

JOURNAL OF THE HOUSE.

Tuesday, January 3, 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).

Pledge of allegiance.

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.

Change of Name of a Member of the House.

Representative Susannah M. Whipps of Athol.

Notice was received that Representative Susannah M. Whipps Lee of Athol had officially changed her name to Susannah M. Whipps. Said name change to be effective for legislative record keeping purposes on Wednesday, January 4, 2017.

Annual and Quarterly Reports.

Annual reports

Brownfields redevelopment.

Of MassDevelopment (under Section 45 of Chapter 23G of the General Laws) submitting the Brownfields Redevelopment Fund annual report for fiscal year 2016;

Transformative Development.

Of MassDevelopment (under Section 46 of Chapter 23G of the General Laws) for the Transformative Development Fund for the year 2016;

3-D print manufacturing—grants.

The fifth annual report of the Advanced Manufacturing Futures Program (under Section 45 of Chapter 23G of the General Laws) submitting its report including a current assessment of the progress of each program funded through the manufacturing grant program and the progress of the advanced manufacturing collaborative activity [copies were forwarded to the committee on Ways and Means and the joint committees on Economic Development and Emerging Technologies and Labor and Workforce Development, in accordance with said law]; and

Emerging Technology Fund.

A quarterly report of the Emerging Technology Fund (under Chapter 141 of the Acts of 2003) submitting financial statements and other findings from July 1, 2016 to September 30, 2016.

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

Susan Anderson.

By Mr. Barrows of Mansfield, a petition (subject to Joint Rule 7A) of F. Jay Barrows for legislation to authorize the Norfolk county retirement system to grant creditable service to Susan Anderson.

Foxborough,—deeds.

Buy the same member, a petition (subject to Joint Rule 7B) of F. Jay Barrows relative to certain deed restrictions in the town of Foxborough.

Hingham,—leases.

By Representative Bradley of Hingham and Senator Hedlund, a joint petition (subject to Joint Rule 7B) of Garrett J. Bradley, Robert L.

Hedlund and James M. Murphy relative to authorizing the town of Hingham's Trustees of the Bathing Beach to enter into a certain lease agreement.

By Mr. Collins of Boston, a petition (subject to Joint Rule 7B) of Nick Collins that the city of Boston be authorized to issue two additional licenses for the sale of all alcoholic beverages to be drunk on the premises.

Boston,—liquor licenses.

By Mr. Cusack of Braintree, a petition (subject to Joint Rule 7B) of Mark J. Cusack relative to the retirement benefits of Russell F. Fischer, a retired police officer of the city of Boston.

Russell F. Fischer.

By Ms. DiZoglio of Methuen, a petition (subject to Joint Rule 7B) of Diana DiZoglio relative to disability retirement benefits of Michael J. Armano, Sr., a firefighter for the city of Lawrence.

Michael J. Armano.

By Mr. Frost of Auburn, a petition (subject to Joint Rule 7B) of Paul K. Frost and Michael O. Moore relative to the membership of the Millbury Redevelopment Authority of the town of Millbury.

Millbury,—redevelopment authority.

By Miss Garry of Dracut, a petition (subject to Joint Rule 7B) of Colleen M. Garry relative to an additional natural gas pipeline in the town of Dracut.

Dracut,—gas pipeline.

By the same member, a petition (subject to Joint Rule 7B) of Colleen M. Garry that the town of Dracut be authorized to issue an additional license for the sale of all alcoholic beverages not to be drunk on the premises.

Dracut,—liquor license.

By Mr. Hunt of Sandwich, a petition (subject to Joint Rule 7B) of Randy Hunt for legislation to promote the use of renewable energy in the town of Sandwich.

Sandwich,—energy.

By Mr. Lyons of Andover, a petition (subject to Joint Rule 7B) of James J. Lyons, Jr., and Frank A. Moran relative to eliminating subprecinct 9A in the town of Andover.

Andover,—sub-precinct.

By Mr. Mariano of Quincy, a petition (subject to Joint Rule 7B) of Ronald Mariano, Mark J. Cusack and John F. Keenan for legislation to authorize the town of Holbrook to recertify the tax rate for the fiscal year 2016.

Holbrook,—tax rate.

