
The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, MARCH 9, 2020.

[23]

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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).

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.

Resolutions.

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

Resolutions (filed by Mr. Day of Stoneham) commending Doctor Margaret L. Bauman for over thirty-five years of continuing efforts in caring for those with Autism Spectrum Disorder and other developmental disorders;

Margaret
Bauman.

Resolutions (filed by Mr. Kelcourse of Amesbury) congratulating Matthew Freeman on receiving the Eagle Award of the Boy Scouts of America;

Matthew
Freeman.

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Ethan Michael Powers on receiving the Eagle Award from the Boy Scouts of America; and

Ethan
Powers.

Resolutions (filed by Representatives Sullivan of Abington and DuBois of Brockton) congratulating Chief Scott C. Allen on the occasion of his retirement from the East Bridgewater Police Department;

Scott
Allen.

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

Appointments of the Minority Leader.

The Minority Leader announced that he had made the following appointments:

That Representative Orrall of Lakeville have been appointed to the special commission established (under Section 100 of Chapter 41 of the Acts of 2019) to make recommendations for ways for the Department of Conservation and Recreation to improve the management, operations and asset condition of the natural, cultural and recreational resources held by the department;

Department of
Conservation
and Recreation.

That Representative Kelcourse of Amesbury had been appointed to the Early Education and Care Advisory Council established (under Section 3A of Chapter 15D of the Massachusetts General Laws) to consult on the development of the 5-year master plan for early education and care, and the adoption of the educationally sound kindergarten readiness assessment instrument;

Early
Education
and Care.

That Representative D'Emilia of Bridgewater had been re-appointed to the Gaming Policy Advisory Committee established (under Section 68 of Chapter 23K

Gaming
policy.

of the Massachusetts General Laws) for the purpose of discussing matters of gaming policy;

That Representative Crocker of Barnstable had been appointed to the Pediatric Workforce Special Legislative Commission established (under Section 10 of Chapter 124 of the Acts of 2019) to examine the pediatric workforce, including, but not limited to, medical, mental health and behavioral health providers, and recommend strategies for increasing the pipeline of pediatric providers and expanding access to pediatric providers; and

Pediatric workforce.

That Representative Berthiaume of Spencer had been appointed to the special commission established (under Section 22 of Chapter 132 of the Acts of 2019) to study and make recommendations concerning the long-term fiscal health of rural school districts that are facing or may face declining student enrollment.

Rural school districts.

Papers from the Senate.

A Bill authorizing the Division of Capital Asset Management and Maintenance to convey certain parcels of land in the city of Salem (Senate, No. 2584) (on Senate bill No. 1881), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Salem,—
land.

A Bill establishing a sick leave bank for Tracey Pisano, an employee of the Trial Court of the Commonwealth (Senate, No. 2556) (on a petition), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Tracey
Pisano,—
sick leave.

A report of the committee on Public Service, asking to be discharged from further consideration of the recommitted petition (accompanied by bill, Senate, No. 1477) of William N. Brownsberger for legislation to protect non-medicare retirees, and recommending that the same be referred to the Senate committee on Ways and Means,— accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence in so much as relates to the discharge of the committee.

Medicaid,—
deductibles.

A report of the Massachusetts Capital Resource Company (under the provisions of Section 20 of Chapter 816 of the Acts of 1977) submitting its forty-third annual report (Senate, No. 2578), was referred, in concurrence, to the committee on Revenue.

Capital
Resource
Company.

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 following petitions:

Joint petition (accompanied by bill) of Kenneth I. Gordon, Bruce E. Tarr and others relative to certain retirement benefits for Thomas W. Devlin, a trooper of the Department of State Police; and

Thomas
Devlin,—
benefits.

Petition (accompanied by bill) of Paul W. Mark relative to the salary of educators of school aged children incarcerated in county houses of correction or institutions under the control of the departments of mental health, developmental services, public health or youth services;

Educators of
incarcerated
youths,—
salaries.

Severally to the committee on Public Service.

