
The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



WEDNESDAY, APRIL 24, 2024.

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JOURNAL OF THE HOUSE.

Wednesday, April 24, 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.

Guests of the House.

At the beginning of the session, the Chair (Mr. Donato of Medford), declared a brief recess and introduced, seated in the House Chamber, members of the student council from the Lieutenant Job Lane School in Bedford. At the invitation of the Chair, the students participated in the pledge of allegiance to the flag. They were the guests of Mr. Gordon of Bedford.

Bedford,—
Lieutenant
Job Lane
School.

Resolutions.

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

Resolutions (filed by Representative Lombardo of Billerica) recognizing Robert Preston Kinsman for his lifetime of extensive volunteer service;

Robert
Kinsman.

Resolutions (filed by Representative Roy of Franklin) congratulating Matthew Lynch Fitzgerald on achieving the rank of Eagle Scout of the Boy Scouts of America;

Matthew
Fitzgerald.

Resolutions (filed by Representative Roy of Franklin) congratulating Jake Alexander Houlihan on achieving the rank of Eagle Scout of the Boy Scouts of America;

Jake
Houlihan.

Resolutions (filed by Representative Roy of Franklin) congratulating Thomas Dojun Park on achieving the rank of Eagle Scout of the Boy Scouts of America;

Thomas
Park.

Resolutions (filed by Representative Roy of Franklin) congratulating Caleb Johnson Smith on achieving the rank of Eagle Scout of the Boy Scouts of America; and

Caleb
Smith.

Resolutions (filed by Representative Soter of Bellingham) congratulating the Blackstone Polish American Citizens' Club on the fortieth anniversary of the annual Tags N' Trout Fishing Tournament;

Blackstone
Polish American
Citizens' Club.

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

Orders.

The following orders were referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Order (filed by Mr. Gordon of Bedford) relative to extending until Tuesday, June 25, 2024 the time within which the committee on Public Service is authorized to report on a current House document (House, No. 4580).

Order (filed by Ms. Domb of Amherst) relative to extending until Saturday, June 1, 2024 the time within which the committee on Tourism, Arts and Cultural Development is authorized to report on a current House document (House, No. 4579).

Mr. Galvin of Canton, for the committees on Rules, reported that the orders ought to be adopted. Under suspension of the rules, on motion of Mr. Gordon of Bedford, the orders were considered forthwith; and they were adopted. Severally sent to the Senate for concurrence.

Extension of time for committees to make reports.

Paper from the Senate.

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 Veterans and Federal Affairs be granted until April 30, 2024, within which time to make its final report on current Senate document numbered 2688, relative to veterans and federal affairs.

Under suspension of the rules, on motion of Mr. Gordon of Bedford, the order (Senate, No. 2704) was considered forthwith; and it was adopted, in concurrence.

Veterans and Federal Affairs committee,—extension of time for reporting.

Report of a Committee.

Mr. Michlewitz of Boston, for 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 2711) of the House Bill making appropriations for the fiscal year 2024 for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4466), reported, in part, a bill with the same title (House, No. 4582) [Total Appropriation: \$266,000,000.00]. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Supplemental appropriations.

Engrossed Bills.

Engrossed bills

Amending the date of annual town elections in the town of Walpole (see Senate, No. 2501); and

Authorizing the town of Rochester to continue the employment of Scott Weigel (see Senate, No. 2690);

(Which severally originated in the Senate);

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.

Orders of the Day.

The Speaker being in the Chair,—

The House Bill making appropriations for the fiscal year 2025 for the maintenance of the departments, boards, commissions, institutions, and certain activities of the Commonwealth, for interest, sinking fund, and serial bond requirements, and for certain permanent improvements (House, No. 4600), was considered, the main question being on ordering the bill to a third reading.

General
Appropriation
Bill.

After debate on the question on ordering the bill to a third reading, (Mr. Donato of Medford having taken the Chair) Mr. Owens of Watertown and other members of the House moved to it by striking out section 42 and inserting in place thereof the following section:

“SECTION 42. Section 6 of chapter 64H of the General Laws, as appearing in the 2022 Official Edition, is hereby amended by inserting, in line 219, after the word ‘section’ the following words:— and produced in an accessible format, including, but not limited to, braille, enlarged print, audio or electronic text, for use by individuals unable to read other print due to disability.”.

The amendment was adopted.

Ms. Hogan of Stow being in the Chair,—

Mr. Jones of North Reading and other members of the House then moved to amend the bill by inserting after section 40 the following five sections:

“SECTION 40A. Section 6 of chapter 62 of the General Laws, as appearing in the 2022 Official Edition, is hereby amended by inserting after the word ‘amended’, in line 769, the following words:— , or a private nonprofit trust established pursuant to chapter 203 organized for the purposes of land conservation, which is authorized to do business in the commonwealth, and which has tax-exempt status as a nonprofit charitable organization as described in section 501(c)(3) of the Internal Revenue Code of 1986, as amended.

SECTION 40B. Said section 6 of said chapter 62, as so appearing, is hereby further amended by striking out, in line 835, the figure ‘\$2,000,000’ and inserting in place thereof the following figure:— \$3,000,000.

SECTION 40C. Said section 6 of said chapter 62 is hereby further amended by striking out the figure ‘\$3,000,000’, inserted by section 40B, and inserting in place thereof the following figure:— \$4,000,000.

SECTION 40D. Said section 6 of said chapter 62 is hereby further amended by striking out, in line 835, the figure ‘\$4,000,000’, inserted by section 40C, and inserting in place thereof the following figure:— \$5,000,000.

SECTION 40E. Said section 6 of said chapter 62 is hereby further amended by striking out the figure ‘\$5,000,000’, inserted by section 40D, and inserting in place thereof the following figure:— \$2,000,000.”;

By inserting after section 41 the following five sections:

“SECTION 41A. Section 38AA of chapter 63, as so appearing, is hereby amended by inserting after the word ‘amended’, in line 29, the following words:— , or a private nonprofit trust established pursuant to chapter 203 organized for the purposes of land conservation, which is authorized to do business in the commonwealth, and which has tax-exempt status as a nonprofit charitable organization as described in section 501(c)(3) of the Internal Revenue Code of 1986, as amended.

SECTION 41B. Said section 38AA of said chapter 63, as so appearing, is hereby further amended by striking out, in line 88, the figure ‘\$2,000,000’ and inserting in place thereof the following figure:— \$3,000,000.

SECTION 41C. Said section 38AA of said chapter 63 is hereby further amended by striking out the figure ‘\$3,000,000’, inserted by section 41B, and inserting in place thereof the following figure:— \$4,000,000.

SECTION 41D. Said section 38AA of said chapter 63 is hereby further amended by striking out the figure ‘\$4,000,000’, inserted by section 41C, and inserting in place thereof the following figure:— \$5,000,000.

SECTION 41E. Said section 38AA of said chapter 63 is hereby further amended by striking out the figure ‘\$5,000,000’, inserted by section 41D, and inserting in place thereof the following figure:— \$2,000,000.”; and

By inserting after section 104 the following four sections:

“SECTION 104A. Sections 40A, 40B, 41A and 41B shall take effect on January 1, 2026.

SECTION 104B. Sections 40C and 41C shall take effect on January 1, 2027.

SECTION 104C. Sections 40D and 41D shall take effect on January 1, 2028.

SECTION 104D. Sections 40E and 41E shall take effect on December 31, 2034.”.

After remarks on the question on adoption of the amendments, the sense of the House was taken by yeas and nays, at the request of the same member; and on the roll call 157 members voted in the affirmative and 0 in the negative.

[See [Yea and Nay No. 85](#) in Supplement.]

Therefore the amendments were adopted.

The bill (House, No. 4600, amended) was ordered to a third reading.

Amendments
adopted,—
yea and nay
No. 85.

Engrossed Bills – Land Takings.

The engrossed Bill authorizing the town of Provincetown to install subsurface disposal beds for wastewater treatment and disposal under land acquired for playground purposes (see House, No. 2095) (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.

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 157 members voted in the affirmative and 0 in the negative.

[See [Yea and Nay No. 86](#) in Supplement.]

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

The engrossed Bill authorizing the town of Mashpee to convey certain town owned conservation land to Jacques and Rosalie Fresco (see House, No. 4186, 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.

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

Provincetown,—
land.

Bill enacted
(land taking),—
yea and nay
No. 86.

Mashpee,—
land.

Bill enacted
(land taking),—
yea and nay
No. 87.

Amendments to the Constitution); and on the roll call 157 members voted in the affirmative and 0 in the negative.

[See [Yea and Nay No. 87 in Supplement.](#)]

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

Engrossed Bill — State Loan.

The engrossed Bill financing improvements to municipal road and bridges (see House, No. 4529) (which originated in the House), in respect to which the Senate had concurred in adoption of the emergency preamble, was put upon its final passage.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a “loan” bill as defined by Section 3 of Article LXII of the Amendments to the Constitution); and on the roll call 157 members voted in the affirmative and 0 in the negative.

