
The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, OCTOBER 21, 2019.

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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.

Resolutions.

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

Resolutions (filed by Representatives DeLeo of Winthrop and Vincent of Revere) commending Robert S. Repucci for forty-one years of dedicated and committed service to Community Action Programs Inter-City, Inc.;

Robert
Repucci.

Resolutions (filed by Mrs. Poirier of North Attleborough) congratulating Trevor J. Tormey on receiving the Eagle Scout Award of the Boy Scouts of America; and

Trevor
Tormey.

Resolutions (filed by Mrs. Campbell of Methuen) commending Home Base for its contributions to the veterans of the Commonwealth;

Home
Base.

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. McGonagle of Everett, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petitions.

Representative Vincent of Revere and Senator Boncore presented a joint petition (accompanied by bill, House, No. 4138) of RoseLee Vincent and Joseph A. Boncore (with the approval of the mayor and city council) relative to duck hunting in the city of Revere; and the same was referred to the committee on the Judiciary. Sent to the Senate for concurrence.

Revere,—
duck
hunting.

Mr. Biele of Boston presented a petition (subject to Joint Rule 12) of David Biele and others for legislation to establish a tax credit program for live theater; and the same was referred, under Rule 24, to the committee on Rules.

Theater
tax credit.

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 Mr. Kafka of Stoughton, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Revenue. Sent to the Senate for concurrence.

Representative Rogers of Norwood and Senator Rush presented a joint petition (subject to Joint Rule 12) of John H. Rogers, Michael F. Rush and Paul McMurtry for legislation to establish a sick leave bank for Patricia Foley, an employee of the Massachusetts Department of Transportation; and the same was referred, under Rule 24, to the committee on Rules.

Patricia
Foley,—
sick leave.

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 Mr. Kafka of Stoughton, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service. Sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Ashe of Longmeadow, a petition (subject to Joint Rule 12) of Brian M. Ashe and others relative to the income tax deduction for medical, dental and other expenses.

Medical, etc.
expenses,—
deduction.

By Mr. Dooley of Norfolk, a petition (subject to Joint Rule 12) of Shawn Dooley for legislation to establish an opioid advisory council (including members of the General Court) and an opioid prevention fund to be credited with funds from settlements.

Opioid
prevention,—
funding.

By Ms. Meschino of Hull, a petition (subject to Joint Rule 12) of Joan Meschino and others for legislation to allow certain 17 year-old pre-registered voters to vote in primary elections.

Voting,—
seventeen
year olds.

By Mr. Ryan of Boston, a petition (subject to Joint Rule 12) of Daniel J. Ryan, RoseLee Vincent and Sal N. DiDomenico that the commissioner of Capital Asset Management and Maintenance be authorized to convey certain parcels of land to the city of Chelsea for conservation and passive recreational purposes.

Chelsea,—
land.

By Mr. Ultrino of Malden, a petition (subject to Joint Rule 12) of Steven Ultrino and others relative to reimbursements to cities and towns for early voting costs.

Early voting,—
reimbursements.

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

Papers from the Senate.

The House Bill relative to children's health and wellness (House, No. 4012, amended), 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 2377. The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Children,—
health.

A Bill to protect persons with intellectual or developmental disability from abuse (Senate, No. 2367, amended in section 2, in line 38, by inserting after the figures: "10" the word "business") (on Senate bill No. 2343), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Disabilities,—
abuse.

A petition (accompanied by bill, Senate, No. 2374) of John F. Keenan (by vote of the town) for legislation to provide for the exchange of certain park land in the town of Rockland, was referred, in concurrence, to the committee on Municipalities

Rockland,—
land.

and Regional Government.

A petition of Michael D. Brady and Michelle M. DuBois for legislation relative to motorcycle helmets, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Transportation.

Motorcycles,—
helmets.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2380) was referred, in concurrence, to the committee on Transportation.

A communication from the Human Resources Division of the Executive Office for Administration and Finance (under the provisions of section 61A of Chapter 31 and section 5(3)(e) of Chapter 32 of the General Laws) submitting revisions to regulations for initial medical and physical fitness standards tests of municipal public safety personnel (Senate, No. 2379), was referred, in concurrence to the committee on Public Service.

Public safety
personnel,—
fitness
standards.

