

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, MARCH 29, 2018.

[35]

JOURNAL OF THE HOUSE.

Thursday, March 29, 2018.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Ms. Barber of Somerville 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:

God of Refreshment and Re-creation, we give thanks today for the warming temperatures that are bringing signs of new life to our Massachusetts landscape. As we celebrate the crocus and the return of the red-breasted robin, we experience Your gift of hope.

Prayer.

Bless our legislators in this chamber and the efforts of their staff to bring about necessary and useful legislation.

We celebrate today the anniversary of the 1774 incorporation of the town of Ludlow in Hampden County.

Taking advantage of the Chicopee River, Ludlow became a manufacturing center in the mid-19th century. The historic Ludlow clock that appears on the town's seal was built by the Ludlow Company, a manufacturer of yarn and twine.

The town has a population of about 21,000; one out of five residents is Portuguese-American. Ludlow boasts of its affinity for soccer and each year its high school soccer team is ranked among the tops in the Bay State.

We pray for 7th Hampden District Representative Thomas Petrolati and his staff.

May God continue to bless our Commonwealth.

At the request of the Chair (Ms. Barber), the members, guests and employees joined with her in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Resolutions.

Resolutions (filed with the Clerk by Messrs. Rogers of Norwood, Kafka of Stoughton, McMurtry of Dedham and Dooley of Norfolk) congratulating Barry D. Greener on the occasion of his retirement, were referred under Rule 85, to the committee on Rules.

Barry
Greener.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Kafka, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Order.

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 88 and House documents numbered 1970 and 4058.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4349), ought to be adopted. Under suspension of the rules, on motion of Mr. Brodeur of Melrose, 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.

Communications.

Communications

From the Massachusetts District Attorneys Association (see item 0340-2100 of Section 2 Chapter 133 of the Acts of 2016) detailing by district, the amount of case referrals by the Disabled Persons Protection Commission for fiscal year 2017;

District
attorneys,—
DPPC referrals.

From the Division of Insurance (see Section 173 of Chapter 133 of the Acts of 2016) submitting a report from the Working Group on Gender Equity in Disability Policies;

Disability
insurance,—
gender equity.

From the Department of Public Health (see Section 2KKKK of Chapter 29 of the General Laws) submitting the Medical Marijuana Trust Fund annual report; and

Medical
marijuana.

From the Department of Public Health (see Section 2RRRR of Chapter 29 of the General Laws) submitting the 2017 Municipal Naloxone Bulk Purchase Trust Fund annual report;

Naloxone,—
municipal
purchases.

Severally were placed on file.

Annual Reports.

Annual reports

Of the Special Commission on the Status of Grandparents Raising Grandchildren (under Section 69(h) of Chapter 3 of the General Laws) submitting the ninth annual report of its activities for the calendar year 2017; and

Grandparents
Raising
Grandchildren.

Of the State Lottery Charitable Gaming Division (under Section 38 of Chapter 10 of the General Laws) for the calendar year 2017;

State lottery,—
charitable
gaming.

Severally were placed on file.

Petitions.

Mr. Dooley of Norfolk presented a petition (accompanied by bill, House, No. 4353) of Shawn Dooley and Richard J. Ross (by vote of the town) that the town of Plainville be authorized to grant additional 6 additional licenses for the sale of all alcoholic beverages to be drunk on the premises, 3 additional licenses for the sale of all alcoholic beverages not to be drunk on the premises and 5 additional licenses for the sale of wines and malt beverages not 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.

Plainville,—
liquor
licenses.

Mr. Cantwell of Marshfield presented a petition (subject to Joint Rule 12) of James M. Cantwell and others for legislation to establish a commission (including members of the General Court) relative to behavioral health promotion and upstream prevention; and the same was referred, under Rule 24, to the committee on

Behavioral
health,—
commission.

Rules.

Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending that Joint Rule 12 be suspended. Under suspension of the rules, on motion of Mr. Kafka of Stoughton, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Mental Health Substance Use and Recovery. Sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Arciero of Westford, a petition (subject to Joint Rule 12) of James Arciero and others for legislation to authorize the appointment of retired police officers as school resource officers.

School
resource
officers.

By Mr. Ashe of Longmeadow, a petition (subject to Joint Rule 12) of Brian M. Ashe and others that the Department of Developmental Services be authorized to incorporate an employment program within the Community Based Day Support Services programs.

Developmental
services,—
employment
program.

By Messrs. Cutler of Duxbury and Cantwell of Marshfield, a petition (subject to Joint Rule 12) of Josh S. Cutler for legislation to designate a certain intersection in the town of Pembroke as the Francis P. Hayes, Jr., memorial square.

