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**The Commonwealth of Massachusetts**

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**JOURNAL OF THE HOUSE.**



**WEDNESDAY, MARCH 27, 2019.**

[29]\*

# JOURNAL OF THE HOUSE.

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Wednesday, March 27, 2019.

Met according to adjournment at eleven o'clock A.M. 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 Center of Boston, Chaplain of the House, as follows:

God of Creativity and Industry, we pray for our legislators as they draft bills for consideration, hold committee hearings and make amendments to the many bills proposed. We also pray for the employees of the legislative engrossing division who print the proposals on special parchment.

Prayer.

We remember them today as this is the anniversary of the 1813 birth of Nathaniel Currier in Roxbury. Currier was apprenticed to the Boston printing firm of William and John Pendleton. The Pendletons were the first successful lithographers in the United States and Currier learned the process in their shop.

He started his own company in New York City and in 1850 hired James Ives as a bookkeeper, who then later became a business partner and managed the marketing. Currier depicted scenes from the lives of affluent Americans as well as political cartoons. He created about 7,500 images by the time of his retirement in 1880. Currier died in Amesbury at his estate called Lion's Gate.

We also pray especially for the Speaker of the House Robert DeLeo who today turns 39 years old. May God bless him with good health and a long life of blessings.

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.*

At the request of Mr. Biele of Boston, the members, guests and employees stood in a moment of silent tribute to the memory of John J. Mullen of South Boston.

John J. Mullen.

Mr. Mullen proudly and honorably served his country during World War II with the United States Marine Corps, and was a past commander of the Thomas J. Fitzgerald Post 61 in South Boston and the Edward Saunders Post.

John was the beloved husband of the late Margaret (Flaherty) Mullen and devoted father of Jack and his wife Chrissy of South Boston, Margaretann Deltufo and her husband John of Quincy, William and his wife Margaret of Plymouth, and David and his wife Jane of Walpole. He was the brother of Anna Brudige, William Mullen and his wife Margaret and the late Louise, Rita, James, and Ruthann. Mr. Mullen is also survived by 13 grandchildren, 9 great-grandchildren, and many nieces and nephews.

At the request of Mr. McGonagle of Everett, the members, guests and

George R.

employees stood in a moment of silent tribute to the memory of George R. McCarthy of Hamilton, formerly of Everett.

McCarthy.

George leaves behind his wife of 59 years Charlotte, his five children and five grandchildren. He owned and operated Home Appliance Service in Everett for 45 years. He served on the Everett School Committee, Board of Alderman and was elected to six terms as Mayor from 1968-1978. He was appointed by President Carter as the regional representative for the United States Department of Transportation in 1978, and appointed by Governor Dukakis as Chairman of the Alcoholic Beverages Commission in 1983.

*Statement of Representative Ayers of Quincy.*

A statement of Mr. Ayers of Quincy 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 today's sitting due to a previously scheduled medical appointment. My missing of today's roll call was due entirely to the reason stated.

Statement of Mr. Ayers of Quincy.

*Statement of Representative Rogers of Cambridge.*

A statement of Mr. Rogers of Cambridge 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 Wednesday, February 27, 2019, due to illness. If I had been present for the question on passing to be engrossed the House Bill making appropriations for the fiscal year 2019 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 3505), I would have voted in the affirmative. My missing of roll call No. 27 on that day was due entirely to the reason stated.

Statement of Mr. Rogers of Cambridge.

*Petitions.*

Petitions severally were presented and referred as follows:

By Representative Ashe of Longmeadow and Senator Lesser, a joint petition (accompanied by bill, House, No. 3634) of Brian M. Ashe and Eric P. Lesser (by vote of the town) relative to recall elections in the town of Longmeadow. To the committee on Election Laws.

Longmeadow,— recall elections.

By Representative Whelan of Brewster and Senator Cyr, a joint petition (accompanied by bill, House, No. 3635) of Timothy R. Whelan and Julian Cyr (by vote of the town) that the town of Dennis be authorized to establish a department of municipal finance; and

Dennis,— municipal finance.

By the same members, a joint petition (accompanied by bill, House, No. 3636) of Timothy R. Whelan and Julian Cyr (by vote of the town) relative to the town of Dennis waterways, dredge, and maintenance program;

Dennis,— waterways.

Severally to the committee on Municipalities and Regional Government.