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 Linda Dean Campbell for legislation to establish a sick leave bank for Daniel Kiley, an employee of the Department of Mental Health. To the committee on Public Service.

Daniel
Kiley,—
sick leave.

Petition (accompanied by bill) of John Barrett, III and others relative to municipal access to utility poles located in municipal rights-of-way. To the committee on Telecommunications, Utilities and Energy.

Utility
poles.

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

Mr. Galvin of Canton, for the committee on Rules, reported (under the provisions of House Rules 7B and 7C) an Order relative to educational opportunity for students (Senate, No. 2365) [for order, see House, No. 4135]. The order was adopted.

Public
schools,—
funding.

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

The Senate Bill designating a certain building in the city of Fall River as the Captain Thomas Hudner Jr. memorial building (Senate, No. 2258); and

Fall River,—
building.

House bills

Validating certain proceedings of the town of Sharon (printed in House, No. 3826);

Sharon,—
town meeting.

Authorizing the Salem scholarship and education committee to provide scholarships from funds set aside for educational purposes (House, No. 4041) [Local Approval Received];

Salem,—
scholarships.

Relative to sewer regulations in the town of Auburn (House, No. 4047) [Local Approval Received];

Auburn,—
sewer.

Funding the town of Hanover's other post employment [sic] benefits liability trust fund (House, No. 4061) [Local Approval Received];

Hanover,—
benefits.

Abolishing the sewer commission of the town of Royalston (House, No. 4068) [Local Approval Received];

Royalston,—
sewer.

Granting the city of Medford the authority to require the adoption of institutional master plans subject to the review and approval by the municipality (House, No. 4079) [Local Approval Received];

Medford,—
master
plans.

Amending the charter of the town of Dedham (House, No. 4080) [Local Approval Received]; and

Dedham,—
charter.

Authorizing the Norfolk County Treasurer to borrow funds for repairs to the Norfolk County Agricultural School (House, No. 4090);

Norfolk County
Agricultural
School.

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

By Mr. Parisella of Beverly, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Susan St. Laurent, an employee of the Office of the Commissioner of Probation (House, No. 4110). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Susan
St. Laurent,—
sick leave.

A report of the committee on Steering, Policy and Scheduling, under the last sentence of Rule 7A, that the House Bill to protect Native American heritage (House, No. 2948), be scheduled for consideration by the House. Placed in the Orders of the Day for the next sitting for a second reading.

Native
objects.

Emergency Measure.

The engrossed Bill establishing a sick leave bank for Kaila McGonagle, an employee of the Executive Office of Health and Human Services (House, No. 4064), 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.

Kaila
McGonagle,—
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 5 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.

Engrossed bills

Further regulating recall elections in the town of Hanson (see House, No. 641, amended); and

Bills
enacted.

Further regulating the Lanesborough Village Fire and Water District (see House, No. 3863, amended); and

(Which severally 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.

Orders of the Day.

Senate bills

Authorizing the city of New Bedford to enter into a long-term lease for the operation of a performing arts center (Senate, No. 2279, amended);

Third reading bills.

Authorizing the disposition of certain conservation land in the town of Groton (Senate, No. 2303); and

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);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed, in concurrence.

House bills

Changing the name of the board of selectmen in the town of Lexington to the select board (House, No. 4062); and

Id.

Establishing a sick leave bank for Erica Moore, an employee of the Department of Developmental Services (House, No. 4111);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Recess.

At twelve minutes after eleven o'clock A.M., on motion of Ms. Gifford of Wareham (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at thirteen minutes before three o'clock P.M. the House was called to order with Mr. Kafka of Stoughton in the Chair.

Recess.

Reports of Committees.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Senate Bill relative to educational opportunity for students (Senate, No. 2365), ought to pass with an amendment by striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4137. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Public schools,—funding.

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. Michlewitz, the bill was read a second time forthwith. The amendment recommended by the committee on Ways and Means then was adopted; and the bill, as amended, was ordered to a third reading.

Order.

On motion of Mr. DeLeo of Winthrop,—

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

Next sitting.

At ten minutes before three o'clock P.M., on motion of Ms. Gifford of Wareham (Mr. Kafka of Stoughton being in the Chair), the House adjourned, to meet the following Wednesday at eleven o'clock A.M.