
The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, SEPTEMBER 21, 2020.

[92]

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Monday, September 21, 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 and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Silent Prayers.

At the request of Speaker DeLeo of Winthrop and Representative Cronin of Easton, the members and employees stood in a moment of silent tribute in respect to the memory of Supreme Court Justice Ruth Bader Ginsburg. Justice Ginsburg died on September 18, 2020 at the age of 87.

Supreme Court
Justice Ruth
Bader Ginsburg.

Justice Ginsburg was a visionary and legal leader whose influence on our country transcended the judiciary. As a litigator, she pioneered legal principles on human rights and gender equality that are part of the fabric of American society today. As a jurist, she worked to reinforce and protect those rights. Her passing represents a colossal loss for the United States Supreme Court and our country. We now take a moment to remember Ruth Bader Ginsburg.

At the request of Ms. Peisch of Wellesley, the members and employees stood in a moment of silent tribute in respect to the memory of John Walter Costello of Weston, who passed away peacefully on September 11th, 2020.

John Walter
Costello.

Representative Costello was elected to the House of Representatives during his senior year at the College of the Holy Cross in Worcester, proudly serving his childhood neighborhood of Jamaica Plain for five terms beginning in 1950. He then served on the Governor's Council from 1961 to 1964, inclusive, during which he ran for Lieutenant Governor in 1964, losing in one of the closest elections in memory. Representative Costello remained active in Massachusetts Democratic politics, serving as a national convention delegate and a close advisor of the late Senator Henry "Scoop" Jackson during his presidential campaigns.

Resolutions.

Resolutions (filed with the Clerk by Mr. Orrall of Lakeville) congratulating Debra Kenney on the occasion of her retirement as Treasurer and Tax Collector for the town of Lakeville, were referred, under Rule 85, to the committee on Rules.

Debra
Kenney.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Wong of Saugus, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petitions.

Petitions severally were presented and referred as follows:

By Mrs. Haddad of Somerset, a petition (accompanied by bill, House, No. 4984) of Patricia A. Haddad (by vote of the town) that the town of Dighton be authorized to change the name of the board of selectmen in said town to the select board;

Dighton,—
select
board.

By Ms. Higgins of Leominster, a petition (accompanied by bill, House, No. 4985) of Natalie M. Higgins (with the approval of the mayor and city council) that the city of Leominster be authorized to supply water to certain property located in the town of Lancaster;

Leominster,—
water supply.

By Representative Muradian of Grafton and Senator Moore, a joint petition (accompanied by bill, House, No. 4986) of David K. Muradian, Jr., and Michael O. Moore (by vote of the town) relative to the authority of the town manager in the town of Upton; and

Upton,—
town
manager.

By the same members, a joint petition (accompanied by bill, House, No. 4987) of David K. Muradian, Jr., and Michael O. Moore (by vote of the town) that the town of Upton be authorized to create the office of appointed treasurer/collector;

Upton,—
treasurer/
collector.

Severally to the committee on Municipalities and Regional Government.
Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Representative Howitt of Seekonk and Senator Feeney, a joint petition (subject to Joint Rule 12) of Steven S. Howitt and Paul R. Feeney for legislation to designate a certain bridge in the town of Rehoboth as the 1st Lt. Craig H. Waterman memorial bridge.

Rehoboth,—
Waterman
bridge.

By Mr. McGonagle of Everett, a petition (subject to Joint Rule 12) of Joseph W. McGonagle, Jr., for legislation to include certain employees of the Commonwealth and certain Cambridge Health Alliance/Cambridge Hospital employees in Group 2 of the contributory retirement system for public employees.

Cambridge
health
workers,—
retirement.

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

Papers from the Senate.

Bills

Exempting the position of police chief in the town of Charlton from the civil service law (Senate, No. 2402) (on a petition) [Local Approval Received]; and

Charlton,—
police chief.

Relative to the Burncoat Pond Watershed District (Senate, No. 2910) (on Senate bill No. 1186);

Burncoat Pond
Watershed
District.

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.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 2908) of Bruce E. Tarr and Bradford Hill (by vote of the town) for legislation relative to the appointing of an acting town manager in the town of Ipswich; and

Ipswich,—
town
manager.

