
The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, JUNE 27, 2019.

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JOURNAL OF THE HOUSE.

Thursday, June 27, 2019.

Met at six minutes after 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 Fathers, Chaplain of the House, as follows:

God of Deliverance, we pray for our elected officials of this Chamber and for all who work here in this historic State House.

We are grateful for the many technological and scientific advances that have been a part of the legacy of our Commonwealth.

We remember that it was on this day in 1847 that a telegraph line was established connecting Boston to New York. People became aware of news much more quickly due to what was then called the electro-magnetic telegraph.

We pray then in a special way today for all who work in the field of communication, from developing ever-new forms of communication to overseeing rules and regulations for the industry, to those who transmit news using various media.

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.

Messages from the Governor.

A message from His Excellency the Governor (under the provisions of Section 8 of Article LXXXIX of the Amendments to the Constitution) recommending legislation relative to validating actions taken at an annual town meeting in the town of Berlin (House, No. 3935), was filed in the office of the Clerk on Wednesday, June 26.

A message from His Excellency the Governor (under the provisions of Section 8 of Article LXXXIX of the Amendments to the Constitution) recommending legislation relative to validating a certain election in the town of Boylston (House, No. 3936), was filed in the office of the Clerk on Wednesday, June 26.

The messages were read; and they were referred, under Rule 30, with the accompanying drafts of two bills, to the committee on Election Laws. Severally sent to the Senate for concurrence.

A message from His Excellency the Governor submitting requests for making appropriations for fiscal year 2019 to provide for accelerating infrastructure improvements at the Massachusetts Bay Transportation Authority (House, No. 3934), was filed in the office of the Clerk on Tuesday, June 25.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Ways and Means.

Prayer.

Pledge of allegiance.

Berlin,—
town
meeting.

Boylston,—
election.

Supplemental
appropriations.

Resignation of the House Chaplain.

The following communication was read and spread, in part, upon the records of the House, as follows:

June 27, 2019.

The Honorable Speaker Robert A. DeLeo
MA House of Representatives
State House
Boston, MA 02133

Dear Mr. Speaker,

Please accept this letter as a formal notification that I am resigning from my position as House Chaplain. My last day will be Thursday, June 27.

I want to thank you so very much for giving me the opportunity to serve my beloved Commonwealth of Massachusetts in this capacity the past two and a half years. I wished for many more years of life and ministry in and around the State House but my religious order, the Paulists, need me to take on an important role as pastor of our historic parish, St. Paul the Apostle at Lincoln Center in New York City beginning the First of July.

I so enjoyed crafting prayers of gratitude to God for the many blessings our Commonwealth has received over the years through those fortunate enough to have called Massachusetts home.

I wish you, your loved ones and co-workers all the blessings you can handle and then some. I hope our paths cross again.

His/Yours,



Rev. Broderick M. Walsh CSP
House Chaplain

House
Chaplain,—
resignation.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Resolutions (filed by Mrs. Poirier of North Attleborough) recognizing and commemorating the Board of Selectmen of the town of North Attleborough as the town's form of government from 1887 to 2019;

Resolutions (filed by Representatives Biele of Boston, Campbell of Methuen and Naughton of Clinton) recognizing and supporting programs and volunteer efforts to raise awareness of post traumatic stress injury;

Resolutions (filed by Mr. Fernandes of Falmouth and other members of the House) supporting efforts to save the North Atlantic right whale;

Resolutions (filed by Mr. Galvin of Canton) honoring and recognizing the Edward J. Beatty American Legion Post in the town of Canton on the occasion of its

North
Attleborough
selectmen.

Post traumatic
stress injury.

North Atlantic
right whale.

Canton,—
American

one hundredth anniversary;

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Maxwell I.M. Malamut on receiving the Eagle Award of the Boy Scouts of America;

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Kyle David Martens on receiving the Eagle Award of the Boy Scouts of America; and

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Mackenzie Steven Meschwitz on receiving the Eagle Award of the Boy Scouts of America;

Mr. Galvin of Canton, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mr. McMurtry, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Legion.
Maxwell
Malamut.
Kyle
Martens.
Mackenzie
Meschwitz.

Communication.

A communication from the Department of Elementary and Secondary Education (see item 7061-0010 of Chapter 273 of the Acts of 2018) submitting a report entitled: Increasing Student Access to Behavioral and Mental Health Services, was placed on file.

Students,—
behavioral
and mental
health.

Annual and Quarterly Reports.

