

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, JUNE 25, 2018.

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Monday, June 25, 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).

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.

Resolutions.

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

Resolutions (filed by Mr. Hill of Ipswich) congratulating Jared K. Perry on receiving the Eagle Award of the Boy Scouts of America;

Jared
Perry.

Resolutions (filed by Messrs. Brodeur of Melrose and Wong of Saugus) congratulating Dr. Kimberly J. Smith on the occasion of her retirement; and

Kimberly
Smith.

Resolutions (filed by Mr. Pignatelli of Lenox) congratulating the Berkshire Theatre Festival on its ninetieth anniversary;

Berkshire
Theatre Festival.

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

Petitions.

Petitions severally were presented and referred as follows:

By Representative Cutler of Duxbury and Senator Brady, a joint petition (accompanied by bill, House, No. 4657) of Josh S. Cutler and Michael D. Brady (by vote of the town) relative to the recall of elected officials in the town of Hanson. To the committee on Election Laws.

Hanson,—
recall
elections.

By Mr. DeCoste of Norwell, a petition (accompanied by bill, House, No. 4658) of David F. DeCoste (by vote of the town) relative to the authority and duties of the town manager in the town of Hanover. To the committee on Municipalities and Regional Government.

Hanover,—
town
manager.

Severally 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 for legislation to establish a student loan forgiveness program within the Massachusetts Educational Financing Authority.

Student loans,—
forgiveness.

By Mr. Mark of Peru, a petition (subject to Joint Rule 12) of Paul W. Mark relative to releasing certain land in the town of Northfield from the operation of an

Northfield,—
agricultural
covenant.

agricultural covenant.

By Mr. Wong of Saugus, a petition (subject to Joint Rule 12) of Donald H. Wong for legislation to establish a sick leave bank for Susan Brown, an employee of the Executive Office of Health and Human Services.

Susan
Brown,—
sick leave.

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

Papers from the Senate.

The Senate Bill relative to veterans' benefits, rights, appreciation, validation and enforcement (Senate, No. 2509), came from the Senate with the endorsement that said branch had non-concurred with the House in its amendment (striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4540).

Veterans'
benefits.

The bill bore the further endorsement that the Senate had appointed a committee of conference on the disagreeing votes of the two branches; and that Senators Rush, Brownsberger and Humason had been appointed the committee on the part of the Senate.

Committee
of conference.

On motion of Mr. Lawn of Watertown, the House insisted on its amendment; and, on further motion of the same member, concurred with the Senate in the appointment of a committee of conference. Representatives Lawn, Cronin of Easton and DeCoste of Norwell then were appointed the committee on the part of the House. Sent to the Senate to be noted.

Id.

The House Bill relative to firearms (House, No. 4539), came from the Senate passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2549.

Firearms.

Under suspension of Rule 35, on motion of Mr. Naughton of Clinton, the amendment was considered forthwith. The House then non-concurred with the Senate in its amendment; and, on further motion of the same member, asked for a committee of conference on the disagreeing votes of the two branches. Representatives Naughton, Decker of Cambridge and Vieira of Falmouth were appointed the committee on the part of the House. Sent to the Senate to be joined.

Committee of
conference.

Subsequently notice was received from the Senate that said branch had insisted on its amendment, concurred with the House in the appointment of a committee of conference; and that Senators Creem, Spilka and Tarr had been joined as the committee on the part of the Senate.

Id.

The House Bill establishing the Honorable Peter V. Kocot Act to enhance access to high quality, affordable and transparent healthcare in the Commonwealth (House, No. 4639), came from the Senate passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2573.

Healthcare.

Under suspension of Rule 35, on motion of Mr. Mariano of Quincy, the amendment was considered forthwith. The House then non-concurred with the Senate in its amendment; and, on further motion of the same member, asked for a committee of conference on the disagreeing votes of the two branches. Messrs. Mariano, Roy of Franklin and Hunt of Sandwich were appointed the committee on the part of the House. Sent to the Senate to be joined.

Committee of
conference.

Subsequently notice was received from the Senate that said branch had insisted

Id.

UNCORRECTED PROOF.

on its amendment, concurred with the House in the appointment of a committee of conference; and that Senators Welch, Lewis and Tarr had been joined as the committee on the part of the Senate.

Bills

To modernize the Commonwealth's administration of unemployment insurance (Senate, No. 2554, amended by adding the following section:

Unemployment insurance.

“SECTION 6. Section 1 shall go into effect on July 1, 2019.”) (on Senate bill No. 2450);

To protect children and families from harmful flame retardants (Senate, No. 2555) (on Senate bill No. 1175);

Flame retardants.

