

**The Commonwealth of Massachusetts**

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**JOURNAL OF THE HOUSE.**



**MONDAY, JULY 9, 2018.**

[75]

# JOURNAL OF THE HOUSE.

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Monday, July 9, 2018.

Met at seven minutes after 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 Justice and Might, we give thanks today for our dedicated public servants. We pray for them and their staff as they continue to work on legislation that demands cooperation and generosity of spirit.

Prayer.

Today we pray in thanksgiving for native son Elias Howe who was born on this day in Spencer 199 years ago.

Howe earned a U.S. patent in 1846 for the lockstitch sewing machine.

What made Howe's invention unique was that he inverted the eye of the needle; this along with a shuttle operating beneath the cloth and an automatic feeding device for the thread.

There were other sewing machines at the time, but none advanced the production of stitch work as did Howe's machine. He successfully defended his patent against Isaac Singer whose machine utilized Howe's invention. The lawsuit victory and the subsequent royalties paid to him made Elias Howe a millionaire in the 1850's. He shared much of his wealth with the Union Army, specifically in providing materials for regiments from Connecticut.

Howe also invented the "automatic continuous clothing closure", now known as the zipper, but he never manufactured the invention.

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.

## *Message from the Governor — Bill Returned with Recommendation of Amendment.*

A message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill relative to the membership of the Millbury Redevelopment Authority [see House, No. 1101] (for message, see House, No. 4712)], was filed in the office of the Clerk on Thursday, July 5.

Millbury  
Redevelopment  
Authority.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was thereupon "before the General Court and subject to amendment and re-enactment".

Pending the question on adoption of the amendment recommended by the Governor, the bill was referred, on motion of Mr. Speliotis of Danvers, to the committee on Bills in the Third Reading.

*Resolution.*

Resolutions (filed with the Clerk by Ms. Peake of Provincetown) honoring Andrea (Andi) Genser for her years of service to *We Can* and to the community, were referred under Rule 85, to the committee on Rules.

Andrea  
Genser.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, 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 Fernandes of Falmouth and Senator Cyr, a joint petition (accompanied by bill, House, No. 4717) of Dylan Fernandes (by vote of the town) that the town of Nantucket be authorized to sell, convey or otherwise dispose of a portion of land currently held for cemetery purposes in said town; and

Nantucket,—  
land.

By Representative Rogers of Norwood and Senator Rush, a joint petition (accompanied by bill, House, No. 4718) of John H. Rogers and Michael F. Rush (by vote of the town) relative to the membership of the representative town meeting of the town of Norwood;

Norwood,—  
town meeting.

Severally to the committee on Municipalities and Regional Government.

By Mr. Mariano of Quincy, a petition (accompanied by bill, House, No. 4719) of Ronald Mariano and others (with the approval of the mayor and city council) relative to disability retirement benefits for certain public safety personnel in the city of Quincy. To the committee on Public Service.

Quincy,—  
retirement  
benefits.

By the same member, a petition (accompanied by bill, House, No. 4720) of Ronald Mariano and others (with the approval of the mayor and city council) that the city of Quincy be authorized to grant abatements of certain real estate taxes to Kristin and Sean Healy of said city. To the committee on Revenue.

Quincy,—  
Kristin  
and Sean  
Healy.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Miss Garry of Dracut, a petition (subject to Joint Rule 12) of Colleen M. Garry relative to fees assessed by the Dracut Water Supply District.

Dracut,—  
fees.

By Ms. Tyler of Boston, a petition (subject to Joint Rule 12) of Chynah Tyler for legislation to authorize the Department of Conservation and Recreation to designate a certain water spray deck park within the Melnea A. Cass Recreation Complex in the Roxbury section of the city of Boston as the Nakioka “Kiki” Taylor water deck.

Roxbury,—  
Taylor  
water deck.

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

*Papers from the Senate.*

The following order, having been approved by the committees on Rules of the two branches, acting concurrently, came from the Senate with the endorsement that it had been adopted by said branch, as follows:

*Ordered,* That, notwithstanding the provisions of Joint Rule 10, the committee on Revenue be granted until July 18, 2018, within which time to make its final

Revenue  
committee,—

**UNCORRECTED PROOF.**

report on a certain current Senate document numbered 2532, relative to senior tax relief (Senate, No. 2587).

extension  
of time for  
reporting.

Under suspension of the rules, on motion of Mr. Kafka of Stoughton, the order was considered forthwith; and it was adopted, in concurrence.

**Bills**

Establishing a sick leave bank for Norma Jean Silvia, an employee of the Trial Court of the Commonwealth (Senate, No. 2572) (on a petition); and

Norma Jean  
Silvia,— sick leave.

Providing for recall elections in the town of Uxbridge (Senate, No. 2589) (on Senate bill No. 2069) [Local Approval Received];

Uxbridge,—  
elections.

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.

*Reports of Committees.*

Mr. Galvin of Canton, for the committee on Rules, reported (under the provisions of House Rules 7B and 7C) an Order relative to special procedures for consideration of the House Bill relative to economic development in the Commonwealth [House, No. 4592] (for order, see House, No. 4711). The order was considered forthwith; and it was adopted.

Economic  
development,—  
procedures.