An annual report of the Division of Banks (under Section 13 of Chapter 167 of the General Laws) for the year 2018; and

A quarterly report of the Office of the State Auditor (under Section 17 of Chapter 11 of the General Laws) submitting its third quarter report of the Bureau of Special Investigations from January 1, 2019 to March 31, 2019;

Severally were placed on file.

Division
of Banks.
Unemployment
Trust Fund.

Petitions.

Petitions severally were presented and referred as follows:

By Representative Arciero of Westford and Senator Eldridge, a joint petition (accompanied by bill, House, No. 3937) of James Arciero, James B. Eldridge and Nina Nazarian (by vote of the town) that the town of Littleton be authorized to establish the Littleton Common smart sewer district; and

By Representative McKenna of Webster and Senator Fattman, a joint petition (accompanied by bill, House, No. 3938) of Joseph D. McKenna and Ryan C. Fattman (by vote of the town) relative to the charter of the town of Webster;

Severally to the committee on Municipalities and Regional Government.

Severally sent to the Senate for concurrence.

Littleton,—
sewer
district.

Webster,—
charter.

Representative Biele of Boston and Senator Collins presented a joint petition (subject to Joint Rule 12) of David Biele and Nick Collins for legislation to establish a sick leave bank for Darcy F. Currey, an employee of the Department of Correction; and the same was referred, under Rule 24, to the committee on Rules.

Darcy
Currey,—
sick leave.

Papers from the Senate.

The House Bill making appropriations for the fiscal year 2019 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 3819, 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 2271. The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Supplemental appropriations.

A report of the committee on Financial Services, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 636) of Marc R. Pacheco, Jack Patrick Lewis, Maria Duaine Robinson, Mike Connolly and other members of the General Court for legislation to authorize independent retirement boards to divest from fossil fuel companies, and recommending that the same be referred to the committee on Public Service,— accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence.

Divestment,— fossil fuel.

A petition (accompanied by bill, Senate, No. 2275) of Michael J. Rodrigues and Paul A. Schmid, III (by vote of the town) for legislation to provide for recall elections in the town of Westport, was referred, in concurrence, to the committee on Election Laws.

Westport,— recall election.

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 following petitions:

Petition (accompanied by bill) of Andres X. Vargas and others relative to vaccination and immunization for school admittance. To the committee on Education.

Schools,— vaccinations.

Joint petition (accompanied by bill) of David Biele and Nick Collins that the Department of Conservation and Recreation designate a certain area at Castle Island in the city of Boston in memory of John J. Mullen. To the committee on Environment, Natural Resources and Agriculture.

Boston,— John Mullen.

Joint petition (accompanied by bill) of Tricia Farley-Bouvier, Adam G. Hinds and John Barrett, III for legislation to establish a sick leave bank for Christine Smith, an employee of the Department of Conservation and Recreation. To the committee on Public Service.

Christine Smith,— sick leave.

Petition (accompanied by bill) of Edward F. Coppinger that the commissioner of Capital Asset Management and Maintenance be authorized to release a certain easement in the West Roxbury section of the city of Boston. To the committee on State Administration and Regulatory Oversight.

Boston,— easement.

Under suspension of the rules, on motion of Mr. Biele of Boston, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Bill providing for the terms of certain bonds for transportation improvements to be issued by the Commonwealth (printed in House, No. 3898), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Transportation,— bonds.

Mr. Petrolati of Ludlow, for said committee, reported that the matter be

scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of the same member, 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. Garballey of Arlington, the bill (having been reported by the committee on Bills in the Reading to be correctly drawn) was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

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

Senate bills

Establishing a sick leave bank for David P. Christian, an employee of the Department of Correction (Senate, No. 1541);

David Christian.

Establishing a sick leave bank for Ryan Russell, an employee of the Department of Correction (Senate, No. 2218); and

Ryan Russell,—
sick leave.

Designating certain bridges in memory of certain members of the United States Armed Forces who lost their lives while serving in the military (Senate, No. 2272); and

Armed forces,—
bridges.

House bills

Relative to nomination of candidates for town meeting in the town of Milford (House, No. 698) [Local Approval Received];

Milford,—
town meeting.

Relative to the Lanesborough Village Fire and Water District (House, No. 3863); and

Lanesborough,—
fire and water.

Establishing a sick leave bank for Paul A. Wilson, an employee of the Department of Developmental Services (House, No. 3900);

Paul Wilson,—
sick leave.

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

By Mr. Mahoney of Worcester, for the committee on Public Health, on a petition, a Bill relative to strengthening the local and regional public health system (House, No. 1935).

Public health system.

By the same member, for the same committee, on House, Nos. 1906, 1923, 1924 and 1925, a Bill ensuring consumer choice and equal access to eye care (House, No. 3933).

