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**The Commonwealth of Massachusetts**

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**JOURNAL OF THE HOUSE.**



**MONDAY, OCTOBER 28, 2019.**

[112]

# JOURNAL OF THE HOUSE.

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Monday, October 28, 2019.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mrs. Haddad of Somerset 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 (Mrs. Haddad), the members, guests and employees joined with her in reciting the pledge of allegiance to the flag.

Pledge of  
allegiance.

## *Statement of Representative Dykema of Holliston.*

A statement of Ms. Dykema of Holliston was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present in the House Chamber during the evening of Wednesday, October 16, 2019 due to prior travel arrangements. If I had been present that evening, I would have voted in the negative on roll calls numbered 111 and 112; and I would have voted in the affirmative on roll calls numbered 113, 114 and 115. I also was unable to be present in the House Chamber on Wednesday, October 23, 2019 due to previously-scheduled international travel. If I had been present for that House session, I would have voted in the affirmative on roll calls numbered 116, 120 and 121. I would have voted in the negative on roll call number 118. My missing of roll calls taken during the evening of October 16th and during the session of October 23rd was due entirely to the reason stated.

Statement of  
Ms. Dykema  
of Holliston.

## *Change in Address of a Member.*

Notice was received that the home town of record for Representative Josh S. Cutler, formerly of Duxbury, has been changed (effective for General Court records as of October 28, 2019) to the town of Pembroke.

Representative  
Cutler of  
Pembroke.

## *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 Lieutenant Stephen Timothy Driscoll [sic] Sr. on the occasion of his retirement;

Stephen  
Driscoll.

Resolutions (filed by Ms. Hogan of Stow) congratulating Stephen P. Geldart on his retirement as fire chief of the town of Hudson;

Stephen  
Geldart.

Resolutions (filed by Mr. Muradian of Grafton and other members of the House) congratulating the Blackstone River Watershed Association on the fiftieth anniversary of its establishment; and

Blackstone  
River  
Watershed.

Resolutions (filed by Mr. Naughton of Clinton) commemorating the one hundredth anniversary of Vincent F. Picard American Legion Post 234;

American  
Legion  
Post 234.

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

*Communications.*

Communications

From the Massachusetts Gaming Commission (see Section 60 of Chapter 23K of the General Laws) submitting its recommendations on the distribution of the Race Horse Development Fund between thoroughbred and standardbred racing facilities to support the thoroughbred and standardbred industries;

Race Horse Development Fund.

From the Massachusetts Life Insurance Community Investment Initiative, LLC (see Section 2(e) of Chapter 259 of the Acts of 1998) for the calendar year 2018; and

Life insurance investment.

From the Medication-Assisted Treatment (MAT) Commission (see Section 103 of Chapter 208 of the Acts of 2018) submitting a report relative to its findings and recommendations regarding the use of medication-assisted treatment for opioid use disorder in the Commonwealth, methadone, buprenorphine and injectable long-acting naltrexone;

Medication-Assisted Treatment Commission.

Severally were placed on file.

*Annual Reports.*

Annual Reports

Of the Berkshire Regional Transit Authority (under Section 8(g) of Chapter 161B of the General Laws) submitting financial statements, supplementary information, and a schedule of expenditures of federal awards and OMB uniform guidance auditors' reports for the fiscal year 2019;

Berkshire Regional transit.

Of the Cape Ann Transportation Authority (under Section 8(g) of Chapter 161B of the General Laws) submitting financial statements, supplementary information, and a schedule of expenditures of federal awards and OMB uniform guidance auditors' reports for the fiscal year 2019;

Cape Ann transportation.

Of the Franklin Regional Transit Authority (under Section 8(g) of Chapter 161B of the General Laws) submitting financial statements, supplementary information, and a schedule of expenditures of federal awards and OMB uniform guidance auditors' reports for the fiscal year 2019;

Franklin Regional transit.

Of the Group Insurance Commission (under Section 21 of Chapter 32A of the General Laws) relative to the vendor quality improvement initiative of said commission for the fiscal year 2019; and

GIC,— vendor quality.

Of the Southeastern Regional Transit Authority (under Section 8(g) of Chapter 161B of the General Laws) submitting financial statements, supplementary information, and a schedule of expenditures of federal awards and OMB uniform guidance auditors' reports for the fiscal year 2019;

Southeastern Regional transit.

