
The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, DECEMBER 4, 2023.

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Monday, December 4, 2023.

Met according to adjournment at ten 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.

Communications.

Communications

From the Executive Office of Public Safety and Security (see Section 34 of Chapter 22C of the General Laws) submitting its Hate Crimes in Massachusetts report for fiscal year 2022;

Hate
crimes.

From the Executive Office of Public Safety and Security (see item 8900-0001 of Section 2 of Chapter 28 of the Acts of 2023) submitting the fourth quarterly data report of the Department of Correction for calendar year 2022; and

Incarcerated
persons.

From the Executive Office of Public Safety and Security (see Section 2 of Chapter 170 of the Acts of 2004) submitting its annual report examining data reported by Massachusetts law enforcement agencies with approved electronic control weapons training programs for calendar year 2021;

Electronic
control
weapons data.

Severally were placed on file.

Annual Reports.

Annual reports

Of the State 911 Department (under Section 18B(j) of Chapter 6A of the General Laws) for the calendar year 2022; and the Grant Expenditure Report (under Section 35JJ of Chapter 10 of the General Laws) by community for fiscal years 2021 and 2022 [copies of the report were forwarded to the committees on Ways and Means and Public Safety and Homeland Security, as required by said law]; and

State 911
and grant
expenditure
reports.

Of the Department of Early Education and Care (under Sections 3(g), 4, 5, 10 and 13(d) of Chapter 15D of the General Laws) submitting its annual legislative report for calendar year 2022 [a copy was forwarded to the committee on Education, as required by said law];

Early
Education
and Care.

Severally were placed on file.

Paper from the Senate.

A petition (accompanied by bill, Senate, No. 2516) of Michael D. Brady and Alyson M. Sullivan-Almeida (by vote of the town) for legislation to validate the results of the annual election held in the town of Whitman on May 20, 2023, was referred, in concurrence, to the committee on Election Laws.

Whitman,—
election
results.

Recesses.

At one minute after ten o'clock A.M., on motion of Mr. Garballey of Arlington (Mr. Donato of Medford being in the Chair), the House recessed until half past eleven o'clock; and at twenty-four minutes before twelve o'clock noon the House was called to order with Mr. Donato in the Chair.

Recesses.

The House thereupon took a further recess, on motion of Mr. Michlewitz of Boston, subject to the call of the Chair; and at seventeen minutes before twelve o'clock noon the House was called to order with Mr. Donato in the Chair.

Quorum.

Mr. Frost of Auburn then asked for a count of the House to ascertain if a quorum was present; and a count showed that 116 members were in attendance.

Quorum.

Orders of the Day.

The report, in part, of the committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2505) of the House Bill making appropriations for the fiscal year 2023 for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4171) recommending passage of a bill with the same title (House, No. 4204), was accepted, by a vote of 105 to 14.

Supplemental appropriations.

Mr. Garballey of Arlington then moved that this vote be reconsidered; and, under Rule 54, the motion to reconsider was placed in the Orders of the Day for the next sitting.

Order.

Mr. Mariano of Quincy offered the following order:—

Ordered, That, when the House adjourns today, it adjourn to meet forthwith for a second legislative day.

Next sitting.

The order was adopted.

At thirteen minutes before twelve o'clock noon, on further motion of Mr. Mariano (Mr. Donato of Medford being in the Chair) the House adjourned to meet forthwith for a second legislative day, in an Informal Session.

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SECOND LEGISLATIVE DAY.

Met according to adjournment, 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).

Orders of the Day.

The motion of Mr. Garballey of Arlington, that the vote be reconsidered by which the House, at the preceding sitting, accepted the report, in part, of the committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2505) of the House Bill making appropriations for the fiscal year 2023 for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4171) recommending passage of a bill with the same title (House, No. 4204), was negatived.

Supplemental appropriations.

Recess.

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

Recess.

Emergency Measures.

The engrossed Bill making appropriations for the fiscal year 2023 for supplementing certain existing appropriations and for certain other activities and projects (see House, No. 4204), 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.

Supplemental appropriations.

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.

Bill enacted.

The engrossed Bill relative to creditable service for Abby Levin, a member of the Massachusetts Teachers' Retirement System (see House, No. 4168, 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.

Abby Levin,—retirement.

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 23 to 0. Sent to the Senate for concurrence.

Engrossed Bills.

Engrossed bills

Exempting the position of deputy fire chief in the town of Wrentham from the civil service law (see House, No. 3720); and

Bills enacted.

Changing the town of Plymouth's 1820 Courthouse Fund to the Facilities Improvement Fund (see House, No. 3909);

(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. Mariano of Quincy,—

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

Next
sitting.

At twenty-six minutes before five o'clock P.M., on motion of Mr. Jones of North Reading (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.