By Mr. McMurtry of Dedham, a petition (subject to Joint Rule 7B) of Paul McMurtry and Michael F. Rush relative to relocating the office of the Norfolk County District Attorney to the town of Dedham.

Dedham,—DCAMM lease negotiation.

By Representative Peake of Provincetown and Senator Wolf, a joint petition (subject to Joint Rule 7B) of Sarah K. Peake and Daniel A. Wolf that the Nauset Regional School District be authorized to grant to the town of Eastham a certain easement.

Eastham,—easement.

By Mr. Roy of Franklin, a petition (subject to Joint Rule 7A) of Jeffrey N. Roy relative to granting creditable service to Gary McCarraher.

Gary McCarraher.

By Ms. Story of Amherst, a petition (subject to Joint Rule 7B) of Ellen Story and Stephen Kulik relative to the retirement benefits of emergency dispatchers in Amherst.

Amherst,—dispatchers.

By Mr. Swan of Springfield, a petition (subject to Joint Rule 7B) of Benjamin Swan, Lisa M. Andosia and Frank A. Moran for legislation to reduce financial hardship on small businesses in the city of Springfield.

Springfield,—small businesses.

By Mr. Whelan of Brewster, a petition (subject to Joint Rule 7B) of Timothy R. Whelan and Daniel A. Wolf relative to the retirement benefits for natural resource officers in the town of Yarmouth.

Yarmouth,—retirement.

Law reform,—
rebate. By Mr. Lawn of Watertown, a petition (subject to Joint Rule 12) of John J. Lawn, Jr., relative to rebate law. Severally, under Rule 24, to the committee on Rules.

Papers from the Senate.

Animal
cruelty. The House Bill relative to the posting of a security for seized animals in cruelty cases (House, No. 1220, 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 2527.

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

Concord,—
charter. The House Bill amending the charter of the town of Concord (House, No. 3685), 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 2531. The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Francis X.
Noe,—
benefits. The House Bill relative to the retirement benefits of the surviving beneficiary of Francis X. Noe (House, No. 3777), came from the Senate passed to be engrossed, in concurrence, with an amendment in line 9 striking out the following: “(a)” and inserting in place thereof the following: “(b)”.

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

Quincy
College,—
baccalaureate
degrees. The House Bill authorizing Quincy College to confer baccalaureate degrees (House, No. 4403, amended), came from the Senate passed to be engrossed, in concurrence, with an amendment in line 3 inserting after the words “purpose of” (as amended by the House) the words “the review and approval process pursuant to”.

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

Everett,—
lodging
fees. A Bill allowing the city of Everett to increase the fee for lodging house licenses (Senate, No. 1066) (on a petition) [Local Approval Received], passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported recommending that the matter be scheduled for consideration by the House.

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

Amesbury,—
liquor licenses. A Bill authorizing the city of Amesbury to issue three additional liquor licenses (Senate, No. 2508) (on a petition) [Local Approval

Received], passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported recommending that the matter be scheduled for consideration by the House.

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

Subsequently under suspension of the rules, on motion of the same member, 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, in concurrence.

A Bill designating a certain boat launch area in the town of Pelham as the William E. Pula fishing area (Senate, No. 2516) (on a petition) [Local Approval Received], passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Pelham,—
William E.
Pula
fishing area.

Mr. Nangle of Lowell, for said committee, then reported recommending that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. O’Day of West Boylston, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently (Mrs. Haddad of Somerset having taken the Chair), under suspension of the rules, on motion of Mr. Donato of Medford, 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, in concurrence.

Mr. Donato of Medford being in the Chair,—

A Bill establishing a sick leave bank for Paula Daggett, an employee of the Department of Correction (Senate, No. 2530) (on Senate bill, No. 2518), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Paula
Daggett,—
sick leave.

Mr. Nangle of Lowell, for said committee, then reported recommending that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. O’Day of West Boylston, the bill was read a second time forthwith; and it was ordered to a third reading.

A Bill to promote global trade and economic development through bi-literacy (Senate, No. 2529) (on Senate bill, No. 2289), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Bi-literacy.

