
The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, APRIL 9, 2020.

[35]

JOURNAL OF THE HOUSE.

Thursday, April 9, 2020.

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.

Petitions.

Ms. Balsler of Newton presented a petition (subject to Joint Rule 12) of Ruth B. Balsler, Mindy Domb and Nika C. Elugardo relative to the reporting of COVID-19 positive cases and mortalities in long term care facilities and elder housing; and the same was referred, under Rule 24, to the committee on Rules.

COVID-19
cases,—
reporting.

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 Ms. Balsler of Newton, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Elder Affairs. Sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Kearney of Scituate, a petition (subject to Joint Rule 12) of Patrick Joseph Kearney and Nika C. Elugardo that internet service providers make broadband and data services available free-of-charge for all students.

Internet
service,—
students.

By Representative LeBoeuf of Worcester and Senator Moore, a joint petition (subject to Joint Rule 12) of David Henry Argosky LeBoeuf, Michael O. Moore and others for legislation to establish homeowner protections due to COVID-19.

COVID-19,—
homeowner
protections.

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

Papers from the Senate.

A message from His Excellency the Governor recommending legislation to provide liability protections for health care workers and facilities during the COVID-19 Pandemic (Senate, No. 2630), was referred, in concurrence, to the committee on Financial Services.

Health care
workers and
facilities,—
liability.

The House Bill establishing a sick leave bank for Karyn Buckley, an employee of the Trial Court of the Commonwealth (House, No. 4251), came from the Senate passed to be engrossed, in concurrence, with an amendment in line 4 inserting after the name "Buckley", the first time it appears, the words "to care for her immediate family member". The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Karyn
Buckley,—
sick leave.

Bills

Authorizing the Barnstable County retirement board to acquire real property in the county of Barnstable (Senate, No. 1496, amended in line 3 by inserting after the word “Commission” the following: “and in accordance with chapter 30B of the General Laws”) (on a petition); and

Barnstable
County
retirement
board.

Prohibiting town officials in the town of North Andover from holding certain other town positions (Senate, No. 2626) (on Senate bill No. 2264) [Local Approval Received];

North
Andover,—
town officials.

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.

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:

Petition (accompanied by bill) of Kenneth I. Gordon and others to expand options for local restaurants during the COVID-19 emergency. To the committee on Consumer Protection and Professional Licensure.

COVID-19,—
local
restaurants.

Petition (accompanied by bill) of Daniel Cahill and Peter Capano relative to city and town committee reorganization dates. To the committee on Election Laws.

City and town
committees.

Petition (accompanied by bill) of Daniel M. Donahue relative to a grant program for the operation of temporary shelters for homeless individuals established in gateway cities during the COVID-19 state of emergency. To the committee on Housing.

COVID-19,—
homeless
shelters.

Petition (accompanied by bill) of Frank A. Moran and others relative to remote notarization during the COVID-19 state of emergency;

COVID-19,—
notarization.

Petition (accompanied by bill) of Jeffrey N. Roy and others that certain institutions of higher education offering emergency aid be immune from suit and liability; and

Higher
education
liability.

Petition (accompanied by bill) of Alyson M. Sullivan and others relative to prohibiting price gouging of goods, services and supplies during a declared public health emergency;

Price
gouging.

Severally to the committee on the Judiciary.

Petition (accompanied by bill) of Jonathan D. Zlotnik and Dean A. Tran for legislation to authorize acting mayors to operate with the authority of mayors during the COVID-19 state of emergency. To the committee on Municipalities and Regional Government.

COVID-19,—
mayoral
authority.

Petition (accompanied by bill) of José F. Tosado and others for legislation to establish a sick leave bank for Jennifer Brown, an employee of Department of Children and Families. To the committee on Public Service.

Jennifer
Brown,—
sick leave.

Petition (accompanied by bill) of Carmine Lawrence Gentile and others for legislation to temporarily extend the state income tax filing deadline until July 15, 2020. To the committee on Revenue.

State income
tax deadline.

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

By Mr. Rogers of Cambridge, for the committee on Cannabis Policy, on a petition, a Bill relative to licensing requirements for marijuana establishments and medical marijuana treatment centers (House, No. 4147).

Marijuana,—
licensing.

By Mr. Murphy of Weymouth, for the committee on Financial Services, on a petition, a Bill advancing and expanding access to telemedicine services (House, No. 991).

Telemedicine
services.

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

By Ms. Peisch of Wellesley, for the committee on Education, on a petition, a Bill protecting student privacy (House, No. 457).

Students,—
privacy.

By Mr. Pignatelli of Lenox, for the committee on Environment, Natural Resources and Agriculture, on a petition, a Bill placing the Appalachian Mountain Club Ponkapoag Cabins in the historic curatorship program (House, No. 4358).

Ponkapoag
cabins,—
historic
curatorship.

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

By Ms. Peisch of Wellesley, for the committee on Education, on a joint petition, a Bill relative to school operational efficiency (House, No. 3757).

Schools,—
operations.

By Mr. Honan of Boston, for the committee on Housing, on a petition, a Bill relative to certain affordable housing in the Charlestown section of the city of Boston (House, No. 4438) [Local Approval Received].

Boston,—
affordable
housing.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a joint petition, a Bill authorizing the town of Webster to make permanent improvements to private ways and assess betterments therefor (House, No. 4422) [Local Approval Received].

Webster,—
private way
improvements.

By the same member, for the same committee, on a joint petition, a Bill relative to the Revere & Son Heritage Trust Corporation (House, No. 4442) [Local Approval Received].

