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**The Commonwealth of Massachusetts**

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**JOURNAL OF THE HOUSE.**



**MONDAY, JULY 23, 2018.**

[81]

# JOURNAL OF THE HOUSE.

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Monday, July 23, 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 Monsignor Victor Emilio Masalles Pere, Bishop of Bani, Dominican Republic, the guest of Mr. Sánchez of Boston.

Prayer.

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 — Veto.*

A message from His Excellency the Governor returning with his objections thereto in writing the engrossed Bill protecting the rights of custodial and other non-teaching employees of school districts [see House, No. 1390, amended] (for message, see House, No. 4799), was filed in the Office of the Clerk on Friday, July 20.

School districts,— non-teaching employees.

The message was read; and, under House Rule 12, it was placed in the Orders of the Day for the next sitting.

## *Statement of Representative Higgins of Leominster.*

A statement of Ms. Higgins of Leominster was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present in the House Chamber for the sitting of Tuesday, July 10, 2018, due to my attendance at the 2018 Emerging Leaders Program in Charlottesville, Virginia. If I could have been present on that day, I would have voted in the affirmative on House roll calls numbered 391 to 395, inclusive. My missing of roll calls on Tuesday, July 10 was due entirely to the reason stated.

Statement of Ms. Higgins of Leominster.

## *Petition.*

Mr. Gordon of Bedford presented a petition (accompanied by bill, House, No. 4801) of Kenneth I. Gordon and Cindy F. Friedman (by vote of the town) that the town of Burlington be authorized to receive water from the Massachusetts Water Resources Authority; and the same was referred to the committee on Environment, Natural Resources and Agriculture. Sent to the Senate for concurrence.

Burlington,— water.

## *Papers from the Senate.*

The House Bill relative to Alzheimer's and related dementias in the

Alzheimer's and

Commonwealth (House, No. 4116, amended), 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 2612. The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

related dementias.

#### Bills

To strengthen laws combatting human trafficking and protecting survivors of modern-day slavery (Senate, No. 2598, amended by inserting after section 4 the following section:

Human trafficking.

“SECTION 4A. Chapter 22A of the General Laws is hereby amended by adding the following section:—

Section 10. The executive office of public safety and security shall develop a guide, the policy and procedure for missing and abducted children investigations, that shall establish comprehensive minimum standards for law enforcement agencies in the commonwealth. The agencies shall reference the guide and implement the policy and procedure in agency practices and the training of law enforcement officers.

In developing the policy and procedure for missing and abducted children investigations, the executive office of public safety and security shall reference, but shall not be limited to, the law-enforcement policy and procedures for reports of missing and abducted children developed by The National Center for Missing and Exploited Children. The executive office shall ensure that the policy and procedure for missing and abducted children investigations is comprehensive and inclusive of different categories of missing children including, but not limited to: (i) children under 10 years of age; (ii) children under 17 years of age; (iii) children with mental and physical limitations; and (iv) dependent adults with mental and physical limitations.

The municipal police training committee shall include training on the policy and procedure for missing and abducted children investigations for new police officers attending the police academy.

The executive office of public safety and security shall ensure internal policies and the missing child clearinghouse intake form to reflect the policy and procedure for missing and abducted children investigations. The missing child clearinghouse intake form shall be available in languages including, but not limited to: English, Spanish, Portuguese, French, Chinese, Haitian Creole, Vietnamese, Russian, German, Albanian, and Khmer or Cambodian.”;

In section 7, in line 192, by inserting after the word “resources” the words “on the registry website”;

In section 12, in line 233, by striking out the following: “or (c)”;

By inserting after section 13 the following two sections:

“SECTION 13A. The municipal police training committee shall include in its 2019 training year, a mandatory 2-hour in-service training program for veteran police officers on the policy and procedure for missing and abducted children investigations developed pursuant to section 10 of chapter 22A of the General Laws.

SECTION 13B. Not later than January 15, 2019, all law enforcement agencies in the commonwealth shall adopt the policy and procedures for missing and abducted children investigations as the minimum protocol in investigations of missing children.”) (on Senate Nos. 905 and 906);

Promoting net neutrality and consumer protection (Senate, No. 2610, amended by inserting after section 2 the following two sections:

Net neutrality.

