

**The Commonwealth of Massachusetts**

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**JOURNAL OF THE HOUSE.**



**WEDNESDAY, NOVEMBER 8, 2017.**

[120]\*

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# JOURNAL OF THE HOUSE.

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Wednesday, November 8, 2017.

Met according to adjournment at ten o'clock A.M., 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.

### *Guests of the House.*

During the session, the Chair (Mr. Donato of Medford), declared a brief recess and introduced two visitors from Israel, Bar Gissin, Co-Chair of Young Meretz and Ido Stossel, former staffer in the Israeli Knesset (Parliament). They were the guests of Representatives Heroux of Attleboro, Khan of Newton and Provost of Somerville.

Bar Gissin  
and Ido Stossel  
of Israel.

During the session, the Chair (Mr. Donato) declared a brief recess and introduced, seated in the House Chamber, students, chaperones and teachers from Palmer High School. They were the guests of Mr. Smola of Warren.

Palmer  
High  
School.

### *Annual Report.*

The annual report of the Advisory Commission on Travel and Tourism (under Section 13H of Chapter 23A of the General Laws) containing budget recommendations and marketing strategies for promotion of travel and tourism to the Commonwealth, was placed on file.

Travel and  
Tourism.

### *Petition.*

Representative Donato of Medford and Senator Lewis presented a joint petition (accompanied by bill, House, No. 4016) of Paul J. Donato and Jason M. Lewis (with the approval of the mayor and city council) that the city of Malden be authorized to appoint special police officers in said city; and the same was referred to the committee on Public Service. Sent to the Senate for concurrence.

Malden,—  
special  
police.

### *Papers from the Senate.*

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

Petition (accompanied by bill, Senate, No. 2207) of Linda Dorcena Forry for legislation relative to life insurance. To the committee on Financial Services.

Life  
insurance.

Petition (accompanied by bill, Senate, No. 2208) of Patrick M. O'Connor for

Employees,—  
scheduling.

legislation relative to the scheduling of employees. To the committee on Labor and Workforce Development.

Petition (accompanied by bill, Senate, No. 2209) of Cindy F. Friedman for legislation relative to the Massachusetts teacher retirement system. To the committee on Public Service.

Teacher retirement system.

*Emergency Measure.*

The engrossed Bill relative to the A-B-C Stormwater Flooding Board (see Senate, No. 2127, 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.

A-B-C Stormwater Flooding Board.

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 sent to the Senate.

Bill enacted.

*Recess.*

At eleven minutes before eleven o'clock A.M., on motion of Mrs. Orrall of Lakeville (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock P.M.; and at three minutes after one o'clock the House was called to order with Mr. Donato in the Chair.

Recess.

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*Joint Session of the Two Houses to Consider Specific Amendments to the Constitution.*

At four minutes past one o'clock P.M., the two branches met in

Joint session.

JOINT SESSION

and were called to order by the Honorable Stanley C. Rosenberg, President of the Senate.

Without action on the matters duly and constitutionally assigned for consideration, on motion of Mr. Rodrigues, at five minute past one o'clock P.M., the joint session was recessed until one o'clock P.M., on Wednesday, May 9, 2018; and the Senate withdrew from the House Chamber under the escort of the Sergeant-at-Arms.

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*Matters Discharged from the Orders of the Day.*

The Senate Bill relative to criminal justice reform (Senate, No. 2220), was discharged from its position in the Orders of the Day and read a second time, under

Criminal justice,—

suspension of Rule 47, on motion of Ms. Cronin of Easton. The amendment previously recommended by the committee on Ways and Means,— that the bill be amended by striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4011,— was adopted; and the bill (Senate, No. 2200, amended) was ordered to a third reading.

reforms.

The House Bill implementing the joint recommendations of the Massachusetts criminal justice review (House, No. 3935), was discharged from its position in the Orders of the Day and read a second time, under suspension of Rule 47, on motion of Ms. Cronin of Easton. The amendment previously recommended by the committee on Ways and Means,— that the bill be amended by substitution of a bill with the same title (House, No. 4012),— was adopted; and the substituted bill was ordered to a third reading.

Criminal  
justice  
review.

The House Bill placing a plaque at the Staff Sergeant Paul W. Cronin Memorial Arena in the city of Revere in honor of Roger Naples (House, No. 3964) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time forthwith, under suspension of Rule 47, on motion of Ms. Vincent of Revere.

Revere,—  
Naples  
plaque.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by inserting before the enacting clause the following emergency preamble:

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to designate forthwith a certain ice skating rink in the city of Revere, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The amendment was adopted; and the bill (House, No. 3964, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill providing for designated parking for veterans at city and town halls (House, No. 2763), reported by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time forthwith, under suspension of Rule 47, on motion of Mr. Lawn of Watertown.

Veterans,—  
parking.

On the question on passing the bill to be engrossed, the sense of the House was taken by yeas and nays at the request of the same member; and on the roll call 156 members voted in the affirmative and 0 in the negative.