[See [Yea and Nay No. 88 in Supplement.](#)]

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

Recess.

At the twenty-two minutes after one o’clock P.M., on motion of Mr. Jones of North Reading (Ms. Hogan of Stow being in the Chair), the House recessed subject to the call of the Chair; and at fourteen minutes before four o’clock the House was called to order with Ms. Hogan in the Chair.

Orders of the Day.

The House Bill making appropriations for the fiscal year 2025 for the maintenance of the departments, boards, commissions, institutions, and certain activities of the Commonwealth, for interest, sinking fund, and serial bond requirements, and for certain permanent improvements (House, No. 4600, amended), was considered.

Under suspension of the rules, on motion of Mr. Michlewitz of Boston, 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, as amended, to be engrossed, Mr. Frost of Auburn moved to amend it by adding the following section:

“SECTION 113. All public institutions of higher education, as set forth in section 5 of chapter 15A of the General Laws, shall, no later than September 1, 2025, develop and adopt written policies and procedures to accept in full all appropriate college credits earned by students in advanced placement courses who have successfully completed these courses, and have achieved proficient advanced placement test scores to satisfy these credits.”.

After debate on the question on adoption of the amendment, the sense of the House was taken by yeas and nays, at the request of the same member; and on the roll call 25 members voted in the affirmative and 132 in the negative.

[See [Yea and Nay No. 89 in Supplement.](#)]

Therefore the amendment was rejected.

Municipal roads and bridges,—bonds.

Bill enacted (state loan),—yea and nay No. 88.

Recess.

General Appropriation Bill.

Amendment rejected,—yea and nay No. 89.

Mr. Michlewitz of Boston and other members of the House then moved, under the provisions of the last sentence of the penultimate paragraph of Rule 20A, to amend the bill in section 2, in item 0930-0100, in line 9, by inserting after the word “services” the following: “; provided further, that not less than \$250,000 shall be expended for a hospital-based, comprehensive child protection program at University of Massachusetts Memorial Medical Center providing pediatric abusive injury care, 24 hours a day, 7 days a week, including: (i) medical evaluation and diagnosis services in cases of pediatric sexual abuse, sexual assault, physical abuse and neglect; (ii) timely health care evaluations and examinations for children entering foster care; and (iii) trainings of medical, educational and social service professionals regarding physical and mental health issues for victims of abuse; provided further, that not less than \$1,000,000 shall be expended for Roca. Inc.’s young mothers experiencing acute trauma pilot program”; and in said item by striking out the figures: “3,765,275” and inserting in place thereof the figures: “5,015,275”;

Consolidated amendments (education and local aid, and social services and veterans).

In item 1410-0012, in line 14, by inserting after the year: “2024” the following: “; provided further, that not less than \$75,000 shall be expended for the Berkshire County Gold Star Family Memorial in Lenox; provided further, that not less than \$30,000 shall be expended for the Veterans Oral History Project in Natick; provided further, that not less than \$100,000 shall be expended for Veterans, Inc. to expand its behavioral health programming and create low-barrier access to treatment for persons at the Worcester housing programs, and that these funds shall be in addition to funds available for its outreach center; provided further, that not less than \$25,000 shall be expended for the Freetown VFW to conduct roof repairs and address facility needs; provided further, that not less than \$25,000 shall be expended for a city of Pittsfield caseworker through the Bilingual Veterans Outreach Centers of Massachusetts, Inc. in Springfield; provided further, that not less than \$15,000 shall be expended for the purpose of free lunches and wrap-around services that Community Roots Neighborhood Services, Inc. provides to veterans; provided further, that not less than \$125,000 shall be expended for women’s supportive housing programs and services at the Montachusett Veterans’ Outreach Center, Inc.; provided further, that not less than \$50,000 shall be expended to the Abraham Lincoln Post in the Charlestown neighborhood of the city of Boston, for historic preservation; provided further, that not less than \$25,000 shall be expended to Hidden Battles Foundation, Inc. for the care and services of disabled veterans”; and in said item by striking out the figures: “8,320,622” and inserting in place thereof the figures: “8,790,622”;

In item 1410-1616 by adding the following: “; provided, that not less than \$50,000 shall be expended for the city of Melrose for critical improvements to the historic Wyoming cemetery; provided further, that not less than \$25,000 shall be expended for the preservation of the West Burying Ground and the Old Burying Ground in Lynnfield; provided further, than not less than \$3,000 shall be expended to the South Attleboro Lions Club, Inc. for costs associated with parts needed to repair or replace wheelchair ramps for veterans and those in need as part of their handicap ramp project; provided further, that not less than \$85,000 shall be expended for the purpose of carrying out the maintenance and care of the Vietnam Veterans Memorial in the city of Worcester; provided further, not less than \$15,000 shall be expended to Operation Service, Inc. to host the 9/11 mobile exhibit and support for active duty service members; provided further, that not less than \$10,000 be expended to the Friends of Granby Veterans Inc for construction and landscaping purposes for the Granby Veterans memorial; provided further, that not less than \$50,000 shall be expended for the refurbishment and maintenance for the Braintree town hall green military veteran and war memorials located in the city known as the town of

Braintree; and provided further, that not less than \$20,000 shall be expended for maintenance services for the Korean War memorial located in the Charlestown Navy Yard”; and in said item by striking out the figures: “100,000” and inserting in place thereof the figures: “258,000”;

In item 3000-1000, in line 36, by inserting after the word “basis” the following: “; provided further, that not less \$100,000 shall be expended for the young parents program at More Than Words, Inc.; provided further, that not less than \$50,000 shall be expended for Associates for Human Services, Inc. early intervention program in the city of Taunton; provided further, that not less than \$8,000,000 shall be expended for shall be expended for grants to early education and care providers for costs associated with personal childcare”; and in said item by striking out the figures: “32,068,027” and inserting in place thereof the figures: “40,218,027”;

In item 3000-1045, in line 3, by inserting after the word “subsidy” the words “, and Head Start and Early Head Start programs”;

In item 3000-7070 by striking out the figures: “1,000,000” and inserting in place thereof the figures: “1,750,000”;

In item 4003-0122, in line 6, by inserting after the word “States” the following: “; provided further, that not less than \$10,000 shall be expended for Casserly House’s adult ESOL program for immigrants who speak, read, and write little or no English to receive help and support in the Archdale area of Roslindale; provided further, that not less than \$25,000 shall be expended to Casa Dominicana, Inc. to assist in ESL classes and computer training for low-income adults; provided further, that not less than \$25,000 shall be expended to Lawrence Family Development, Inc. in Lawrence for ESL and citizenship classes”; and in said item by striking out the figures: “1,295,459” and inserting in place thereof the figures: “1,355,459”;

In item 4400-1000, in line 10, by inserting after the word “payments” the following: “; provided further, that not less than \$200,000 shall be expended for supporting transition-aged youth through the Friends of Children, Inc. FOCUS Program; provided further, that not less than \$20,000 shall be expended to Warm Hearts of Stow, Inc. for the continuation of charitable programming and community services; provided further, that not less than \$75,000 shall be expended to the Fresh Start Furniture Bank, Inc. of Hudson; provided further, that not less than \$50,000 shall be expended to the town of Hudson to support the MetroWest Food System Collaborative and its mission to strengthen local and regional food systems; provided further, that not less than \$25,000 be expended to the Allston-Brighton Food Pantry and community refrigerator support program; provided further, that not less than \$200,000 shall be expended to Cradles to Crayons, Inc. for its Clothing Insecurity relief and essentials distribution service”; and in said item by striking out the figures: “103,553,615” and inserting in place thereof the figures: “104,123,615”;

In item 4400-1020, in line 14, by inserting after the words “Council Inc.” the following: “; provided further, that not less than \$50,000 shall be expended for the Main South Community Development Corporation’s efforts to promote the safety and security of the University Park and Beacon Brightly neighborhoods”; and in said item by striking out the figures: “5,000,000” and inserting in place thereof the figures: “5,050,000”;

In item 4800-0015, in line 44, by inserting after the words “available” the following: “; provided further, that not less than \$125,000 shall be expended for Rick’s Place, Inc. of Wilbraham to provide grief support to youth and their families in the Pioneer valley; and provided further, that not less than \$200,000 shall be expended for the Make-A-Wish Foundation of Massachusetts and Rhode Island,

Inc.”; and in said item by striking out the figures: “152,797,836” and inserting in place thereof the figures: “153,122,836”;

In item 4800-0030 by adding the following: “; provided further, that not less than \$350,000 to Italian Home for Children, Inc. to provide high acuity autism and mental health services for children, adults, and families suffering from the shortages in services and long waits; and provided further, that not less than \$150,000 shall be expended to the Weymouth Teen Center for job skills training, technology support, remedial education services, and to promote a social service program for growth and social welfare”; and in said item by striking out the figures: “11,423,980” and inserting in place thereof the figures: “11,923,980”;