Pembroke,—
Hayes
square.

By Mr. González of Springfield, a petition (subject to Joint Rule 12) of Carlos González and others for legislation to authorize municipalities to establish reduced maximum tow rates during certain declared emergencies.

Towing rates,—
emergencies.

By Mr. Livingstone of Boston, a petition (subject to Joint Rule 12) of Jay D. Livingstone and others for legislation to authorize voting on weekends.

Voting,—
weekends.

By Mr. Vargas of Haverhill, a petition (subject to Joint Rule 12) of Andres X. Vargas for legislation to establish a sick leave bank for Sonia Morales, employee of the Department of Youth Services.

Sonia
Morales,—
sick leave.

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

Paper from the Senate.

A Bill relative to clarifying property tax exemptions for solar and wind systems (Senate, No. 2364) (on Senate bill No. 2160), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Solar and
wind systems.

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 Keiko M. Orrall, Michael J. Rodrigues and Carole A. Fiola for legislation to authorize the commissioner of Capital Asset Management and Maintenance to release certain land in the town of Berkley from the operation of an agricultural preservation restriction. Under suspension of the rules, on motion Mr. Kafka of Stoughton, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on State Administration and Regulatory Oversight. Sent to the Senate for concurrence.

Berkley,—
land.

Mr. Galvin of Canton, for the committee on Rules, on the Order relative to authorizing the committee on Election Laws to make an investigation and study of certain House documents concerning matters relative to election laws (House, No.

Payroll
deductions,—
contributions.

4252) reported, in part, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 3140) of Michelle M. DuBois and others relative to payroll deductions for voluntary contributions to not-for-profit social welfare organizations and political action committees,— and recommending that the same be recommitted to the committee on Election Laws. Under Rule 42, the report was considered forthwith; and it was accepted.

By Mr. Murphy of Weymouth, for the committee on Steering, Policy and Scheduling, that the House Bill relative to the tenure of office of the city clerk of the city of Revere (House, No. 4264) [Local Approval Received], be scheduled for consideration by the House.

Revere,—
city clerk.

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

By Mr. Cabral of New Bedford, for the committee on Bonding, Capital Expenditures and State Assets, that the Bill financing improvements to municipal roads and bridges (printed in House, No. 4237), ought to pass with an amendment adding the following section:

Municipal
roads and
bridges.

“SECTION 4. There shall be a commission to study the distribution of Chapter 90 grants, for the construction and reconstruction of municipal ways as described in clause (b) of the second paragraph of section 4 of chapter 6C of the General Laws. The commission shall examine the current formula used to distribute said grants to municipalities, evaluate the effectiveness and equity of said formula, and make recommendations to establish a formula that considers the current needs of municipalities.

The commission shall review all aspects of municipal road and bridge financing, including (i) the current allocation of Chapter 90 grants; (ii) the reflectiveness of municipalities’ needs in the proportional distribution of the Chapter 90 grants; (iii) any equity disparities that exist among municipalities, related to Chapter 90 grant distribution; and (iv) any alternative formulas that may create a more equitable distribution of Chapter 90 grants.

The commission shall consist of the following members: (1) the secretary of the executive office for administration and finance, or a designee; (2) the secretary of the Massachusetts department of transportation, or a designee; (3) the secretary of the executive office of housing and economic development, or a designee; (4) the senate chair of the joint committee on transportation; (5) the house chair of the joint committee on transportation; (6) the chair of the senate committee on bonding, capital expenditures, and state assets; (7) the chair of the house committee on bonding, capital expenditures, and state assets; (8) 1 member appointed by the minority leader of the house of representatives; (9) 1 member appointed by the minority leader of the senate; and (10) 4 persons appointed by the governor, as follows: (i) 1 representative from the Massachusetts Municipal Association; (ii) 1 representative from the Transportation for Massachusetts Coalition (T4MA); (iii) 1 representative from the Massachusetts Taxpayers Foundation; and (iv) 1 representative from the Public Policy Center at the University of Massachusetts Dartmouth.

The commission shall file a report of its findings and recommendations, including any new or revised Chapter 90 grant distribution formulas, with the clerks of the senate and house of representatives and the chairs of the senate and house committees on ways and means no later than January 1, 2019.” [Bond Issue: General Obligation Bonds: \$200,000,000.00]. Referred, under Rule 33, to the

committee on Ways and Means, with the amendment pending.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill relative to public safety at the intersection of Brush Hill Road and Truman Parkway in Milton (House, No. 3638). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Milton,—
traffic study.