Petition (accompanied by bill, Senate, No. 2909) of Rebecca L. Rausch and David Paul Linsky (by vote of the town) for legislation to authorize the investment of trust funds benefiting the town of Sherborn Library;

Sherborn
Library.

Severally to the committee on Municipalities and Regional Government.

A petition (subject to Joint Rule 12) of Joan B. Lovely, Bradford Hill, Michelle L. Ciccolo, Thomas P. Walsh and others for legislation relative to real estate tax abatements to help businesses impacted by the Phase IV reopening plan, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Revenue.

COVID,—
Phase IV
businesses.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2913) was referred, in concurrence, to the committee on Revenue.

Reports of Committees.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Bill providing for the terms of certain bonds for capital improvements to be issued by the Commonwealth (printed in House, No. 4946), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Capital
improvements,—
bonding terms.

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

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.

Subsequently under suspension of the rules, on motion of Mr. Cabral of New Bedford, the bill (having been reported by the committee on Bills in the Reading to be correctly drawn) was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Bill authorizing the conveyance of easements and conservation restrictions to watershed lands of the city known as the town of West Springfield (House, No. 4917) [Local Approval Received], ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4982). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

West
Springfield,—
watershed.

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

Under suspension of Rule 7A, on motion of Mr. Wong of Saugus, 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. Michlewitz of Boston, for the committee on Ways and Means, that the Bill relative to an agricultural deed restriction in the town of Westborough (House, No. 4940), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4983). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Westborough,—
land.

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

Under suspension of Rule 7A, on motion of Mr. Wong of Saugus, 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. Petrolati of Ludlow, for the committee on Steering, Policy and Scheduling, that the following House bills be scheduled for consideration by the House:

Authorizing the town of Lenox to transfer certain park property in exchange for dedication of conservation land (House, No. 4949, changed) [Local Approval Received]; and

Lenox,—
land.

Authorizing the town of Egremont to seek approval to utilize a portion of French Park to construct a broadband headend (House, No. 4963) [Local Approval Received];

Egremont,—
broadband
headend.

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

Emergency Measure.

The engrossed Bill establishing a sick leave bank for Alexandra Jordankova, an employee of the Department of Developmental Services (see House, No. 4816), 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.

Alexandra
Jordankova,—
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 2 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 Bill.

The engrossed Bill authorizing the town of Westford to grant 2 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 4339, amended) (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.

Orders of the Day.

The House Bill providing survivor benefits to Ava Roy, the daughter of fallen firefighter Christopher Roy (House, No. 4826), reported by the committee on Bills in the Third Reading to be correctly, was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

Third
reading
bill.

The House Bill relative to change [sic] the name of the board of selectmen of the town of Billerica to select board to exhibit gender neutrality (House, No. 4847), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Billerica,—
select
board.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by substitution of a bill with the same title (House, No. 4988), which was read.

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

The House Bill relative to change [sic] the name of the board of selectmen of the town of North Andover to select board to exhibit gender neutrality (House, No. 4903), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

North Andover,—
select board.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by substitution of a bill with the same title (House, No. 4989), which was read.

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

Recess.

At the twenty-five minutes after eleven o'clock A.M., 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 four minutes after twelve o'clock noon the House was called to order with Mr. Donato in the Chair.

Recess.

Emergency Measure.

The engrossed Bill providing for the terms of certain bonds for capital improvements to be issued by the Commonwealth (see House bill printed in House, No. 4946), 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.

Capital improvements,—
bonding terms.

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 2 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.

Order.

On motion of Mr. DeLeo of Winthrop,—

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

Next sitting.

Representatives Peisch of Wellesley, Elugardo of Boston, Malia of Boston and Scaccia of Boston moved that when the House adjourns today, it do so in respect to the memory of John Walter Costello of Weston, a member of the House from the Jamaica Plain and Roslindale sections of the city of Boston, from 1951

to 1960, inclusive; and a member of the Executive Council from 1961 to 1964, inclusive; and the motion prevailed.

Accordingly, at fourteen minutes after twelve o'clock noon, 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.