
The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



TUESDAY, OCTOBER 15, 2019.

[106]

JOURNAL OF THE HOUSE.

Tuesday, October 15, 2019.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Ms. Barber of Somerville 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 (Ms. Barber), the members, guests and employees joined with her 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. Hill of Ipswich) congratulating Paul Lanzikos on the occasion of his retirement as life time advocate for the elderly;

Paul
Lanzikos.

Resolutions (filed by Representatives Fernandes of Falmouth, Gifford of Wareham, Hunt of Sandwich, Straus of Mattapoisett and Vieira of Falmouth) congratulating the Upper Cape Cod Regional Vocational-Technical School on its fiftieth anniversary;

Upper Cape
Cod Regional
Technical
School.

Resolutions (filed by Ms. Fiola of Fall River) recognizing the week of October 23-31, 2019 as National Red Ribbon Week; and

Red Ribbon
Week.

Resolutions (filed by Mr. Galvin of Canton) congratulating Francis A. Hegarty on the occasion of his retirement from Norfolk County;

Francis
Hegarty.

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. 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.

Papers from the Senate.

The House Bill amending the charter of the town of Yarmouth (House, No. 3680), came from the Senate passed to be engrossed, in concurrence, with an amendment striking out section 1 and inserting in place thereof the following section:

Yarmouth,—
charter.

“SECTION 1. Chapter 2 of the charter of the town of Yarmouth, which is on file in the office of the archivist of the commonwealth, as provided in section 12 of chapter 43B of the General Laws, is hereby amended by striking out section 2-7 and inserting in place thereof the following section:-

Section 2-7 – Initiative Petition.

As provided by section 10 of chapter 39 of the General Laws, the voters of the town, by written petition to the board of selectmen, may:

(i) if 10 voters sign the petition, secure the inclusion of an article in the warrant for the annual town meeting; provided, however, that the petition shall be submitted

in accordance with the by-law governing town meeting warrants;

(ii) if 100 voters sign the petition, secure the inclusion of an article for the warrant of any special town meeting; provided, however, that the petition shall be submitted in accordance with the by-law governing town meeting warrants; or

(iii) if 200 voters sign the petition, require the calling of a special town meeting.”.

The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Bills

Designating a certain building in the city of Fall River as the Captain Thomas Hudner Jr. [sic] memorial building (Senate, No. 2258) (on a petition); and

Fall River,—
building.

Authorizing the city of Lynn to issue an additional license for the sale of wines and malt beverages not to be drunk on the premises (Senate, No. 2354, amended in section 1, in line 3, by striking out the word “be”, the second time it appears, and inserting in place thereof the following: “Lucille Wine LLC,”) (on Senate bill No. 2286) [Local Approval Received];

Lynn,—
liquor
license.

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 the committee on Environment, Natural Resources and Agriculture, asking to be discharged from further consideration

Of the petition (accompanied by bill, Senate, No. 492) of Edward J. Kennedy, Mary S. Keefe, Brian W. Murray, Michael O. Moore and other members of the General Court for legislation to decrease food waste by standardizing the date labeling of food, and recommending that the same be referred to the committee on Public Health; and

Food,—
date labels.

Of the petition (accompanied by bill, Senate, No. 2341) of Diana DiZoglio for legislation to update the Massachusetts rideshare program, and recommending that the same be referred to the committee on Transportation.

Rideshare
program.

Severally accepted by the Senate, were considered forthwith, under Rule 42; and they were accepted, in concurrence.

A petition of John F. Keenan and Mark J. Cusack for legislation to establish a sick leave bank Tiffany Myers, an employee of the Massachusetts Department of Correction, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service.

Tiffany
Myers,—
sick leave.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2371) was referred, in concurrence, to the committee on Public Service.

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 Daniel Cahill for legislation to further regulate the prevention of cruelty to farm animals. Under suspension of the rules, on motion of Ms. Gifford of Wareham, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Environment, Natural Resources and Agriculture. Sent to the Senate for concurrence.

Farm
Animals
and cage
free standards.

