

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, JULY 2, 2018.

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Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. McMurtry of Dedham 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:

Great and Loving God, we give You praise for this week as we celebrate our nation's independence. We pray for our legislators and for the many employees whose efforts help keep our Commonwealth on an even keel.

Prayer.

We pray in thanksgiving for the ocean waters that offer some respite from our heat wave.

We pray for our fellow citizens who suffer from this heat, especially the poor and the vulnerable.

We recognize that today marks the 29th anniversary of the name change for Manchester-by-the-Sea, a picturesque coastal town on Cape Ann in Essex County.

The name change was prompted by some residents who wished to differentiate their town from nearby Manchester, New Hampshire.

Originally incorporated in 1645, Manchester-by-the-Sea thrived as a fishing community for its first 250 years and later became a coastal community for Boston's wealthy.

We pray for Manchester-by-the-Sea's and Fourth Essex Representative Bradford Hill and his staff.

May God continue to bless our Commonwealth.

At the request of the Chair (Mr. McMurtry), 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. Gordon of Bedford) congratulating Cheryl Shafman and Julie Quinn on their ten years of service with Relay For Life of Burlington; and

Cheryl Shafman
and Julie Quinn.

Resolutions (filed by Mr. Sánchez of Boston) honoring Kate Nordahl on her lifetime of dedicated public service;

Kate
Nordahl.

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. Smizik of Brookline, 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 Jones of North Reading and Senator Tarr, a joint petition (accompanied by bill, House, No. 4687) of Bradley H. Jones, Jr., and Bruce E. Tarr (by vote of the town) relative to town meetings of the town of North Reading. To the committee on Election Laws.

North
Reading—
town meetings.

By Representative Fernandes of Falmouth and Senator Cyr, a joint petition (accompanied by bill, House, No. 4688) of Dylan Fernandes and Julian Cyr (by vote of the town) that the town of Nantucket be authorized to sell, convey or otherwise dispose of certain land situated in the town of Nantucket held for open space, recreational or conservation purposes to the Nantucket Islands Land Bank, Nantucket Conservation Foundation, Inc., or Sconset Trust, Inc. for the same purposes;

Nantucket,—
land.

By the same members, a joint petition (accompanied by bill, House, No. 4689) of Dylan Fernandes and Julian Cyr (by vote of the town) that the town of Nantucket be authorized to transfer, convey or otherwise dispose of a portion of certain land situated in said town held for water supply and water protection purposes for roadway purposes; and

Id.

By Representative Jones of North Reading and Senator Tarr, a joint petition (accompanied by bill, House, No. 4690) of Bradley H. Jones, Jr., and Bruce E. Tarr (by vote of the town) that the town of North Reading be authorized to amend the charter of said town to change the name of the board of selectmen;

North
Reading,—
charter.

Severally to the committee on Municipalities and Regional Government.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Representative Fernandes of Falmouth and Senator Cyr, a joint petition (subject to Joint Rule 12) of Dylan Fernandes and Julian Cyr (by vote of the town) relative to authorizing the conveyance of land from the county of Nantucket and authorizing the town of Nantucket to sell, convey or otherwise dispose of a portion of said land situated in the town of Nantucket held for open space purposes.

Nantucket,—
land.

By Mr. Roy of Franklin, a petition (subject to Joint Rule 12) of Jeffrey N. Roy for legislation to establish a sick leave bank for Joseph Mele, an employee of the Department of Mental Health.

Joseph
Mele,—
sick leave.

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

Papers from the Senate.

Bills

Relative to gender identity on Massachusetts identification (Senate, No. 2562) (on Senate bill No. 2377, and also based on House, No. 4499) [Senator Humason, of the committee on Senate Ways and Means, dissenting];

Identification,—
gender identity.

To provide identification to homeless youth and families (Senate, No. 2568) (on Senate bill No. 1906);

Homeless,—
identification.

Promoting construction zone safety (Senate No. 2569) (printed in Senate No. 2217);

Construction
zones.

Providing for the abandonment of a certain water line easement in Revere and Malden (Senate, No. 2576) (on Senate bill No. 1676);

Malden
and Revere.

UNCORRECTED PROOF.

Supporting community access television (Senate, No. 2577) (on Senate bill No. 1857); and

Community access television.

To reduce traffic fatalities (Senate, No. 2584) (on Senate bill No. 2570, amended);

Traffic fatalities.

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

Bills

To provide property tax exemptions for certain nonprofit senior housing in Boxford (Senate, No. 2286, amended in lines 11 and 12 by striking out the words “and approved by the commissioner of Revenue”; and by adding at the end thereof the following sentence: “The board of assessors shall establish criteria for determining whether a resident is eligible for an exemption pursuant to this act.”) (on Senate bill No. 2035);

Boxford,—
senior housing.

Authorizing the town of Wareham to grant an additional license for the sale of wines and malt beverages not to be drunk on the premises (Senate, No. 2307) (on a petition) [Local Approval Received];

Wareham,—
liquor license.

Regarding transfer of retained earnings surplus in the town of Clinton (Senate, No. 2478) (on a petition) [Local Approval Received]; and

Clinton,—
surplus.