In item 4800-0038, in line 15, by inserting after the year: “2013” the following: “; provided further, that not less than \$100,000 shall be expended for the Center for Early Relationship Support including for the Fragile Beginnings program, Project Newborns Exposed to Substances: Support and Therapy and related clinical and community services for vulnerable families with children from birth to age 5; provided further, that not less than \$25,000 shall be expended for Julie’s Family Learning Program, Inc. for programming and services to help women break the cycle of poverty”; and in said item by striking out the figures: “376,723,635” and inserting in place thereof the figures: “376,848,635”;

In item 7000-9401, in line 6, by inserting after the following: “2.00” the following: “; provided further, that not less than \$100,000 shall be expended to the Tufts Library in Weymouth for materials and equipment”; and in said item by striking out the figures: “16,717,600” and inserting in place thereof the figures: “16,817,600”;

In item 7000-9501, in line 15, by inserting after the word “program”, the second time it appears, the following: “; provided further, that not less than \$25,000 shall be expended to the town of Mendon for a feasibility study relative to the renovation of a former church rectory adjacent to the Taft public library”; and in said item by striking out the figures: “17,600,000” and inserting in place thereof the figures: “17,625,000”;

In item 7009-6600, in line 5, by inserting after the word “education” the following: “; provided further, that not less than \$150,000 shall be expended to Westfield State University for an Early College Program for nursing and health science pathways”; and in said item by striking out the figures: “15,000,000” and inserting in place thereof the figures: “15,150,000”;

In item 7010-0012, in line 9, by inserting after the word “expended” the following: “; provided further, that funds appropriated in this item in fiscal year 2025 shall not revert but shall be available until December 31st of the following year”; and in said item by striking out the figures: “29,408,285” and inserting in place thereof the figures: “30,408,285”;

In item 7010-0033, in lines 6 and 7, by striking out the following: “provided further, that not less than \$300,000 shall be expended for Reading Recovery” and inserting in place thereof the following: “provided further, that not less than \$50,000 shall be expended to the Essex County Community Foundation for Haverhill Promise’s efforts to expand early literacy; provided further, that not less than \$100,000 shall be expended to Haverhill public schools for the implementation of evidence-based reading curriculum; provided further, that not less than \$300,000 shall be expended for The Literacy Lab, an AmeriCorps-affiliated education nonprofit, for the purposes of provided evidence-based literacy intervention services to students between Pre-k and grade 3 in the greater Springfield and western Massachusetts areas who are at risk for grade-level reading failure; provided further, that not less than \$150,000 shall be expended to the town of Stoneham for curriculum improvements

for the Stoneham public schools”; and in said item by striking out the figures: “5,398,364” and inserting in place thereof the figures: “5,998,364”;

In item 7010-1192, in line 4, by inserting after the word “appropriation” the following: “; provided further, that not less than \$25,000 shall be expended for upgrades to the North Reading public schools’ intrusion alarm system; provided further, that not less than \$25,000 shall be expended for the replacement of student Chromebooks in North Reading; provided further, that not less than \$50,000 shall be expended to the Cambodian Mutual Assistance Association of Greater Lowell, Inc. for transitional services for refugees; provided further, that not less than \$100,000 shall be expended for Community Investors, Inc.’s PowerPlay Initiative of in the town of Wellesley in support of the expansion of an inclusive after-school and out-of-school-time recreational program at urban and suburban Massachusetts schools; provided further, that not less than \$35,000 shall be expended to Natick public schools to support racial equity goals defined by the METCO 2.0 Coaching initiative; provided further, that not less than \$25,000 shall be expended to the Boston Green Academy for the continuation of the Environmental Science & Technology Career Pathway program; provided further, that not less than \$80,000 shall be expended for youth programs at Dennison Memorial Community Center in New Bedford; provided further, that not less than \$25,000 shall be expended to Beyond Soccer, Inc. for innovative health, athletic and leadership programming for low-income youth in the city of Lawrence; provided further, that not less than \$25,000 shall be expended to The Mystic Project youth art program in the city of Medford; provided further, that not less than \$25,000 shall be expended to the Peabody Education Foundation for their mental health initiative; provided further, that not less than \$23,000 shall be expended to the Peabody department of public health for an additional school health clinician; provided further, that not less than \$50,000 shall be expended for the Westport public schools; provided further, that not less than \$40,000 shall be expended to the town of Mansfield for the procurement of new uniforms for the Mansfield high school band; provided further, that not less than \$50,000 shall be expended to the city known as the town of North Attleborough for the construction of a new ADA-accessible playground for the Joseph W. Martin, Jr. elementary school; provided further, that not less than \$100,000 shall be expended for the All Dorchester Sports & Leadership, Inc. for educational support, nutrition and other community benefits related to the 2019 novel coronavirus pandemic; provided further, that not less than \$50,000 shall be expended to the Cambodian Mutual Assistance Association of Greater Lowell, Inc. for renovations projects necessary to serve the minority Cambodian community supporting mental health, youth development and civic engagement; provided further, that not less than \$50,000 shall be expended for a youth sports fund in Chicopee for financial assistance and waivers for applications in youth sports programs; provided further, that not less than \$75,000 shall be expended to complete a sprinkler system for the elementary school in the town of Avon; provided further, that not less than \$50,000 shall be expended to Amherst regional high school performing arts department to make technological repairs and infrastructure improvements; provided further, that not less than \$10,000 shall be expended to the P2P basketball league for the costs to expand their programming to serve youth in Salem; provided further, that not less than \$750,000 shall be expended for the United States of readers program, administered by Scholastic Book Clubs, to bridge the literacy gap through increased book access in Title 1 elementary schools; provided further, that not less than \$50,000 shall be extended to the city of Newton for sidewalk and accessible ramp improvements around the Underwood elementary school; provided further, that not less than

\$50,000 shall be expended for a project to connect organic gardening, outdoor exercise, healthy food, food preparation and elementary school aged children in the greater Northampton area, operated by Grow Food Northampton; provided further, that not less than \$50,000 shall be expended for the Community Music School of Springfield, Inc. in the city of Springfield; provided further, that not less than \$25,000 shall be expended to the Mary Lyon Foundation, Inc. for services and financial support to students and families in Franklin county; provided further, that not less than \$25,000 shall be expended to the town of Charlemont for the Mohawk Trail Regional and Hawlemont Districts sustainability study; provided further, that not less than \$100,000 shall be expended to the city of Everett to refurbish the field at the Everett allied veterans stadium to support the EHS athletic program and youth sports programs; provided further, that not less than \$50,000 shall be expended for Anatomage Table 10 software for anatomy and physiology education at Reading memorial high school in the town of Reading; provided further, that not less than \$50,000 shall be expended for the restoration of the golden hills playground in the town of Saugus; provided further, that not less than \$50,000 be expended to the town of Stoneham for technology and hardware improvements for the Stoneham public schools; provided further, that not less than \$300,000 shall be expended for Friends of the Children Boston for the expansion of the professional K-12 youth mentorship program; provided further, that not less than \$50,000 shall be expended to Ateneo Dominicano Del Merrimack valley to maintain and promote Dominican culture throughout the Merrimack valley through history, literature, arts, customs and family values; provided further, that not less than \$25,000 shall be expended to Asociación Carnavalesca de Massachusetts, Inc. in the city of Lawrence to highlight the colorful tradition of Dominican Carnival in the Merrimack valley and to provide at-risk youth with assistance programming and after school activities; provided further, that not less than \$25,000 shall be expended to Instituto Cultural de Puerto Rico, Inc. in the city of Lawrence, to highlight the colorful tradition of Puerto Rican culture in the Merrimack valley; provided further, that not less than \$50,000 shall be expended for the installation of vape detectors and cameras at the Huntington alternative school in the city of Brockton; provided further, that not less than \$200,000 shall be expended for mental health services in Braintree public schools; provided further, that not less than \$25,000 shall be expended to the Dennis-Yarmouth regional high school specific to building and instructional needs including funding for vape detectors, supplies for their ADA, technology and manufacturing career pathways, robotics program, as well as remote phone chargers for their school safety program; provided further, that not less than \$150,000 shall be expended for security upgrades for Brockton public schools; provided further, that not less than \$875,000 shall be expended for the Simon Wiesenthal Center's Mobile Museum of Tolerance Bus; provided further, that not less than \$100,000 shall be expended to the Coalition for Anti-Racism and Equity, Inc. and the Commonwealth Seminar for a joint fellowship program for high school and college students from underrepresented communities of color; provided further, that not less than \$50,000 shall be expended for the Commonwealth Seminar through its fiscal sponsor Third Sector New England, Inc. to support its civic education, training, and leadership program focused on underserved communities; provided further, that not less than \$150,000 shall be expended to the USS Constitution Museum, Inc. for the design and construction of the Charlestown Navy Yard Gateway Center to serve as a center for education, culture, and tourism for the benefits of residents and visitors; provided further, that not less than \$50,000 shall be expended for the silver lake regional school district for improvements to the performing arts centers in silver lake regional middle school and silver lake regional high school; and provided further, that

not less than \$35,000 shall be expended to the town of Hopedale for the renovation of existing space to provide for a family resource and engagement center”; and in said item by striking out the figures: “100,000” and inserting in place thereof the figures: “4,198,000”;

