

**The Commonwealth of Massachusetts**

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**JOURNAL OF THE HOUSE.**



**THURSDAY, AUGUST 9, 2018.**

# JOURNAL OF THE HOUSE.

Thursday, August 9, 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 Fathers, Chaplain of the House, as follows:

God of Equity and Fairness, we pray for our elected officials in this legislature and for their staff. We give thanks for all the work they have accomplished thus far and we pray for their continued efforts as the various committees continue to meet.

Today marks the 1854 publication of *Walden*, the classic American literary piece by Concord resident Henry David Thoreau. Living for 2 years, 2 months and 2 days in the woods near Walden Pond on land owned by his friend and fellow Transcendentalist Ralph Waldo Emerson, Thoreau composed his observations about humanity and life in and apart from 19th century American society.

"I went to the woods because I wished to live deliberately, to front only the essential facts of life, and see if I could not learn what it had to teach, and not, when I came to die, discover that I had not lived."

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.

## *Resolutions.*

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

Resolutions (filed by Mr. Madaro of Boston) commemorating the observance of August 18, 2018 as Eastie Pride Day;

Resolutions (filed by Mr. Pignatelli of Lenox) commemorating the Tanglewood Music Center and celebrating Leonard Bernstein's one hundredth birthday;

Resolutions (filed by Mr. Roy of Franklin) congratulating Kevin Michael Petriello on receiving the Eagle Award of the Boy Scouts of America;

Resolutions (filed by Mr. Roy of Franklin) congratulating Daniel Francis Sheehan on receiving the Eagle Award of the Boy Scouts of America;

Resolutions (filed by Mr. Roy of Franklin) congratulating Ryan Walsh on receiving the Eagle Award of the Boy Scouts of America;

Resolutions (filed by Mr. Stanley of Waltham) congratulating Alex Campbell on receiving the Eagle Award of the Boy Scouts of America;

Resolutions (filed by Mr. Stanley of Waltham) congratulating Jeffrey Mann on receiving the Eagle Award of the Boy Scouts of America; and

Resolutions (filed by Mr. Stanley of Waltham) congratulating Daniel St. Cyr on receiving the Eagle Award of the Boy Scouts of America;

Prayer.

Pledge of allegiance.

Eastie Pride Day.

Leonard Bernstein and Tanglewood.

Kevin Petriello.

Daniel Sheehan.

Ryan Walsh.

Alex Campbell.

Jeffrey Mann.

Daniel St. Cyr.

**UNCORRECTED PROOF.**

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 Ms. DuBois of Brockton, 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 Miss Garry of Dracut, a petition (accompanied by bill, House, No. 4876) of Colleen M. Garry (by vote of the town) that the town of Dracut be authorized to issue an additional license for the sale of beer and wine to be served on the premises; and

Dracut,—  
liquor  
license.

By Mrs. Harrington of Groton, a petition (accompanied by bill, House, No. 4875) of Sheila C. Harrington (by vote of the town) that the town of Ayer be authorized to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises; and

Ayer,—  
liquor  
license.

Severally to the committee on Consumer Protection and Professional Licensure.

Severally sent to the Senate for concurrence.

Mr. O'Day of West Boylston presented a petition (subject to Joint Rule 12) of James J. O'Day and others relative to the distribution of certain public funds used by National Grid; and the same was referred, under Rule 24, to the committee on Rules.

National  
Grid,—  
state funds.

*Paper from the Senate.*

A petition (accompanied by bill) of John F. Keenan and Mark J. Cusack for legislation to establish a sick leave bank for Chung Tam, an employee of the Massachusetts Department of Transportation, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service.

Chung  
Tam,—  
sick leave.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2654) was referred, in concurrence, to the committee on Public 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:

Exempting the position of police chief in the town of Lancaster from civil service law (House, No. 4704) [Local Approval Received];

Lancaster,—  
police chief.

Relative to the disability retirement of public safety personnel in the city of Quincy (House, No. 4719) [Local Approval Received];

Quincy,—  
retirement.

Authorizing the Massachusetts Water Resources Authority to supply water to the town of Burlington (House, No. 4801, changed) [Local Approval Received]; and

Burlington,—  
water supply.

Authorizing the city of Newton to amend the income qualifications for a certain tax deferral program (House, No. 4849) [Local Approval Received];

Newton,—  
tax deferral.

