

**The Commonwealth of Massachusetts**

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**JOURNAL OF THE HOUSE.**



**TUESDAY, JULY 3, 2018.**

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Tuesday, July 3, 2018.

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).

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.

## *Message from the Governor — Bill Returned with Recommendation of Amendment.*

A message from His Excellency the Governor returning with recommendation of amendment the engrossed Bill establishing a sick leave bank for Maria Benitez, an employee of the Department of Children and Families [see House, No. 4474, amended] (for message, see House, No. 4680), was filed in the office of the Clerk on Thursday, June 28.

Maria  
Benitez,—  
sick leave.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was thereupon “before the General Court and subject to amendment and re-enactment”.

Pending the question on adoption of the amendment recommended by the Governor, the bill was referred, on motion of Mr. Speliotis of Danvers, to the committee on Bills in the Third Reading.

Subsequently the committee on Bills in the Third Reading reported that the amendment recommended by the Governor be considered in the following form:—

In line 5 (as engrossed) by striking out the word “child” and inserting in place thereof the word “spouse”.

The report was accepted; and the amendment recommended by the Governor then was adopted.

The bill (see House, No. 4474, amended) then was sent to the Senate for its action.

## *Petitions.*

Petitions severally were presented and referred as follows:

By Mr. Dooley of Norfolk, a petition (subject to Joint Rule 12) of Shawn Dooley relative to establishing mandatory lockdown drills in public and private elementary and secondary schools.

Schools,—  
lockdown  
drills.

By Mr. Moran of Boston, a petition (subject to Joint Rule 12) of Michael J. Moran for the annual issuance of a proclamation by the Governor setting apart the sixteenth day of June as domestic workers’ rights day.

Domestic  
workers’  
rights day.

By Mr. Scaccia of Boston, a petition (subject to Joint Rule 12) of Angelo M. Scaccia relative to increasing the income tax rate and personal exemption and lowering the sales tax rate.

Taxes,—  
rates.

Severally, under Rule 24, to the committee on Rules.

*Papers from the Senate.*

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 2581) of Donald F. Humason, Jr. and John W. Scibak (with approval of the mayor and city council) for legislation to authorize the acquisition of easement interests for a pumping station in the city of Easthampton; and

Easthampton,—  
easement.

Petition (accompanied by bill, Senate, No. 2583) of Eric P. Lesser (by vote of the town) for legislation to authorize the town of Wilbraham to exchange a certain parcel of land held for conservation purposes;

Wilbraham,—  
land.

Severally to the committee on Municipalities and Regional Government.

Petition (accompanied by bill, Senate, No. 2586) of Anne M. Gobi and Donald R. Berthiaume, Jr. (by vote of the town) for legislation to authorize the town of Hardwick to continue the employment of fire chief Raymond Walker. To the committee on Public Service.

Hardwick,—  
Raymond  
Walker.

*Reports of Committees.*

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the petition of Jeffrey N. Roy for legislation to establish a sick leave bank for Joseph Mele, an employee of the Department of Mental Health. Under suspension of the rules, on motion of Mr. McGonagle of Everett, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service. Sent to the Senate for concurrence.

Joseph Mele,—  
sick leave.

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

Senate bills

Authorizing the city of Westfield to categorize all certain private ways a [sic] public streets (Senate, No. 2241) [Local Approval Received];

Westfield,—  
private ways.

To provide property tax exemptions for certain nonprofit senior housing in Boxford (Senate, No. 2286, amended);

Boxford,—  
housing.

Authorizing the town of Wareham to grant an additional license for the sale of wines and malt beverages not to be drunk on the premises (Senate, No. 2307) [Local Approval Received];

Wareham,—  
liquor  
license.

Regarding transfer of retained earnings surplus in the town of Clinton (Senate, No. 2478) [Local Approval Received]; and

Clinton,—  
surplus.

Regarding snow and ice removal, and repair of private ways in the town of Clinton (Senate, No. 2479) [Local Approval Received]; and

Clinton,—  
private ways.