In item 7010-1193, in line 6, by striking out the figures: “500,000” and inserting in place thereof the figures: “1,000,000”; and in said item by striking out the figures: “1,000,000” and inserting in place thereof the figures: “1,500,000”;

In item 7027-0019, in lines 17 to 20, inclusive, by striking out the words “and provided further, that the program shall partner with the YouthWorks program at the commonwealth corporation to develop appropriate connections between the two programs” and inserting in place thereof the following: “; provided further, that the program shall partner with the YouthWorks program at the commonwealth corporation to develop appropriate connections between the two programs; provided further, that not less than \$200,000 shall be expended for Triangle, Inc.’s school to career program that connects special education students with disabilities in Greater Boston to careers and their local communities; provided further, that not less than \$150,000 shall be expended to the Massachusetts Marine Trades Association, Inc. to increase workforce development training opportunities and technical education in secondary and post-secondary schools for careers in the marine trades; provided further, that not less than \$100,000 shall be expended for research and education at The Marine Biological Laboratory in Woods Hole; and provided further, that not less than \$200,000 be expended for the operation of the SMART and eureka programs at the Framingham, Holyoke, Lowell, Lynn, Pittsfield, and Worcester chapters of Girls Inc.”; and in said item by striking out the figures: “7,807,715” and inserting in place thereof the figures: “8,457,715”;

In item 7027-1004, in line 9, by inserting after the year: “2017” the following: “; provided further, that not less than \$25,000 shall be expended for adult ESL program costs at the Brazilian American Center, Inc. (BRACE)”;

and in said item by striking out the figures: “3,672,228” and inserting in place thereof the figures: “3,697,228”;

In item 7028-0031, in line 5, by inserting after the word “corrections” the following: “; provided further, that not less than \$25,000 shall be expended to Fundacion CEMDPCD to support, educate, and advocate on behalf of low-income parents of students with learning disabilities in the city of Lawrence”;

and in said item by striking out the figures: “8,729,028” and inserting in place thereof the figures: “8,754,028”;

In item 7035-0002, in line 21, by inserting after the word “services”, the second time it appears, the following: “; provided further, that not less than \$25,000 shall be expended to Latinos Unidos En Massachusetts Inc. (LUMA); provided further, that not less than \$20,000 shall be expended to the Olive in July, Inc. to provide adult education, English as a second language courses, and citizenship courses to residents of Lawrence and Methuen; provided further, that not less than \$175,000 shall be expended for Operation ABLE of Greater Boston, Inc. to provide basic workforce and skills training, employment services and job re-entry support to older workers; provided further, that not less than \$50,000 shall be expended for the E-Team Machinist Training Program in the city of Lynn”;

and in said item by striking out the figures: “59,408,278” and inserting in place thereof the figures: “61,053,278”;

In item 7061-0012, in line 32, by inserting after the word “Inc.” the following: “; provided further, that not less than \$200,000 shall be expended for school districts in which special education costs exceed 25 per cent of the total district costs and in which tuition and other circuit-breaker eligible costs for placements at an approved

private school located within the district exceed both \$1,000,000 and 25 percent of all tuition and other circuit-breaker eligible costs for placements at approved private schools”; and in said item by striking out the figures: “492,727,475” and inserting in place thereof the figures: “492,927,475”;

In item 7061-0033 by striking out the figures: “875,000” and inserting in place thereof the figures: “1,375,000”;

In item 7061-9611, in line 36, by inserting after the word “law” the following: “; provided further, that not less than \$15,000 shall be expended for the YWCA Central Massachusetts, Inc. for youth swimming lessons as part of summer programming for children who identify as low income, as well as necessary infrastructure to comply with Christian’s Law; provided further, that not less than \$50,000 shall be expended to the Associação Caboverdiana de Brockton, Inc/The Immigrant Assistance Center of Greater Brockton for employment positions for at-risk youth within their YEP! We Can Summer Program; provided further, that not less than \$25,000 shall be expended to Steps to Success to provide academic and personal support for low-income students from 4th grad to college graduation; provided further, than not less than \$50,000 shall be expended for the Girls Design Academy, city of New Bedford, Department of Community Services; provided further, that not less than \$150,000 shall be expended for the Boston Debate League, Incorporated for their after-school debate league program; provided further, that not less than \$35,000 shall be expended for the purpose of a tutoring and mentoring program Homework House Inc. provides in collaboration with the Holyoke public schools; provided further, that not less than \$100,000 shall be expended to Boston Partners for Education to support school programing needs; provided further, that not less than \$300,000 shall be expended for the Recreation Worcester program in the city of Worcester; provided further, that not less than \$75,000 shall be expended to the Old Colony YMCA to provide free summer swimming lessons at the Lawrence Cosgrove Pool for children of low income families in Brockton; provided further, that not less than \$50,000 shall be expended to the town of Stoneham for extra-curricular programs; provided further, that not less than \$125,000 shall be expended for the Junior Achievement of Greater Boston, Inc.”; and in said item by striking out the figures: “8,447,449” and inserting in place thereof the figures: “9,422,449”;

In item 7061-9815, in line 6, by inserting after the word “outreach” the following: “; provided further, that not less than \$25,000 shall be expended to Mosaic: Interfaith Youth Action for interfaith programming for middle and high school students to prevent bias and promote intercultural understanding”; and in said item by striking out the figures: “800,000” and inserting in place thereof the figures: “825,000”;

In item 7066-0000, in line 8, by inserting after the year: “2012” the following: “; provided further, that not less than \$250,000 shall be expended for Thrive Scholars to support college to career services; provided further, that not less than \$100,000 shall be expended for the Journey into Education and Teaching (JET) program”; and in said item by striking out the figures: “4,083,511” and inserting in place thereof the figures: “4,433,511”;

In item 7070-0065, in lines 14 to 18, inclusive, by striking out the following: “provided further, that not less than \$430,000 shall be made available for One Family, Inc. for any costs in connection with the One Family Scholars program; and provided further, that not less than \$3,600,000 shall be made available for early educator scholarships, prior appropriation continued” and inserting in place thereof the following: “provided further, that not less than \$200,000 shall be expended toward academic and financial support services for students of The Urban College of Boston,

A Two-Year College, Inc.; and provided further, that not less than \$480,000 shall be made available for One Family, Inc. for any costs in connection with the One Family Scholars program, prior appropriation continued”; and in said item by striking out the figures: “175,188,311” and inserting in place thereof the figures: “171,833,311”;

In item 7077-0023 by striking out the figures: “6,000,000” and inserting in place thereof the figures: “6,500,000”;

In item 7100-4002, in line 15, by inserting after the word “college” the following: “; provided further, that not less than \$75,000 shall be expended for the purpose of Holyoke Community College Thrive program for wraparound services to vulnerable students”; and in said item by striking out the figures: “14,000,000” and inserting in place thereof the figures: “14,075,000”;

In item 7100-0200, in line 39, by inserting after the word “care” the words “; provided further, that the university shall expend funds for the UMass-Amherst Cranberry Station”;

In item 7503-0100 adding the following: “; provided, that not less than \$50,000 shall be expended for the Veterans Educational Service Center at Bristol Community College”; and in said item by striking out the figures: “30,322,851” and inserting in place thereof the figures: “30,372,851”;

In item 7507-0100 by adding the following: “; provided, that not less than \$85,000 shall be expended for the MassBay Center for Cybersecurity Education”; and in said item by striking out the figures: “21,839,616” and inserting in place thereof the figures: “21,924,616”;

In section 2E by inserting after item 1595-0115 the following item:
“1595-0116 For the Genocide Education Trust Fund, as established in section 2MMMMM of chapter 29 of the General Laws; provided, that said funds shall be distributed by the commissioner of the department of elementary and secondary education for purposes related to the instruction of middle and high school students on the history of genocide, including but not limited to: (i) development of curricular materials detailing the underlying causes, international reaction, progression and aftermath of genocide; and (ii) professional development training, including, but not limited to, the provision of trainings, seminars, conferences and materials, for educators to use in the teaching of genocide.....\$500,000”;

In section 2F, in item 1596-2410, in line 6, by inserting after the word “subsidy” the words “, and Head Start and Early Head Start programs”;

In item 1596-2439, in line 2, by striking out the words “community colleges” and inserting in place thereof the words “state universities”;

In section 17, in line 214, by inserting after the word “in”, the second time it appears, the words “a certificate program, or”;

By inserting after section 20 the following two sections:

“SECTION 20A. Section 3A of said chapter 15D, as so appearing, is hereby amended by striking out, in line 23, the words ‘Parents Alliance for Catholic Education’ and inserting in place thereof the following words:— Massachusetts Council for American Private Education.