“SECTION 2A. Section 6A of chapter 25C of the General Laws, as appearing in the 2016 Official Edition, is hereby amended by striking out, in line 18, the word ‘(f)’ and inserting in place thereof the word:— (g).

SECTION 2B. Said section 6A of said Chapter 25C, as so appearing, is hereby amended by adding the following subsection:—

(g) Subsection (b) shall not be construed to affect the authority of the department to administer federal programs supported by the federal Universal Service Fund, including Lifeline and Link-up programs, the E-rate program or Connect America Fund.”; and

By inserting after section 4 the following section:

“SECTION 4A. Said section 47E of Chapter 164 of the General Laws is hereby further amended by inserting after the fifth sentence the following sentence:—

Such cooperative or municipal lighting plant, which is engaged in the business of operating a telecommunications system, shall file annually with the department of telecommunications and cable on forms prescribed by the department of telecommunications and cable, a statement of its revenues and expenses for official use only. In addition, each such cooperative or municipal lighting plant, which is engaged in the business of operating a telecommunications system, shall file with the department of telecommunications and cable on forms prescribed by the department of telecommunications and cable, a financial balance sheet which shall be open to public inspection.”) (on Senate bill No. 2336);

Establishing a special commission to identify opportunities to improve the efficiency and effectiveness of state agencies, programs, and services (Senate, No. 2616) (on Senate bill No. 1727); and

To regulate bodywork therapy (Senate, No. 2621) (on Senate bill No. 2599, amended);

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 Northampton to release a certain conservation easement and conservation restriction (Senate, No. 2512) (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.

A petition (accompanied by bill) of Thomas Beaton for legislation relative to hardship licenses for first time offenders, came from the Senate referred, under suspension of Joint Rule 12, to the committee on the Judiciary.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2628) was referred, in concurrence, to the committee on the Judiciary.

#### *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:

Relative to excise tax revenue for the Chatham other post-employment benefits liability trust fund (House, No. 4781) [Local Approval Received]; and

Authorizing the city of Quincy to grant veteran’s abatements of real estate taxes to certain veterans in the city of Quincy (House, No. 4782) [Local Approval

Government,—  
functional  
overlaps.

Bodywork  
therapy.

Northampton,—  
land.

Hardship  
licenses,—  
first time  
offenders.

Chatham,—  
fund.

Quincy,—  
taxes.

Received];

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

By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on House, Nos. 78, 79, 90, 93, 95, 102, 103, 105, 106, 108, 110, 111, 1961, 1964, 1965, 1966 and 3802, an Order relative to authorizing the committee on Children, Families, and Persons with Disabilities to make an investigation and study of certain House documents concerning children, families and persons with disabilities (House, No. 4792) [Representative O'Connell of Taunton dissenting].

State assistance, benefits, etc.,— study.

By the same member, for the same committee, on House, Nos. 87 and 107, an Order relative to authorizing the committee on Children, Families and Persons with Disabilities to make an investigation and study of certain House documents concerning children (House, No. 4793) [Representative O'Connell of Taunton dissenting].

Children,— study.

By the same member, for the same committee, on House, Nos. 4467 and 4541, an Order relative to authorizing the committee on Children, Families and Persons with Disabilities to make an investigation and study of certain House documents concerning children (House, No. 4794).

Id.

By Mr. Chan of Quincy, for the committee on Consumer Protection and Professional Licensure, on House, No. 4465, an Order relative to authorizing the committee on Consumer Protection and Professional Licensure to make an investigation and study of a certain House document concerning regulation (House, No. 4795).

Regulation,— study.

By Mr. Honan of Boston, for the committee on Housing, on House, Nos. 4542 and 4567, an Order relative to authorizing the committee on Housing to make an investigation and study of certain House documents concerning public housing (House, No. 4777).

Public housing,— study.

By the same member, for the same committee, on House, Nos. 650, 651, 652, 657, 658, 660, 665, 678, 680, 685, 686, 691, 703, 704, 2238, 2241, 2242, 2247, 3009, 3010, 3013, 3015, 3492 and 3493, an Order relative to authorizing the committee on Housing to make an investigation and study of certain House documents concerning Chapter 40B (House, No. 4791) [Representatives DeCoste of Norwell and Diehl of Whitman dissenting].

