rogers of Norwood, Malia of Boston, Vega of Holyoke, Barber of Somerville, Ultrino of Malden, Cassidy of Brockton, Matias of Lawrence, McKenna of Webster and Orrall of Lakeville.

*Marijuana Policy.* — Senators Jehlen, Lewis, Eldridge, Forry, Welch and deMacedo; Representatives Cusack of Braintree, Rogers of Cambridge, Chan of Quincy, Finn of West Springfield, Vega of Holyoke, Velis of Westfield, Vincent of Revere, Madaro of Boston, Hay of Fitchburg, Kane of Shrewsbury and Boldyga of Southwick.

*Mental Health, Substance Use and Recovery.* — Senators Flanagan, Keenan, Donnelly, Eldridge, Brownsberger, Hinds and Ross; Representatives Garlick of Needham, Ryan of Boston, Scaccia of Boston, Finn of West Springfield, DiZoglio of Methuen, Roy of Franklin, Day of Stoneham, Tosado of Springfield, Fernandes of Falmouth, Higgins of Leominster, Whipps of Athol, Crocker of Barnstable and O'Connell of Taunton.

*Municipalities and Regional Government.* — Senators Moore, Walter F. Timilty, Cyr, Donoghue, Chang-Diaz and O'Connor; Representatives O'Day of West Boylston, Stanley of Waltham, Heroux of

Attleboro, Roy of Franklin, Livingstone of Boston, DuBois of Brockton, Hay of Fitchburg, Fernandes of Falmouth, Murray of Milford, Wong of Saugus and Muradian of Grafton.

*Public Health.* — Senators Lewis, Flanagan, Cyr, James E. Timilty, Lovely and Ross; Representatives Hogan of Stow, Carvalho of Boston, Campbell of Methuen, Hecht of Watertown, Schmid of Westport, Keefe of Worcester, Crighton of Lynn, Lewis of Framingham, Tyler of Boston, Kane of Shrewsbury and Lyons of Andover.

*Public Safety and Homeland Security.* — Senators James E. Timilty, Moore, Brady, Chang-Diaz, Clark, Rush, Brownsberger and Ross; Representatives Naughton of Clinton, Silvia of Fall River, Walsh of Peabody, Ayers of Quincy, Dwyer of Woburn, Mom of Lowell, Tucker of Salem, Matias of Lawrence, Tyler of Boston, Williams of Springfield, Vieira of Falmouth, Muradian of Grafton and Durant of Spencer.

*Public Service.* — Senators James E. Timilty, Donnelly, Flanagan, Brady, Brownsberger and Humason; Representatives Parisella of Beverly, Livingstone of Boston, Malia of Boston, Holmes of Boston, Schmid of Westport, Walsh of Framingham, Moran of Lawrence, Cahill of Lynn, Lewis of Framingham, Whelan of Brewster and DeCoste of Norwell.

*Revenue.* — Senators Brady, Creem, O'Connor Ives, Rodrigues, Boncore and Fattman; Representatives Kaufman of Lexington, Campbell of Methuen, Garry of Dracut, Ashe of Longmeadow, Dwyer of Woburn, Silvia of Fall River, Hunt of Boston, Crighton of Lynn, Murray of Milford, Dooley of Norfolk and Durant of Spencer.

*State Administration and Regulatory Oversight.* — Senators Walter F. Timilty, Lovely, Flanagan, Moore, Donnelly and O'Connor; Representatives Kocot of Northampton, Schmid of Westport, Pignatelli of Lenox, Provost of Somerville, Campbell of Methuen, Ashe of Longmeadow, Decker of Cambridge, Vincent of Revere, Driscoll of Milton, Kuros of Uxbridge and Muratore of Plymouth.

*Telecommunications, Utilities and Energy.* — Senators Barrett, Brady, Pacheco, Gobi, Lovely and Tarr; Representatives Golden of Lowell, Chan of Quincy, Cantwell of Marshfield, Dykema of Holliston, Collins of Boston, Cutler of Duxbury, Madaro of Boston, Cahill of Lynn, Meschino of Hull, Mirra of West Newbury and Hunt of Sandwich.