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

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

Relative to honoring the founding of the United States Army, the United States Air Force, and the National Guard (House, No. 2683);

Designating the Blanding turtle as the official turtle of the Commonwealth (House, No. 2716);

Relative to increasing the fine for handicap parking violations for city/town implementation and compliance with the Americans with Disabilities Act (House, No. 2960);

To increase safety on public ways (House, No. 2993);

Relative to special regulations for vehicle specific checkpoints (House, No. 3005);

Establishing a pilot program allowing for in-person payment of daily parking fees at certain commuter rail stations operated by the Massachusetts Bay Transportation Authority (House, No. 3018);

Relative to motorcycle inspections (House, No. 3020);

To clarify penalties for violations occurring while driving with a hardship license (House, No. 3069);

Ensuring students' access to academic transcripts (House, No. 4424);

Authorizing Old Rochester Regional School District to enter into renewable energy agreements (House, No. 4435); and

Establishing a sick leave bank for Geo Bernardone, an employee of the department of transportation (House, No. 4481);

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

By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, that the Bill to study the feasibility of creating and implementing a gypsy moth spraying program (House, No. 837), ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, asking to be discharged from further consideration

Of the Bill relative to lithium-ion batteries (House, No. 808); and

Of the Bill to study forest management practices (House, No. 4415);

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. Straus of Mattapoisett, for the committee on Transportation, on House, Nos. 2969, 2972, 2975, 2979, 2982, 2983, 2992, 3001, 3003, 3016, 3022, 3023, 3024, 3025, 3026, 3027, 3062, 3064, 3065, 3081, 3095, 3096, 3102, 3111, 3119, 3121, 3136, 3155, 3162, 3169, 3181, 3186, 3188, 3189, 3190, 3592, 3626, 3628, 3736, 3896 and 3931, an Order relative to authorizing the committee on Transportation to make an investigation and study of certain House documents concerning transportation

Armed Forces.

Blanding turtle.

Handicap parking.

Public ways.

Vehicle checkpoints.

Commuter rail,— parking.

Motorcycles.

Hardship licenses.

Transcripts.

Old Rochester School.

Geo Bernardone,— sick leave.

Gypsy moths,— spraying.

Batteries.

Forests.

Transportation,— study.

(House, No. 4546). 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 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.

Mr. Galvin of Canton, for said committee on Rules, on the foregoing order, then reported, in part, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 3592) of Marjorie C. Decker and others relative to requiring backup cameras on class 3 or above motor vehicles, trailers, semi-trailers or semi-trailer units,— and recommending that the same be recommitted to the committee on Transportation. Under Rule 42, the report was considered forthwith; and it was accepted.

Backup cameras.

By Mr. Rogers of Cambridge, for the committee on Cannabis Policy, on House, No. 3539, a Bill relative to vertical integration of medical marijuana businesses (House, No. 4523).

Medical marijuana businesses.

By Ms. Decker of Cambridge, for the committee on Mental Health, Substance Use and Recovery, on Senate, No. 1146 and House, No. 1729, a Bill to provide more timely treatment of inpatient mental health care (House, No. 1729).

Inpatient mental health.

By the same member, for the same committee, on House, No. 1700, a Bill ensuring access to addiction services (House, No. 4531).

Addiction services.

By the same member, for the same committee, on House, No. 1703, a Bill relative to opioid drug manufacturer assessments (House, No. 4532).

Opioid manufacturers.

By the same member, for the same committee, on House, Nos. 1713 and 1739, a Bill requiring practitioners to assess and inform patients prior to prescribing certain addictive medications (House, No. 4533).

Addictive medications.

By the same member, for the same committee, on House, No. 1728, a Bill providing mental health and substance use assessments for children engaged in services (House, No. 4534).

Children,— assessments.

By the same member, for the same committee, on House, Nos. 1730 and 1731, a Bill to remove barriers for nurses to provide psychiatric care accompanied (House, No. 4535).

Nurses,— psychiatric care.

By the same member, for the same committee, on House, No. 1743, a Bill relative to discharge from substance use disorder treatment (House, No. 4536).

Substance use treatment.

By the same member, for the same committee, on House, No. 1744, a Bill relative to recovery coach licensure (House, No. 4537).

Recovery coaches.

By the same member, for the same committee, on House, No. 1747, a Bill to reduce harm from opioids (House, No. 4538).

Opioids.

By the same member, for the same committee, on House, No. 3776, a Bill establishing a substance use protection fund (House, No. 4539).

Substance use fund.

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Mr. Rogers of Cambridge, for the committee on Cannabis Policy, on House, No. 3541, a Bill relative to social consumption sites (House, No. 4524).

Cannabis,— sites.

By the same member, for the same committee, on House, No. 3545, a Bill relative to establishing a cannabis and hemp cultivation research center at the University of Massachusetts, Amherst (House, No. 4526).

UMass,— cannabis, etc. research.

By the same member, for the same committee, on House, No. 3705, a Bill relative to research data collection (House, No. 4527).

Cannabis,— research.

