

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, MAY 10, 2018.

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JOURNAL OF THE HOUSE.

Thursday, May 10, 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:

God of New Life and Fresh Beginnings, we pray today for our elected officials and their staff on this Spring day. We ask You to watch over the many visitors to our historic capitol and to bless the work of the many who are employed here.

Prayer.

Today marks the anniversary of the 1864 reincorporation of the old town of Taunton as a city.

Taunton's city seal has the Latin words "Dux Femina Facti" inscribed on it, which translates "A Woman Led the Deed" referring to the town's foundress Elizabeth Poole, who helped establish the town as the first settlers broke from the Plymouth colony.

Taunton utilized its location near rivers to build an early iron works plant. It soon began to fashion silver products and thus earned its nickname as the Silver City. The official silverware used at the White House comes from Taunton.

Robert Treat Paine, a signer of the Declaration of Independence and the state's first Attorney General, established his law practice in Taunton and lived there for much of his life.

Keeping with the tradition of Elizabeth Poole, the city of Taunton is represented in this House by three women, 3rd Bristol District Representative Shaunna O'Connell, 5th Bristol's Patricia Haddad and 12th Bristol's Keiko Orrall. We pray for these elected officials and their staff.

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.

Resignation of Representative Calter of Kingston.

The following communication was read; and spread upon the records of the House, as follows:

April 27, 2018.

The Honorable Steven T. James
Clerk of the House of Representatives
The Massachusetts State House
Room 145
Boston, MA. 02133

Dear Mr. Clerk,

This letter will serve as my formal resignation as a member of the House of Representatives, representing the people of the 12th Plymouth District. It has been my distinct honor to have served as a member of the House of Representatives.

During my time in the House, it has been my pleasure to advocate for issues that have had a favorable impact on the lives of my constituents. Effective at 12:00 P.M. May 13, 2018 please accept my resignation as the State Representative from the 12th Plymouth District.

Sincerely,
Thomas J. Calter
State Representative,
12th Plymouth District.

Resignation of
Representative
Thomas J.
Calter of
Kingston.

Resolutions.

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

Resolutions (filed by Mr. Arciero of Westford) congratulating Gloria Tu Gilbert on being named the 2018 Westford Kiwanis Person of the Year;

Resolutions (filed by Representatives Brodeur of Melrose, Barber of Somerville, Garballey of Arlington, Donato of Medford, Day of Stoneham and Ultrino of Malden) congratulating the Friends of the Middlesex Fells Reservation on their twenty-fifth annual meeting;

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

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

Resolutions (filed by Messrs. Muratore of Plymouth and Hunt of Sandwich) commending the Plymouth Fragment Society on its two hundredth anniversary;

Resolutions (filed by Mr. Rogers of Cambridge) congratulating John McLellan on his retirement; and

Resolutions (filed by Ms. Tyler of Boston) celebrating the Boston Arts and Music Festival Organization and its mission;

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, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Gloria
Gilbert.

Middlesex
Fells
Reservation.

Varun
Jayanti.

Nicholas
Novitch.

Plymouth
Fragment Society.

John
McLellan.

Boston Arts and
Music Festival.

Petitions.

Representative Parisella of Beverly and Senator Lovely presented a joint petition (accompanied by bill, House, No. 4488) of Jerald A. Parisella and Joan B. Lovely (with the approval of the mayor and city council) that the city of Beverly be authorized to employ Paul Cotter as fire chief, notwithstanding the maximum age requirement; and the same was referred to the committee on Public Service. Sent to the Senate for concurrence.

Beverly,—
Paul Cotter.

Ms. Benson of Lunenburg presented a petition (subject to Joint Rule 12) of

Carol

UNCORRECTED PROOF.

Jennifer E. Benson for legislation to establish a sick leave bank for Carol Poladian, an employee of the Public Employee Retirement Administration Commission; and the same was referred, under Rule 24, to the committee on Rules.

Poladian,—
sick leave.

Papers from the Senate.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 2515) of Sal N. DiDomenico (with approval of the mayor and city council) for legislation to add a fifth member to the Board of Elections Commission in the city of Everett. To the committee on Election Laws.

Everett,—
elections
commission.

Petition (accompanied by bill, Senate, No. 2514) of Sal N. DiDomenico (with approval of the mayor and city council) for legislation to allow Everett City Council to set the salary for the Clerk of the City Council; and

Everett,—
salary.

Petition (accompanied by bill, Senate, No. 2516) of Sal N. DiDomenico (with approval of the mayor and city council) for legislation to amend the charter of the city of Everett;

Everett,—
charter.

Severally to the committee on Municipalities and Regional Government.

A petition of Bruce E. Tarr and Bradley H. Jones, Jr. for legislation to establish a sick leave bank for Lisa Fuccione, an employee of the Department of Public Health, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service.

Lisa
Fuccione,—
sick leave.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2522) was referred, in concurrence, 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 Josh S. Cutler and others relative to the commitment of certain individuals for alcohol or substance use disorders. To the committee on Mental Health, Substance Use and Recovery.

Substance use,—
commitment.

Joint petition (accompanied by bill) of Paul W. Mark and Adam G. Hinds for legislation to authorize the Teachers' Retirement Board to grant creditable service to Rachel Porter. To the committee on Public Service.

Rachel Porter,—
creditable
service.

Petition (accompanied by bill) of Patricia A. Haddad relative to gender identity on certain state identification. To the committee on Transportation.

Gender
identification.

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

By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, asking to be discharged from further consideration:

Of the Resolve establishing a special commission to investigate and study relative to the application of building codes when existing structures in gateway cities are converted to a mixed-use development (House, No. 1314);

Gateway
cities,—
building codes.

