
The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, OCTOBER 15, 2020.

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JOURNAL OF THE HOUSE.

Thursday, October 15, 2020.

Met prior to the hour of adjournment, at two minutes before 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 Prayer.

At the request of Messrs. Biele of Boston and Muradian of Grafton, the members and employees stood in a moment of silent tribute in respect to the memory of Allan R. Petrie. A veteran of the Korean War. Mr. Petrie honorably served his country with the United States Air Force and served as Commander of the Paul J. Saunders American Legion Post #383 in South Boston. He was the beloved husband of the late Christine A. (Griboaud) Petrie, loving brother of Anita Griffin, Robert Petrie and the late Richard Petrie, and devoted father of Steven Petrie, Christine Mullen, Paul Petrie, the late Robert Petrie and Gail Petrie. He is survived by 9 grandchildren, 5 great-grandchildren, many loving nieces, nephews, relatives and friends.

Allan R.
Petrie.

Resolutions.

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

Resolutions (filed by Ms. Garlick of Needham) congratulating Richard "Rick" P. Merson on the occasion of his retirement from the Department of Public Works in the town of Needham;

Richard
Merson.

Resolutions (filed by Mr. Howitt of Seekonk) congratulating Fire Chief Michael P. Healy on the occasion of his retirement from the Seekonk Fire Department; and

Michael
Healy.

Resolutions (filed by Mr. McMurtry of Dedham) recognizing October as Filipino American History Month;

Filipino
American
History
Month.

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. Biele of Boston, 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 Miss Gregoire of Marlborough, a petition (accompanied by bill, House, No. 5047) of Danielle W. Gregoire, Carmine Lawrence Gentile and James B. Eldridge (with the approval of the mayor and city council) for legislation to further regulate the granting of additional licenses for the sale of alcoholic beverages not to be drunk on the premises in the city of Marlborough. To the committee on Consumer Protection and Professional Licensure.

Marlborough,—
liquor license.

By Mr. Wong of Saugus, a petition (accompanied by bill, House, No. 5048) of Donald H. Wong (by vote of the town) that the town of Wakefield be authorized to employ retired police officers as special police officers in said town. To the committee on Public Service.

Wakefield,—
special police
officers.

By the same member, a petition (accompanied by bill, House, No. 5049) of Donald H. Wong (by vote of the town) that the town of Saugus be authorized to designate a check-off box on its tax bills for the Saugus Emergency Relief Fund. To the committee on Revenue.

Saugus,—
tax bills.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Representative Chan of Quincy and Senator Feeney, a joint petition (subject to Joint Rule 12) of Tackey Chan and Paul R. Feeney relative to licensees for the sale of beverages to be drunk on premises during the COVID-19 emergency.

COVID-19,—
liquor
licenses.

By Mr. D’Emilia of Bridgewater, a petition (subject to Joint Rules 12 and 7A) of Angelo L. D’Emilia that the Bristol County Retirement Board be authorized to grant creditable service to Christopher J. Gallagher.

Christopher
Gallagher,—
retirement.

By Mr. Zlotnik of Gardner, a petition (subject to Joint Rule 12) of Jonathan D. Zlotnik that the commissioner of Capital Asset Management and Maintenance be authorized to lease a certain parcel of land on the Mount Wachusett Community College campus in the city of Gardner to Heywood Healthcare Inc.

Gardner,—
land.

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

Papers from the Senate.

Petitions severally were referred, in concurrence, under suspension of Joint Rule 12, as follows:

Petition (accompanied by bill, Senate, No. 2921) of Ryan C. Fattman for legislation relative to illegal drug and firearm trafficking. To the committee on the Judiciary.

Trafficking.

Petition (accompanied by bill, Senate, No. 2922) of Joanne M. Comerford for legislation relative to accelerating improvements to the local and regional public health system to address disparities in the delivery of public health services. To the committee on Public Health.

Public health
services.

Petition (accompanied by bill, Senate, No. 2923) of Rebecca L. Rausch for legislation to establish a sick leave bank for Marshall Bickford, an employee of the department of unemployment assistance. To the committee on Public Service.

Marshall
Bickford,—
sick leave.

Petition (accompanied by bill, Senate, No. 2924) of James B. Eldridge and Nika C. Elugardo for legislation relative to the imposition of an excise tax to provide for climate change adaptation infrastructure and affordable housing investments in the Commonwealth. To the committee on Revenue.

Housing,—
excise.

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 Antonio F. D. Cabral, William M. Straus and others relative to polling place security and integrity. To the committee on Election Laws.

Election security.

Petition (accompanied by bill) of Marc T. Lombardo for legislation to establish a sick leave bank for Brian Thompson, an employee of Department of Correction. To the committee on Public Service.

Brian Thompson,—
sick leave.

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

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:

Exempting certain positions of the police department of the town of Webster from the civil service law (House, No. 4955) [Local Approval Received];

Webster,—
civil service.

Relative to the authority of the town manager in the town of Upton (House, No. 4986) [Local Approval Received]; and

Upton,—
town manager.

Creating in the town of Upton the office of appointed treasurer/collector (House, No. 4987) [Local Approval Received];

Upton,—
treasurer/
collector.