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 Jonathan D. Zlotnik for legislation to establish a sick leave bank for Elizabeth Kendall, an employee of the Department of Developmental Services. To the committee on Public Service.

Elizabeth  
Kendall,—  
sick leave.

Petition (accompanied by bill) of James Sullivan relative to the use of community preservation funds for the acquisition of artificial turf for athletic fields. To the committee on Revenue.

Artificial  
turf.

Petition (accompanied by bill) of Michael J. Moran for the annual issuance of a proclamation by the Governor setting apart the sixteenth day of June as domestic workers' rights day. To the committee on State Administration and Regulatory Oversight.

Domestic  
workers'  
rights day.

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

By Ms. Peisch of Wellesley, for the committee on Education, on House, Nos. 226, 232, 244, 250, 300, 310, 311, 2037 and 2064, an Order relative to authorizing the committee on Education to make an investigation and study of certain House documents concerning education (House, No. 4706).

Transportation,  
homeless students,  
etc.,—  
study.

By the same member, for the same committee, on House, Nos. 3926 and 3984, an Order relative to authorizing the committee on Education to make an investigation and study of certain House documents concerning education (House, No. 4707).

Early literacy,  
health education,  
etc.,—  
study.

By the same member, for the same committee, on House, Nos. 231, 239, 241, 245, 247, 254, 259, 274, 277, 308, 309, 316, 323, 2011, 2025, 2026, 2028, 2042, 2048, 2054, 2062, 2065, 2840, 2863, 2865, 2876, 2879, 3478, 3747 and 3879, an Order relative to authorizing the committee on Education to make an investigation

Charter schools,  
etc.,—  
study.

and study of certain House documents concerning education (House, No. 4716).

By Mr. Brodeur of Melrose, for the committee on Labor and Workforce Development, on House, Nos. 1970 and 4058, an Order relative to authorizing the committee on Labor and Workforce Development to make an investigation and study of certain House documents concerning labor and workforce development (House, No. 4708).

Business entities,  
contracts,  
etc.,—  
study.

By Ms. Garlick of Needham, for the committee on Mental Health, Substance Use and Recovery, on House Nos. 1060, 1061, 3205 and 3508, an Order relative to authorizing the committee on Mental Health, Substance Use and Recovery to make an investigation and study of certain House documents concerning mental health, substance use and recovery (House, No. 4710).

Services,  
assessments,  
etc.,—  
study.

By Mr. Parisella of Beverly, for the committee on Public Service, on House, Nos. 4365, 4402 and 4425, an Order relative to authorizing the committee on Public Service to make an investigation and study of certain House documents concerning retirement and pension matters (House, No. 4709).

Divestment,  
etc.,—  
study.

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 a petition, a Bill establishing a sick leave bank for Carol Poladian, an employee of the Public Employee Retirement Administration Commission (House, No. 4653). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Carol  
Poladian,—  
sick leave

Mr. Sánchez of Boston, for the committee on Ways and Means, reported that the Bill relative to economic development in the Commonwealth (House, No. 4592), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4714) [Bond Issue: General Obligation Bonds: \$666,250,000.00]. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment previously recommended by the committee on Bonding, Capital Expenditures and State Assets,— to amend the bill by substitution a bill with the same title (House, No. 4702),— and the amendment recommended by the committee on Ways and Means pending.

Economic  
development.

Mr. Murphy of Weymouth, for said committee, then reported that the matter be scheduled for consideration by the House. Placed in the Orders of the Day for the next sitting for a second reading with the amendments pending.

#### *Emergency Measures.*

The engrossed Bill establishing a sick leave bank for Maria Benitez, an employee of the Department of Children and Families (see House, No. 4474, 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.

Maria  
Benitez,—  
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 7 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) (which had been returned by His Excellency the Governor with recommendation of amendment) was passed to be re-enacted, in its amended form; and it was signed by the acting Speaker and sent to the Senate.

Bill  
re-enacted.

The engrossed Bill establishing a sick leave bank for Sandra Elizabeth Smith, an employee of the Department of Developmental Services (see House, No. 4509), 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.

Sandra  
Elizabeth  
Smith,—  
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 7 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.

The engrossed Bill establishing a sick leave bank for Robert F. Dunphy, Jr., an employee of the Trial Court of the Commonwealth (see House, No. 4583), 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.

Robert  
Dunphy,—  
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 7 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.

#### *Engrossed Bills.*

Engrossed bills

Relative to the charter of the town of Eastham (see House, No. 2423);

Relative to the tenure of office of the city clerk of the city of Revere (see House, No. 4369); and

Increasing the annual compensation of the Peabody Municipal Light Plant commissioners (see House, No. 4447, amended);

(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 the transfer of an easement under the control of the Department of Conservation and Recreation in the city of Lynn (House, No. 4268, changed) (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.

Third  
reading  
bill.

**UNCORRECTED PROOF.**

The House Bill designating United States highway Route 20 as a state historic highway (House, No. 4022) was read a third time.

Historic  
highways.

The committee on Bills in the Third Reading reported recommending that the bill be consolidated with the House Bill to historic route designations (House No. 4155), likewise referred to said committee, and substituting therefor a Bill designating certain highways as state historic highways (House, No. 4713), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

*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.

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At twenty-seven minutes after eleven o'clock A.M., on motion of Mrs. Orrall of Lakeville (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M.