
The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



WEDNESDAY, APRIL 3, 2024.

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JOURNAL OF THE HOUSE.

Wednesday, April 3, 2024.

Met according to adjournment at eleven o'clock A.M. with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Silent Tribute.

During the session, the Speaker took the Chair, and at his request, the members, guests and employees stood in a moment of silent tribute in respect to the memory of Congressman Bill Delahunt. The Speaker offered remarks as follows:

Congressman
William D.
Delahunt.

Congressman Bill Delahunt was a close friend and mentor of mine. Throughout his life, Bill was the epitome of what it means to be a public servant. From the Coast Guard, to the State House, to the halls of Congress, Bill worked incredibly hard on behalf of the people that he served, and on the causes that he believed in. Because of his decades of service, he always made Quincy and Massachusetts proud. On behalf of the entire House, I offer my condolences to Bill's family, and to all those who are mourning this tragic loss.

Representative John J. Marsi of Dudley.

During the session, the Chair (Ms. Hogan of Stow), declared a brief recess and introduced Representative John J. Marsi, who was present in the Chamber for his first formal session as the Representative from the 6th Worcester District.

Mr. Marsi
of Dudley.

Distinguished Guests.

During the Session, the Chair (Ms. Hogan of Stow), declared a brief recess and introduced United States Senator Edward J. Markey and former Representative James M. Cantwell, Massachusetts State Director for Senator Markey, who were in the State House on official business and honored the House by their brief attendance at today's session.

U.S. Senator
Markey and
James Cantwell.

Resolutions.

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

Resolutions (filed by Representatives Day of Stoneham and Honan of Boston) commending TargetCancer Foundation on its continued dedication to its mission to advance the development of more effective and personalized treatments for people with rare cancers;

TargetCancer
Foundation.

Resolutions (filed by Representatives Khan of Newton and Rogers of Cambridge) honoring former State Representative Anne Paulsen for her unwavering commitment as an elected official to the people of the Commonwealth;

Anne Paulsen.

Resolutions (filed by Representative Khan of Newton) honoring Fred Paulsen for his upstanding citizenship and devotion as an active community member and volunteer; and

Fred Paulsen.

Resolutions (filed by Representative Lombardo of Billerica and other members of the House) recognizing May 1-7, 2024 as Elks National Youth Week;

Elks National Youth Week.

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. Xiarhos of Barnstable, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Papers from the Senate.

The House Bill further amending the charter of the town of Middleton (House, No. 3970, changed and 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 2716. The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Middleton,—charter.

The following order, having been approved by the committees on Rules of the two branches, acting concurrently, came from the Senate with the endorsement that it had been adopted by said branch, as follows:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Telecommunications, Utilities and Energy be granted until April 7, 2024, within which time to make its final report on current Senate documents numbered 538, 1284, 1285, 2078, 2080, 2081, 2083, 2084, 2086, 2087, 2088, 2089, 2091, 2092, 2093, 2094, 2095, 2098, 2099, 2101, 2103, 2108, 2109, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2133, 2134, 2136, 2137, 2138, 2141, 2142, 2143, 2144, 2146, 2147, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2169, 2171, 2173, 2174, 2175, 2176, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2394, 2488, and 2558, relative to telecommunications, utilities, and energy matters.

Telecommunications, Utilities and Energy committee,—extension of time for reporting.

Under suspension of the rules, on motion of Mr. Wong of Saugus, the order (Senate, No. 2620) was considered forthwith; and it was adopted, in concurrence.

A report of the committee on Revenue, recommending that the report of the Massachusetts Capital Resource Company (under the provisions of Section 20 of Chapter 816 of the Acts of 1977) submitting its forty-seventh annual report (Senate, No. 2695), be placed on file,—accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence.

Capital Resource Company.

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

Michael Lewis,—sick leave.

the joint petition of Christopher M. Markey and Mark C. Montigny for legislation to establish a sick leave bank for Michael Lewis, an employee of the Department of Correction. Under suspension of the rules, on motion of Mr. Wong of Saugus, the report was considered forthwith. Joint Rule 12 then was suspended; and petition (accompanied by bill) was referred to the committee on Public Service. Sent to the Senate for concurrence.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Bill relating to public access to historical records (House, No. 3033), ought to pass with an amendment substituting therefor a Bill relative to the special commission on state institutions for persons with disabilities (House, No. 4527). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Historical records.

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

Under suspension of Rule 7A, on motion of Mr. Wong of Saugus, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

By Mr. Murphy of Weymouth, for the committee on Financial Services, on a petition, a Bill preventing inappropriate denials by insurers for medically necessary services (House, No. 1087).

Medically necessary services.

By the same member, for the same committee, on a petition, a Bill relative to ensuring treatment for genetic craniofacial conditions (House, No. 1093).

Craniofacial conditions.

By the same member, for the same committee, on a petition, a Bill expanding coverage of dental procedures (House, No. 1094).

Dental procedures.

By the same member, for the same committee, on a petition, a Bill relative to community behavioral health centers (House, No. 1108).

Behavioral health.

By the same member, for the same committee, on a petition, a Bill relative to the practice of acupuncture (House, No. 1120).

Acupuncture,— coverage.

By the same member, for the same committee, on a petition, a Bill to increase enrollment in affordable health plan networks (House, No. 1125).

Affordable health plans.

By the same member, for the same committee, on a petition, a Bill to help patients and reduce health care costs by ensuring patient adherence to medications (House, No. 1135).

Prescription drugs,— coverage.

By the same member, for the same committee, on a petition, a Bill promoting consumer choice in health care (House, No. 1136).

Athletic trainers.

By the same member, for the same committee, on a petition, a Bill ensuring access to full spectrum pregnancy care (House, No. 1137).

Full spectrum pregnancy care.