Canton,—
trust.

By Mr. Parisella of Beverly, for the committee on Public Service, on a petition, a Bill exempting all positions in the city known as the town of Franklin's fire department from the civil service law (House, No. 4411) [Local Approval Received].

Franklin,—
civil service.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill designating a certain bridge as the Corporal Orié D.W Sampson Jr. memorial bridge (House, No. 4408).

Yarmouth,—
Sampson
bridge.

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

Engrossed Bill.

The engrossed Bill designating a certain bridge in the city of Woburn as the Angelo Piazza bridge (see House, No. 4207) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed, 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 Senate amendment of the engrossed Bill authorizing the appointment of special police officers in the town of West Bridgewater (see Senate, No. 2361,

West
Bridgewater,—
special police.

amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

The Senate amendment of the House Bill establishing a charter for the town of Medway (House, No. 3969, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

Medway,—
charter.

The Senate Bill authorizing the town of Halifax to continue the employment of Robert G. Gaynor (Senate, No. 2393), 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.

The House Bill relative to the appointment of retired police officers as special police officers in the town of Plymouth (House, No. 4242), 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.

Id.

Recess.

At ten minutes after eleven o'clock A.M., on motion of Mrs. Kane of Shrewsbury (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at twenty-seven minutes after four o'clock P.M. the House was called to order with Mr. Donato in the Chair.

Recess.

Orders.

The following order (filed by Mr. Lawn of Watertown) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Election Laws be granted until Friday, June 26, 2020 within which time to make its final report on current Senate documents numbered 389, 396, 404, 408, 414 and 2471, and House documents numbered 635, 636, 639, 646, 685, 715, 719, 720, 3921, 4161, 4350 and 4623.

Election
Laws,—
extension
of time for
reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4630), ought to be adopted. Under suspension of the rules, on motion of Mr. Lawn of Watertown, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Mr. Cusack of Braintree) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Revenue be granted until Tuesday, June 16, 2020 within which time to make its final report on current Senate documents numbered 10, 1667, 1668, 1672, 1679, 1694, 1720, 1727, 1729, 2318 and 2586, and House documents numbered 2423, 2457, 2497, 2519, 2530, 2535, 2552, 2592, 2599, 2603, 2610, 2653, 2660, 3637, 3691, 3888, 4208, 4514 and 4516.

Revenue,—
extension
of time for
reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4628), ought to be adopted. Under suspension of the rules, on motion of Mr. Cusack of Braintree, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Mr. Cusack of Braintree) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Revenue be granted until Tuesday, June 16, 2020 within which time to make its final report on current Senate documents numbered 1631, 1635, 1647, 1649, 1651, 1657, 1682, 1689, 1690, 1709, 1713, 1724, 1731, 1749, 1775 and 1782, and House documents numbered 2391, 2412, 2428, 2429, 2432, 2446, 2450, 2455, 2458, 2483, 2494, 2507, 2529, 2553, 2554, 2555, 2556, 2589, 2607, 2609, 2636, 3617, 3618, 3731, 3732, 3787, 3788 and 4201.

Id.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4629), ought to be adopted. Under suspension of the rules, on motion of Mr. Cusack of Braintree, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Papers from the Senate.

The House Bill providing for a moratorium on evictions and foreclosures during the COVID-19 emergency (House, No. 4615), came from the Senate, passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2631.

COVID-19,—
evictions and
foreclosures.

Under suspension of the rules, on motion of Mr. Michlewitz of Boston, the amendment was considered forthwith. The House then non-concurred with the Senate in its amendment; and, on further motion of the same member, asked for a committee of conference on the disagreeing votes of the two branches. Representatives Michlewitz, Honan of Boston and Durant of Spencer were appointed the committee on the part of the House. Sent to the Senate to be joined.

Committee of
conference.

Subsequently notice was received from the Senate that said branch had insisted on its amendment, concurred with the House in the appointment of a committee of conference; and that Senators Crighton, Rodrigues and Tarr had been joined as the committee on the part of the Senate.

Id.

The House Bill to further address challenges faced by municipalities, school districts and state authorities resulting from COVID-19 (House, No. 4616), came from the Senate passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2629. The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading. Said committee then reported that the amendment was correctly drawn; and it was adopted, in concurrence.

COVID-19,—
municipal
challenges.

Emergency Measure.

The engrossed Bill to further address challenges faced by municipalities, school districts and state authorities resulting from COVID-19 (see House, No. 4616, 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.

COVID-19,—
municipal
challenges.

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.

The engrossed Bill authorizing the appointment of special police officers in the town of West Bridgewater (see Senate, No. 2361, amended) (which originated in the Senate) (which had been returned by His Excellency the Governor with recommendation of amendment), having been certified by the Clerk to be rightly and truly prepare for final passage, was passed to be re-enacted, in its amended form; and it was signed by the acting Speaker and sent to the Senate.

Bill
re-enacted.

Engrossed bills

Authorizing the town of Halifax to continue the employment of Robert G. Gaynor (see Senate, No. 2393) (which originated in the Senate); and

Bills
enacted.

Establishing a charter for the town of Medway (see House, No. 3969, amended) (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.

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.

Representative Cabral of New Bedford then moved that when the House adjourns today, it do so in respect to the memory of Ronald Pina, a member of the House from New Bedford from 1971 to 1978, inclusive; and the motion prevailed.

Accordingly, at twenty-five minutes after five o'clock P.M., on motion of Mrs. Kane of Shrewsbury (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.