
The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, MAY 11, 2023.

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JOURNAL OF THE HOUSE.

Thursday, May 11, 2023.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of allegiance.

Appointment of the Speaker.

The Speaker announced that he had appointed Mr. Kushmerek of Fitchburg as his designee (under Section 42 of Chapter 2 of the Acts of 2023) to the Special Commission to Investigate and Study the Promotion and Celebration of the Two Hundred and Fiftieth Anniversary of the American Revolution.

250th
American
Revolution
anniversary.

Resolutions.

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

Resolutions (filed by Mr. Ayers of Quincy and other members of the House) commending the Greater Boston chapter of the American Society of Safety Professionals on its recognition of North American Occupational Safety and Health Week and Occupational Safety and Health Professional Day;

Occupational
health and
safety.

Resolutions (filed by Representatives Driscoll of Milton, Giannino of Revere and Garcia of Chelsea) honoring Wallace R. Rockwell, Sr., on his one hundredth birthday;

Wallace
Rockwell.

Resolutions (filed by Mr. Gentile of Sudbury) commending the Fibromuscular Dysplasia Society of America on recognizing the month of May 2023 as Fibromuscular Dysplasia Awareness Month;

Fibromuscular
Dysplasia
Month.

Resolutions (filed by Mr. LeBoeuf of Worcester and other members of the House) acknowledging May 2023 as Ehlers-Danlos Syndromes and Hypermobility Spectrum Disorders Awareness Month;

Disorders,—
awareness
month.

Resolutions (filed by Mr. Linsky of Natick) congratulating Megan O'Donnell on achieving the Gold Award of the Girl Scouts of the United States of America;

Megan
O'Donnell.

Resolutions (filed by Mr. Soter of Bellingham) congratulating the Coniaris family on eighty-two successful years in business at Pete's Bluebird Restaurant in Bellingham;

Coniaris
family.

Resolutions (filed by Representatives Vieira of Falmouth and Fernandes of Falmouth) commending the Falmouth Community Television Corporation, Inc. on its thirtieth anniversary; and

Falmouth
Community
Television.

Resolutions (filed by Mr. Vitolo of Brookline) recognizing the thirty-ninth annual "What JFK Means To Me" ceremony at the John F. Kennedy National Historic Site;

JFK
ceremony.

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

Communications.

A communication from the Department of Energy Resources of the Executive Office of Energy and Environmental Affairs (under the provisions of Section 12 of Chapter 25A of the General Laws) submitting regulations 225 CMR 24.00 – Municipal Fossil Fuel Free Building Construction and Renovation Demonstration Project, and also establishing data reporting requirements and assessment procedures to measure impacts of fossil fuel free building code requirements (House, No. 3847), was referred to the committee on Telecommunications, Utilities and Energy. Sent to the Senate for concurrence.

Division of Energy Resources,— regulations.

Communications

From the Executive Office of Health and Human Services (see Section 13L of Chapter 118E the General Laws) submitting the 340B/High-Cost Drugs Impact report; and

Hospitals,— discount prescriptions.

From the Executive Office of Health and Human Services (see Section 30 of Chapter 22 of the Acts of 2022) submitting an update on the progress towards achieving the goals of the comprehensive COVID-19 vaccination equity plan;

COVID-19 vaccination equity plan.

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

By Representative Arciero of Westford, a petition (accompanied by bill, House, No. 3839) of James Arciero (by vote of the town) that the town of Westford be authorized to grant one additional license for the sale of all alcoholic beverages to be drunk on the premise. To the committee on Consumer Protection and Professional Licensure.

Westford,— liquor license.

By Representative Domb of Amherst and Senator Comerford, a joint petition (accompanied by bill, House, No. 3840) of Mindy Domb and Joanne M. Comerford (with the approval of the town council) that the city known as the town of Amherst be authorized to extend local voting rights for lawful permanent residents residing in said town. To the committee on Election Laws.

Amherst,— voting rights.

By Representative Blais of Deerfield and Senator Comerford, a joint petition (accompanied by bill, House, No. 3841) of Natalie M. Blais and Joanne M. Comerford (by vote of the town) relative to the construction and operation of systems of sewers in the town of Deerfield; and

Deerfield,— sewers.

By Representative Fernandes of Falmouth and Senator Cyr, a joint petition (accompanied by bill, House, No. 3842) of Dylan A. Fernandes and Julian Cyr (by vote of the town) relative to changing the name of the board of selectmen of the town of Gosnold to selectboard;

Gosnold,— selectboard.

Severally to the committee on Municipalities and Regional Government.

By Representative Blais of Deerfield and Senator Comerford, a joint petition (accompanied by bill, House, No. 3843) of Natalie M. Blais and Joanne M.

Deerfield,— police.

Comerford (by vote of the town) that the town of Deerfield be authorized to continue the employment of police department members Michael W. Habel, Robert A Thrtacher and Mark Jacques; and

By Representative Consalvo of Boston, a petition (accompanied by bill, House, No. 3844) of Rob Consalvo (with the approval of the mayor and city council) for legislation to authorize the appointment of Ariel Rodriguez as a police officer in the city of Boston notwithstanding the maximum age requirement.

