

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, NOVEMBER 2, 2017.

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JOURNAL OF THE HOUSE.

Thursday, November 2, 2017.

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).

Prayer was offered by Father Rick Walsh of the Paulist Center of Boston, Chaplain of the House, as follows:

We pray as always for our House membership and the staff who serve our citizens.

Prayer.

God of Land and Sea, we give You thanks for the beauty of our Massachusetts coastal regions.

We are thankful too for the gifted persons who have long made their living from the sea.

This Sunday marks the anniversary of the 1732 birth of General John Glover. Born in Salem, his family moved to Marblehead when he was very young. He grew up on the sea to become a rum trader and eventually a ship merchant.

As a member of a local militia since 1759, Glover was a recognized leader early on.

The Marblehead militia or Glover's regiment (as it was known) was composed almost entirely of fishermen and was used by General George Washington as a naval regiment. Washington enlisted Glover's experience as a seaman to raid British supply vessels. His ship the Hannah was the first to be used for military service and as such is considered the first vessel of the United States Navy. Later in the war, it was Glover's regiment that helped enable Washington and his troops to cross the Delaware River on December 26, 1776.

We pray in a special way for Marblehead's elected member of the House, 8th Essex District Representative Lori Ehrlich and her staff.

May God continue to bless our Commonwealth.

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 Mr. Hill of Ipswich) congratulating Ascension Memorial Church on its one hundred fiftieth anniversary;

Ascension Church.

Resolutions (filed by Representatives Dooley of Norfolk and Garlick of Needham) congratulating Garrett Theodore Gipson on receiving the Eagle Award from the Boy Scouts of America;

Garrett Gipson.

Resolutions (filed by Representatives Dooley of Norfolk and Garlick of Needham) congratulating Tyler James Hatch on receiving the Eagle Award from the Boy Scouts of America;

Tyler Hatch.

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Resolutions (filed by Representatives Dooley of Norfolk and Garlick of Needham) congratulating Robert A. Raine on receiving the Eagle Award from the Boy Scouts of America;

Robert Raine.

Resolutions (filed by Representatives Dooley of Norfolk and Garlick of Needham) congratulating Stephen Daniel Williams on receiving the Eagle Award from the Boy Scouts of America; and

Stephen Williams.

Resolutions (filed by Messrs. Vieira of Falmouth and Fernandes of Falmouth) congratulating the Cape Cod & Islands Council, Inc., Boy Scouts of America on the seventy-fifth anniversary of the Sea Scout Ship 40, SSS Nobska;

Cape & Islands Boy Scouts,— SSS Nobska anniversary.

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

Communication.

A communication from the Office of the Comptroller stating that the filing of the fiscal year 2017 Statutory Basis Financial Report would be delayed pending passage of the supplemental appropriation bill, was placed on file.

Statutory Basis Financial Report.

Bi-Annual Report.

The bi-annual performance review (under Section 75(a) of Chapter 118E of the General Laws) of the Personal Care Attendant Quality Home Care Workforce Council, was placed on file.

Quality home care.

Paper from the Senate.

The following notice was received from the Clerk of the Senate, to wit:—

November 2, 2017

Honorable Robert A. DeLeo
Speaker of the House of Representatives
Room 356, State House
Boston, MA 02133

Dear Mr. Speaker:

I have the honor to inform you that Honorable Stanley C. Rosenberg, President of the Senate, has announced the appointments after ratification by the Majority Party Caucus:

Joint Committee on Children Families and Person with Disabilities

Senator Joan B. Lovely, Chair

Joint Committee on Consumer Protection and Professional Licensure

Senator Paul R. Feeney, member

Joint Committee on Mental Health, Substance Use and Recovery

Senator Cindy Friedman, Chair

Joint Committee on Public Service

Senator Paul R. Feeney, Chair

Committee appointments.

Joint Committee on Public Health

Senator Paul R. Feeney, member

Special Senate Committee on Addiction Prevention, Treatment and Recovery

Senator John F. Keenan, Chair.

Respectfully submitted,



WILLIAM F. WELCH,
Clerk of the Senate.

Reports of Committees.

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 Senate Bill relative criminal justice reform (Senate, No. 2200) ought to be adopted (for order, see House, No. 3996). The order was considered forthwith; and it was adopted.

Criminal
justice
reforms,—
procedures.

By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, that the Bill relative to criminal justice reform (Senate, No. 2200), ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

Criminal
justice
reforms.

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

Authorizing the town of Swampscott to grant additional licenses for the sale of alcoholic beverages to be drunk on the premises (House, No. 3931) [Local Approval Received];

Swampscott,—
liquor
licenses.