By Mr. Chan of Quincy, for the committee on Consumer Protection and Professional Licensure, on a petition, a Bill relative to sheet metal work (House, No. 131).

Sheet metal,—
regulations.

By the same member, for the same committee, on Senate, No. 165 and House, No. 133, a Bill to modernize public accountancy (House, No. 133).

Public
accountancy.

By the same member, for the same committee, on Senate, No. 151 and House, Nos. 138, 154, 2001 and 2828, a Bill requiring transparency in telephone solicitations (House, No. 138).

Telephone
solicitations.

By the same member, for the same committee, on a petition, a Bill further regulating storage of alcoholic beverages (House, No. 141).

Alcoholic
beverages.

By the same member, for the same committee, on a petition, a Bill relative to debt collection licensure (House, No. 1982).

Debt collection
licensure.

By the same member, for the same committee, on House, Nos. 24 and 25 and on a part of House, No. 23, a Bill relative to civil violations (House, No. 4350).

Civil violations,—
alcoholic beverages.

By the same member, for the same committee, on House, No. 28 and on a part of House, No. 23, a Bill relative to Keno licenses (House, No. 4351).

Keno
licenses.

By Mr. Golden of Lowell, for the committee on Telecommunications, Utilities and Energy, on a petition, a Bill improving recycling in the Commonwealth (House, No. 2686).

Recycling,—
solid waste.

By the same member, for the same committee, on a petition, a Bill relative to aggregated gas power (House, No. 2694).

Natural gas,—
aggregation.

By the same member, for the same committee, on a petition, a Bill relative to improving public safety in excavation (House, No. 3388).

Excavation,—
safety.

By the same member, for the same committee, on a petition, a Bill relative to expanding resource efficiency in the Commonwealth (House, No. 3404).

Natural
resources.

By the same member, for the same committee, on a petition, a Bill promoting the proper disposal of miniatures (House, No. 3528).

Bottle bill,—
miniatures.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill relative to beneficiary designation on motor vehicle registration (House, No. 1827).

Vehicle
registration.

By the same member for the same committee, on a petition, a Bill promoting personal access of driving records (House, No. 1868).

Driving
records.

By the same member, for the same committee, on a petition, a Bill relative to Massachusetts Civil Air Patrol vehicles and trailers (House, No. 1908).

Civil air
patrol.

By the same member, for the same committee, on a joint petition, a Bill establishing the Blue Star Family license plate (House, No. 1916).

Blue Star
Families.

By the same member, for the same committee, on a petition, a Bill relative to aviation vegetation management plans (House, No. 3426).

Aviation,—
vegetation.

By the same member, for the same committee, on a petition, a Bill relative to automobile technology (House, No. 3440).

Automobile
technology.

By the same member, for the same committee, on a petition, a Bill relative to public safety related to Blue Hills Trail Crossings Route 28 and Route 138 in Milton (House, No. 3639).

Milton,—
Blue Hills
Trail.

By the same member, for the same committee, on a petition, a Bill relative to public safety and active shooter situations (House, No. 3642).

By the same member, for the same committee, on House, Nos. 1790, 1850 and 2733, a Bill relative to temporary registration plates (House, No. 4342).

By the same member, for the same committee, on House, No. 2734, a Bill making technical corrections to the aeronautics laws of the Commonwealth (House, No. 4345).

By the same member, for the same committee, on House, No. 2758, a Bill relative to the eligibility determination for 'THE RIDE' Program (House, No. 4346).

By the same member, for the same committee, on House, No. 3413, a Bill relative to autocycle motor vehicle definition and operating requirements (House, No. 4347).

By the same member, for the same committee, on House, No. 3429, a Bill relative to improving passenger rail service between Springfield and Boston (House, No. 4348).

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. 139, a Bill requiring fair housing training for real estate agents and brokers (House, No. 4352).

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill relating to road building equipment classifications (House, No. 1851).

By the same member, for the same committee, on House, No. 1859, a Bill increasing the penalty for tailgating emergency vehicles (House, No. 4344).

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

Transportation buildings.

Motor vehicles,—temporary plates.

Aeronautics laws.

The Ride program,—eligibility.

Autocycles.

Springfield and Boston,—rail service.

Real estate,—fair housing training.

Road building equipment.

Emergency vehicles,—tailgating.

Order.

On motion of Mr. DeLeo of Winthrop,—

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

Next sitting.

At nine minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Ms. Barber of Somerville being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.