By Representative Fernandes of Falmouth and Senator Cyr, a joint petition (accompanied by bill, House, No. 3637) of Dylan A. Fernandes and Julian Cyr (by vote of the town) that the town of Nantucket be authorized to impose real estate transfer fees for certain housing. To the committee on Revenue.

Nantucket,— real estate transfer fee.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Berthiaume of Spencer, a petition (subject to Joint Rule 12) of Donald R. Berthiaume, Jr., for legislation to establish a sick leave bank for Jennifer Desjardins, an employee of the Department of Children and Families.

Jennifer Desjardins,—  
sick leave.

By Mr. Chan of Quincy, a petition (subject to Joint Rule 12) of Tackey Chan relative to genetic counselors.

Genetic counselors.

By the same member, a petition (subject to Joint Rule 12) of Tackey Chan for legislation to include the compensation of employees of the Massachusetts Water Resources Authority for certain retirement purposes.

Water authority,—  
compensation.

By Ms. Garlick of Needham, a petition (subject to Joint Rule 12) of Denise C. Garlick that the commissioner of the Division of Capital Asset Management and Maintenance be authorized to convey certain parcels of land in the town of Needham.

Needham,—  
land.

By Mr. González of Springfield, a petition (subject to Joint Rule 12) of Carlos González and Patrick Joseph Kearney for legislation to establish a sick leave bank for Miguel Rivera, an employee of the Hampden County Sheriff's Department.

Miguel Rivera,—  
sick leave.

By Mr. Smola of Warren, a petition (subject to Joint Rule 12) of Todd M. Smola for legislation to establish a sick leave bank for Autumn Fugere, an employee of the Department of Developmental Services.

Autumn Fugere,—  
sick leave.

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

The following petitions (having been deposited in the office of the Clerk previously to five o'clock in the afternoon on Friday, January 18, 2019) were transmitted to the State Secretary under Chapter 3 of the General Laws:

By Mr. Cullinane of Boston, petition (subject to Joint Rule 9) of Daniel R. Cullinane, Jon Santiago and William C. Galvin relative to Commercial Wharf in the city of Boston.

Boston,—  
Commercial Wharf.

By Mr. Fernandes of Falmouth, petition (subject to Joint Rule 9) of Dylan A. Fernandes for legislation to establish a Martha's Vineyard housing bank.

Martha's Vineyard.

By Mr. Kafka of Stoughton, petition (subject to Joint Rule 9) of Louis L. Kafka, Steven S. Howitt and James K. Hawkins that the Massachusetts Credit Union Share Insurance Corporation be authorized to create and maintain a fund for the insurance of shares and deposits of members of the Central Credit Union Fund, Inc.

Credit Union Share Insurance Corporation.

### *Reports of Committees.*

By Ms. Peisch of Wellesley, for the committee on Education, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 525) of Christopher M. Markey relative to educational collaboratives,— and recommending that the same be referred to the committee on State Administration and Regulatory Oversight. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Educational collaboratives.

Mr. Michlewitz of Boston, for the committee on Ways and Means, on House, No. 74, reported, in part, a Bill making appropriations for the fiscal year 2019 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 3638) [Total appropriation: \$8,000,000.00] [Mr.

Supplemental appropriations.

Silvia of Fall River dissenting]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Petrolati of Ludlow, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Michlewitz of Boston, the bill was read a second time forthwith; and it was ordered to a third reading.

At five minutes after eleven o'clock A.M., on motion of Mr. Vieira of Falmouth (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock P.M.; and at twenty minutes before two o'clock the House was called to order with Mr. Donato in the Chair.

Under further suspension of the rules, on motion of Mr. Michlewitz of Boston, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time.

After debate on the question on passing the bill to be engrossed, the sense of the House was taken by yeas and nays, at the request of the same member; and on the roll call 140 members voted in the affirmative and 14 in the negative.

**[See Yea and Nay No. 34 in Supplement.]**

Therefore the bill (House, No. 3638) was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

Bill passed to be engrossed,—  
yea and nay  
No. 34.

#### *Orders of the Day.*

The Senate Bill establishing a sick leave bank for Pierre Richard Nortelus, an employee of the Department of Developmental Services (Senate, No. 23), 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, in concurrence.

Third reading bill.

#### *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 the hour of two o'clock P.M., on motion of Mr. Vieira of Falmouth (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.