Mr. Galvin of Canton, for the committee on Rules, reported (under the provisions of House Rules 7B and 7C) an Order relative to special procedures for consideration of the House Bill making appropriations for fiscal year 2019 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4127) [for order, see House, No. 4128]. The order was adopted.

Supplemental appropriations,—
procedures.

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

Senate bills

Validating the results of the annual town election held in the town of Heath on May 10, 2019 (printed in Senate, No. 2234); and

Heath,—
elections.

Further regulating the membership on the Ware River Watershed Advisory Committee (Senate, No. 2253); and

Ware River
watershed.

House bills

Establishing a sick leave bank for Christopher Trigilio, an employee of the Trial Court (House, No. 4109);

Christopher
Trigilio.

Authorizing the city of Salem to convert a license for the sale of wine and malt beverages to be drunk on the premises to a license for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4117) [Local Approval Received]; and

Salem,—
liquor
license.

Authorizing the town of Holliston to convert a license for the sale of wine and malt beverages not to be drunk on the premises to a license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 4118) [Local Approval Received];

Holliston,—
liquor
license.

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

Mr. Michlewitz of Boston, for the committee on Ways and Means, on House, No. 4067, 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. 4127) [Total appropriation: \$714,919,278.00]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Supplemental
appropriations.

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.

By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, that the Bill relative to the conservation of striped bass (House, No. 876, changed), ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

Striped
bass,—
conservation.

By Mr. Brodeur of Melrose, for the committee on Labor and Workforce Development, on a petition, a Bill relative to physician assistant non-competes (House, No. 1686).

Physician
assistants,—
non-competes.

By the same member, for the same committee, on House, No. 1616, a Bill relative to transparency in employee benefits reporting in private construction

Construction,—
employee

(House, No. 4126).

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

benefits.

By Mr. Brodeur of Melrose, for the committee on Labor and Workforce Development, on a petition, a Resolve establishing a special commission to improve utilization of skilled immigrants in the Commonwealth (House, No. 1608). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Licensure,—
immigrants.

By Mr. Brodeur of Melrose, for the committee on Labor and Workforce Development, on a petition, a Bill relative to the creative economy (House, No. 1652).

Creative
economy.

By the same member, for the same committee, on a petition, a Bill relative to use by caregivers of earned time for school closings (House, No. 3775).

Caregivers,—
sick time.

By the same member, for the same committee, on House, No. 1614, a Bill relative to workplace safety (House, No. 4125).

Workplace
safety.

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

By Mr. Lawn of Watertown, for the committee on Election Laws, on a message from His Excellency the Governor, a Bill validating certain proceedings of the town of Sharon (printed in House, No. 3826)

Sharon,—
town
meeting.

By Mr. Brodeur of Melrose, for the committee on Labor and Workforce Development, on a petition, a Bill relative to job creation through employee ownership (House, No. 1661).

Employee
ownership.

By Mr. Parisella of Beverly, for the committee on Public Service, on a joint petition, a Bill establishing a sick leave bank for Kathleen Stone-Harrington, an employee of the Department of Children and Families (House, No. 4106).

Kathleen Stone-
Harrington,—
sick leave.

By the same member, for the same committee, on a joint petition, a Bill establishing a sick leave bank for Erica Moore, an employee of the Department of Developmental Services (House, No. 4111).

Erica
Moore,—
sick leave.

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

Orders of the Day.

The House Bill relative to the capital expenditures committee of the town of Lexington (House, No. 4035), 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.

Third
reading
bill.

The House Bill establishing a sick leave bank for Jacqueline Dayton, an employee of the Office of the Chief Medical Examiner (House, No. 4093), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Jacqueline
Dayton,—
sick leave.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by inserting before the enacting clause the following

emergency preamble:

“*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a sick leave bank for a certain employee of the office of the chief medical examiner, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”.

The amendment was adopted; and the bill (House, No. 4093, amended) was passed to be engrossed. Sent to the Senate for concurrence.

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.

At sixteen minutes after eleven o'clock A.M., on motion of Ms. Gifford of Wareham (Ms. Barber of Somerville being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M.