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

Petition (accompanied by bill, Senate, No. 2532) of Eileen M. Donoghue for legislation to establish a sick leave bank for Laura Guillermo, an employee of the Department of Children and Families; and

Laura
Guillermo,—
sick leave.

Richard Hasbrouck,—
sick leave.

Petition (accompanied by bill, Senate, No. 2533) of Eileen M. Donoghue for legislation to establish a sick leave bank for Richard Hasbrouck, an employee of the Department of Correction; Severally to the committee on Public Service.

Reports of Committees.

Naturopathy.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill establishing a board of registration in naturopathy (Senate, No. 2335), ought to pass with an amendment striking all after the enacting clause and inserting in place thereof the text contained in House document numbered 4787. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported recommending that the matter be scheduled for consideration of the House.

Under suspension of Rule 7A, on motion of Mr. Kaufman of Lexington, 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.

Subsequently under suspension of the rules, on motion of the same member, 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, in concurrence. The bill (Senate, No. 2335, amended) then was sent to the Senate for concurrence in the amendment.

Beach warnings.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill creating uniform beach warnings (Senate, No. 1956, amended), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported recommending that the matter be scheduled for consideration of the House.

Under suspension of Rule 7A, on motion of Mr. O'Day of West Boylston, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently (Mrs. Haddad of Somerset having taken the Chair) under suspension of the rules, on motion of Mr. Donato of Medford, 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, in concurrence.

Mr. Donato of Medford being in the Chair,—

Zero emission vehicles.

By Mr. Nangle of Lowell, for the committee on Steering, Policy and Scheduling, that the Senate Bill promoting zero emission vehicle adoption (Senate, No. 2505), be scheduled for consideration by the House, with the amendment previously recommended by the committee on Ways and Means, pending.

Under suspension of Rule 7A, on motion of Mr. O'Day of West Boylston, the bill was read a second time forthwith.

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 4781,— was adopted; and the bill (Senate, No. 2505, amended) was ordered to a third reading.

Subsequently, under suspension of the rules, on motion of the same member, the bill (having been 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, as amended, to be engrossed, in concurrence, Mr. Dempsey of Haverhill moved to amend it in section 1, in lines 47 and 49, by striking out the word "preapproval" and inserting in place thereof, in each instance, the word "approval";

In section 2, in line 57, by striking out the following: "; as defined in section 16 of chapter 25A";, in said section by adding the following sentence: "For the purposes of this section 'zero emissions vehicle', shall mean a battery electric vehicle, a plug-in hybrid electric vehicle or a fuel cell vehicle."; and

In section 3, in line 63, by striking out the word "shall" and inserting in place thereof the word "may".

The amendments were adopted; and the bill (Senate, No. 2505, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendments.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the House Bill establishing a cultural highway (House, No. 4245), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Cultural highway.

Orders of the Day.

Senate bills

Relative to the selection of school committee persons in the city known as the town of Agawam (Senate, No. 2397, amended);

Establishing an arts, culture and tourism promotion fund in the city of New Bedford (Senate, No. 2500, amended);

Establishing a sick leave bank for Nereida Prats, an employee of the Department of Developmental Services Senate, No. 2506);

Relative to risk management and own risk and solvency assessment (Senate, No. 2517); and

Establishing a sick leave bank for Shalonda Hall, an employee of the Department of Public Health (Senate, No. 2519);

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

Establishing a Hampshire-Franklin Commission on the Status of Women (House, No. 1867);

Authorizing the appointment of retired police officers in the town of Nantucket to serve as special police officers (House, No. 4319);

Providing the terms of certain bonds to be issued by the Commonwealth (printed in House, No. 4715) (its title having been changed by the committee on Bills in the Third Reading); and

Establishing regional commissions on the status of women and girls (House, No. 4767) (its title having been changed by the committee on Bills in the Third Reading);

Cultural highway.

Third reading bills.

Id.

Third reading bills.

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

Windsor,— Thomas J. Barnaby.

The Senate Bill authorizing the town of Windsor to reinstate Police Chief Thomas J. Barnaby (Senate, No. 2281, amended), 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, in concurrence, Mr. Speliotis of Danvers moved to amend it in section 1, in lines 1 to 5, inclusive, by striking out the sentence contained in those lines and inserting in place thereof the following sentence: "Notwithstanding any general or special law to the contrary, Thomas J. Barnaby may serve as chief of police in the town of Windsor until April 29, 2020, the date of his resignation or the date he is relieved of his duties by the select board, whichever occurs first; provided, however, that he is mentally and physically capable of performing the duties of his office.;" and in line 7 by striking out the word "further".