SECTION 20B. Said section 3A of said chapter 15D, as so appearing, is hereby further amended by striking out, in line 26, the words ‘Bureau of Jewish Education’ and inserting in place thereof the following words:— Combined Jewish Philanthropies of Greater Boston, Inc.”;

In section 21, in line 310, by striking out the figures: “10” and inserting in place thereof the figures: “12”; and in line 320 by inserting after the words “Children, Inc.”, the following: “, 1 of whom shall be appointed by the Alliance of Massachusetts YMCAS, Inc., 1 of whom shall be appointed by the Massachusetts Alliance of Boys & Girls Clubs, Inc.”;

By inserting after section 74 the following section:

“SECTION 74A. Subsection (c) of section 19 of chapter 154 of the acts of 2022 is hereby amended by striking out the words ‘June 30, 2024’, inserted by section 163 of chapter 77 of the acts of 2023, and inserting in place thereof the following words:— June 30, 2025.”;

In section 80, in line 1462, by inserting after the word “bonding” the words “; a representative from the University of Massachusetts, appointed by the president of the University of Massachusetts; a representative from the state universities, appointed by the State Universities Council of Presidents”;

By inserting after section 83 the following section:

“SECTION 83A. (a) For the purposes of this section, the following words shall, unless the context clearly requires otherwise, have the following meanings:

‘Lay off’, a reduction in force or reorganization resulting from declining enrollment or other budgetary reasons.

‘Lay off requirements’, the requirements as described in the last paragraph of section 42 of chapter 71 of the General Laws.

(b) Notwithstanding any general or special law to the contrary, the department of elementary and secondary education shall study and report on the impacts of lay off requirements on teacher diversity in the commonwealth.

(c)(1) Not later than October 1, 2025, the department of elementary and secondary education shall file a report with the clerks of the house of representatives and the senate and the joint committee on education, including an analysis and recommendations on the impacts of the lay off requirements on teacher diversity.

(2) The report shall include, but shall not be limited to: (i) an analysis of the demographics of teachers that were laid off relative to their representation in the commonwealth’s teacher workforce in school years 2023-2024 and 2024-2025, including an analysis related to any disproportionate lay offs for teachers of color; (ii) data on any teachers laid off in the school years 2023-2024 and 2024-2025 and their performance evaluation ratings in the school years immediately prior to the school year in which they were laid off; (iii) an analysis detailing the extent to which teachers who worked at schools with large numbers of high-needs students were laid off in the school years 2023-2024 and 2024-2025, including an analysis related to any disproportionate lay offs for teachers of color; and (iv) an analysis detailing the extent to which teachers who worked at schools with low teacher retention were laid off in the school years 2023-2024 and 2024-2025, including an analysis related to any disproportionate lay offs for teachers of color.”; and

By inserting after section 88 the following section:

“SECTION 88A. Notwithstanding any general or special law to the contrary, the bureau of purchased services in the operational services division shall determine prices for programs under chapter 71B of the General Laws in fiscal year 2025 by increasing the final fiscal year 2024 price by the rate of inflation as determined by the division. The division shall adjust prices for extraordinary relief pursuant to 808 CMR 1.06(4). The division shall accept applications for program reconstruction and special circumstances in fiscal year 2025. The division shall authorize the fiscal year 2025 price for out-of-state purchasers requested by a program, not to exceed a maximum price determined by the bureau, by identifying the most recent price calculated for the

program and applying the estimated rate of inflation for each year, as determined by the bureau under section 22N of chapter 7 of the General Laws, in which the rate of inflation is frozen beginning with fiscal year 2004, in a compounded manner for each fiscal year.”

After debate on the question on adoption of the consolidated amendments, the sense of the House was taken by yeas and nays, as required under the provisions of House Rule 33F, and on the roll call 156 members voted in the affirmative and 0 in the negative.

[See [Yea and Nay No. 90](#) in Supplement.]

Therefore the consolidated amendments (education and local aid, and social services and veterans) were adopted.

At twenty-nine minutes before five o'clock P.M (Wednesday, April 24), on motion of Mr. Jones of North Reading (Ms. Hogan of Stow being in the Chair), the House recessed subject to the call of the Chair; and at twenty-nine minutes before eight o'clock, the House was called to order with Ms. Hogan in the Chair.

Mr. Michlewitz of Boston and other members of the House then moved, under the provisions of the last sentence of the penultimate paragraph of Rule 20A, to amend the bill in section 2, in item 4000-0005, in line 10, by inserting after the year: “2024” the following: “; provided further, that not less than \$50,000 shall be expended to A.W.A.K.E., Inc. Youth Violence Prevention in the city of Springfield; provided further, that not less than \$25,000 shall be expended for the SISU Center in the city of Lawrence to provide a safe space for structured education, health, and recreational programming for at-risk youth throughout the Merrimack valley”; and in said item by striking out the figures: “13,000,000” and inserting in place thereof the following figures: “13,075,000”;

In item 4000-0009, in line 4, by inserting after the word “office” the following: “; provided further, that not less than \$250,000 shall be expended for the Sickle Cell Disease Association of Massachusetts, Inc.”; and in said item by striking out the figures: “354,360” and inserting in place thereof the figures: “604,360”;

In item 4000-0050 by adding: “; provided, that not less than \$500,000 shall be expended to establish a psychiatry residency training program at a tertiary academic medical center located in the town of Burlington to support training of psychiatrists and enhance access to psychiatry services in underserved and geographically isolated areas of the state”; and in said item by striking out the figures: “3,515,396” and inserting in place thereof the figures: “4,015,396”;

In item 4000-0300, in line 152, by inserting after the word “efforts” the following: “; provided further, that not less than \$40,000 shall be expended to Beth Israel Deaconess Hospital-Needham, Inc. for behavioral health services; provided further, that not less than \$150,000 shall be expended to support the critical care operations of New England Life Flight, Inc., d/b/a Boston MedFlight; provided further, that not less than \$100,000 shall be expended to the Watertown Community Foundation, Inc. to increase access to health and human services and expand support and stabilization services for vulnerable populations in Watertown; provided further, that not less than \$75,000 shall be expended for the Brookline Community Mental Health Center, Inc. to expand the healthy lives program”, in line 143 by striking out the figures: “300,000” and inserting in place thereof the figures: “500,000”; and in said item by striking out the figures: “160,747,888” and inserting in place thereof the figures: “161,312,888”;

In item 4000-0601, in line 24, by inserting after the word “food” the following: “; provided further, that not less than \$150,000 shall be expended to Harbor Health Services, Inc. for the operation of its Program of All-Inclusive Care for the Elderly

Consolidated amendments adopted,—
yea and nay
No. 90.

Recess.

Consolidated amendments (health and human services, and elder affairs).

(PACE) day centers in Mattapan, Brockton and in any of the communities for which Harbor Health Services has been contracted to help meet the Commonwealth's PACE expansion goals"; and in said item by striking out the figures: "4,580,139,945" and inserting in place thereof the figures: "4,580,289,945";

In item 4000-0641, in line 9, by inserting after the word "workers" the following: "; provided further, that not less than \$2,773,456 shall be expended for the recognition of additional allowable costs to the standard base rate for nursing facilities located within 5 miles of 71 Hospital avenue in North Adams, Massachusetts"; and in said item by striking out the figures: "632,100,000" and inserting in place thereof the figures: "634,873,456";

In item 4000-0700, in line 55, by striking out the figures: "750,000" and inserting in place thereof the figures: "900,000", in line 58, by inserting after the word "Boston" the following: "; provided further, that not less than \$100,000 shall be made available to the family medicine program at Franklin medical center"; and in said item by striking out the figures: "4,232,605,644" and inserting in place thereof the figures: "4,232,855,644";

In item 9110-1455, in line 36, by inserting after the word "others" the following: "; provided further, that not less than \$75,000 shall be divided equally by the Fall River housing authority between 6 senior centers including Mitchell heights, Oliveira apartments, Doolan senior apartments, O'Brien senior apartments, Niagara senior center and South main street senior center for their recreational use"; and in said item by striking out the figures: "18,757,247" and inserting in place thereof the figures: "18,832,247";

In item 9110-1604, in line 4, by inserting after the year: "2024" the following: "; and provided further, that not less than \$200,000 shall be granted to Hearth, Inc. for upgrades and other improvements, including those necessary for the operation of facilities operated by Hearth, Inc. in the city of Boston"; and in said item by striking out the figures: "11,369,484" and inserting in place thereof the figures: "11,569,484";