House bills

Providing for equitable coverage in disability policies (House, No. 482);

Disability policies.

Authorizing the town of Whately to continue the employment of John Hannum (House, No. 4547) [Local Approval Received];

Whately,—  
John Hannum.

Establishing a town manager form of government for the town of Pembroke (House, No. 4607) [Local Approval Received];

Pembroke,—  
government.

Amending the charter of the town of Provincetown by adding an additional alternate member on the conservation commission (House, No. 4630) [Local

Provincetown,—  
conservation

Approval Received];

Authorizing the town of Sharon to use [sic] of a certain parcel of land for general municipal purposes (House, No. 4633) [Local Approval Received]; and

Relative to a real property exemption for disabled persons in the town of Westford (House, No. 4660) [Local Approval Received];

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

commission.  
Sharon,—  
land.  
Westford,—  
exemption.

By Mr. Chan of Quincy, for the committee on Consumer Protection and Professional Licensure, on House, No. 1992 an Order relative to authorizing the committee on Consumer Protection and Professional Licensure to make an investigation and study of a certain House document concerning telecommunication systems (House, No. 4695). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Telecommunication  
systems,—  
study.

Subsequently, Mr. Galvin of Canton, for said committees, reported asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules.

Under Rule 42, the report was considered forthwith; and it was accepted.

By Ms. Cronin of Easton, for the committee on the Judiciary, on House, No. 4553, a Bill relative to the examination of evidence rooms and evidentiary procedures (House, No. 4686). Read; and referred, under Rule 33, to the committee on Ways and Means.

Evidentiary  
procedures.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a joint petition, a Bill designating a certain bridge in the town of Burlington as the Lance Corporal Gregory E. MacDonald Memorial Bridge (House, No. 4569). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Burlington,—  
bridge.

*Engrossed Bill.*

The engrossed Bill establishing a sick leave bank for Stephanie Perez, an employee of the Trial Court of the Commonwealth (see House, No. 4423, amended) (which originated in the House), in respect to which the Senate had concurred in adoption of the emergency preamble, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill  
enacted.

*Orders of the Day.*

The engrossed Bill relative to protecting the rights of custodial and other non-teaching employees of school districts (see House, No. 1390), which had been returned by His Excellency the Governor with recommendation of amendment (for message, see House, No. 4556), was considered.

School districts,—  
non-teaching  
employees.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the following form:

By striking out all after the enacting clause and inserting in place thereof the following:

“Section 59B of chapter 71 of the General Laws, as appearing in the 2016 Official Edition, is hereby amended by inserting after the word “chapter”, in line 14,

the following words:- ; provided, however, that in exercising their authority under this section with respect to the hiring, promotion, and termination of employees in custodial, maintenance and other non-teaching positions, principals shall act in accordance with the terms and conditions of any governing collective bargaining agreement consistent with and subject to the provisions of chapter 71 of the acts of 1993.”.

The report was accepted.

Mrs. Haddad of Somerset then moved that the amendment recommended by the Governor, as approved by the committee on Bills in the Third Reading, be amended by striking out the words “in exercising their authority under this section with respect to the hiring, promotion, and termination of employees in custodial, maintenance and other non-teaching positions, principals shall act in accordance with the terms and conditions of any governing collective bargaining agreement consistent with and subject to the provisions of chapter 71 of the acts of 1993” and inserting in place thereof the words “the promotion and discipline, up to and including termination, of employees in custodial, maintenance and other non-teaching positions shall be conducted in accordance with any governing collective bargaining agreement”. The further amendment was adopted.

The amendment recommended by the Governor, as amended, then also was adopted. Sent to the Senate for concurrence.

The House Bill relative to student driver safety (House, No. 2761), 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.

Third  
reading  
bill.

*Order.*

On motion of Mr. DeLeo of Winthrop,—

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

Next  
sitting.

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At twenty-seven minutes after eleven o’clock A.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Thursday at eleven o’clock A.M., in an Informal Session.