
The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, DECEMBER 12, 2022.

[119]

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Monday, December 12, 2022.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Ryan of Boston 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. Ryan), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Valedictory Addresses.

During the session, the Speaker took the Chair, declared a recess, and there being no objection, introduced the following members, who were not returning for the 2023-2024 Legislative Session and a former member who had previously departed from the 2021-2022 Legislative Session, who then addressed the House regarding their departure from service in the House of Representatives: Representatives Belsito of Topsfield; Oliveira of Ludlow; Elugardo of Boston; Minicucci of North Andover; Gouveia of Acton; Whelan of Brewster; Tucker of Salem; Dooley of Norfolk; Malia of Boston; and Wagner of Chicopee; and former Representative Ehrlich of Marblehead.

Valedictory
Addresses.

Resolutions.

Resolutions (filed with the Clerk by Mr. Galvin of Canton) commending Sergeant Robert Deyeso for his outstanding military service during World War II, were referred, under Rule 85, to the committee on Rules.

Robert
Deyeso.

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

Order.

The following order (filed by Mr. Gordon of Bedford) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Public Service be granted until Friday, December 16, 2022, within which time to make its final report on current Senate document numbered 3137.

Public Service
committee,—
extension
of time for
reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 5419) ought to be adopted. Under suspension of the rules, on motion of Mr. O'Day of West Boylston, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Papers from the Senate.

The House Bill authorizing the Department of Environmental Protection to issue a waterways license to the Commercial Wharf East Condominium Association confirming and authorizing the Commercial Wharf East Condominium Association's uses and structures located on private tidelands (House, No. 5080) (its title having been changed by the Senate committee on Bills in the Third Reading), came from the Senate passed to be engrossed, in concurrence, with amendments striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 3148; and inserting before the enacting clause the following emergency preamble:

Commercial Wharf East Condominium Association.

"Whereas, the deferred operation of this act would tend to defeat its purpose, which is to authorize the department of environmental protection to issue a certain waterways license, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience."

The amendments were referred, under Rule 35, to the committee on Bills in the Third Reading. Said committee then reported that the amendments were correctly drawn; and they were adopted, in concurrence.

The House Bill establishing recall elections in the town of Otis (House, No. 826, 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 3149. The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Otis,—
recall elections.

Bills

Authorizing the increase of a tax exemption for eligible seniors in the town of Tewksbury (Senate, No. 3114) (on a petition) [Local Approval Received]; and

Tewksbury,—
seniors.

Authorizing the increase of a tax exemption for eligible veterans in the town of Tewksbury (Senate, No. 3115) (on a petition) [Local Approval Received];

Tewksbury,—
veterans.

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 Committees.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Bill regulating central service technicians (Senate, No. 2933), ought to pass with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 5420. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Service technicians.

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

Under suspension of Rule 7A, on motion of Mr. Tucker of Salem, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means then was adopted; and the bill (Senate, No. 2933, amended) was ordered to a third reading.

Subsequently, under suspension of the rules, on motion of Ms. Garlick of Needham, the bill (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 be engrossed. Sent to the Senate for concurrence in the amendment.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Bill relative to licensure simplification (House, No. 345), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 5421). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Licensure.

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

Under suspension of Rule 7A, on motion of Ms. Hogan of Stow, 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.

Subsequently under suspension of the rules, on motion of Ms. Garlick of Needham, the bill (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 be engrossed. Sent to the Senate for concurrence.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Bill to promote public safety and certainty related to child deaths (House, No. 2261), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 5422). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Children,—
deaths.

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

Under suspension of Rule 7A, on motion of Ms. Hogan of Stow, 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.

Subsequently under suspension of the rules, on motion of Ms. Garlick of Needham, the bill (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 be engrossed. Sent to the Senate for concurrence.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Bill further amending Chapter 86 of the Acts of 1994 (House, No. 5368) [Local Approval Received], ought to pass with an amendment substituting therefor a bill with the same title (House, No. 5423). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Northampton,—
land.

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

Under suspension of Rule 7A, on motion of Ms. Hogan of Stow, 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.

Subsequently under suspension of the rules, on motion of Ms. Garlick of Needham, the bill (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 be engrossed. Sent to the Senate for concurrence.

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

Senate bills

Authorizing the town of Brookline to establish a means-tested senior citizen property tax exemption (Senate, No. 2803) [Local Approval Received]; and

Brookline,—
tax exemption.

Expanding the powers of the town of Brookline to delegate licensing authority (Senate, No. 3146) [Local Approval Received]; and

Brookline,—
licensing.

House bills

Relative to the increase of certain maximum fines for motor vehicle parking violations in the town of Plymouth (House, No. 5380) [Local Approval Received];

Plymouth,—
parking fines.

