
The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, MARCH 26, 2018.

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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:

Steadfast God, we ask Your blessing upon our House members and their staff. Watch over those who are visiting this historic building today. Bless our citizens, especially those who are struggling to keep warm during this cold springtime.

Prayer.

Today we lift up in prayer the small Hampshire County town of Chesterfield. Named after the Earl of Chesterfield it was officially incorporated in 1762. The town center has well-preserved Federal period houses along Main Road. With 1,260 residents, the town boasts of a nature reserve called Chesterfield Gorge that is home to large wildlife, including bears and bobcats. The gorge is maintained by the Trustees of Reservation and is continually carved by the Westfield River.

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.

Guests of the House.

At the beginning of the session, the Chair (Mr. Donato of Medford), declared a brief recess and introduced, seated in the House Chamber, the third grade students from the Claypit Hill School in Wayland. At the invitation of the Chair, the students participated in the pledge of allegiance to the flag. They were the guests of Ms. Peisch of Wellesley, and were accompanied by Senator Ross.

Wayland,—
Claypit Hill
School.

Resolutions.

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

Resolutions (filed by Mr. Barrows of Mansfield) congratulating Thomas S. Perry, Jr. on receiving the Eagle Award of the Boy Scouts of America;

Thomas
Perry.

Resolutions (filed by Ms. Garlick of Needham) congratulating Timothy Melvin on receiving the Eagle Award of the Boy Scouts of America; and

Timothy
Melvin.

Resolutions (filed by Mr. Tucker of Salem) congratulating Cheryl A. LaPointe on her retirement;

Cheryl
LaPointe.

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. Garballey of Arlington, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered

forthwith; and they were adopted.

Orders.

An Order (filed by Mr. Galvin of Canton) relative to authorizing the Clerk to republish (as House, No. 4343) the Rules of the House of Representatives for the 190th General Court (2017-2018) containing the additions to the rules that were adopted by the House on March 15, 2018, was referred, under Rule 24, to the committee on Rules.

House Rules,—
republishing.

Mr. Galvin, for said committee, reported that the order (House, No. 4335), ought to be adopted. Under suspension of the rules, on motion of Mr. Day of Stoneham, the order was considered forthwith; and it was adopted.

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 Friday, April 20, 2018 within which time to make its final report on current House document numbered 4266.

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

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4328), ought to be adopted. Under suspension of the rules, on motion of Mr. Pignatelli, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Ms. Benson of Lunenburg) 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 State Administration and Regulatory Oversight be granted until Wednesday, May 9, 2018 within which time to make its final report on current Senate documents numbered 2318 and 2319, and House documents numbered 4265 and 4268.

State
Administration
and Regulatory
Oversight
committee,—
extension
of time for
reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4326), ought to be adopted. Under suspension of the rules, on motion of the same member, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Communications.

Communications

From the Department of Criminal Justice Information Services (see Section 168 of Chapter 6 of the General Laws) submitting the annual report of the Criminal Record Review Board; and

Criminal
records.

From the Department of Criminal Justice Information Services (see Section 172 of Chapter 6 of the General Laws) submitting the Commissioner Approved Access to Criminal Offender Record Information (CORI) annual report;

Id.

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

By Representative Kulik of Worthington and Senator Rosenberg, a joint

Montague,—

petition (accompanied by bill, House, No. 4340) of Stephen Kulik and Stanley C. Rosenberg (by vote of the town) that the town of Montague be authorized to grant 1 additional license for the sale of all alcoholic beverages to be drunk on the premises in said town. To the committee on Consumer Protection and Professional Licensure.

liquor license.

By Mr. Vieira of Falmouth, a petition (accompanied by bill, House, No. 4341) of David T. Vieira, Dylan Fernandes and Viriato M. deMacedo (by vote of the town) that the town of Falmouth be authorized to transfer a certain parcel of land in said town to the Falmouth Rod & Gun Club, Inc. To the committee on Municipalities and Regional Government.

Falmouth,—
land.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Cabral of New Bedford, a petition (subject to Joint Rule 12) of Antonio F. D. Cabral for legislation to establish a sick leave bank for Heidi Souza, an employee of the Department of Correction.