Regarding snow and ice removal, and repair of private ways in the town of Clinton (Senate, No. 2479) (on a petition) [Local Approval Received];

Clinton,—
private ways.

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

A petition (accompanied by bill, Senate, No. 2579) of Adam G. Hinds and John Barrett (by vote of the town) for legislation to exempt all positions in the police department of the town of Williamstown from the civil service law, was referred, in concurrence, to the committee on Public Service.

Williamstown,—
civil service.

Reports of Committees.

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:

Removal of elected financial officials for the town of Sherborn [sic] (House, No. 4533) [Local Approval Received]; and

Sherborn,—
elected officials.

Authorizing the town of Falmouth to continue the employment of police chief Edward Dunne (House, No. 4548) [Local Approval Received];

Falmouth,—
Edward Dunne.

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

By Mr. Chan of Quincy, for the committee on Consumer Protection and Professional Licensure, on House, Nos. 9, 136, 142, 144, 145, 147, 148, 149, 150, 152, 153, 155, 156, 159, 161, 162, 163, 165, 166, 167, 168, 171, 173, 174, 176, 178, 179, 182, 183, 185, 189, 190, 192, 194, 197, 199, 200, 202, 204, 205, 206, 211, 1974, 1975, 1977, 1979, 1981, 1983, 1986, 1987, 1988, 1989, 1990, 1991, 1995, 1996, 1997, 1999, 2000, 2002, 2145, 2784, 2810, 2816, 2818, 2822, 2826, 2829, 3464, 3467, 3468, 3469, 3470, 3471, 3544, 3545, 3546, 3547, 3548, 3694, 3891, 4095 and 4140, an Order relative to authorizing the committee on Consumer

Consumer protection,—
study.

Protection and Professional Licensure to make an investigation and study of certain House documents concerning consumer protection (House, No. 4638).

By Ms. Peisch of Wellesley, for the committee on Education, on House, Nos. 255, 285, 290, 307, 314, 322, 329, 2012, 2015, 2045, 2050, 2051, 2066, 2839, 2845, 2849, 2878, 2883, 3482 and 3557, an Order relative to authorizing the committee on Education to make an investigation and study of certain House documents relative to education (House, No. 4678).

By the same member, for the same committee, on House, Nos. 238, 256, 267, 268, 273, 326, 2059, 2853, 2854, 3477 and 3554, an Order relative to authorizing the committee on Education to make an investigation and study of certain House documents relative to education (House, No. 4685).

By Mr. Roy of Franklin, for the committee on Health Care Financing, on House, Nos. 1139, 1186, 1226, 2470 and 2478, an Order relative to authorizing the committee on Health Care Financing to make an investigation and study of certain House documents concerning health care financing (House, No. 4681).

By Ms. Hogan of Stow, for the committee on Public Health, on House, Nos. 1126, 1131, 1133, 1134, 1142, 1146, 1147, 1155, 1177, 1185, 1195, 1199, 1201, 1207, 1213, 1216, 1222, 1229, 1959, 2429, 2435, 2436, 2445, 2446, 2454, 2456, 2458, 2462, 2469, 2471, 2858, 3232, 3235, 3238, 3244, 3246, 3250, 3251, 3252, 3598, 3606 and 3933, an Order relative to authorizing the committee on Public Health to make an investigation and study of certain House documents concerning public health (House, No. 4682).

Severally 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, in each instance, asking to be discharged from further consideration of the orders; 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 Mr. Parisella of Beverly, for the committee on Public Service, on House, No. 4504, a Bill granting certain retirement benefits to fire fighter Scott Holt (House, No. 4676) [Local Approval Received].

By Mr. Golden of Lowell, for the committee on Telecommunication, Utilities and Energy, on House, No. 1743, a Bill relative to data (House, No. 4679).

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

Emergency Measure.

The engrossed Bill establishing a sick leave bank for Stephanie Perez, an employee of the Trial Court of the Commonwealth (see House, No. 4423, 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.

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.

Public schools,
athletics,
etc.,—
study.

Standards,
curriculum,
etc.,—
study.

Prescriptions,
patient care, etc.,—
study.

Department of
Public Health,
food, death,
etc.,—
study.

Littleton,—
Scott Holt.

Cellular phones,—
location data.

Stephanie
Perez,—
sick leave.

Engrossed Bills.

Engrossed bills
Authorizing the town of Norfolk to convey certain land on Priscilla Avenue (see House, No. 4148);
Relative to certain affordable housing in the Jamaica Plain section of the city of Boston (see House, No. 4238);
Relative to the recall of elected officials in the town of Carlisle (see House, No. 4476); and
Authorizing the appointment of special police officers in the city of Springfield (see House, No. 4478);
(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.

Bills enacted.

Orders of the Day.

The House Bill relative to polling places in the city of Attleboro (House, No. 4618), 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.

Third reading bill.

The House Bill to add law enforcement councils to the Massachusetts TORT Claims Act (House, No. 2356), was read a second time; and it was ordered to a third reading.

Second reading bill.

Order.

On motion of Mr. DeLeo of Winthrop,—
Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

Next sitting.

At fourteen minutes after eleven o'clock A.M., on motion of Mr. D'Emilia of Bridgewater (Mr. McMurtry of Dedham being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.