Providing for alternate members of the conservation commission of the town of Lynnfield (House, No. 5400) [Local Approval Received]; and

Lynnfield,—
commission.

Establishing a sick leave bank for John Carlson, an employee of the Department of State Police (House, No. 5414);

John Carlson,—
sick leave.

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

By Mr. Chan of Quincy, for the committee on Consumer Protection and Professional Licensure, on a joint petition, a Bill concerning horse racing within the town of Plymouth (House, No. 5379) [Local Approval Received]. Read; and referred, under Rule 33, to the committee on Ways and Means.

Plymouth,—
horse
racing.

By Mr. Ryan of Boston, for the committee on Election Laws, on a petition, a Bill validating the annual town meeting for the town of Blandford (House, No. 5401) [Local Approval Received].

Blandford,—
town
meeting.

By the same member, for the same committee, on a joint petition a Bill validating the results of the annual town election held in the town of Lancaster (House, No. 5402) [Local Approval Received].

Lancaster,—
town election.

By Ms. Domb of Amherst, for the committee on Environment, Natural Resources and Agriculture, on a petition, a Bill relative to creating a plaque at the Cronin Rink in Revere in honor of Joseph DeSantis (House, No. 5406).

Revere,—
Joseph
DeSantis.

By Mr. Gordon of Bedford, for the committee on Public Service, on a petition, a Bill authorizing John R. Stowe, Jr. to purchase creditable service from the Barnstable County Retirement Board (House, No. 5397).

Barnstable
County,—
John Stowe.

By the same member, for the same committee, on a petition, a Bill authorizing Wayne A. Ellis to purchase creditable service from the Barnstable County Retirement Board (House, No. 5398).

Barnstable
County,—
Wayne Ellis.

By the same member, for the same committee, on a petition, a Bill authorizing the continued employment of Anthony Del Signore, the Assistant Fire Chief of the town of Reading (House, No. 5403) [Local Approval Received].

Reading,—
Anthony
Del Signore.

By the same member, for the same committee, on a joint petition, a Bill exempting the position of police chief in the town of Lancaster from the provisions of the civil service law (House, No. 5404) [Local Approval Received].

Lancaster,—
police chief.

By Mr. Cusack of Braintree, for the committee on Revenue, on a joint petition, a Bill authorizing the Westborough Board of Assessors to approve additional tax exemptions of qualifying senior residents (House, No. 5391) [Local Approval Received].

Westborough,—
senior tax
exemptions.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Reading to establish a means tested senior citizen property tax exemption (House, No. 5405) [Local Approval Received].

Reading,—
property tax.

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

Emergency Measure.

The engrossed Bill establishing a sick leave bank for Philip Cloutier, an employee of the Department of Mental Health (see Senate, No. 3134), 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.

Philip Cloutier,—
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 3 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 Senate) was passed to be enacted; and it was signed by the acting Speaker and Senate to the Senate.

Bill enacted.

Engrossed Bills.

Engrossed bills

Further regulating the department of public works in the town of Westborough (see House, No. 3918);

Bills enacted.

Authorizing the town of Hinsdale to continue the employment of police chief Susan Rathbun (see House, No. 5062, amended); and

Authorizing the city of Boston to grant 5 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 5251);

(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.

The Senate amendment of the House Bill amending the charter of the town of North Andover with respect to town meeting warrant posting (House, No. 3747), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

North Andover,—
warrant posting.

The Senate amendments of the House Bill amending the charter of the town of Eastham (House, No. 3794), reported by the committee on Bills in the Third Reading to be correctly drawn, were adopted, in concurrence.

Eastham,—
charter.

The Senate amendments of the House Bill designating a certain bridge in the town of Orleans as the Norman Wood Finch memorial bridge (House, No. 3969), reported by the committee on Bills in the Third Reading to be correctly drawn, were adopted, in concurrence.

Orleans,—
bridge.

Senate bills

Establishing a parks and recreation commission in the town of Templeton (Senate, No. 2574); and

Third reading bills.

Providing for a gender-neutral charter in the city of Somerville (Senate, No. 3129);

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

Modernizing time-share extension and termination procedures (House, No. 1830);

Id.

Authorizing the city of Salem to enact a condominium conversion ordinance for buildings containing 2 or more residential units (House, No. 4453) (its title having been changed by the committee on Bills in the Third Reading);

To establish certain employment contracts for the town of Milford (House, No. 4887); and

Amending the charter of the town of Walpole (House, No. 5140);

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.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next sitting.

At twenty-three minutes before three o'clock P.M., on motion of Mr. Frost of Auburn (Mr. Ryan of Boston being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.