Heidi Souza,—
sick leave.

By Representative Ehrlich of Marblehead and Senator Creem, a joint petition (subject to Joint Rule 12) of Lori A. Ehrlich, Cynthia Stone Creem and others for legislation to require the public pension fund to divest from ammunition and firearms.

Pension
fund,—
divestment.

By Representatives Khan of Newton and Decker of Cambridge, a petition (subject to Joint Rule 12) of Kay Khan, Marjorie C. Decker and others for legislation to prohibit police officers from engaging in sexual relations while on duty.

Police,—
sexual
relations.

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

Papers from the Senate.

A Senate Bill to promote and enhance civic engagement (Senate, No. 2375) (on Senate bill No. 2355, amended), passed to be engrossed by the Senate, was read; and it was referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Civic
engagement.

Bills

Relative to voluntary towing reform (Senate, No. 2354) (on Senate bill No. 1342);

Voluntary
towing.

Relative to unsolicited loans (Senate, No. 2357) (on Senate bill No. 143);

Loans.

Relative to manufactured housing communities (Senate, No. 2373) (on Senate bill No. 2344, amended); and

Manufactured
housing.

Relative to financial literacy in schools (Senate, No. 2374) (on Senate bill No. 2343, amended);

Schools
financial
literacy.

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 33, to the committee on Ways and Means.

A Senate Bill designating March as fibromuscular dysplasia awareness month (Senate, No. 1819, amended by inserting before the enacting clause the following emergency preamble:

Fibromuscular
dysplasia
month.

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to designate by proclamation of the Governor the month of March as Fibromuscular Dysplasia Awareness Month, therefore it is declared to be an emergency law, necessary for the immediate preservation of the public

convenience.”) (on a petition), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

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

Petition (accompanied by bill, Senate, No. 2379) of Bruce E. Tarr, Mark C. Montigny, David F. DeCoste, Joan B. Lovely and other members of the General Court for legislation to finance fishing and farming investment. To the committee on Environment, Natural Resources and Agriculture.

Fishing and
farming,—
financing.

Petition (accompanied by bill, Senate, No. 2378) of Richard J. Ross for legislation to require professional cleanup following a suspected fentanyl-related incident. To the committee on Mental Health, Substance Use and Recovery.

Fentanyl,—
clean up.

Petition (accompanied by bill, Senate, No. 2377) of Karen E. Spilka for legislation relative to gender identity on Massachusetts identification. To the committee on Transportation.

Identification,—
gender.

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 petition of Jeffrey N. Roy, Richard J. Ross and Karen E. Spilka for legislation to establish a sick leave bank for Sara Parmenter, an employee of the Department of Correction. Under suspension of the rules, on motion of Mr. Walsh of Peabody, 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.

Sara
Parmenter,—
sick leave.

By Mr. Pignatelli of Lenox, for the committee on Environment, Natural Resources and Agriculture, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 4300) of Ruth B. Balser, Cynthia Stone Creem and Rachmiel Liberman relative to the revocation of kosher certification,— and recommending that the same be referred to the committee on Consumer Protection and Professional Licensure. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Kosher
certification.

By Mr. Murphy of Weymouth, for the committee on Steering, Policy and Scheduling, that the House Bill electric vehicle charging stations [sic] (House, No. 4069) [Local Approval Received], be scheduled for consideration of the House.

Boston,—
electric
vehicles.

Under suspension of Rule 7A, on motion of Mr. Walsh of Peabody, 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 Ways and Means, that the Bill providing affordable health insurance options to municipal retirees (printed in House, No. 4313), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Municipal
retirees,—
health
insurance.

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 Mr. Walsh of Peabody, 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. Sánchez of Boston, 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. Sent to the Senate for concurrence.

By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on a petition, a Bill relative to early intervention services for children with prenatal exposure to opioids (House, No. 3847).

Opioids,—
prenatal
exposure.

By Mr. Michlewitz of Boston, for the committee on Financial Services, on House, Nos. 500 and 2955, a Bill relative to the safety of autistic and Alzheimer individuals (House, No. 2955).