Severally were placed on file.

*Petitions.*

Mr. Ryan of Boston presented a petition (accompanied by bill, House, No.

Chelsea,—

4155) of Daniel J. Ryan, RoseLee Vincent and Sal N. DiDomenico (with the approval of the city council) relative to the disposition of property taken for non-payment of property taxes in the city of Chelsea; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

property.

Petitions severally were presented and referred as follows:

By Ms. Balsler of Newton (by request), a petition (subject to Joint Rule 12) of James P. Ryan relative to requiring notification of fraud by the Division of Professional Licensure and boards of registration.

Licensure,—  
fraud  
notification.

By Mr. Biele of Boston, a petition (subject to Joint Rule 12) of David Biele relative to the expansion of the Boston Convention and Exhibition Center.

BCEC.

By Representative Cabral of New Bedford and Senator Montigny, a joint petition (subject to Joint Rule 12) of Antonio F. D. Cabral and Mark C. Montigny for legislation to establish a sick leave bank for Jay D. Perry, an employee of the Massachusetts Department of Transportation.

Jay Perry,—  
sick leave.

By Mr. Cassidy of Brockton, a petition (subject to Joint Rule 12) of Gerard J. Cassidy for legislation to establish a sick leave bank for Karlene Derozier, an employee of the Department of Public Health.

Karlene  
Derozier,—  
sick leave.

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 with the endorsement that said branch had insisted on its amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2377) (in which the House had non-concurred).

Children,—  
health.

The bill bore the further endorsement that said branch had concurred with the House in the appointment of a committee of conference on the disagreeing votes of the two branches; and that Senators Friedman, Cyr and Tarr had been joined as the committee on the part of the Senate.

Conference  
committee.

A Bill making appropriations for the fiscal year 2019 to provide for supplementing certain existing appropriations and for certain other activities and projects (Senate, No. 2386) (on Senate bill No. 2378), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Supplemental  
appropriations.

#### **Bills**

Establishing a sick leave bank for Wilfredo Bosque-Rosa, an employee of the Department of Correction (Senate No. 2356, amended in line 2 by striking out the words "children and families" and inserting in place thereof the word "correction"; and by inserting before the enacting clause the following emergency preamble:

Wilfredo  
Bosque-Rosa,—  
sick leave.

"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 department of correction, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.") (on a petition); and

Authorizing the appointment of special police officers in the town of West

West  
Bridgewater,—

Bridgewater (Senate, No. 2361, amended in section 3, in line 14, by inserting after the word “suspension” the following: “by the police chief at any time. Within 5 days of any removal or suspension”) (on Senate, No. 2293) [Local Approval Received];

special police.

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.

The following notices were received from the Clerk of the Senate, to wit:—

October 28, 2019.

Honorable Steven T. James  
*Clerk of the House of Representatives*  
Room 145 State House  
Boston, MA 02133

Dear Mr. Clerk:

I have the honor to inform you that the Honorable Karen E. Spilka, President of the Senate made the following appointments:

Senator Julian Cyr (pursuant to Section 89 of Chapter 41 of the Acts of 2019) to the special Restaurant Promotion Commission;

Restaurant promotion.

Senator John F. Keenan (pursuant to Section 21 of Chapter 157 of the Acts of 2018) to the special commission to study and provide recommendations regarding the vaping industry; and

Vaping industry.

Mr. Ben Foreman (pursuant to Section 101 of Chapter 41 of the Acts of 2019) to the special commission to conduct a comprehensive study to evaluate and make recommendations regarding the appropriate level of funding for the Department of Correction and each sheriff’s department.

Corrections,—  
funding.

Respectfully,  
MICHAEL D. HURLEY  
*Clerk of the Senate.*

October 28, 2019.

Honorable Steven T. James  
*Clerk of the House of Representatives*  
Room 145 State House  
Boston, MA 02133

Dear Mr. Clerk:

I have the honor to inform you that the Honorable Bruce E. Tarr, Minority Leader, has made the following appointments:

Senator Viriato M. deMacedo to serve as his appointee (pursuant to Section 136 of Chapter 47 of the Acts of 2017, as amended by Section 44 of Chapter 5 of the Acts of 2019) to the special commission to study the feasibility of establishing a Cape Verdean cultural center in the city of Boston;

Cape Verdean cultural center.