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

Reports of the committee on Steering Policy and Scheduling, under the provisions of the last sentence of Rule 7A, that the following House bills be scheduled for consideration by the House:

Authorizing the city of Cambridge to allow for a personal property tax exemption of \$20,000 or less (House, No. 4773) [Local Approval Received];

Cambridge,—
taxes.

Removing certain positions from Massachusetts civil service law (House, No. 4864) [Local Approval Received]; and

Framingham,—
civil service.

Changing the board of selectmen of the town of Ashfield to a select board (House, No. 4948) [Local Approval Received];

Ashfield,—
charter.

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

By Ms. Cronin of Easton, for the committee on the Judiciary, on House, Nos. 1565, 4249, 4599 and 4658, an Order relative to authorizing the committee on the Judiciary to make an investigation and study of certain House documents concerning judiciary matters (House, No. 5037).

Judiciary matters,—
study.

By Mr. Mahoney of Worcester, for the committee on Public Health, on House, Nos. 1839, 1840, 1866, 1867, 1869, 1878, 1887, 1945, 1961, 1964, 1980, 3496, 3999 and 4322, an Order relative to authorizing the committee on Public Health to make

Public health matters,—
study.

an investigation and study of certain House documents concerning public health matters (House, No. 5038).

By Mr. Parisella of Beverly, for the committee on Public Service, on Senate No. 2267 and House, Nos. 35, 2163, 2251, 4542, 4568 and 4631, an Order relative to authorizing the committee on Public Service to make an investigation and study of certain Senate and House documents concerning public service matters (House, No. 5039) [Senator Gobi and Representatives Blais of Sunderland and DeCoste of Norwell dissenting].

Public
service
matters,—
study.

By Mr. Cusack of Braintree, for the committee on Revenue, on Senate Nos. 10, 1631, 1635, 1647, 1649, 1651, 1657, 1682, 1689, 1690, 1713, 1720, 1724, 1727, 1729, 1731, 1749, 1775, 1782, 2586 and 2605 and House, Nos. 2391, 2412, 2429, 2432, 2446, 2450, 2455, 2457, 2458, 2483, 2494, 2497, 2507, 2519, 2529, 2530, 2552, 2553, 2554, 2555, 2556, 2599, 2603, 2607, 2609, 2610, 2636, 2660, 3617, 3618, 3731, 3732, 3787, 3788, 3888 and 4201, an Order relative to authorizing the committee on Revenue to make an investigation and study of certain Senate and House documents concerning property taxes (House, No. 5040).

Property
taxes,—
study.

Severally 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, in each instance, asking to be discharged from further consideration of the orders; 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. Parisella of Beverly, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for William Manning, an employee of the Department of corrections [sic] (House, No. 5044).

William
Manning,—
sick leave.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a joint petition, a Bill designating a certain bridge in the town of Rehoboth, Massachusetts as the 1st Lt. Craig H. Waterman Memorial Bridge (House, No. 5021).

Rehoboth,—
Waterman
bridge.

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

Emergency Measure.

The engrossed Bill designating a certain bridge in the town of Sandwich as the Commander Francis T. Williams and Sandwich Veterans Memorial Bridge (see House, No. 4360, 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.

Sandwich,—
Williams
veterans
bridge.

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 5 to 0. Sent to the Senate for concurrence.

Engrossed Bill.

The engrossed Bill establishing a sick leave bank for William Marzilli, an employee of the Military Division of the Executive Branch of the Commonwealth (see Senate, No. 2742, amended) (which originated in the Senate), in respect to which

Bill
enacted.

the Senate had concurred in adoption of the emergency preamble, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Rule 24(3) Suspended.

Mr. Connolly of Cambridge moved suspension of Rule 24(3), in order that he might offer, from the floor, a petition (filed by him) (subject to Joint Rule 12) of Mike Connolly relative to providing for an extension of the COVID-19 eviction and foreclosure moratorium.

COVID-19,—
eviction and
foreclosure
moratorium.

Pending the question on suspension of Rule 24(3), at one minute after eleven o'clock A.M., on motion of Mrs. Gifford of Wareham (Mr. Donato of Medford being in the Chair), the House recessed, subject to the call of the Chair; and at twelve minutes before twelve o'clock noon, the House was called to order with Mr. Donato in the Chair.

Recess.

There being no objection, Rule 24(3) then was suspended.

Joint Rule 12 then also was suspended; and the petition (accompanied by bill) was referred to the committee on Housing. Sent to the Senate for concurrence.

Orders of the Day.

The Senate amendment of the House Bill authorizing the town of Littleton to use certain land for construction of a water treatment facility without Article 97 restrictions on such use (House, No. 4866), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

Littleton,—
water treatment
facility.

The Senate Bill establishing a sick leave bank for Sharon L. Kelley, an employee of the Trial Court of the Commonwealth (Senate, No. 2867, amended), having been reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time; and it was passed to engrossed, in concurrence.

Third
reading
bill.

The House Bill amending certain liquor licenses in the town of Winchester (House, No. 3991), having been reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time; and it was passed to engrossed. Sent to the Senate for concurrence.

Id.

Quorum.

Mr. Connolly of Cambridge thereupon asked for a count of the House to ascertain if a quorum was present. The Chair (Mr. Donato of Medford), having determined that a quorum was not in attendance, at four minutes after twelve o'clock noon, under House Rule 82, declared an adjournment of the House, until Monday next at eleven o'clock A.M., in an Informal Session

Quorum.