Autism and
Alzheimer's,—
safety.

By the same member, for the same committee, on House, Nos. 578, 2156, 2174 and 2179, a Bill advancing and expanding access to telemedicine services (House, No. 4332).

Telemedicine.

By the same member, for the same committee, on House, No. 587, a Bill to require written notice of medical tests outside a patient's network for insurance purposes (House, No. 4333).

Medical tests,—
out of
network.

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

By Mr. Michlewitz of Boston, for the committee on Financial Services, on House, Nos. 570 and 2973, a Resolve establishing a commission to study the feasibility of a secure choice retirement savings option (House, No. 4330). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Retirement
savings,—
study.

By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on a petition, a Bill relative to fair pay for comparable work (House, No. 3150).

Fair pay.

By the same member, for the same committee, on a petition, a Bill relative to background checks by the Department of Youth Services (House, No. 4104).

DYS,—
CORI checks.

By Mr. Michlewitz of Boston, for the committee on Financial Services, on House, No. 577, a Bill regulating appraisal management companies (House, No. 4331).

Appraisal
companies.

By the same member, for the same committee, on House, No. 2160, a Bill relative to mortgage licensing and exemptions (House, No. 4334).

Mortgage
requirements.

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

By Mr. Chan of Quincy, for the committee on Consumer Protection and Professional Licensure, on House, No. 27 and on a part of House, No. 23, a Bill relative to Lottery compliance investigations (House, No. 4329). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Lottery
compliance
investigations.

Emergency Measure.

The engrossed Bill establishing a sick leave bank for Essie Page, an employee of the Parole Board (see House, No. 4245), 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.

Essie Page,—
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 5 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

Orders of the Day.

House bills

Relative to continuing education of insurance producers (House, No. 507);

Providing for the appointment of a treasurer-collector in the town of Stockbridge (House, No. 4162);

Authorizing the Bristol County Commissioners to borrow money for the repair, renovation and construction, equipping and furnishing of buildings at Bristol County Agricultural School in the town of Dighton (House, No. 4227); and

Establishing a sick leave bank for Elliot Brown, an employee of the Department of Public Health (House, No. 4267);

Severally reported by the committee on Bills in the Third Reading 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.

The House Bill designating a certain bridge in the towns of Hanson and Hanover as the Hon. Charles W. Mann bridge (House, No. 3849) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time.

Hanson and
Hanover,—
Mann
bridge.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in lines 1 and 2 by striking out the words “town of Hanson at the Hanover town line” and inserting in place thereof the words “towns of Hanson and Hanover”; and 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 designate forthwith a certain bridge in the towns of Hanson and Hanover, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The amendments were adopted; and the bill (House, No. 3849, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill relative to the appointment of retired police officers in the city of Cambridge as special police officers within the city for paid detail assignments (House, No. 4143) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time.

Cambridge,—
police.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by striking out section 11 and inserting in place thereof the following two sections:

“SECTION 11. This act shall take effect in the city of Cambridge upon its acceptance by a vote of the city council of the city of Cambridge, but not otherwise.

SECTION 12. This act shall take effect upon its passage.”.

The amendment was adopted; and the bill (House, No. 4143, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

At twenty-nine minutes after eleven o’clock A.M., on motion of Mrs. Orrall of Lakeville (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at twenty-eight minutes before one o’clock P.M. the House was called to order with Mr. Donato in the Chair.

Recess.

Engrossed Bill.

The engrossed Bill relative to the financial condition of the city of Lynn (see House, No. 4325) (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.

Recess.

At twenty-seven minutes before one o’clock P.M., on motion of Mrs. Orrall of Lakeville (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at a half past one o’clock the House was called to order with Mr. Donato in the Chair.

Recess.

Emergency Measure.

The engrossed Bill providing affordable health insurance options to municipal retirees (see House Bill printed in House, No. 4313), 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.

Municipal
retirees,—
health
insurance.

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 3 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

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.

At sixteen minutes before two o'clock P.M., on motion of Mrs. Orrall of Lakeville (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.