James B. Riter, Chief of the Boxboro Police Department (pursuant to Section 21 of Chapter 157 of the Acts of 2018) to the special commission to examine the

Vaping industry.

use of vapes, juuls and other e-cigarettes; and

Dr. Noemi Custodia, Ph.d., Vice President of Lawrence Campus & Community Relations at Northern Essex Community College (pursuant to Section 102 of Chapter 41 of the Acts of 2019) to the special commission to study and make recommendations regarding the licensing of foreign-trained medical professionals.

Foreign-trained  
medical  
professionals.

Respectfully,  
MICHAEL D. HURLEY  
*Clerk of the Senate.*

*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 Rules 12 and 9 be suspended on the joint petition of Dylan A. Fernandes and Julian Cyr (by vote of the town) relative to the water supply in the town of Nantucket. Under suspension of the rules, on motion of Mr. Kafka of Stoughton, the report was considered forthwith. Joint Rules 12 and 9 then were suspended; and the petition (accompanied by bill) was referred to the committee on Environment, Natural Resources and Agriculture. Sent to the Senate for concurrence.

Nantucket,—  
water supply.

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 Hannah Kane and others relative to unlicensed marijuana operators. To the committee on Cannabis Policy.

Marijuana,—  
licensing.

Petition (accompanied by bill) of Joan Meschino and others for legislation to allow certain 17 year-old pre-registered voters to vote in primary elections. To the committee on Election Laws.

Voting,—  
seventeen  
year olds.

Petition (accompanied by bill) of Natalie M. Higgins and others relative to preventing suicide. To the committee the Judiciary.

Suicide  
prevention.

Petition (accompanied by bill) of Stephan Hay and others for the issuance of an annual proclamation by the Governor to designate the fourth of February as Rosa Parks day. To the committee on State Administration and Regulatory Oversight.

Rosa  
Parks  
day.

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.

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 further regulating the procedure for municipal acceptance of subdivision roads in the town of Hingham (Senate, No. 2242) [Local Approval Received]; and

Hingham,—  
subdivision  
roads.

House bills

Relative to the funding of the other post-employment benefits liability trust fund in the town of Uxbridge (House, No. 4097) [Local Approval Received];

Uxbridge,—  
fund.

Establishing a sick leave bank for Melinda Trudell, an employee of the Executive Office of Health and Human Services (House, No. 4130);

Melinda  
Trudell.

Authorizing the town of Dedham to grant one additional license for the sale of beer and wine to be drunk on the premises (House, No. 4140) [Local Approval

Dedham,—  
liquor  
license.

Received];

Authorizing the retirement board of the city of Salem to retire Brian Benson, a police officer of the city of Salem (House, No. 4144) [Local Approval Received];

Salem,—  
Brian  
Benson.

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. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, that the Resolve establishing a Deborah Sampson memorial commission (House, No. 4129), ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

Deborah  
Sampson,—  
commission.

By Mr. Cabral of New Bedford, for the committee on Bonding, Capital Expenditures and State Assets, that the Bill financing the general governmental infrastructure of the Commonwealth (House, No. 4039), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4154) [Bond Issue: General Obligation Bonds: \$1,214,000,000.00]. Referred, under Rule 33, to the committee on Ways and Means, with the amendment pending.

Infrastructure,—  
bonding.

By Miss Gregoire of Marlborough, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill relative to medical services (House, No. 2754). Referred, under Joint Rule 1E, to the committee on Health Care Financing.

Medical  
services.

By Miss. Gregoire of Marlborough, for the committee on State Administration and Regulatory Oversight, on House, No. 6 and on a part of House, No. 3, a Bill improving government accountability (House, No. 6).

Government  
accountability.

By the same member, for the same committee, on House, No. 10 and on a part of House, No. 7, a Bill relative to Chapter 30B (House, No. 10).

Procurement.

By the same member, for the same committee, on House, Nos. 11 and 2714 and on a part of House, No. 7, a Bill revising Chapter 30B (House, No. 11).

Id.