Eye care.

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Mr. Golden of Lowell, for the committee on Telecommunications, Utilities and Energy, on House, No. 3846, a Bill relative to GreenWorks (House, No. 3941). Read; and referred, under Rule 17G, to the committee on Bonding, Capital Expenditure and State Assets.

Climate change,—
resiliency.

By Mr. Mahoney of Worcester, for the committee on Public Health, on a petition, a Bill to protect children, families, and firefighters from harmful flame retardants (House, No. 3500). Read; and referred, under Rule 33, to the committee on Ways and Means.

Flame retardants.

By Mr. Chan of Quincy, for the committee on Consumer Protection and Professional Licensure, on House, No. 319, a Bill authorizing the town of Milford to grant an additional license for the sale of wines and malt beverages not to be drunk

Milford,—
liquor license.

on the premises (House, No. 3939) [Local Approval Received].

By the same member, for the same committee, on House, No. 320, a Bill authorizing the town of Milford to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 3940) [Local Approval Received].

By Mr. Parisella of Beverly, for the committee on Public Service, on a joint petition, a Bill establishing a sick leave bank for Michelle Kitchen-Taraska, an employee of the Department of Developmental Services (House, No. 3914).

By Mr. Golden of Lowell, for the committee on Telecommunications, Utilities and Energy, on a joint petition, a Bill relative to the authorities of municipal light boards (House, No. 3869).

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

Id.

Michelle
Kitchen-
Taraska.

Municipal
light boards.

Orders of the Day.

The Senate Bill authorizing the town of Groveland to continue the employment of Joseph Santapaola as a member of the Groveland fire department (Senate, No. 1585), 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
bill.

The House Bill authorizing the town of Plymouth to continue the employment of G. Edward Bradley (House, No. 3742) (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; and it was passed to be engrossed. Sent to the Senate for concurrence.

Id.

Recess.

At twenty-five minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at one minute after one o'clock P.M. the House was called to order with Mr. Donato in the Chair.

Recess.

Reports of Committees.

Prior to the noon recess, By Mr. Lawn of Watertown, for the committee on Election Laws, on a joint petition, a Bill validating the results of the annual town election held in the town of Chester on May 4, 2019 (House, No. 3906) [Local Approval Received].

Chester,—
election.

By Mr. Parisella of Beverly, for the committee on Public Service, on a petition, a Bill authorizing the town of Winthrop to continue the employment of Fire Chief, Paul E. Flanagan (House, No. 3909) [Local Approval Received].

Winthrop,—
Paul
Flanagan.

By the same member, for the same committee, on a joint petition, a Bill establishing a sick leave bank for Thomas Lingenberg, an employee of the Soldiers' Home in Holyoke (House, No. 3913).

Thomas
Lingenberg,—
sick leave.

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

Mr. Petrolati of Ludlow, for said committee, reported, in each instance, that the matters be scheduled for consideration by the House.

Under suspension of the rules, in each instance, on motion of Mr. Biele of Boston, the bills severally were read a second time forthwith; and they were ordered to a third reading.

Subsequently, the noon recess having terminated, under further suspension of the rules, in each instance, on motion of Mr. Petrolati of Ludlow, the bills (having been reported by the committee on Bills in the Reading to be correctly drawn) were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Recess.

At three minutes after one o'clock P.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at twenty-four minutes before three o'clock P.M. the House was called to order with Mr. Donato in the Chair.

Recess.

Emergency Measure.

The engrossed Bill establishing a sick leave bank for Thomas Lingenberg, an employee of the Soldiers' Home in Holyoke (see House, No. 3913), 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.

Thomas Lingenberg,—
sick leave.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 3 to 0. Sent to the Senate for concurrence.

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.

Engrossed Bills.

Engrossed bills

Authorizing the town of Groveland to continue the employment of Joseph Santapaola as a member of the Groveland fire department (see Senate, No. 1585);

Bills enacted.

Crediting the stabilization fund for the sale of the former Milton L. Fuller School property in the city of Gloucester (see Senate, No. 2195);

(Which severally originated in the Senate);

Authorizing the county of Dukes County to borrow funds to pay the costs for making various capital improvements at and acquiring items of capital equipment for the Martha's Vineyard airport (see House, No. 3630);

Validating the results of the annual town election held in the town of Chester on May 4, 2019 (see House, No. 3906); and

Making certain appropriations for fiscal year 2020 before final action on the General Appropriation Bill (see House bill printed in House, No. 3910);

(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.

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 three o'clock P.M., on motion of Mr. Wong of Saugus (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.