The amendments were adopted; and the bill (Senate, No. 2281, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendments.

Municipal solid waste,— study.

The Senate Bill establishing a special commission on municipal solid waste (Senate, No. 2389, amended) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time.

Pending the question on passing the bill, as amended, to be engrossed, in concurrence, Mr. Speliotis of Danvers moved to amend it in line 34 (as amended by the House) by striking out the following: "September 1, 2017" and inserting in place thereof the following: "April 1, 2018".

The amendment was adopted; and the bill (Senate, No. 2389, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment (see House document numbered 4780, amended).

Recess.

Recess.

At a quarter after eleven o'clock A.M., on motion of Mr. Jones of North Reading (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at three minutes before twelve o'clock noon, the House was called to order with Mr. Donato in the Chair.

Emergency Measures.

Automated external defibrillators.

The engrossed Bill requiring automated external defibrillators in schools (see Senate, No. 2449, 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 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 9 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.

The engrossed Bill establishing a sick leave bank for Nereida Prats, an employee of the Department of Developmental Services (see Senate, No. 2506, 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.

Nereida Prats,— 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 14 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.

The engrossed Bill establishing a sick leave bank for Shalonda Hall, an employee of the Department of Public Health (see Senate, No. 2519), 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.

Shalonda Hall,— 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 13 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.

The engrossed Bill relative to the retirement benefits of the surviving beneficiary of Francis X. Noe (see House, No. 3777, 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.

Francis X. Noe,— benefits.

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 11 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.

The engrossed Bill authorizing the Massachusetts Water Resources Authority to provide sewer services to a certain parcel of land in the town of Sharon (see House, No. 4733), 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.

Sharon,— water supply.

Sharon,—
water
supply.

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 9 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.

North
Reading,—
water
supply.

The engrossed Bill authorizing the Massachusetts Water Resources Authority to supply water to the town of North Reading (see House, No. 4743, 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 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 16 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.

Leah
Reed,—
sick leave.

The engrossed Bill establishing a sick leave bank for Leah Reed, an employee of the Department of Developmental Services (see House, No. 4771), 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 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 11 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.

Ronald
Friel,—
sick leave.

The engrossed Bill establishing a sick leave bank for Ronald Friel, an employee of the Department of Developmental Services (see House, No. 4773), 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 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 11 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.

Engrossed Bills.

Engrossed bills

Establishing a sick leave bank for Ruth Derfler, an employee of the Department of Elementary and Secondary Education (see House, No. 4750); Bills enacted.

Establishing a sick leave bank for Kirsten Parisi, an employee of the Commission for the Blind (see House, No. 4768, amended); and

Establishing a sick leave bank for Deborah McNamara, an employee of the Department of Conservation and Recreation (see House, No. 4772);

(Which severally originated in the House);

In respect to each of which the Senate had concurred in adoption of the emergency preamble, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

The engrossed Bill validating the actions taken at the annual town election held in the town of Blandford (see House bill printed in House, No. 4449) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted (more than two-thirds of the members having agreed to pass the same); and it was signed by the acting Speaker and sent to the Senate. Bill enacted.

Engrossed bills

Relative to the selection of school committeepersons in the city known as the town of Agawam (see Senate, No. 2397, amended); Bills enacted.

Establishing an arts, culture and tourism promotion fund in the city of New Bedford (see Senate, No. 2500, amended);

Authorizing the city of Amesbury to issue three additional liquor licenses (see Senate, No. 2508);

Relative to risk management and own risk and solvency assessment (see Senate, No. 2517);

(Which severally originated in the Senate);

Relative to the posting of a security for seized animals in cruelty cases (House, No. 1220, amended);

Directing the commissioner of Capital Asset Management and Maintenance to convey a certain parcel of land to the Salem Redevelopment Authority (see House, No. 2837, amended);

Designating the Hampden County Superior Court as the Roderick L. Ireland Courthouse (see House, No. 3643);

Relative to the charter of the town of Plymouth (see House, No. 3968);

Authorizing the town administrator of the town of Milton to appoint the police chief (see House, No. 4014);

Designating a certain bridge in the city of Boston as the Navy Cross Recipient PFC Alvin Richard Gale, USMC Memorial Bridge (see House, No. 4153);

Relative to the issuance of certain bonds by the town of Pembroke (see House, No. 4346, changed);

Authorizing Quincy College to confer baccalaureate degrees (see House, No. 4403, amended);

Bills
enacted.