By the same member, for the same committee, on a petition, a Bill relative to the health and safety on public construction projects (House, No. 2665).

Public  
construction.

By the same member, for the same committee, on a petition, a Bill relative to global positioning system technology and public employees (House, No. 2680).

Public  
employees.

By the same member, for the same committee, on a petition, a Bill reducing filing fees for single member LLCs (House, No. 2684).

Single member  
LLCs.

By the same member, for the same committee, on a petition, a Bill to provide for the public inspection of records made or received by special state police officers at educational institutions (House, No. 2689).

Public safety  
records,—  
inspections.

By the same member, for the same committee, on a petition, a Bill relative to the online posting of CMRs (House, No. 2729).

Regulations,—  
posting.

By the same member, for the same committee, on a petition, a Bill designating and transferring certain land in the town of Norfolk for conservation, open space, water supply protection, and recreation purposes (House, No. 3915).

Norfolk,—  
land.

By the same member, for the same committee, on a petition, a Bill providing for the abandonment of a certain sewer line easement in West Roxbury (House, No. 3951).

West  
Roxbury,—  
easement.

By the same member, for the same committee, on a petition, a Bill authorizing the commissioner of Capital Asset Management and Maintenance to grant certain easements to the town of Bourne (House, No. 4007, changed in section 4, in line 37,

Bourne,—  
land.

by striking out the figures: “34” and inserting in place thereof the figures: “32”).

By the same member, for the same committee, on Senate, No. 1878 and House, No. 2711, a Bill to ensure gender parity and racial and ethnic diversity on public boards and commissions (House, No. 4153).

Public boards,— membership.

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

By Mr. Murphy of Weymouth, for the committee on Financial Services, on House, No. 923, a Bill preserving the competitiveness of group auto and homeowners insurance plans (House, No. 4152).

Home and automobile insurance.

By Miss Gregoire of Marlborough, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill protecting information relating to the religious affiliation of an individual (House, No. 2704).

Religious affiliations.

By the same member, for the same committee, on a petition, a Resolve providing for the erection in the House Chamber of a memorial containing the text of the address which Reverend Doctor Martin Luther King Jr. delivered to a joint convention of the 2 branches of the General Court on April 22, 1965 [sic] (House, No. 2799).

Martin Luther King, Jr.— plaque.

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

#### *Orders of the Day.*

##### House bills

Authorizing the Massachusetts Water Resources Authority to supply water to the town of Ashland (House, No. 3852);

Third reading bills.

Establishing a charter for the town of Plainville (House, No. 4036);

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

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

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.

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The House Bill authorizing the town of Swansea to grant additional alcoholic beverage licenses (House, No. 4085), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Swansea,— liquor license.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moves to amend it in section 1, in lines 4 and 5, by striking out the following: “Swansea Mall Redevelopment Area, known as Business B District, as this area is defined by the town’s zoning map, existing as of July 29, 2019” and inserting in place thereof the following: “Business B District, as described in subsection (b)”.

The amendment was adopted; and the bill (House, No. 4085, amended) was passed to be engrossed. Sent to the Senate for concurrence.



*Recess.*

At eleven minutes after eleven o'clock A.M., on motion of Mr. Frost of Auburn (Mrs. Haddad of Somerset being in the Chair), the House recessed subject to the call of the Chair; and at two minutes before three o'clock P.M. the House was called to order with Mrs. Haddad in the Chair.

Recess.

*Paper from the Senate.*

The Senate Bill relative to educational opportunity for students (Senate, No. 2365), came from the Senate with the endorsement that said branch had non-concurred with the House in its amendment (striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4145).

Public schools,—  
funding.

The bill bore the further endorsement that the Senate had appointed a committee of conference on the disagreeing votes of the two branches; and that Senators Lewis, Rodrigues and O'Connor had been appointed to the committee on the part of the Senate.

Conference committee.

On motion of Ms. Peisch of Wellesley, the House insisted on its amendment; and concurred with the Senate in the appointment of a committee of conference. Representatives Peisch, Tucker of Salem and Ferguson of Holden were appointed the committee on the part of the House. Sent to the Senate to be noted.

Id.

*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.

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At three o'clock P.M., on motion of Mr. Frost of Auburn (Mrs. Haddad of Somerset being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.