Affordable housing,— study.

By Mr. Cusack of Braintree, for the committee on Marijuana Policy, on House, No. 4379, an Order relative to authorizing the committee on Marijuana Policy to make an investigation and study of a certain House document concerning grow facilities (House, No. 4796).

Grow facilities,— study.

By Ms. Hogan of Stow, for the committee on Public Health, on House, Nos. 1205, 3514 and 3597, 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. 4797).

Consent, etc.,— study.

By Mr. Parisella of Beverly, for the committee on Public Service, on House, No. 4646, 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. 4798).

Service buyback,— study.

By Mr. Kaufman of Lexington, for the committee on Revenue, on House, No. 4250, an Order relative to authorizing the committee on Revenue to make an investigation and study of a certain House document concerning revenue (House,

Short term rentals,— study.

No. 4783).

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. Honan of Boston, for the committee on Housing, on a petition, a Bill authorizing the Somerville Housing Authority to reconstruct the state funded Clarendon Hill public housing project (House, No. 4580, changed in section 1, in lines 6 to 9, inclusive, by striking out the sentence contained in those lines and inserting in place thereof the following sentence: "Provided further, that sections 26 to 27H, inclusive, of chapter 149 of the General Laws shall apply to all construction, reconstruction, installation, demolition, maintenance and repair.") [Local Approval Received]. Read; and referred, under Rule 33, to the committee on Ways and Means.

Somerville  
Housing  
Authority.

By Mr. Mahoney of Worcester, for the committee on Election Laws, on a joint petition, a Bill relative to the town meeting of the town of North Reading (House, No. 4687) [Local Approval Received].

North  
Reading,—  
town meeting.

By Mr. Honan of Boston, for the committee on Housing, on a petition, a Bill relative to the affordable housing trust fund of the town of Brewster (House, No. 4619) [Local Approval Received].

Brewster,—  
fund.

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

#### *Emergency Measures.*

The engrossed Bill authorizing the transfer of care and control of certain parcels of land in the town of Middleborough from the Department of Correction to the Department of Fish and Game (see House, No. 4261), 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.

Middleborough,—  
land.

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.

The engrossed Bill relative to the transfer of an easement under the control of the Department of Conservation and Recreation in the city of Lynn (see House, No. 4268, changed), 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.

Lynn,—  
land.

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.

#### *Orders of the Day.*

Senate bills

Establishing a sick leave bank for David Silvia Jr., an employee of the Department of Correction (Senate, No. 2324);

Third reading bills.

Regarding transfer of retained earnings surplus in the town of Clinton (Senate, No. 2478); and

Regarding snow and ice removal, and repair of private ways in the town of Clinton (Senate, No. 2479);

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, in concurrence.

House bills

Authorizing the town of Nantucket 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 (House, No. 4688);

Id.

Authorizing the town of Nantucket to transfer, convey or otherwise dispose of a portion of certain land situated in the town of Nantucket held for water supply and water protection purposes to the town of Nantucket for roadway purposes (House, No. 4689); and

Changing the name of the board of selectmen of the town of North Reading (House, No. 4690);

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.

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The House Bill supporting working parents who choose to run for public office (House, No. 2898), was read a second time.

Working parents,— candidates.

Pending the question on ordering the bill to a third reading, Representatives Meschino of Hull and Connolly of Cambridge moved to amend it in section 1, in line 2, by striking out the following: “‘body’, in line 68” and inserting in place thereof the following: “‘office’ in line 66”, in line 3, by inserting after the word “or” the words “customary and reasonable”, in line 4, by striking out the words “performing work” and inserting in place thereof the words “campaigning on his or her own behalf”, by inserting after the word “campaign” the words “from the date that nomination papers become available through the date of the general election”; and by adding the following section:

“SECTION 2. The director of the office of campaign and political finance shall promulgate rules and regulations to implement this act no later than December 31, 2018.”.

The amendments were adopted; and the bill (House, No. 2898, amended) was ordered to a third reading.

*Recess.*

At twenty minutes after eleven o’clock A.M., 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 at one o’clock P.M., the House was called to order with

Recess.

Mr. Donato in the Chair.

*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 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 day at eleven o'clock A.M., in an Informal Session.