

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, JULY 20, 2017.

[77]

JOURNAL OF THE HOUSE.

Thursday, July 20, 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:

God of Abundance, we pray for our elected officials in this House and for their staff. We pray too for all who make this chamber their place of employment.

Prayer.

God of Plenty, we remember that it was on this day back in 1801, that the town of Cheshire in Berkshire County produced a giant wheel of cheese to celebrate the U.S. Presidential election of Republican Thomas Jefferson. Cheshire was populated by farmers who opposed native son John Adams whose Federalist Party favored a more central government and higher taxes.

Like its namesake in England, Cheshire was known for its cheese production. It was the only town in Berkshire County that voted for Jefferson. The idea for the mammoth cheese came from the local Baptist minister, John Leland who met Jefferson when the minister lived in Virginia.

The cheese was more than four feet in diameter and 17 inches in height and weighed 1,235 pounds. The cheese was too large and delicate to be delivered by wheel and so it was brought to Washington, D.C. the following winter by sled and by barge. The Cheshire cheese is said to have lingered in the White House for over two years. A monument of the cheese press now sits in Leland Park near the town center.

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.

Statement of Representative Sánchez of Boston.

A statement of Mr. Sánchez of Boston was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present in the House Chamber for a portion of yesterday's sitting due to being on official business in another part of the State House. Had I been present for the taking of Yea and Nay No. 77, I would have voted in the affirmative. My missing of roll calls yesterday was due entirely to the reason stated.

Statement of
Mr. Sánchez of
Boston.

Statement of Representative Walsh of Framingham.

A statement of Mr. Walsh of Framingham was spread upon the records of the House, as follows:

UNCORRECTED PROOF.

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present in the House Chamber for the sitting of Wednesday, July 19, because I was receiving medical treatments at Brigham and Women's Hospital in Boston. If I had been present for the question on acceptance of the report of the committee of conference on the Bill to ensure safe access to marijuana (House, No. 3818), I would have voted in the affirmative. My missing of roll calls yesterday was due entirely to the reason stated.

Statement of
Mr. Walsh of
Framingham.

Order.

The following order (filed this day by Speaker DeLeo of Winthrop) was referred, under Rule 85, to the committee on Rules:

Ordered, That the precept to be issued by the Speaker, under the provisions of Section 141 of Chapter 54 of the General Laws, appointing a time for the election to fill the vacancy existing in the office of Representative in the General Court from the Third Essex District shall designate Tuesday, November 7, 2017 as the time ordered by the House of Representatives for said election.

Third Essex
Representative
District,—
time for election
to fill vacancy.

Mr. Galvin of Canton, for the committee on Rules, then reported that the order ought to be adopted. Under suspension of the rules, on motion of Mr. Tucker of Salem, the order was considered forthwith; and it was adopted.

Communications.

Communications

From the Department of Transitional Assistance (see Section 3(o) of Chapter 18 of the General Laws) submitting its biannual report on Transitional Aid to Families with Dependent Children (TAFDC) work requirements [copies of said report were forwarded to the committee on Children, Families and Persons with Disabilities and the committee on Ways and Means, as required by said law]; and

Families with
dependent
children.

From the Department of Public Health (see sections 25L and 25N of Chapter 111 of the General Laws) submitting a report entitled the Massachusetts Health Care Workforce Center Annual Report;

Health care
workforce.

Severally were placed on file.

Annual Report.

The annual report of the Massachusetts Advisory Council on Organ and Tissue Transplants and Donations (under Section 15 of Chapter 17 of the General Laws) submitting its "Year One Final Report" for the calendar year 2015.

Organs
and tissues.

Petition.

Mr. Kulik of Worthington presented a petition (accompanied by bill, House, No. 3838) of Stephen Kulik and Adam G. Hinds (by vote of the town) that the town of Shelburne be authorized to allow persons sixteen years of age or older to vote in town elections in said town; and the same was referred to the committee on Election Laws. Sent to the Senate for concurrence.

Shelburne,—
voting age.

Papers from the Senate.

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

Petition (accompanied by bill, Senate, No. 2127) of William N. Brownsberger for legislation relative to the A-B-C Stormwater Flooding Board. To the committee on Environment, Natural Resources and Agriculture.