Bill passed to  
be engrossed,—  
yea and nay  
No. 277.

**[See Yea and Nay No. 277 in Supplement.]**

Therefore the bill (House, No. 2763) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill authorizing any town or city to designate a check-off box on certain tax bills to fund a Veterans Memorial and Patriotic Celebration Fund (House, No. 1948) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time forthwith, under suspension of Rule 47, on motion of Mr. Lawn of Watertown.

Tax bills,—  
check-off.

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. 4019), which was read; and the amendment was adopted.

After remarks on the question on passing the bill to be engrossed, the sense of the House was taken by yeas and nays at the request of Mr. Wong of Saugus; and on the roll call 155 members voted in the affirmative and 0 in the negative.

**[See Yea and Nay No. 278 in Supplement.]**

Therefore the bill (House, No. 4019) was passed to be engrossed. Sent to the Senate for concurrence.

Bill passed to be engrossed,—yea and nay No. 278.

*Reports of Committees.*

Mr. Galvin of Canton, for the committee on Rules, reported (under the provisions of House Rules 7B and 7C), an Order providing for capital facility repairs and improvements for the Commonwealth (House, No. 4018) ought to be adopted (for order, see House, No. 4017). The order was considered forthwith.

Capital bond bill,—procedures.

Pending the question on adoption of the order, Mr. Jones of North Reading moved to amend it in line 7 by inserting after the word “Means” the following: “; provided that the committee on Ways and Means shall file with the Clerk, House, No. 4018, ‘An Act providing for capital facility repairs and improvements for the Commonwealth,’ no later than 5:00 P.M. on Monday, November 13, 2017”; and the amendment was adopted.

The order (House, No. 4017, amended) then also was adopted.

Prior to the noon recess,— By Mr. Sánchez of Boston, for the committee on Ways and Means, that the Bill relative to advancing contraceptive coverage and economic security in our state (ACCESS) (House, No. 4009), ought to pass [Representative Dooley of Norfolk dissenting]. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Contraceptive coverage.

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

Under suspension of Rule 7A, on motion of Mr. Sánchez of Boston, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently, the noon recess having terminated, under suspension of the rules, on motion of Mr. Michlewitz of Boston, the bill (reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time.

After remarks on the question on passing the bill to be engrossed, the sense of the House was taken by yeas and nays at the request of the same member; and on the roll call 140 members voted in the affirmative and 16 in the negative.

Bill passed to be engrossed,—yea and nay No. 279.

**[See Yea and Nay No. 279 in Supplement.]**

Therefore the bill (House, No. 4009) was passed to be engrossed. Sent to the Senate for concurrence.

Mr. Sánchez of Boston, for the committee on Ways and Means, on House, No. 3968, reported, in part, a Bill providing for immediate capital improvement needs of the Commonwealth (House, No. 4015) [Bond Issue: General Obligation Bonds: \$244,000,000.00]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Capital improvements.

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

Under suspension of the rules, on motion of Mr. Sánchez of Boston, the bill was read a second time forthwith; and it was ordered to a third reading.

Under suspension of the rules, on motion of Mr. Cabral of New Bedford, the

bill (reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time.

Pending the question on passing the bill to be engrossed, Mr. Sánchez of Boston moved to amend it in section 2A, in item 1599-7065, in lines 36 and 37, by striking out the words “towns, regional organizations whose membership is exclusively composed of municipal governments” and inserting in place thereof the words “and towns”; in section 3, in line 50, and also in section 4, in line 61, by striking out the words “may recommend” and inserting in place thereof, in each instance, the word “recommends”; and by striking out sections 5 and 6.

The amendments were adopted.

On the question on passing the bill to be engrossed, the sense of the House was taken by yeas and nays at the request of Mr. Cabral of New Bedford; and on the roll call 156 members voted in the affirmative and 0 in the negative.

**[See Yea and Nay No. 280 in Supplement.]**

Therefore the bill (House, No. 4015, amended) was passed to be engrossed. Sent to the Senate for concurrence.

By Mr. Parisella of Beverly, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Gary Erskine, an employee of the Department of Public Health (House, No. 3989).

By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for Patricia Burnette, an employee of the Department of Mental Health (House, No. 3990).

By the same member, for the same committee, on a joint petition, a Bill establishing a sick leave bank for Rosibel Umanzor, an employee of the Department of Public Health (House, No. 4007).

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

*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.

Bill passed to  
be engrossed,—  
yea and nay  
No. 280.

Gary  
Erskine,—  
sick leave.

Patricia  
Burnette,—  
sick leave.

Rosibel  
Umanzor,—  
sick leave.

Next  
sitting.

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Mr. Hill of Ipswich then moved that the House adjourn; and the motion prevailed. Accordingly, without proceeding to consideration of the matters in the Orders of the Day, at five minutes after three o'clock P.M. (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.