Authorizing the city of Salem to grant 1 additional liquor license for the sale of wine and malt beverages to be drunk on the premises (House, No. 3941) [Local Approval Received]; and

Salem,—
liquor
license.

Validating the actions taken at a certain town meeting in the town of Berlin (House, No. 3961, changed) [Local Approval Received];

Berlin,—
election.

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

By Mr. Kaufman of Lexington, for the committee on Revenue, on House, No. 2593, a Bill to promote economic development in the Commonwealth (House, No. 4002). Read; and referred, under Rule 33, to the committee on Ways and Means.

Economic
development.

By Mr. Pignatelli of Lenox, for the committee on Environment, Natural Resources and Agriculture, on a petition, a Bill for the regulation of Reservoir pond in the town of Canton (House, No. 3831) [Local Approval Received].

Canton,—
Reservoir
pond.

By the same member, for the same committee, on a joint petition, a Bill relative to creating a plaque at the Cronin Rink in Revere in honor of Roger Naples (House, No. 3964).

Revere,—
Naples
plaque.

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By Mr. Kaufman of Lexington, for the committee on Revenue, on House, No. 3342, a Bill relative to property tax deferrals for seniors (House, No. 4003).

Seniors,—
tax deferrals.

By the same member, for the same committee, on House No. 3693, a Bill relative to property tax exemptions for rental properties in the town of Lincoln deed restricted as affordable housing (House, No. 4004) [Local Approval Received].

Lincoln,—
affordable
housing.

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

Orders of the Day.

The Senate amendment of the House Bill establishing a sick leave bank for Erik Nordahl, an employee of the Massachusetts Rehabilitation Commission (House, No. 3943), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

Erik
Nordahl,—
sick leave.

The Senate amendment of the House Bill establishing a sick leave bank for Laura Sypien, an employee of the Department of Mental Health (House, No. 3949), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

Laura
Sypien,—
sick leave.

House Bills

Establishing a sick leave bank for Maria Jette, an employee of the Department of Mental Health (House, No. 3966); and

Third
reading
bills.

Relative to the Centerville-Osterville-Marstons Mills Fire District (House, No. 3997) (its title having been changed by the committee on Bills in the Third Reading);

Severally reported by said committee to be correctly drawn, were read a third time; and they were passed to be engrossed. Sent to the Senate for concurrence.

The House Bill establishing a municipal light commission in the city known as the town of Greenfield (House, No. 2705), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Greenfield,—
light
commission.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in line 7 by striking out the words “the municipal light plant of the city”.

The amendment was adopted; and the bill (House, No. 2705, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill relative to the other post employment benefits trust fund of the town of Wellesley (House, No. 3724), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Wellesley,—
trust fund.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by substitution of a bill with the same title (House, No. 4006), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

At twenty-seven minutes before twelve o'clock noon, on motion of Mr. Barrows of Mansfield (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at twenty-nine minutes before six o'clock P.M. the House was called to order with Mr. Donato in the Chair.

Recess.

Reports of Committees.

Mr. Sánchez of Boston, for the committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2194) of the House Bill making appropriations for the fiscal year 2017 to provide for final deficiencies and for certain other activities and projects (House, No. 3979), reported, in part, a Bill making appropriations for the fiscal year 2017 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4008) [Appropriation: \$129,346,223.00]. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Supplemental appropriations.

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

Under suspension of the rules, on motion of Mr. Sánchez of Boston, the report (having been approved by the House and Senate committees on Bills in the Third Reading) was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Emergency Measures.

The engrossed Bill establishing a sick leave bank for Erik Nordahl, an employee of the Massachusetts Rehabilitation Commission (see House, No. 3943, 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.

Erik Nordahl,—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.

The engrossed Bill establishing a sick leave bank for Laura Sypien, an employee of the Department of Mental Health (see House, No. 3949, 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.

Laura Sypien,—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.

Engrossed Bill.

The engrossed Bill exempting the position of police captain in the town of Hull

Bill enacted.

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from the civil service law (Senate, No. 2086) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Recess.

At twenty minutes before six o'clock P.M., on motion of Mr. D'Emilia of Bridgewater (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at five minutes before six o'clock P.M. the House was called to order with Mr. Donato in the Chair.

Recess.

Emergency Measure.

The engrossed Bill making appropriations for the fiscal year 2017 to provide for supplementing certain existing appropriations and for certain other activities and projects (see House, No. 4008) 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.

Supplemental appropriations.

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 2 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.

Order.

On motion of Mr. DeLeo of Winthrop,—

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

Next sitting.

At five minutes after six o'clock P.M., on motion of Mr. D'Emilia of Bridgewater (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.