A-B-C
Stormwater
Flooding Board.

Petition (accompanied by bill, Senate, No. 2126) of Julian Cyr for legislation to correct pension inequity for James G. Clothier. To the committee on Public Service.

James
Clothier,—
pension.

Severally sent to the Senate for concurrence.

Reports of Committees.

By Mr. Chan of Quincy, for the committee on Consumer Protection and Professional Licensure, on a petition, a Bill relative to simulcasting and racing (House, No. 208).

Simulcasting.

Under suspension of the rules, on motion of Ms. Vincent of Revere, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently, under suspension of the rules, on further 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 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 further regulate simulcasting, 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. 208, amended) was passed to be engrossed. Sent to the Senate for concurrence.

By Mr. Murphy of Weymouth, for the committee on Steering, Policy and Scheduling, that the Senate Bill establishing a sick leave bank for David Banks, an employee of the Trial Court of the Commonwealth (Senate, No. 2111), be scheduled for consideration by the House.

David
Banks,—
sick leave.

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

By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, that the Resolve providing for an investigation and study by a special commission relative to child suicide (House, No. 263), ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

Child
suicide,—
study.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on a petition, a Bill relative to Massachusetts policy and procedures for missing and abducted children (House, No. 3615). Read; and referred, under Rule 33, to the committee on Ways and Means.

Procedures,—
missing and
abducted
children.

By Mr. Chan of Quincy, for the committee on Consumer Protection and

Children’s

UNCORRECTED PROOF.

Professional Licensure, on a petition, a Bill relative to the sale of children's jewelry (House, No. 187) [Senator Fattman dissenting].

By the same member, for the same committee, on a petition, a Bill relative to notification of licensees (House, No. 191).

By the same member, for the same committee, on a petition, a Bill updating a certain requirement for on premises liquor license applicants (House, No. 196).

By the same member, for the same committee, on a petition, a Bill relative to issuing prize payments to charities (House, No. 203).

By the same member, for the same committee, on a petition, a Bill relative to the sale of alcohol on Sundays (House, No. 209).

By the same member, for the same committee, on a petition, a Bill relative to the wholesale of malt beverages produced by a pub brewery (House, No. 212).

By the same member, for the same committee, on a petition, a Bill updating chapter 93H data security protections to include biometric information (House, No. 1985).

By the same member, for the same committee, on a petition, a Bill making municipalities eligible to attend auctions for the purchase of motor vehicles (House, No. 1993).

By the same member, for the same committee, on a petition, a Bill regulating the granting of temporary licenses for the sale of wine, beer, and malt liquor at auctions (House, No. 1994).

By the same member, for the same committee, on a petition, a Bill creating a maximum allowable check-cashing rate (House, No. 2819) [Senator Fattman dissenting].

By the same member, for the same committee, on a petition, a Bill to allow non-profits to purchase alcohol from retail package stores for charitable events (House, No. 2824).

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

Emergency Measure.

The engrossed Bill to ensure safe access to marijuana (see House, No. 3818), 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 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 House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Orders of the Day.

House bills

Authorizing the town of Truro to convey a perpetual trail easement on conservation land to Truro conservation trust (House, No. 2424); and

Relative to town meeting members in the town of Burlington (House, No. 2789) (its title having been changed by the committee on Bills in the Third Reading);

jewelry.

Liquor licenses,—
notification.

Liquor licenses,—
requirements.

Charities,—
prize payments.

Alcohol sales,—
Sundays.

Pub
breweries.

Biometric
information.

Municipalities,—
vehicle
auctions.

Auctions,—
liquor
licenses.

Check-
cashing
rates.

Non-profits,—
alcoholic
purchases.

Marijuana
access.

Third
reading
bills.

UNCORRECTED PROOF.

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.

The House Bill prohibiting intentional misrepresentation by a business of its location (House, No. 184), was read a second time; and it was ordered to a third reading.

Second
reading
bill.

Recess.

At twenty eight minutes before one 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 nine minutes after four o'clock, the House was called to order with the Mr. Donato in the Chair.

Recess.

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 nine minutes before four 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.