Authorizing the town of Huntington to grant 1 additional license for the sale of all alcoholic beverages not to be drunk on the premises (see House, No. 4585);

Authorizing the town of Whately to continue the employment of firefighter Peter Hannum (see House, No. 4587);

Designating a certain bridge in the city of Boston as the Lance Corporal Alexander Arredondo and Brian Arredondo Memorial Bridge (House, No. 4588);

Relative to the Deerfield Economic Development Industrial Corporation (see House, No. 4596);

Authorizing the city of Salem to grant 1 additional license for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 4718);

Ratifying certain by-laws in the town of Easton (see House, No. 4738);
Exempting all police officer positions within the police department of the town of North Reading from the civil service law (see House, No. 4747);

Exempting all police officers in the police department in the town of Wayland from the civil service law (see House, No. 4749, amended);
Authorizing the town of Reading to grant additional licenses for the sale of alcoholic beverages (see House, No. 4770); and

Authorizing the city of Salem to convert 1 seasonal license for the sale of all alcoholic beverages to be drunk on the premises to an annual license for the sale of all alcoholic beverages to be drunk on the premises and to grant 2 additional licenses for the sale of alcoholic beverages to be drunk on the premises (see House, No. 4776);

(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.

Recess.

Recess.

At thirteen minutes after twelve o'clock noon, on motion of Mr. Jones of North Reading (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock P.M.; and, there being no objection, at two minutes before one o'clock, the House was called to order with Mr. Donato in the Chair.

Joint Session
of the two
branches.

Pursuant to assignment, at five minutes past one o'clock P.M., the two Houses met in

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. Keenan, at six minutes past one o'clock P.M., the convention of the two branches was dissolved; and the Senate withdrew from the Joint Session, under the escort of the Sergeant-at-Arms.

At seven minutes after one o'clock P.M., the House was called to order with Mr. Donato of Medford in the Chair.

House
reconvened.

Papers from the Senate.

The engrossed Bill requiring automated external defibrillators in schools (see Senate, No. 2449, amended), came from the Senate with the endorsement that it had been amended, as follows:

External
defibrillators.

In section 1, in subsection (b), by striking out the following sentence: "The request shall be accompanied by an action plan and time-frame to achieve compliance."

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

Mr. Donato of Medford being in the Chair,—

The House Bill protecting bicyclists in bicycle lanes (House, No. 3072, 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 following:

Bicycle
safety.

"SECTION 1. Chapter 89 of the General Laws is hereby amended by inserting after section 4C the following section:—

SECTION 4D. The operator of a motor vehicle shall not stand or park the vehicle upon an on-street path or lane designated by an official sign or marking for the exclusive use of bicycles, except in a case of emergency.

SECTION 2. The first paragraph of section 5 of said chapter 89, as appearing in the 2014 Official Edition, is hereby amended by adding the following sentence:— Whoever violates section 4D shall, upon complaint made within 3 months after the commission of the offense, forfeit not more than \$50.

SECTION 3. Said section 5 of said chapter 89, as so appearing, is hereby further amended by striking out, in line 10, the words 'four C' and inserting in place thereof the following figure:— 4D.

SECTION 4. Said section 5 of said chapter 89, as so appearing, is hereby further amended by adding the following paragraph:—

A violation of section 4D shall not be considered a conviction of a moving violation of the motor vehicle laws for the purpose of determining a surcharge on a motor vehicle premium pursuant to section 113B of chapter 175."