*Tourism, Arts and Cultural Development.* — Senators Hinds, Cyr, Lovely, Donoghue, Chang-Diaz and deMacedo; Representatives Atkins of Concord, Finn of West Springfield, Miceli of Wilmington, Petrolati of Ludlow, Walsh of Peabody, Balse of Newton, Heroux of Attleboro, Keefe of Worcester, Goldstein-Rose of Amherst, Muratore of Plymouth and Crocker of Barnstable.

*Transportation.* — Senators McGee, Boncore, Lesser, Keenan, Forry, Rush and Humason; Representatives Straus of Mattapoisett, Dykema of Holliston, Walsh of Peabody, Gordon of Bedford, Donahue of Worcester, Ryan of Boston, McGonagle of Everett, Madaro of

Boston, Driscoll of Milton, Meschino of Hull, Howitt of Seekonk, Hunt of Sandwich and Kane of Shrewsbury.

*Veterans and Federal Affairs.* — Senators Rush, Gobi, Lesser, Walter F. Timilty, Brady and Humason; Representatives Lawn of Watertown, Velis of Westfield, Scaccia of Boston, Balse of Newton, Arciero of Westford, Collins of Boston, Ryan of Boston, DuBois of Brockton, Connolly of Cambridge, DeCoste of Norwell and Berthiaume of Spencer.

#### Resolutions.

Prior to the appointment of permanent committees,—  
Resolutions (filed with the Clerk by Mr. Kaufman of Lexington) congratulating Aurio Pierro on the occasion of his one hundredth birthday, were referred, under Rule 85, to the temporary committee on Rules.

Aurio  
Pierro.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Ms. Gifford of Wareham, the resolutions (certified by House Counsel to be correctly drawn) were considered forthwith; and they were adopted.

#### Reports.

*Reports*  
Of the Division of Capital Asset Management and Maintenance (under Section 39 of Chapter 7C of the General Laws) submitting a listing of the Commonwealth's real property holdings and leased property for 2016;

Real  
property.

Of the Massachusetts Broadband Institute (under Section 6B of Chapter 40J of the General Laws) submitting their operating plan for fiscal year 2017 [copies were forwarded to the committees on Telecommunications, Utilities and Energy, Economic Development and Emerging Technologies and Ways and Means];

Mass  
Broadband,—  
2017  
operating  
plan.

Of the Massachusetts Broadband Institute (under Section 6B of Chapter 40J of the General Laws) submitting their operating plan for fiscal year 2016 [copies were forwarded to the committees on Telecommunications, Utilities and Energy, Economic Development and Emerging Technologies and Ways and Means]; and

Mass  
Broadband,—  
2016  
operating  
plan.

Of the Massachusetts Broadband Institute (under Section 6B of Chapter 40J of the General Laws) submitting their operating plan for fiscal year 2015 [copies were forwarded to the committees on Telecommunications, Utilities and Energy, Economic Development and Emerging Technologies and Ways and Means].

Mass  
Broadband,—  
2015  
operating  
plan.

Severally were placed on file.

#### Emergency Measure.

The engrossed Bill establishing a sick leave bank for Lisa Eppy, an employee of the Department of Children and Families (see Senate, No. 20), 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.

Lisa  
Eppy,—  
sick leave.

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 Senate) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

*Order.*

On motion of Mr. DeLeo of Winthrop,—

Next  
sitting.

*Ordered,* That when the House adjourns today, it adjourn to meet on Tuesday next at eleven o'clock A.M.

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At eleven minutes after eleven o'clock A.M., on motion of Mrs. Gifford of Wareham (Mr. Kafka of Stoughton being in the Chair), the House adjourned, to meet the following Tuesday at eleven o'clock A.M., in an Informal Session.