The Commonwealth of Massachusetts

# JOURNAL OF THE HOUSE.

**THURSDAY, OCTOBER 25, 2018.**

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# JOURNAL OF THE HOUSE.

Thursday, October 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).

Pledge of allegiance.

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:

Clay Pappas.

Resolutions (filed by Mrs. Haddad of Somerset) congratulating Clay Pappas on receiving the Eagle Award of the Boy Scouts of America;

Samuel Peterson.

Resolutions (filed by Mr. Hill of Ipswich) congratulating Samuel Yuan Peterson on receiving the Eagle Award of the Boy Scouts of America;

Bryan Lantagne.

Resolutions (filed by Mr. Brodeur of Melrose) congratulating Bryan J. Lantagne, Esq. on the occasion of his retirement;

Carmen Cruz.

Resolutions (filed by Ms. Decker of Cambridge) recognizing Carmen Yulín Cruz, Mayor of San Juan, Puerto Rico;

Shirley Schofield.

Resolutions (filed by Mr. Kafka of Stoughton) honoring Shirley Schofield of Sharon, Town Historian, on the joyous occasion of her ninetieth birthday;

Nicholas Brackett.

Resolutions (filed by Mr. Linsky of Natick) congratulating Nicholas Brackett on receiving the Eagle Award of the Boy Scouts of America; and

Christian Donahue.

Resolutions (filed by Mr. Linsky of Natick) congratulating Christian Donahue on receiving the Eagle Award of the Boy Scouts of America;

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

*Communications.*

Communications

Afterschool and out-of-school time.

From the Afterschool and Out-of-School Time Coordinating Council (see Chapter 254 of the Acts of 2012) submitting the final report of the findings and recommendations concerning afterschool and out-of-school time programs [copies of the report were forwarded to the committees on Education and Ways and Means, as required by said law]; and

MassHealth,— small employer sharing plan.

From the Massachusetts Health Connector (see Section 115 of Chapter 47 of the Acts of 2017) submitting a report on the feasibility of establishing a small employer premium sharing plan for participation in the MassHealth program;

Severally were placed on file.

*Petitions.*

Katelyn Giliberti,—sick leave.

Representative Donato of Medford and Senator Jehlen presented a joint petition (subject to Joint Rule 12) of Paul J. Donato and Patricia D. Jehlen for legislation to establish a sick leave bank for Katelyn Giliberti, an employee of the Department of Public Health; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending that Joint Rule 12 be suspended. Under suspension of the rules, on motion of Mr. Brodeur of Melrose, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service. Sent to the Senate for concurrence.

Lawrence Jordan,—sick leave.

Representative Jones of North Reading and Senator Lewis presented a joint petition (subject to Joint Rule 12) of Bradley H. Jones, Jr., Jason M. Lewis and James J. Dwyer for legislation to establish a sick leave bank for Lawrence Jordan, an employee of the Department of Transportation; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending that Joint Rule 12 be suspended. Under suspension of the rules, on motion of Mr. Brodeur of Melrose, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service. Sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

Charde Christophe,—sick leave.

By Mr. Frost of Auburn, a petition (subject to Joint Rule 12) of Paul K. Frost and Ryan C. Fattman for legislation to establish a sick leave bank for Charde Christophe, an employee of the Department of Youth Services.

John Taylor Woodward,—sick leave.

By Mr. Scibak of South Hadley, a petition (subject to Joint Rule 12) of John W. Scibak for legislation to establish a sick leave bank for John Taylor Woodward, an employee of the Hampshire County Sheriff's Department.

South Hadley,—fire district.

By the same member, a petition (subject to Joint Rule 12) of John W. Scibak relative to elections for fire district number 1 in the town of South Hadley.

Id.

By the same member, a petition (subject to Joint Rule 12) of John W. Scibak relative to elections for fire district number 2 in the town of South Hadley.

Id.

By the same member, a petition (subject to Joint Rule 12) of John W. Scibak relative to election locations for fire district number 2 in the town of South Hadley.

Revere,—Grace Sannella.

By Representative Vincent of Revere and Senator Boncore, a joint petition (subject to Joint Rule 12) of RoseLee Vincent and Joseph A. Boncore that the Department of Conservation and Recreation be authorized to place a plaque at the McCarthy Pavilion in the city of Revere in honor of Grace Hill Sannella.