In item 9110-1900 by striking out the figures: "11,057,217" and inserting in place thereof the figures: "11,807,217";

In item 9110-9002, in line 6, by inserting after the word "elder" the following: "; provided further, that not less than \$50,000 shall be expended to the town of Millis for a study to examine the strategies that could be utilized by both Millis and Medway to share senior services; provided further, that not less than \$25,000 shall be expended to the Woodhaven Elderly Housing Complex in Sherborn for updated security features, including exterior lighting improvements; provided further, that not less than \$60,000 be expended to the Monson Senior Center for an ADA compliant van to transport seniors to medical appointments, adult day care facilities and events as well as a small cargo van to deliver meals on wheels to home bound seniors; provided further, that not less than \$12,500 shall be expended for programming at the Adams Senior Center; provided further, that not less than \$12,500 shall be expended for programming at the North Adams Senior Center; provided further, that not less than \$12,500 shall be expended for programming at the Williamstown Senior Center; provided further, that not less than \$15,000 shall be expended to the Amherst Senior Center to furnish and equip a game room and create materials to promote participation; provided further, that not less than \$25,000 be expended to the Chelsea Senior Center; provided further, that not less than \$75,000 shall be expended to the Burlington Council on Aging in the town of Burlington for the salary of a full-time social worker; provided further, that not less than \$50,000 shall be expended to the Maynard Council on Aging to support programming for seniors in the town of Maynard; provided further, that not less than \$20,000 shall be expended to the town

of Rowley for structural and ADA improvements at Town Hall and the Senior Center; provided further, that not less than \$25,000 shall be expended to the town of Sterling for an electronic sign at the Council on Aging; provided further, that not less than \$30,000 shall be expended for the senior medical rides program and related elderly and veteran outreach efforts operated by Deja New Leicester, Incorporated, the Council on Aging in the town of Leicester, and Project New Hope, Incorporated; provided further, that not less than \$250,000 shall be expended for Parkway in Motion, Inc. to provide programming for seniors in the SW Boston neighborhoods; provided further, that not less than \$100,000 shall be expended for the costs associated with care and services provided at the Whipple Senior Center in the city known as the town of Weymouth; provided further, that not less than \$160,000 shall be allocated to OutstandingLife, Inc. for the operation of a statewide virtual senior center for LGBTQIA+ older adults; provided further, that not less than \$25,000 shall be expended for the Methuen Senior Activity Center for operational costs; provided further, that not less than \$65,000 shall be expended to the city known as the town of North Attleborough to purchase furniture, exercise equipment, movie projection equipment, a welcome desk, and other needs associated with the establishment of the North Attleborough Council on Aging in its new location; provided further, that not less than \$30,000 shall be expended for new kitchen appliances and upgrades for the Pepperell Council on Aging senior center kitchen; provided further, that not less than \$25,000 shall be expended to the Brookline Council on Aging to support the Council's food insecurity programs; provided further, that not less than \$25,000 shall be expended for the Chelmsford Council on Aging to meet the nutritional needs of elders"; and in said item by striking out the figures: "28,000,000" and inserting in place thereof the figures: "29,092,500";

By inserting after section 30 the following section:

"SECTION 30A. Said chapter 29 is hereby further amended by striking out section 2PPP and inserting in place thereof the following section:—

Section 2PPP. There shall be established and set up on the books of the commonwealth a separate, non-budgeted special revenue fund known as the Essential Community Provider Trust Fund, in this section called the trust fund. There shall be credited to the trust fund: (i) any funds that may be appropriated or transferred into the trust fund; and (ii) any income derived from investment of amounts credited to the trust fund. In conjunction with the preparation of the commonwealth's annual financial report, the comptroller shall prepare and issue an annual report detailing the revenues and expenditures of the trust fund. Amounts credited to the fund shall not be subject to further appropriation. Money remaining in the fund at the end of a fiscal year shall not revert to the General Fund and shall be available for expenditure in subsequent fiscal years. To accommodate timing discrepancies between the receipt of revenue and related expenditures, the comptroller may certify for payment amounts not to exceed the most recent revenue estimates as certified by the secretary of health and human services to be transferred, credited or deposited to the trust fund. The secretary of health and human services shall administer the trust fund and disburse funds from the trust fund to make payments to acute hospitals and community health centers to maintain financial stability for the provision of healthcare services in the commonwealth, to ensure access to care, provide for public health and promote equity.";

In section 31, in line 480, by striking out the following: "subsection (c)" and inserting in place thereof the following: "subsections (c) and (d)", in lines 487 to 505, inclusive, by striking out the paragraphs contained in those lines and inserting in place thereof the following two paragraphs:

“(2) The secretary shall annually expend amounts from the fund averaging, for the 3-year period from October 1, 2024 through September 30, 2027, not less than \$2,158,500,000 per year; provided, however, that all such payments shall fall into 1 of the following categories: (i) health equity incentive payments; (ii) clinical quality incentive payments; (iii) other incentive payments; (iv) rate payments for services provided to MassHealth members; or (v) targeted payments to: (A) freestanding pediatric acute hospitals; (B) nonprofit teaching acute hospitals that provide medical, surgical, emergency and obstetrical services and are affiliated with a state-owned medical school; (C) freestanding cancer hospitals; (D) the acute hospital with the lowest statewide commercial relative price in fiscal year 2019 as reported by the center for health information and analysis; or (E) the independent group 1 safety net hospital with the largest percentile of operating loss in fiscal year 2022 as reported by the center for health information and analysis. The secretary may determine funding allocations among and within each such category within a given year; provided, however, that such allocations shall be consistent with all approved federal waivers and state plan provisions; and provided further, that the secretary shall allocate an average of not less than \$1,192,000,000 per year, for the 3-year period from October 1, 2024 through September 30, 2027, for the rate payments described in clause (iv), with an average of not less than \$92,000,000 allocated for group 1 safety net hospitals for the 3-year period, an average of not less than \$460,000,000 allocated for group 2 safety net hospitals for the 3-year period, and an average of not less than \$640,000,000 allocated across all acute hospitals for the 3-year period.

(3) Of the targeted payments described in clause (v) of paragraph (2), the secretary shall expend annually from the fund: (i) \$70,000,000 to freestanding pediatric acute hospitals, of which at least 98 per cent shall be paid to the freestanding pediatric hospital with the largest volume of inpatient discharges in fiscal year 2019; (ii) \$35,000,000 to nonprofit teaching acute hospitals that provide medical, surgical, emergency and obstetrical services and are affiliated with a state-owned medical school; (iii) \$11,000,000 to the acute hospital with the lowest statewide commercial relative price in fiscal year 2019 as reported by the center for health information and analysis; (iv) \$5,000,000 to the freestanding cancer hospitals; and (v) \$10,000,000 to the independent group 1 safety net hospital with the largest operating percentile loss in fiscal year 2022 as reported by the center for health information and analysis.”; and by adding the following paragraph:

“(d) If any portion of the final annual amount allocated by the secretary to health equity incentive payments, clinical quality incentive payments or other incentive payments is unearned during the relevant measurement period for such payment, as determined by the secretary, the secretary shall transfer the state’s share of that unearned amount to the Health Safety Net Trust Fund established in section 66 of chapter 118E.”;

In section 37, in line 599, by inserting after the word “waiver” the following: “or for the administration of the assessment established in section 68 of chapter 118E”; and by inserting after the word “all” the word “Medicaid”;

By inserting after section 38 the following section:

“SECTION 38A. Chapter 32A of the General Laws is hereby amended by inserting after section 17S the following section:

Section 17T. (a) For the purposes of this section, the following words shall, unless the context clearly requires otherwise, have the following meanings:

‘Directly or indirectly cause impairment of fertility’, to cause circumstances where a disease, or the necessary treatment for a disease, has a likely side effect of

infertility as established by the American Society for Reproductive Medicine, the American Society of Clinical Oncology or other reputable professional organizations.

‘Standard fertility preservation services’, procedures or treatments to preserve fertility as recommended by a board-certified obstetrician gynecologist, reproductive endocrinologist or other physician; provided, that the recommendation shall be made in accordance with current medical practices and professional guidelines published by the American Society for Reproductive Medicine, the American Society of Clinical Oncology or other reputable professional organizations.