Of the Resolve establishing a special commission relative to correctional

Correctional

education (House, No. 3519);

Of the Bill relative to special education finance (House, No. 4390); and

Of the Bill establishing a special commission pertaining to small businesses and minority-owned businesses in Western Massachusetts (House, No. 4406);

And recommending that the same severally be referred to the House committee on Rules.

Under Rule 42, the reports severally were considered forthwith; and they were accepted.

By Ms. Hogan of Stow, for the committee on Public Health, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 2460) of Denise C. Garlick and others relative to urgent care and retail clinics,— and recommending that the same be referred to the committee on Health Care Financing. Under Rule 42, the report was considered forthwith; and it was accepted. 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:

Authorizing the town of Montague to grant 1 additional license for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4462) [Local Approval Received]; and

Relative to speed limitations near waste or recycling collection vehicles (House, No. 4463);

Under suspension of Rule 7A, in each instance, on motion of Ms. Barber of Somerville, 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 Senate, Nos. 1675, 1678, 1679, 1680, 1681, 1682, 1685, 1693, 1696, 1697, 1699, 1700, 1701, 1702, 1703, 1705, 1709, 1716, 1718, 1719, 1722, 1724, 1725, 1726, 1728, 1730, 1731, 1734, 1735, 1736, 1737, 1738, 1739, 1741, 1744, 1746, 1748, 1749, 1750, 1751, 1752, 1756, 1757, 1758, 1759, 1762, 1763, 1764, 1767, 1768, 1769, 1770, 1771, 1772, 1774, 1775, 1776, 1777, 1778, 1779, 1780, 1781, 1782, 1783, 1784, 1785, 1786, 1787, 1788, 1789, 1790, 1791, 1792, 1793, 1794, 1795, 1796, 1797, 1798, 1799, 1800, 1801, 1802, 1803, 1804, 1805, 1806, 1807, 1808, 1809, 1810, 1811, 1812, 1813, 1814, 1815 and 1816 and House, Nos. 1651, 1652, 1656, 1658, 1659, 1662, 1663, 1664, 1668, 1669, 1671, 1672, 1673, 1674, 1675, 1677, 1682, 1684, 1686, 1687, 1688, 1694, 1695, 1696, 1698, 1699, 1702, 1703, 1704, 1705, 1710, 1715, 1719, 1720, 1723, 2659, 2660, 2661, 2664, 2665, 2666, 2667, 2668, 2670, 2674, 2675, 2677, 2678, 2681, 2775, 3354, 3355, 3356, 3357, 3358, 3359, 3363, 3365, 3366, 3367, 3378, 3382, 3383, 3627, 3629, 3630, 3631 and 3678, an Order relative to authorizing the committee on State Administration and Regulatory Oversight to make an investigation and study of certain Senate and House documents concerning state administration and regulatory oversight issues (House, No. 4481). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Subsequently, Mr. Galvin of Canton, for said committees, reported asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules.

Under Rule 42, the report was considered forthwith; and it was accepted.

education.
Special education.
Minority-owned
businesses.

Urgent care,—
clinics.

Montague,—
liquor
license.

Collection
vehicles,—
speed limits.

State
Administration
and Regulatory
Oversight,—
study.

UNCORRECTED PROOF.

By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, that the following matters ought to pass:

Resolve providing for an investigation and study by a special commission relative to gender-responsive programming for juvenile justice system involved girls (House, No. 119); and

Bill establishing a permanent commission on the social status of Black men and boys (House, No. 120).

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

Girls,—
juvenile
system.

Black men
and boys.

By Mr. Cabral of New Bedford, for the committee on Bonding, Capital Expenditures and State Assets, that the Bill providing continued investment in the life sciences industry in the Commonwealth (House, No. 4432), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4489) [Bond Issue: General Obligation Bonds: \$462,970,000.00]. Referred, under Rule 33, to the committee on Ways and Means, with the amendment pending.

Life
sciences,—
bonding.

By Mr. Cabral of New Bedford, for the committee on Bonding, Capital Expenditures and State Assets, that the Bill relative to expanding access to high quality early education in Boston (House, No. 3759) ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

Early
education.

By Mr. Brodeur of Melrose, for the committee on Labor and Workforce Development, on House, No. 3633, a Bill relative to workplace safety (House, No. 4219). Read; and referred, under Rule 33, to the committee on Ways and Means.

Workplace
safety.

Orders of the Day.

The Senate Bill authorizing the town of Westport to grant 1 additional liquor license for the sale of wine and malt beverages not to be drunk on the premises (Senate, No. 2303), 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, in concurrence.

Third
reading
bill.

House bills

Protecting the rights of custodial and other non-teaching employees of school districts (House, No. 1390) (its title having been changed by the committee on Bills in the Third Reading); and

Establishing a sick leave bank for Bethany Ryan, an employee of the Hampshire County Sheriff's Department (House, No. 4403);

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.

Order.

On motion of Mr. DeLeo of Winthrop,—

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

Next
sitting.

Messrs. Nangle of Lowell, Golden of Lowell and Mom of Lowell moved that when the House adjourns today, it do so in respect to the memory of Robert B. Kennedy, a member of the House from Lowell from 1975 to 1978, inclusive, the mayor of the city of Lowell in 1986 and 1987; and a member of the Governor's Council from 1989 to 1995, inclusive; and the motion prevailed.

Accordingly, at fourteen minutes after eleven o'clock A.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Monday at one o'clock P.M., in an Informal Session.