To prevent wage theft and promote employer accountability (Senate, No. 2574) (on Senate bill No. 2546, amended); and

Wage theft.

Relative to ivory and rhinoceros horn trafficking (Senate, No. 2575) (on Senate bill No. 2553, amended); and

Horn trafficking.

The Senate Resolve relative to sexual assault counselor task force (Senate, No. 2567) (on Senate resolve No. 1241);

Sexual assault task force.

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 Bill authorizing the city of Westfield to categorize all certain private ways a public streets [sic] (Senate, No. 2241) (on a petition) [Local Approval Received], passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Westfield,— private ways.

Resolutions for a United States constitutional amendment and amendments convention (Senate, No. 2243, amended in lines 22 to 45, inclusive, and also in lines 53 to 75, inclusive, by striking out the text contained in those lines) (on Senate, No. 379), adopted by the Senate, were referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Constitutional convention,— Citizens United.

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 joint petition of Bradford Hill and Bruce E. Tarr relative to the release of certain land in Rowley from operation of an agricultural covenant. Under suspension of the rules, on motion of Ms. Ferrante of Gloucester, the report was considered forthwith. Joint Rule 12 then was suspended; and the petition (accompanied by bill) was referred to the committee on Environment, Natural Resources and Agriculture. Sent to the Senate for concurrence.

Rowley,— agricultural covenant.

By Mr. Sánchez of Boston, for the committee on Ways and Means, on a message from His Excellency the Governor, a Bill making certain appropriations for the fiscal year 2019 before final action on the General Appropriation Bill (printed in House, No. 4650) [Total Appropriations: \$5,000,000,000.00]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

State funds,— emergency expenditure.

Mr. Murphy of Weymouth, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Kafka of Stoughton, the bill

was read a second time forthwith; and it was ordered to a third reading.

Subsequently under further 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 Mr. Sánchez of Boston, for the committee on Ways and Means, that the Bill amending the authorization for the exchange of an easement in the control of the Department of Conservation and Recreation to facilitate a project important to the economic development of the city of Lynn (House, No. 4268, changed), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Lynn,—
land.

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. Kafka of Stoughton, the bill was read a second time forthwith; and it was ordered to a third reading.

Report of the committee on Public Service, ought NOT to pass (under Joint Rule 10), on the joint petition (accompanied by bill, House, No. 4504) of James Arciero and James B. Eldridge (by vote of the town) that the town of Littleton be authorized to increase the accidental disability retirement allowance payable to Scott Holt, a retired fire fighter of said town.

Littleton,—
Scott Holt.

Under suspension of the rules, on a motion of Mr. Parisella of Beverly, the report was considered forthwith. Pending the question on acceptance of the report, the petition was recommitted, on motion of the same member.

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 city of Marlborough to grant additional licenses for the sale of alcoholic beverages not to be drunk on the premises (House, No. 4621) [Local Approval Received];

Marlborough,—
liquor licenses.

Relative to the sale of alcoholic beverages in the town of Otis (House, No. 4622) [Local Approval Received]; and

Otis,—
liquor license.

Authorizing the city of Cambridge to use certain land used for open recreational purposes for traffic reconfiguration (House, No. 4634) [Local Approval Received];

Cambridge,—
land.

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

By Mr. Parisella of Beverly, for the committee on Public Service, on House, Nos. 18, 20, 22, 33, 1320, 1322, 1323, 1324, 1325, 1326, 1330, 1331, 1332, 1333, 1335, 1336, 1337, 1338, 1339, 1341, 1342, 1343, 1344, 1345, 1346, 1347, 1348, 1349, 1350, 1351, 1353, 1355, 1356, 1357, 1358, 1359, 1360, 1364, 1365, 1367, 1368, 1369, 1370, 1371, 1372, 1373, 1374, 1375, 1376, 1378, 1379, 1380, 1381, 1383, 1384, 1385, 1387, 1391, 1392, 1393, 1394, 1395, 1396, 1397, 1398, 1399, 1400, 1401, 1402, 1403, 1404, 1405, 1407, 1410, 1411, 1412, 1413, 1414, 1415, 1416, 1418, 1420, 1421, 1422, 1423, 1425, 1428, 1432, 1434, 1436, 1437, 1439, 1440, 1441, 1442, 1443, 1447, 1448, 1451, 1452, 1453, 1454, 1456, 1457, 1461, 1462, 2361, 2513, 2516, 2517, 2518, 2520, 2521, 2522, 2523, 2524, 2525, 2526,

Public Service,—
study.