Boston,—
Ariel
Rodriguez.

Severally to the committee on Public Service.

By Representatives Connolly of Cambridge and Uyterhoeven of Somerville, a petition (accompanied by bill, House, No. 3845) of Mike Connolly and Erika Uyterhoeven (with the approval of the mayor and the board of aldermen) that the city of Somerville be authorized to establish a real estate transfer fee on certain real estate transactions in said city. To the committee on Revenue.

Somerville,—
real estate
transfer fee.

By Representative Cruz of Salem, a petition (accompanied by bill, House, No. 3846) of Manny Cruz (with the approval of the mayor and city council) that the city of Salem be authorized to adopt and enforce local regulations restricting new fossil fuel infrastructure in certain construction projects in said city. To the committee on Telecommunications, Utilities and Energy.

Salem,—
fossil
fuels.

Severally sent to the Senate for concurrence.

Papers from the Senate.

Reports of the committee on Environment and Natural Resources, asking to be discharged from further consideration

Of the petition (accompanied by bill, Senate, No. 552) of Patrick M. O'Connor, Jennifer Balinsky Armini, Julian Cyr, Bruce E. Tarr and other members of the General Court for legislation relative to lobstering closure mitigation,— and recommending that the same be referred to the committee on Agriculture; and

Lobstering,—
closure
mitigation.

Of the petition (accompanied by bill, Senate, No. 530) of Liz Miranda, Vanna Howard and Jacob R. Oliveira for legislation to preserve space for the creative economy,— and recommending that the same be referred to the committee on Tourism, Arts and Cultural Development;

Creative
economy.

Severally accepted by the Senate, were considered forthwith, under Rule 42; and they were accepted, in concurrence.

A petition (accompanied by bill, Senate, No. 2387) of Bruce E. Tarr, Sally P. Kerans and Jerald A. Parisella (by vote of the town) for legislation relative to appointing the town clerk of the town of Wenham, was referred, in concurrence, to the committee on Municipalities and Regional Government.

Wenham,—
town clerk.

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 suspended on the following petitions:

Petition (accompanied by bill) of Antonio F. D. Cabral for legislation to establish a sick leave bank for Ana C. Contreras, an employee of the Trial Court. To the committee on the Judiciary.

Ana
Contreras,—
sick leave.

Petition (accompanied by bill) of Josh S. Cutler and Dylan A. Fernandes that the Executive Office of Labor and Workforce Development be authorized to establish a

Four-day
work week.

four-day work week pilot program. To the committee on Labor and Workforce Development.

Joint petition (accompanied by bill) of Tommy Vitolo and Cynthia Stone Creem (by vote of the town) that the town of Brookline be authorized to adopt green zoning by-laws and regulations in said town. To the committee on Municipalities and Regional Government.

Green zoning by-laws.

Petition (accompanied by bill) of William M. Straus and others for legislation to provide funding of certain collective bargaining agreements. To the committee on Public Service.

Collective bargaining.

Petition (accompanied by bill) of Tommy Vitolo, Samantha Montañó and Francisco E. Paulino relative to electrical load aggregation programs. To the committee on Telecommunications, Utilities and Energy.

Electrical load aggregation.

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

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

Authorizing the town of Raynham to grant additional licenses for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 283) [Local Approval Received]; and

Raynham,— liquor licenses.

To amend special legislation to pursue five (5) additional alcohol pouring licenses in Hudson's C-1 Zoning District (House, No. 320) [Local Approval Received];

Hudson,— liquor licenses.

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

By Mr. Cahill of Lynn, for the committee on Environment and Natural Resources, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 900) of Paul A. Schmid, III that the Department of Conservation and Recreation be authorized to release a restriction on certain land in the town of Freetown,— and recommending that the same be referred to the committee on State Administration and Regulatory Oversight. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Freetown,— land.

By Mr. Gordon of Bedford, for the committee on Public Service, on House, No. 3829, a Bill establishing a sick leave bank for Tanya Pizzi, an employee of the department of transportation (House, No. 3836).

Tanya Pizzi,— sick leave.

By Mr. Cusack of Braintree, for the committee on Revenue, on a petition, a Bill authorizing the town of Wakefield to establish a means tested senior citizen property tax exemption (House, No. 3807) [Local Approval Received].

Wakefield,— property tax exemption.

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

Orders of the Day.

The House Bill establishing a sick leave bank for Sarah Kolb, an employee of the Division of Medical Assistance (House, No. 3820) (its title having been changed

Sarah Kolb,— sick leave.

by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time.

Pending the question on passing the bill to be engrossed, Mr. Walsh of Peabody 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 establish forthwith a sick leave bank for a certain employee of the division of medical assistance, 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. 3820, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill establishing a sick leave bank for Michael Grant, an employee of the Department of Correction (House, No. 3821) (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.

Michael Grant,—
sick leave.

Pending the question on passing the bill to be engrossed, Mr. Walsh of Peabody 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 establish forthwith a sick leave bank for a certain employee of the department of correction, 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. 3821, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Mr. Mariano of Quincy,—

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 after eleven o'clock A.M., on motion of Mr. Muratore of Plymouth (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.