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

*Papers from the Senate.*

Bills

Authorizing the town of Hardwick to continue the employment of fire chief Raymond Walker (Senate, No. 2586) (on a petition) [Local Approval Received]; and

Hardwick,— Raymond Walker.

Authorizing the town of Berkley to grant an additional license for the sale of alcoholic beverages not to be drunk on the premises (Senate, No. 2596) (on a petition) [Local Approval Received];

Berkley,— liquor license.

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.

The following notice was received from the Clerk of the Senate, to wit:—

October 22, 2018.

Honorable Robert A. DeLeo
*Speaker of the House of Representatives*
Room 356 State House
Boston, MA. 02133

Dear Mr. Speaker:

I have the honor to inform you that the Honorable Karen E. Spilka, President of the Senate, has announced the appointment (pursuant to Section 1 of Chapter 208 of the Acts of 2018) of Jonah Beckley of Boston to the Commission on Community Behavioral Health Promotion and Prevention.

Community behavioral health promotion and prevention.

Respectfully submitted,
WILLIAM F. WELCH,
*Clerk of the Senate.*

*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 Brian M. Ashe and Anne M. Gobi that the state treasury be authorized to pay Armando Sousa, a former employee of the Monson Developmental Center, for services rendered to the Monson Developmental Center during the years 1977 to 1985, inclusive. Under suspension of the rules, on motion of Mr. Brodeur of Melrose, the report was considered forthwith. Joint Rule 12 then was suspended; and the petition (accompanied by resolve) was referred to the committee on Ways and Means. Sent to the Senate for concurrence in the suspension of Joint Rule 12.

Armondo Sousa,— payment.

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 petition of James J. O'Day and others relative to the distribution of certain public funds used by National Grid. Under suspension of the rules, on motion of Mr. Brodeur of Melrose, the report was considered forthwith. Joint Rule 12 then was suspended; and the petition (accompanied by bill) was referred to the committee on Telecommunications, Utilities and Energy. Sent to the Senate for concurrence.

National Grid,— public funds.

By Mr. Sánchez of Boston, for the committee on Ways and Means, that the Bill relative to innocent spouses (House, No. 2602), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4942). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Innocent spouses.

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. Brodeur of Melrose, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

Subsequently, on further motion of the same member, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 1, in line 46, by inserting after the word "activities" the words ", as defined by the commissioner,".

The amendment was adopted; and the bill (House, No. 4942, amended) was passed to be engrossed. Sent to the Senate for concurrence.

By Mr. Murphy of Weymouth, for the committee on Steering, Policy and Scheduling, that the Senate Bill establishing a sick leave bank for Laurie Wendover, an employee of the Department of Correction (Senate, No. 2083, amended), be scheduled for consideration by the House. Laurie Wendover,—sick leave.

Under suspension of Rule 7A, on motion of Mr. Wong of Saugus, the bill was read a second time forthwith; and it was ordered to a third reading.

*Engrossed Bills.*

Engrossed bills

Authorizing the town of Danvers to grant 10 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 4459); Bills enacted.

Revising the charter for the city of Melrose (see House, No. 4464, amended);

Authorizing the town of Williamsburg to continue the employment of fire department members Alan Everett and Robert Lapointe (see House, No. 4703, amended); and

Authorizing the city of Medford to designate a check-off on its municipal property tax bills (see House, No. 4848, 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.

*Orders of the Day.*

The engrossed Bill providing for the annual appointment of a treasurer of the Lancaster sewer district (see House, No. 3217, amended), which had been returned to the House by His Excellency the Governor with recommendation of amendment (for message, see House, No. 4937), was considered. Lancaster sewer district.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the following form:

In section 1 by striking out the following: “chapter 660 of the acts of 1970” (as inserted by the House committee on Bills in the Third Reading) and inserting in place thereof the following: “chapter 659 of the acts of 1970”.

The amendment was adopted. Sent to the Senate for its action.

House bills

Third reading bills.

Authorizing the town of Hatfield to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 4878) (its title having been changed by the committee on Bills in the Third Reading); and

Authorizing the board of selectmen of the town of Arlington to place upon a town ballot a question to increase the number of licenses for all alcoholic beverages not to be drunk on the premises (House, No. 4892);

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.

*Recess.*

Recess.

At eight minutes after 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 at two o’clock P.M., the House was called to order with Mr. Donato in the Chair.

*Order.*

On motion of Mr. DeLeo of Winthrop,—

Next sitting.

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

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At two 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 Monday at eleven o’clock A.M., in an Informal Session.