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

The House Bill authorizing the appointment of retired police officers in the town of Nantucket to serve as special police officers (House, No. 4319), came from the Senate passed to be engrossed, in concurrence, with an amendment in section 2, in lines 14, 15 and 16, striking the sentence contained in those lines and inserting in place thereof the following sentence: "Special police officers appointed pursuant to this act shall not be subject to chapter 31 of the General Laws, section 85H of chapter 32 of the General Laws or section 99A, 100 or 111F of chapter 41 of the General Laws."

Nantucket,—
police.

Nantucket,—
police.

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

Silver Lake
Regional
School
District,—
land.

The House Bill authorizing the Silver Lake Regional School District to convey a certain parcel of land to the town of Kingston (House, No. 4555, amended), came from the Senate passed to be engrossed, in concurrence, with an amendment in section 1, in line 10, inserting after the word “selectmen” the words “; provided, however, that such negotiations shall take place after a duly posted meeting, notice of which shall be provided to the residents of the towns of Kingston, Plympton and Halifax by each town’s board of selectmen, to allow such residents to offer comments on the terms of the conveyance authorized by this act”.

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

Westborough,—
charter.

The House Bill relative to the charter of the town of Westborough (House, No. 4411), 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 2528.

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

Recess.

At one minute after five o’clock P.M., on motion of Mr. Vieira of Falmouth (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at twenty-three minutes before seven o’clock P.M., the House was called to order with Mr. Donato in the Chair.

Mrs. Haddad of Somerset being in the Chair,—

Municipal
solid waste.

The Senate Bill establishing a special commission on municipal solid waste (Senate, No. 2389, amended), came from the Senate with the endorsement that said branch had 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 4780, amended), with the following further amendments:

In line 34 striking out the following: “April 1, 2018” (inserted by amendment by the House) and inserting in place thereof the following: “September 1, 2017”.

The Senate further amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Said committee then reported recommending the House non-concur with the Senate in its further amendment; and the report was accepted.

The House then non-concurred with the Senate in its further amendment; and the bill was returned to the Senate for its action.

A Bill creating a municipal services facility mitigation fund for the town of Andover (Senate, No. 2511) (on a petition) [Local Approval Received], passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Andover,—
mitigation
fund.

Mr. Nangle of Lowell, for said committee, then reported recommending that the matter be scheduled for consideration by the House.

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

Subsequently, under suspension of the rules, on motion of Mr. Donato of Medford, 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, in concurrence.

Mr. Donato of Medford being in the Chair,—

A Bill establishing a sick leave bank for Laura Guillermo, an employee of the Department of Children and Families (Senate, No. 2532, amended by inserting before the enacting clause the following emergency preamble:

Laura
Guillermo,—
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 children and families, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”) (on a petition), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported recommending that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. O’Day of West Boylston, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently (Mrs. Haddad of Somerset having taken the Chair), under suspension of the rules, on motion of Mr. Donato of Medford, 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, in concurrence.

Mr. Donato of Medford being in the Chair,—

A Bill establishing a sick leave bank for Richard Hasbrouck, an employee of the Department of Correction (Senate, No. 2533, amended by inserting before the enacting clause the following emergency preamble:

Richard
Hasbrouck,—
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), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Nangle of Lowell, for said committee, then reported recommending that the matter be scheduled for consideration by the House.

Richard Hasbrouck,—
sick leave.

Under suspension of the rules, on motion of Mr. O’Day of West Boylston, the bill was read a second time forthwith; and it was ordered to a third reading.
Subsequently (Mrs. Haddad of Somerset having taken the Chair), under suspension of the rules, on motion of Mr. Donato of Medford, 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, in concurrence.

Orders of the Day.

Prescription eye drops.

The Senate amendment of the House Bill relative to prescription eye drops (House, No. 4195, amended) was considered.
The committee on Bills in the Third Reading reported recommending the House non-concur with the Senate in its amendment; and the report was accepted.
The House then non-concurred with the Senate in its amendment. The bill then was sent to the Senate for its action.

Municipal employment contracts.

The Senate amendment of the House Bill providing for employment contracts for appointed municipal assessors, treasurers and collectors (House, No. 1832), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

Third reading bill.

The Senate Bill authorizing the town of Westhampton to grant a license for the sale of wines and malt beverages to be drunk on the premises (Senate, No. 2526), 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, in concurrence.

Third reading bills.