2527, 2528, 2529, 2532, 2533, 2534, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2561, 2562, 2565, 2568, 2569, 2571, 2572, 2574, 2575, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 3276, 3277, 3280, 3282, 3283, 3284, 3285, 3286, 3287, 3288, 3290, 3291, 3292, 3294, 3295, 3296, 3297, 3298, 3299, 3300, 3521, 3616, 3617, 3618, 3619, 3621, 3696, 3709, 3813, 3890, 3988 and 4097, an Order relative to authorizing the committee on Public Service to make an investigation and study of certain House documents concerning public service (House, No. 4654). 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 said 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.

By Mr. Golden of Lowell, for the committee on Telecommunications, Utilities and Energy, on House, Nos. 1725, 1726, 1727, 1728, 1729, 1730, 1731, 1732, 1734, 1735, 1736, 1737, 1738, 1740, 1741, 1742, 1743, 1744, 1745, 1749, 1750, 1752, 1753, 1754, 1755, 1756, 1757, 1758, 1759, 1760, 1761, 1762, 1763, 1764, 1765, 1766, 1767, 1768, 1769, 1770, 1771, 1772, 1774, 1775, 1777, 1778, 1779, 1780, 2682, 2683, 2684, 2685, 2687, 2688, 2689, 2690, 2691, 2692, 2693, 2696, 2698, 2699, 2701, 2702, 2703, 2704, 2707, 2708, 2710, 2711, 2713, 3386, 3387, 3389, 3390, 3391, 3392, 3393, 3394, 3395, 3397, 3398, 3399, 3400, 3401, 3402, 3403, 3529, 3635, 3636, 3637, 3698, 3766, 3948 and 4096, an Order relative to authorizing the committee on Telecommunications, Utilities and Energy to make an investigation and study of certain House documents concerning telecommunications, utilities and energy (House, No. 4651). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Telecommunication
s, utilities and
energy,—
study.

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.

Mr. Galvin of Canton, for said committee on Rules, on the foregoing order, then reported, in part, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 1743) of Colleen M. Garry and Kay Khan relative to the disclosure of call location information to law enforcement agencies by telephone companies or wireless carriers,— and recommending that the same be recommitted to the committee on Telecommunications, Utilities and Energy. Under Rule 42, the report was considered forthwith; and it was accepted.

Law
enforcement,—
call location.

By Ms. Hogan of Stow, for the committee on Public Health, on House, No. 1189, a Bill relative to out-of-hospital birth access and safety (House, No. 4655). Referred, under Joint Rule 1E, to the committee on Health Care Financing.

Births,—
out-of-
hospitals.

By Ms. Hogan of Stow, for the committee on Public Health, on House, No. 1245, a Bill to protect children, families, and firefighters from harmful flame retardants (House, No. 4656). Read; and referred, under Rule 33, to the committee on Ways and Means.

Flame
retardants.

Emergency Measure.

The engrossed Bill establishing a sick leave bank for Elizabeth Fontaine, an employee of the Department of Children and Families (see Senate, No. 2560, amended), 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.

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

Bill
enacted.

Engrossed Bills.

Engrossed bills

Relative to the membership of the Millbury Redevelopment Authority (see House, No. 1101);

Bills
enacted.

Exempting certain affordable housing in the South End section of the city of Boston from certain procurement and contracting requirements (see House, No. 3540); and

Authorizing the city known as the town of Amherst to hold a special election for the office of town councilor (see House, No. 4482);

(Which severally originated in the House);

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

The Senate Bill designating certain bridges in the town of Bourne as the U.S. Army Special Forces Staff Sergeant Matthew A. Pucino memorial bridges (Senate, No. 2316), 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.

The House Bill increasing residency preference for appointment at Boston Police Department and Boston Fire Department (House, No. 3537) (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; and it was passed to be engrossed. Sent to the Senate for concurrence.

Id.

Recess.

At twenty minutes before twelve o'clock noon, on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and seven minutes after one o'clock P.M., the House was called to order with Mr. Donato in the Chair.

Recess.

UNCORRECTED PROOF.

Engrossed Bill.

The engrossed Bill making certain appropriations for the fiscal year 2019 before final action on the General Appropriation Bill (see House bill printed in House, No. 4650) (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.

Order.

On motion of Mr. DeLeo of Winthrop,—

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

Next
sitting.

At eight minutes after one o'clock P.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Wednesday at eleven o'clock A.M.