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. Cronin of Easton, for the committee on the Judiciary, on House, Nos. 45, 46, 48, 49, 50, 51, 52, 53, 54, 706, 708, 709, 710, 711, 712, 713, 714, 715, 717, 719, 720, 721, 722, 723, 724, 726, 727, 729, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 743, 744, 746, 747, 748, 749, 751, 757, 758, 759, 761, 762, 763, 764, 765, 766, 768, 769, 770, 771, 772, 773, 775, 776, 777, 778, 779, 780, 781, 782, 784, 786, 787, 788, 789, 790, 791, 792, 796, 797, 798, 799, 800, 801, 802, 803, 804, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 822, 823, 824, 825, 826, 827, 828, 829, 830, 833, 834, 836, 837, 838, 840, 841, 842, 844, 845, 846, 847, 848, 849, 850, 851, 852, 855, 856, 857, 858, 859, 861, 862, 864, 865, 866, 867, 868, 870, 871, 872, 876, 877, 878, 880, 881, 882, 887, 889, 890, 891, 892, 893, 894, 896, 897, 898, 899, 900, 901, 902, 903, 904, 906, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 934, 935, 936, 937, 938, 939, 942, 944, 945, 946, 947, 949, 950, 951, 952, 954, 955, 956, 957, 958, 959, 960, 961, 962, 964, 966, 968, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 981, 982, 983, 984, 985, 986, 987, 991, 992, 993, 994, 995, 996, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2262, 2264, 2265, 2266, 2267, 2268, 2270, 2271, 2272, 2273, 2275, 2276, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2324, 2325, 2326, 2327, 2328, 2329, 2331, 2332, 2333, 2334, 2335, 2336, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2349, 2350, 2351, 2352, 2353, 2355, 2357, 2358, 2489, 2791, 3022, 3023, 3024, 3025, 3026, 3028, 3029, 3030, 3031, 3032, 3035, 3036, 3038, 3039, 3040, 3041, 3043, 3044, 3045, 3046, 3048, 3049, 3051, 3052, 3053, 3054, 3055, 3056, 3057, 3058, 3059, 3060, 3061, 3062, 3063, 3064, 3065, 3066, 3067, 3068, 3069, 3070, 3073, 3074, 3076, 3080, 3081, 3082, 3085, 3086, 3087, 3088, 3089, 3091, 3094, 3095, 3096, 3097, 3101, 3102, 3103, 3104, 3105, 3106, 3107, 3108, 3109, 3111, 3112, 3113, 3114, 3115, 3117, 3118, 3119, 3121, 3122, 3123, 3124, 3125, 3127, 3128, 3129, 3130, 3131, 3132, 3495, 3496, 3497, 3499, 3500, 3501, 3539, 3577, 3578, 3580, 3581, 3583, 3585, 3587, 3588, 3589, 3590, 3591, 3649, 3671, 3683, 3721, 3778, 3812, 3870, 3944, 3987 and 4118, an Order relative to authorizing the committee on the Judiciary to make an investigation and study of certain House documents concerning the judiciary (House, No. 4874). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Judiciary,—  
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.

Report of the committee on Consumer Protection and Professional Licensure, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, House, No. 4285) of Bud Williams relative to the inspection of certain piping during home inspections and home energy audits.

Home  
inspections.

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

**UNCORRECTED PROOF.**

By Mr. Wagner of Chicopee, for the committee on Economic Development and Emerging Technologies, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 4755) of Carmine L. Gentile and Jack Lewis that the town of Sudbury and the city of Framingham be authorized to expend funds for the purchase of land for the Bruce Freeman Rail Trail,— and recommending that the same be referred to the committee on Municipalities and Regional Government. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Bruce Freeman  
Rail Trail.

*Emergency Measure.*

The engrossed Bill establishing a sick leave bank for Jodi Cipriano, an employee of the Department of Developmental Services (see House, No. 4554, 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.

Jodi  
Cipriano,—  
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 House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill  
enacted.

*Engrossed Bill.*

The engrossed Bill relative to special police officers in the town of Burlington (see House, No. 4030, amended) (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.

*Orders of the Day.*

The House Bill relative to the town meeting of the town of North Reading (House, No. 4687), 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.

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The House Bill establishing a sick leave bank for Diane Misiano, an employee of the Department of Revenue (House, No. 4845), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Diane  
Misiano,—  
sick leave.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in line 6 by striking out the words “department paid” and inserting in place thereof the words “extended illness”. The amendment was adopted; and the bill (House, No. 4845, amended) was passed to be engrossed. Sent to the Senate for concurrence.

**UNCORRECTED PROOF.**

*Order.*

On motion of Mr. DeLeo of Winthrop,—

*Ordered,* That when the House adjourns today, it adjourn to meet on Monday next 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 Mr. D'Emilia of Bridgewater (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.