House bills
Relative to the inclusive concurrent enrollment grant program (House, No. 4561);
Relative to the membership of representative town meeting in the town of Framingham (House, No. 4744) (its title having been changed by the committee on bills in the Third Reading);
Establishing a quorum for town meeting in the town of Framingham (House, No. 4745) (its title having been changed by the committee on bills in the Third Reading); and
Relative to education collaboratives (House, No. 4782);
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.

Abington,—
charter.

The Senate Bill relative to the charter of the town of Abington (Senate, No. 2496, amended) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time.
Pending the question on passing the bill to be engrossed, in concurrence, Mr. Speliotis of Danvers moved to amend it by striking out sections 6 and 7 and inserting in place thereof the following two sections:—

SECTION 6. Sections 1 to 5, inclusive, shall be submitted to the voters of the town of Abington at the 2017 annual town election in the form of the following question:

“Shall an act passed by the general court in the year 2017 entitled ‘An Act Relative to the Charter of the Town of Abington’ be accepted?”

A fair and concise summary of the act prepared by town counsel shall appear beneath the question. If a majority of votes cast in answer to that question is in the affirmative, sections 1 to 5, inclusive, shall take effect, but not otherwise.

SECTION 7. This act shall take effect upon its passage.

The amendment was adopted; and the bill (Senate, No. 2496, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment.

Emergency Measures.

The engrossed Bill requiring automated external defibrillators in schools (see Senate, No. 2449, 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.

Automated external defibrillators.

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 9 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 again passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill enacted.

Mrs. Haddad of Somerset being in the Chair,—

The engrossed Bill establishing a sick leave bank for Laura Guillermo, an employee of the Department of Children and Families (see Senate, No. 2532, 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 Guillermo,—
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 6 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.

The engrossed Bill establishing a sick leave bank for Richard Hasbrouck, an employee of the Department of Correction (see Senate, No. 2533, 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.

Richard Hasbrouck,—
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 6 to 0. Sent to the Senate for concurrence.

Bill enacted. 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.

Mr. Donato of Medford being in the Chair,—

Bonds,— terms. The engrossed Bill providing the terms of certain bonds to be issued by the Commonwealth (see House bill printed in House, No. 4715), 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 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 9 to 0. Sent to the Senate for concurrence.

Bill enacted. 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.

Alicia Harmon,— sick leave. The engrossed Bill establishing a sick leave bank for Alicia Harmon, an employee of the Massachusetts Rehabilitation Commission (see House, No. 4730, 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 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 8 to 0. Sent to the Senate for concurrence.

Bill enacted. 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.

Dek Lee,— sick leave. The engrossed Bill establishing a sick leave bank for Dek Lee, an employee of the Executive Office of Health and Human Services (see House, No. 4736), 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 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 7 to 0. Sent to the Senate for concurrence.

Bill enacted. 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.

Engrossed Bills.

Mr. Kaufman of Lexington being in the Chair,—

Bill enacted. The engrossed Bill establishing a board of registration in naturopathy (see Senate No. 2335, amended) (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.

Mr. McMurtry of Dedham being in the Chair,—

Id. The engrossed Bill relative to modernizing the registries of deeds (see House No. 3862, amended) (which originated in the House), 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.

Mr. Donato of Medford being in the Chair,—

Bill enacted. The engrossed Bill validating the results of the annual town election held in the town of Becket on May 16, 2015 (see House bill printed in House, No. 4756) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted (more than two-thirds of the members having agreed to pass the same); and it was signed by the acting Speaker and sent to the Senate.

Engrossed bills

Bills enacted. Relative to self-storage insurance (see Senate, No. 2233, amended); Relative to serving wine in private clubs (see Senate, No. 2244, amended);

Authorizing the town of Windsor to reinstate Police Chief Thomas J. Bamaby (see Senate, No. 2281, amended);

Authorizing the town of Westhampton to grant a license for the sale of wines and malt beverages to be drunk on the premises (see Senate, No. 2526);

(Which severally originated in the Senate);

Relative to massage therapy services on Sundays and holidays (see House, No. 169);

Relative to special alcohol licenses for nonprofit charitable corporations (see House, No. 248, amended);

Providing for employment contracts for appointed municipal assessors, treasurers and collectors (see House, No. 1832, amended);

Establishing a Hampshire-Franklin Commission on the Status of Women (see House, No. 1867);

Protecting bicyclists in bicycle lanes (see House, No. 3072, amended);

Renaming the Massachusetts Aids Fund to be called the State Public Health HIV and Hepatitis Fund (see House, No. 3960);

Further regulating the reserve fund for credit unions (see House, No. 4193);

Relative to the retirement benefits of retired police officer John R. Busby, Jr. of the Falmouth police department (see House, No. 4476, amended);

Bills
enacted.