By the same member, for the same committee, on a joint petition, a Bill relative to insurance coverage for doula services (House, No. 1139).

Doula services.

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

By Mr. Murphy of Weymouth, for the committee on Financial Services, on a petition, a Bill regarding credit card surcharging (House, No. 1101). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Payments industry,— study.

By Mr. Murphy of Weymouth, for the committee on Financial Services, on a petition, a Bill relative to travel insurance (House, No. 971, changed in section 2, in

Travel insurance.

line 20, by striking out the following: “(iii)” and inserting in place thereof the following: “(ii)”, in line 23, by inserting after the word “premiums” the words “and performing other non-licensed activities permitted by the Commonwealth”, and in line 92, by striking out the following: “customers;” and inserting in place thereof the word “customers.”).

By the same member, for the same committee, on a petition, a Bill reducing the costs for small business (House, No. 1092).

By the same member, for the same committee, on a petition, a Bill relative to mortgage review boards and a small business loan review board within the Division of Banks (House, No. 1104).

By the same member, for the same committee, on a petition, a Bill establishing uniform enforcement and confidentiality provisions relative to certain licensees under the jurisdiction of the Division of Banks (House, No. 1105).

By the same member, for the same committee, on a petition, a Bill relative to the regulation of money transmission by the Division of Banks (House, No. 1106).

Severally read; and referred, under Rule 33, to the committee on Ways and Means.

By Mr. Murphy of Weymouth, for the committee on Financial Services, on a petition, a Bill [sic] eliminate penalty charges when canceling auto insurance (House, No. 1102).

By the same member, for the same committee, on a petition, a Bill relative to the Massachusetts Uniform Commercial Code (House, No. 1112).

By the same member, for the same committee, on a petition, a Bill to add a compulsory death benefit to automobile liability insurance (House, No. 1114).

By the same member, for the same committee, on a petition, a Bill relative to the remediation of home heating oil releases (House, No. 1129).

By the same member, for the same committee, on a petition, a Bill relative to primary insurance (House, No. 1133).

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

LLCs.

Loan review boards.

Banks, etc.

Money transmissions.

Motor vehicle insurance,—penalties.

Commercial code.

Automobile insurance.

Home heating oil releases.

Primary insurance.

Engrossed Bills.

Engrossed bills

Extending the time for issuing certain licenses for the sale of alcoholic beverages to be drunk on the premises in the town of Hanover (House, No. 4009); and

Designating a certain bridge in the town of Falmouth as the Kevin P. Quinn memorial bridge (House, No. 4044, amended);

(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.

Bills Enacted.

Recess.

At twenty-six minutes before twelve o'clock noon on motion of Ms. Gifford of Wareham (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock P.M.; and at twenty minutes after one o'clock the House was called to order with Ms. Hogan of Stow in the Chair.

Recess.

Engrossed Bill — Land Taking.

The engrossed Bill authorizing the town of Brewster to transfer a certain parcel of recreation land known as Wing’s Island from the select board to the conservation commission for conservation and open space purposes (see House, No. 3875, amended) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

Brewster,—
land.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 155 members voted in the affirmative and 0 in the negative.

Bill enacted
(land taking),—
yea and nay
No. 82.

[See [Yea and Nay No. 82](#) in Supplement.]

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

Reports of Committees.

Prior to the noon recess (Mr. Donato of Medford being in the Chair),—By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Bill financing improvements to municipal roads and bridges (House, No. 4488), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4529) [Bond Issue: General Obligation Bonds: \$375,000,000.00]. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Municipal
roads and
bridges,—
bonds.

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

Under suspension of Rule 7A, on motion of Mr. Walsh of Peabody, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

Subsequently, the noon recess having terminated (Ms. Hogan of Stow being in the Chair), under suspension of the rules, on motion of Mr. Straus of Mattapoisett, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time.

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

Bill passed to
be engrossed,—
yea and nay
No. 83.

[See [Yea and Nay No. 83](#) in Supplement.]

Therefore the bill was passed to be engrossed. Sent to the Senate for concurrence.

Prior to the noon recess (Mr. Donato of Medford being in the Chair),—By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Bill to rename the Massachusetts Rehabilitation Commission, MassAbility, to reflect the self-determination and limitless possibilities of people with disabilities (printed in House, No. 4161), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4528). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Rehabilitation
commission,—
rename.

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

Under suspension of Rule 7A, on motion of Mr. Walsh of Peabody, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

Subsequently, the noon recess having terminated (Ms. Hogan of Stow being in the Chair), under suspension of the rules, on motion of Mr. Walsh of Peabody, 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. Sent to the Senate for concurrence.

Motion to Discharge a Certain Matter in the Orders of the Day.

The House Bill relative to individuals with intellectual or developmental disabilities (House, No. 4396), report by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time forthwith, under suspension of Rule 47, on motion of Mr. Livingstone of Boston.

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

[See [Yea and Nay No. 84](#) in Supplement.]

Therefore the bill was passed to be engrossed. Sent to the Senate for concurrence.

Order.

The Speaker being in the Chair,—

On motion of Ms. Hogan of Stow,—

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

Individuals with intellectual or developmental disabilities.

Bill passed to be engrossed,—
yea and nay
No. 84.

Next sitting.

Speaker Mariano of Quincy and Representatives Ayers of Quincy and Chan of Quincy moved that when the House adjourns today, it do so in respect to the memory of the Honorable William D. Delahunt, a member of this House from Quincy in 1973, 1974 and 1975; and a Representative in the United States Congress from 1997 to 2011, inclusive; and the motion prevailed, by a unanimous rising vote.

Accordingly, without proceeding to consideration of the matters in the Orders of the Day, at three minutes before three o'clock P.M., on motion of Mr. Garballey of Arlington (The Speaker being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.