

**The Commonwealth of Massachusetts**

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**JOURNAL OF THE HOUSE.**



**TUESDAY, DECEMBER 4, 2018.**

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Tuesday, December 4, 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 Life and Vitality, we give You thanks and praise today for the many gifted individuals who over the centuries have made Massachusetts their home. Yesterday marked the anniversary of the 1755 birth of the artist Gilbert Stuart whose portraits include the first six presidents of the United States. It was his image of George Washington that appears on the one dollar bill.

Prayer.

Though not born here, he made Boston his home the last 23 years of his life. He is buried in the Old South Burial Ground on Boston Common.

We pray for our women and men in this chamber whose office enables them to collaborate on creative works of legislation.

We pray too in thanksgiving for the ongoing artistry that is seen in the lives of so many residents of Massachusetts, young and old.

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.

## *Silent Prayers.*

During the session, the Speaker took the Chair, and addressed the House, as follows:

President  
George  
H.W. Bush.

Today we honor the memory of President George H.W. Bush, a war hero and family man of great integrity, and his long career in selfless service to the people of the United States. Our 41st President was born in Milton, Massachusetts and enlisted in the Navy at age 18. He flew combat missions during World War II and went on to serve to serve in Congress before leading the CIA and becoming our nation's Vice President. He continued his service to the public long after he left the Oval Office including heading up efforts to help victims of the Hurricane Katrina and the devastating tsunami in Asia in 2004. Our thoughts are with his family on behalf of a grateful Commonwealth.

During the session (the Speaker being in the Chair), at the request of Representatives Fiola of Fall River, Silvia of Fall River, and Schmid of Westport the members, guests and employees stood in a moment of silent tribute to the memory of Sergeant First Class Eric Michael Emond, a member of the Army's special forces, who was killed in action on Tuesday, November 27th by a roadside bomb in Afghanistan.

Sergeant  
First Class  
Eric Michael  
Emond.

Sergeant First Class Emond was born in Boston and grew up in Fall River. He

had more than 21 years of military service and was on his seventh overseas tour. Sergeant First Class Emond had been awarded the Bronze Star and the Purple Heart, among many other decorations. He leaves behind his wife and three children.

*Petition.*

Representative Muradian of Grafton and Senator Moore presented a joint petition (accompanied by bill, House, No. 4989) of David K. Muradian, Jr., and Michael O. Moore (by vote of the town) relative to the town manager of the town of Upton; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Upton,—  
town  
manager.

*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 petition of Rady Mom for legislation to establish a sick leave bank for Aaron Nyahn, an employee of the Department of Public Health. Under suspension of the rules, on motion of Mr. Mom of Lowell, 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.

Aaron  
Nyahn,—  
sick leave.

By Mr. Sánchez of Boston, for the committee on Ways and Means, that the Bill to protect locked out employees (House, No. 3133), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4988). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment pending.

Locked out  
employees.

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. Cabral of New Bedford, 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.

By Mr. Murphy of Weymouth, for the committee on Steering, Policy and Scheduling, that the following bills be scheduled for consideration by the House:

The Senate Bill authorizing the town of Wenham to make permanent improvements to certain private ways and assess betterments (Senate, No. 2678) [Local Approval Received]; and

Wenham,—  
betterments.

House bills

Authorizing the Martha's Vineyard Regional High School District to lease a certain parcel of land to Martha's Vineyard Community Services, Inc. for a term of up to 99 years (House, No. 4925);

Martha's  
Vineyard,—  
land.

Establishing a sick leave bank for William P. Kearny, Jr., an employee of Massachusetts Department of Transportation (House, No. 4974); and

William Kearny,—  
sick leave.

Establishing a sick leave bank for Brian Kennedy, an employee of the Massachusetts Department of Transportation (House, No. 4985).

Brian Kennedy,—  
sick leave.

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

*Engrossed Bill.*

The engrossed Bill designating a certain bridge in the town of West Boylston as the Specialist Kyle A. Little memorial bridge (see House, No. 4904) (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.

*Valedictory Addresses.*

The Speaker being in the Chair,—

The following members, who were not returning for the 2019-2020 Legislative Session, then addressed the House regarding their departure from service in the House of Representatives: Representatives Matias of Lawrence; Carvalho of Boston; DiZoglio of Methuen; Orrall of Lakeville; Diehl of Whitman; Kuros of Uxbridge; Lyons of Andover; Scibak of South Hadley; Sánchez of Boston; Smizik of Brookline; Atkins of Concord; Kaufman of Lexington; and Kulik of Worthington.

Valedictory  
Addresses.

*Distinguished Guests of the House.*

During the course of the valedictory addresses, the Speaker introduced former Speakers Flaherty and DiMasi, Senators L'Italien and Rush, and former Representatives Michael J. DeVito, Rachel Kaprelian, Kathi-Anne Reinstein, Tom Sannicandro and Marty Walz, who were in attendance for the farewell addresses of the members and former members.

Former  
members.

*Quorum.*

Mr. Donato of Medford being in the Chair,—

Subsequently, Mr. Jones of North Reading thereupon asked for a count of the House to ascertain if a quorum was present. The Chair (Mr. Donato), having determined that a quorum was not in attendance, at twenty-six minutes before four o'clock P.M., under House Rule 82, declared an adjournment of the House, until Thursday next at eleven o'clock A.M., in an Informal Session.

Quorum.