By the same member, for the same committee, on House, No. 4001, a Bill relative to hemp and hemp products in the Commonwealth (House, No. 4528).

Hemp products.

By Mr. Honan of Boston, for the committee on Housing, on a petition, a Bill to guarantee a tenant's first right of refusal (House, No. 1260) [Representative DeCoste of Norwell dissenting].

Tenants,—
right of refusal.

By the same member, for the same committee, on a petition, a Bill to further provide a rental arrearage program (House, No. 1264) [Representative DeCoste of Norwell dissenting].

Rental arrearage program.

By the same member, for the same committee, on a petition, a Bill establishing an office of the condominium ombudsman (House, No. 1286) [Representative DeCoste of Norwell dissenting].

Condominiums,—
ombudsman.

By the same member, for the same committee, on a petition, a Bill to further protect low-income tenants following termination of affordability restrictions (House, No. 1306) [Representative DeCoste of Norwell dissenting].

Tenants,—
affordability restrictions .

By the same member, for the same committee, on House, No. 3562, a Bill enabling public housing authorities to borrow against real estate equity of publicly-owned properties (House, No. 4541) [Representative Crocker of Barnstable dissenting].

Housing authorities,—
borrowing.

Severally read; and referred, under Rule 33, to the committee on Ways and Means.

By Mr. Rogers of Cambridge, for the committee on Cannabis Policy, on House, No. 3520, a Bill providing further transparency in the siting of marijuana facilities (House, No. 4521).

Marijuana facilities,—
siting.

By the same member, for the same committee, on House, Nos. 3538 and 3542, a Bill relative to employment protections for medical marijuana patients (House, No. 4522).

Medical marijuana,—
employment.

By the same member, for the same committee, on House, No. 3543, a Bill relative to the use of pesticides on cannabis (House, No. 4525).

Cannabis,—
pesticides.

By Mr. Lawn of Watertown, for the committee on Election Laws, on a petition, a Bill relative to the board of registrars of voters (House, No. 689).

Registrars of voters.

By the same member, for the same committee, on a petition, a Bill relative to designation of polling places (House, No. 699).

Polling places.

By the same member, for the same committee, on a message from His Excellency the Governor, a Bill validating actions taken at an annual town meeting in the town of Berlin (printed in House, No. 3935).

Berlin,—
town meeting.

By the same member, for the same committee, on a message from His Excellency the Governor, a Bill validating a certain election in the town of Boylston (printed in House, No. 3936).

Boylston,—
election.

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

Emergency Measure.

The engrossed Bill establishing a sick leave bank for Susan Edwards, an employee of Department of Developmental Services (see House, No. 4315, 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.

Susan Edwards,—
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 4 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

Exempting all positions in the police department of the town of Rockport from the civil service law (see Senate, No. 2360) (which originated in the Senate); and

Bills
enacted.

Providing for the charter of the town of Plymouth (see House, No. 1811) (which 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.

House bills

Relative to Commonwealth automobile reinsurers (House, No. 1059);

Third
reading
bills.

Designating a certain water spray deck park within the Melnea A. Cass Recreation Complex in the Roxbury section of the city of Boston as the “Nakieka “Kiki” [sic] Taylor Water Deck” (House, No. 3867) (its title having been changed by the committee on Bills in the Third Reading); and

Authorizing the city of Springfield to convert the use of park land at DeBerry Park for a new DeBerry and Homer Street Elementary School and to replace it with additional park land in the city of Springfield (House, No. 4277);

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.

The House Bill authorizing the town of Hanover to grant 13 additional licenses for the sale of alcoholic beverages to be drunk on the premises (House, No. 4312), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Hanover,—
liquor
licenses.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in section 1, in line 18, by inserting after the word “If” the words “a licensee terminates or fails to renew the license granted under this section or if”; and the amendment was adopted.

The bill (House, No. 4312, amended) then was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill authorizing the city of Boston to grant an additional license for the sale of alcoholic beverages to be drunk on the premises (House, No. 4335) (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.

Boston,—
liquor
license.

Pending the question on passing the bill to be engrossed, Mr. Moran of Boston moved to amend it by substitution of a bill with the same title (House, No. 4549), which was read.

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

The House report of the committee on Election Laws, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill House, No. 720) of Andres X. Vargas and others for legislation to lower the voting age for municipal elections, was considered.

Municipal elections,—
voting age.

Pending the question on acceptance of the report, the petition was recommitted, on motion of Mr. Lawn of Watertown.

Order.

On motion of Mr. DeLeo of Winthrop,—

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

Next sitting.

At twenty-six minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.