Relative to the treasurer of the town of Northfield (see House, No. 4526, amended);
 Relative to the position of appointed collector in the town of Northfield (see House, No. 4583);
 Relative to the recall of elected officials in the town of Norwell (see House, No. 4646, amended);
 Authorizing the city of Woburn to grant additional licenses for the sale of alcoholic beverages to be drunk on the premises (see House, No. 4708);
 Relative to the contributions of certain employees in the town of Kingston (see House, No. 4712, amended);
 Reconciling inconsistent statutory audit schedules (see House, No. 4720, amended);
 Exempting the position of deputy chief of police in the town of Winthrop from the civil service law (see House, No. 4724, amended);
 Relative to the New Bedford Police Association (see House, No. 4734);
 Exempting certain positions in the city of Marlborough from the civil service law (see House, No. 4746);
 Relative to the Nantucket Islands Land Bank Act (see House, No. 4775);
 Relative to the board of registrars of voters in the city known as the town of Greenfield (see House, No. 4783);
 Relative to referendum procedures in the city known as the town of Greenfield (see House, No. 4784);
 Relative to initiative petitions in the city known as the town of Greenfield (see House, No. 4785); and
 Authorizing the city of Medford to grant 15 additional licenses for the sale of wines and malt beverages to be drunk on the premises (see House, No. 4786);
 (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.

*Suspension of Rule 1A.*Suspension of
Rule 1A.

Mrs. Haddad of Somerset then moved the question on suspension of Rule 1A in order that the House might continue to meet beyond the hour of nine o'clock P.M.; and, there being no objection, Rule 1A was suspended.

*Engrossed Bills.*Bills
enacted.

Mrs. Haddad of Somerset being in the Chair,—
 Engrossed bills
 Creating uniform beach warnings (see Senate, No. 1956, amended);
 Relative to the charter of the town of Abington (see Senate, No. 2496, amended);
 Promoting zero emission vehicle adoption (see Senate, No. 2505, amended);
 Creating a municipal services facility mitigation fund for the town of Andover (see Senate, No. 2511);

Designating a certain boat launch area in the town of Pelham as the William E. Pula fishing area (see Senate, No. 2516);
 (Which severally originated in the Senate);
 Relative to membership in regional transit authorities (see House, No. 3028);
 Establishing a pulmonary hypertension task force (see House, No. 4121);
 Relative to prescription eye drops (see House, No. 4195, amended);
 Authorizing the appointment of retired police officers in the town of Nantucket to serve as special police officers (see House, No. 4319, amended);
 To change the town lines between the towns of Aquinnah and Chilmark (see House, No. 4372, amended);
 Relative to the charter of the town of Westborough (see House, No. 4411, amended);
 Authorizing the Silver Lake Regional School District to convey a certain parcel of land to the town of Kingston (see House, No. 4555, amended);
 Authorizing the Three Rivers Fire District to continue the employment of Michael Matthieu (see House, No. 4741);
 Relative to the membership of representative town meeting in the town of Framingham (see House, No. 4744);
 Establishing a quorum for town meeting in the town of Framingham (see House, No. 4745); and
 Establishing an appointed town clerk in the town of West Boylston (see House, No. 4761);
 (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.

At four minutes before twelve o'clock midnight, on motion of Mr. Vieira of Falmouth (Mrs. Haddad of Somerset being the Chair), the House adjourned.

[Under the provisions of Article X of the Amendments to the Constitution, the 2016 session of the General Court was dissolved on the day next preceding the first Wednesday of January, without any proclamation or other act of the Governor.]

Attest:

STEVEN T. JAMES,
Clerk.