(b) The commission shall provide to any active or retired employee of the commonwealth who is insured under the group insurance commission coverage for standard fertility preservation services, including, but not limited to, coverage for procurement, cryopreservation and storage of gametes, embryos or other reproductive tissue, when the enrollee has a diagnosed medical or genetic condition that may directly or indirectly cause impairment of fertility by affecting reproductive organs or processes. Coverage shall be provided to the same extent that coverage is provided for other pregnancy-related procedures.”;

By inserting after section 49 the following section:

“SECTION 49A. Section 9D of chapter 118E of the General Laws, as so appearing, is hereby amended by striking out paragraph (6) of subsection (e) and inserting in place thereof the following subsection:—

(6)(i) The executive office shall direct MassHealth to provide notice to each individual age 55 or older of the options for enrolling in voluntary programs, including, but not limited to, Program of All Inclusive Care for the Elderly or PACE plans, Senior Care Options or SCO plans, One Care plans and Home and the Community-Based Services Waiver program for frail elders when: (A) the individual first becomes eligible for Medicare or MassHealth; and (B) the individual inquires about long term nursing home placement. Notice provided pursuant to this clause shall be consistent with the notice requirement pursuant to subparagraph (ii).

(ii) The executive office shall direct MassHealth to provide each beneficiary age 65 and older with an annual notice of the options for enrolling in voluntary programs, including Program of All Inclusive Care for the Elderly or PACE plans, Senior Care Options or SCO plans, One Care plans, the Home and Community-Based Services Waiver program for frail elders or any other voluntary, elective benefit to which the beneficiary is entitled to supplement or replace their MassHealth benefits. If MassHealth receives approval from the Centers for Medicare and Medicaid Services, MassHealth shall arrange for the annual notice to include the names and contact information for the program providers, general contact information for MassHealth and a general description of the benefits of joining particular programs in clear and simple language and a method to request the same information in a language other than English. The notice shall include a method for the beneficiary to indicate interest in receiving additional information on any programs identified that may be of interest to them. The notice shall be supplied to a beneficiary every time the beneficiary is subject to a redetermination of eligibility. A draft of the proposed language and format for providing information to beneficiaries shall be circulated to the providers contracted to provide each of these programs for review and comment prior to finalization. The division shall work with the program providers and other appropriate stakeholders to assess whether and to what extent barriers to program enrollment shall be alleviated through modifications to the program or the enrollment process.”;

In section 50, in line 861, by striking out the following: “chapter 118E of the General Laws” and inserting in place thereof the following: “said chapter 118E”;

By striking out section 53 and inserting in place thereof the following section:

“SECTION 53. Said section 64 of said chapter 118E, as so appearing, is hereby further amended by inserting after the definition of ‘Gross patient service revenue’ the following 3 definitions:—

‘Group 1 safety net hospital’, any hospital identified as a group 1 safety net hospital, as set forth in Attachment N as approved on March 29, 2023, to the MassHealth demonstration waiver approved September 28, 2022, effective October 1, 2022 through December 31, 2027, pursuant to subsection (a) of section 1115 of Title XI of the federal Social Security Act.

‘Group 2 safety net hospital’, any hospital identified as a group 2 safety net hospital, as set forth in Attachment N as approved on March 29, 2023, to the MassHealth demonstration waiver approved September 28, 2022, effective October 1, 2022 through December 31, 2027, pursuant to subsection (a) of section 1115 of Title XI of the federal Social Security Act.

‘Health policy commission revenue amount’, the amount collected by the health policy commission from hospitals and ambulatory surgical centers pursuant to section 6 of chapter 6D.”;

In section 54, in line 899, by striking out the figure: “7” and inserting in place thereof the figure: “8”; and after line 938 by inserting the following paragraph:

“‘Medicaid managed care organization services subject to assessment’, managed care organization services subject to assessment provided to a Medicaid member.”;

In section 56, in line 943, by striking out the figures: “1,226,715,133” and inserting in place thereof the figures: “1,484,050,000”;

In section 58, in line 960, by striking out the figures: “791,915,133” and inserting in place thereof the figures: “994,000,000”; and in lines 963 and 964, by striking out the following: “and (D) \$10,000,000 to the Non-Acute Care Hospital Reimbursement Trust Fund established in section 2WWW of said chapter 29” and inserting in place thereof the following: “(D) \$30,250,000 to the Non-Acute Care Hospital Reimbursement Trust Fund established in section 2WWW of said chapter 29; and (E) \$35,000,000 to the Essential Community Provider Trust Fund established in section 2PPP of said chapter 29”;

In section 59, in line 988, by striking out the figures: “791,915,133” and inserting in place thereof the figures: “994,000,000”, in line 991, by striking out the figures: “10,000,000” and inserting in place thereof the figures: “30,250,000”; and in line 1000, by striking out the word “and”, the second time it appears; and in line 1002, by inserting after the following: “12C” the following: “; and (K) \$35,000,000 to the Essential Community Provider Trust Fund established in section 2PPP of chapter 29”;

In section 61, in lines 1090 to 1131, inclusive, by striking out the eight paragraphs contained in those lines and inserting in place thereof the following eleven paragraphs:

“(d) For the purposes of the assessment described in this section, all hospitals in the commonwealth shall be divided into the following groups, as determined by the secretary of health and human services:

(i) large group 1 safety net hospitals, defined for the purposes of this section as any group 1 safety net hospital with 355 or more staffed beds in fiscal year 2022, as reported by the center for health information and analysis;

(ii) small group 1 safety net hospitals, defined for the purposes of this section as any group 1 safety net hospital with less than 355 staffed beds in fiscal year 2022, as reported by the center for health information and analysis;

(iii) large group 2 safety net hospitals, defined for the purposes of this section as any group 2 safety net hospitals with 355 or more staffed beds in fiscal year 2022, as reported by the center for health information and analysis;

(iv) small group 2 safety net hospitals, defined for the purposes of this section as any group 2 safety net hospitals with less than 355 staffed beds in fiscal year 2022, as reported by the center for health information and analysis;

(v) freestanding pediatric acute hospitals;

(vi) academic, teaching and specialty hospitals, defined for the purposes of this section as any academic medical center, teaching hospital or specialty hospital, as determined by the center for health information and analysis as of September 30, 2019, but excluding any high public payer hospital;

(vii) private acute hospitals, defined for the purposes of this section as any private hospital licensed under section 51 of chapter 111 and that contains a majority of medical-surgical, pediatric, obstetric and maternity beds, as defined by the department of public health, and operating as of September 30, 2019, but excluding any safety net hospital or academic, teaching and specialty hospital;

(viii) non-state public hospitals, defined for the purposes of this section as any non-state-owned public hospital in the commonwealth, as determined by the secretary of health and human services; and

(ix) non-acute hospitals, defined for the purposes of this section as any nonpublic hospital licensed by the department of public health under section 51 of chapter 111 but not defined as an acute care hospital under section 25B of chapter 111 or any nonpublic hospital licensed as an inpatient facility by the department of mental health under section 19 of chapter 19 and any regulations promulgated thereunder but not categorized as a class VII licensee under any regulations.

(e) Each of the groups described in subsection (d) shall be subject to the following assessment rates: (i) large group 1 safety net hospitals shall be subject to a rate of 24.000 per cent for inpatient services and 5.950 per cent for outpatient services; (ii) small group 1 safety net hospitals shall be subject to a rate of 14.500 per cent for inpatient services and 5.500 per cent for outpatient services; (iii) large group 2 safety net hospitals shall be subject to a rate of 18.000 per cent for inpatient services and 18.200 per cent for outpatient services; (iv) small group 2 safety net hospitals shall be subject to a rate of 18.000 per cent for inpatient services and 10.200 per cent for outpatient services; (v) freestanding pediatric hospitals shall be subject to a rate of 4.800 per cent for inpatient services and 4.250 per cent for outpatient services; (vi) academic, teaching and specialty hospitals shall be subject to a rate of 4.701 per cent for inpatient services and 1.065 per cent for outpatient services; (vii) private acute hospitals shall be subject to a rate of 8.500 per cent for inpatient services and 1.045 per cent for outpatient services; (viii) non-state public hospitals shall be subject to a rate of 1.615 per cent for inpatient services and 1.500 per cent for outpatient services; and (ix) non-acute hospitals shall be subject to a rate of 3.300 per cent for inpatient services and 3.300 per cent for outpatient services; provided, however, that the office shall increase each such rate by the amount necessary to generate 50 per cent of the estimated cost, as determined by the secretary of administration and finance, of administering the health safety net and related assessments in accordance with sections 65 to 69, inclusive. In the event that a hospital closure or a hospital change in status to a different type of provider results in a reduction of the total hospital assessment amount, the secretary of health and human services may, through regulation, adjust the assessment rates to ensure the total hospital assessment amount is not reduced by more than \$10,000,000 on an annual basis; provided, that any such adjustments to the rates shall ensure the rates remain in the same proportion to each other as established in this subsection.”; and by adding the following paragraph:

“(h) The secretary of health and human services may enforce the payment of assessments required pursuant to this section by: (i) notifying the department of public

health of any unpaid assessments regarding hospitals licensed by the department of health and such information shall be considered by the department of public health in determining suitability, in accordance with section 51 of chapter 111, for the hospital or its affiliate provider entities; (ii) offsetting payments from the office of Medicaid against the claims for payment by the delinquent hospital, against other hospitals or MassHealth contracted entities under common ownership as the delinquent hospital or against any successor in interest to the hospital or such provider entities under common ownership, in the amount of the delinquent fees owed, including any interest, penalties or reasonable attorneys' fees, and by transferring such funds into the fund; or (iii) creating, after demand for payment, a lien in favor of the commonwealth in an amount not to exceed the delinquent fees owed, including any interest, penalties or reasonable attorneys' fees, encumbering the building in which the delinquent hospital is located, the real property upon which the delinquent hospital is located, any fixtures, equipment or goods used in the operation of the delinquent hospital or any real property in which the delinquent hospital holds an interest.”;

In section 62, in lines 1162 to 1170, inclusive, by striking out the three paragraphs contained in those lines and inserting in place there of the following three paragraphs:

“(i) managed care organization services subject to assessment that are not Medicaid managed care organization services subject to assessment provided by a managed care organization;

(ii) Medicaid managed care organization services subject to assessment provided by a managed care organization that has an average total Medicaid member per month enrollment below a threshold established by the secretary of health and human services through regulations; and

(iii) Medicaid managed care organization services subject to assessment provided by a managed care organization that has an average total Medicaid member per month enrollment at or above a threshold established by the secretary of health and human services through regulations.”;

By inserting after section 65 the following section:

“SECTION 65A. Chapter 175 of the General Laws is hereby amended by inserting after section 47UU, inserted by section 56 of chapter 28 of the acts of 2023, the following section:—

Section 47VV. (a) For the purposes of this section, the following words shall, unless the context clearly requires otherwise, have the following meanings:

‘Directly or indirectly cause impairment of fertility’, to cause circumstances where a disease, or the necessary treatment for a disease, has a likely side effect of infertility as established by the American Society for Reproductive Medicine, the American Society of Clinical Oncology or other reputable professional organizations.

‘Standard fertility preservation services’, procedures or treatments to preserve fertility as recommended by a board-certified obstetrician gynecologist, reproductive endocrinologist or other physician; provided, that the recommendation shall be made in accordance with current medical practices and professional guidelines published by the American Society for Reproductive Medicine, the American Society of Clinical Oncology or other reputable professional organizations.

(b) The following shall provide coverage for standard fertility preservation services, including, but not limited to, coverage for procurement, cryopreservation and storage of gametes, embryos or other reproductive tissue, when the enrollee has a diagnosed medical or genetic condition that may directly or indirectly cause impairment of fertility by affecting reproductive organs or processes: (i) any policy of accident and sickness insurance, as described in section 108, that provides hospital

expense and surgical expense insurance and that is delivered, issued or subsequently renewed by agreement between the insurer and policyholder in the commonwealth; (ii) any blanket or general policy of insurance described in subdivision (A), (C) or (D) of section 110 that provides hospital expense and surgical expense insurance and that is delivered, issued or subsequently renewed by agreement between the insurer and the policyholder, within or without the commonwealth; and (iii) any employees' health and welfare fund that provides hospital expense and surgical expense benefits and that is delivered, issued or renewed to any person or group of persons in the commonwealth. Coverage shall be provided to the same extent that coverage is provided for other pregnancy-related procedures.”;

By inserting after section 67 the following three sections:

“SECTION 67A. Chapter 176A of the General Laws is hereby amended by inserting after section 8VV, inserted by section 58 of chapter 28 of the acts of 2023, the following section:—

Section 8WW. (a) For the purposes of this section, the following words shall, unless the context clearly requires otherwise, have the following meanings:

‘Directly or indirectly cause impairment of fertility’, to cause circumstances where a disease, or the necessary treatment for a disease, has a likely side effect of infertility as established by the American Society for Reproductive Medicine, the American Society of Clinical Oncology or other reputable professional organizations.

‘Standard fertility preservation services’, procedures or treatments to preserve fertility as recommended by a board-certified obstetrician gynecologist, reproductive endocrinologist or other physician; provided, that the recommendation shall be made in accordance with current medical practices and professional guidelines published by the American Society for Reproductive Medicine, the American Society of Clinical Oncology or other reputable professional organizations.

(b) Any contract between a subscriber and a corporation subject to this chapter, pursuant to an individual or group hospital service plan that is delivered, issued or renewed within the commonwealth shall provide coverage for standard fertility preservation services, including, but not limited to, coverage for procurement, cryopreservation and storage of gametes, embryos or other reproductive tissue, when the enrollee has a diagnosed medical or genetic condition that may directly or indirectly cause impairment of fertility by affecting reproductive organs or processes. Coverage shall be provided to the same extent that coverage is provided for other pregnancy-related procedures.

SECTION 67B. Chapter 176B of the General Laws is hereby amended by inserting after section 4VV, inserted by section 59 of said chapter 28, the following section:—

Section 4WW. (a) For the purposes of this section, the following words shall, unless the context clearly requires otherwise, have the following meanings:

‘Directly or indirectly cause impairment of fertility’, to cause circumstances where a disease, or the necessary treatment for a disease, has a likely side effect of infertility as established by the American Society for Reproductive Medicine, the American Society of Clinical Oncology or other reputable professional organizations.

‘Standard fertility preservation services’, procedures or treatments to preserve fertility as recommended by a board-certified obstetrician gynecologist, reproductive endocrinologist or other physician; provided, that the recommendation shall be made in accordance with current medical practices and professional guidelines published by the American Society for Reproductive Medicine, the American Society of Clinical Oncology or other reputable professional organizations.

(b) A subscription certificate under an individual or group medical service agreement that is delivered, issued or renewed within the commonwealth shall provide coverage for standard fertility preservation services, including, but not limited to, the coverage for procurement, cryopreservation and storage of gametes, embryos or other reproductive tissue, when the enrollee has a diagnosed medical or genetic condition that may directly or indirectly cause impairment of fertility by affecting reproductive organs or processes. Coverage shall be provided to the same extent that coverage is provided for other pregnancy-related procedures.

SECTION 67C. Chapter 176G of the General Laws is hereby amended by inserting after section 4NN, inserted by section 60 of said chapter 28, the following section:—

Section 400. (a) For the purposes of this section, the following words shall, unless the context clearly requires otherwise, have the following meanings:

‘Directly or indirectly cause impairment of fertility’, to cause circumstances where a disease, or the necessary treatment for a disease, has a likely side effect of infertility as established by the American Society for Reproductive Medicine, the American Society of Clinical Oncology or other reputable professional organizations.

‘Standard fertility preservation services’, procedures or treatments to preserve fertility as recommended by a board-certified obstetrician gynecologist, reproductive endocrinologist or other physician; provided, that the recommendation shall be made in accordance with current medical practices and professional guidelines published by the American Society for Reproductive Medicine, the American Society of Clinical Oncology or other reputable professional organizations.

(b) An individual or group health maintenance contract that is issued, delivered or renewed within the commonwealth shall provide coverage for standard fertility preservation services, including, but not limited to, coverage for procurement, cryopreservation and storage of gametes, embryos or other reproductive tissue, when the enrollee has a diagnosed medical or genetic condition that may directly or indirectly cause impairment of fertility by affecting reproductive organs or processes. Coverage shall be provided to the same extent that coverage is provided for other pregnancy-related procedures.”;

By inserting after section 83A (inserted by amendment) the following section:

“SECTION 83B. Not later than June 30, 2025, the executive office of health and human services and MassHealth shall establish rules and regulations for the implementation of paragraph 6 of section 9D of chapter 118E of the General Laws, as inserted by section 49A.”;

In section 85, in lines 1581 and 1584, and in section 86, in lines 1607, 1610 and 1614, by inserting after the word “sections”, in each instance, the following: “30A,”;

By inserting after section 88A (as inserted amendment) following three sections:

“SECTION 88B. Notwithstanding any general law or special law to the contrary, the secretary of health and human services shall implement new annual funding of not less than \$63,600,000 total computable within the state-directed Medicaid managed care incentive initiative payment mechanisms to the non-state-owned public hospital for each of the fiscal years 2024 through 2027, inclusive, at full levels, including the 20 per cent increase to the maximum payment amounts listed in items 2, 4 and 5 of section 6 of Attachment Q of the MassHealth demonstration waiver approved May 15, 2023, effective October 1, 2022 through December 31, 2027, under subsection (a) of section 1115 of Title XI of the federal Social Security Act.

SECTION 88C. (a) Notwithstanding any general or special law to the contrary, the secretary of health and human services, in collaboration with the non-state-owned public hospital, shall seek any and all required federal approvals the secretary and the

non-state-owned public hospital deem necessary to implement section 88B, including any required waivers and other applicable submissions necessary to implement the state-directed payment mechanisms under 42 CFR 438.6(c).

(b) Notwithstanding any general or special law to the contrary, the payments to the non-state-owned public hospital shall be authorized annually by the secretary and shall be made through the Medical Assistance Trust Fund established in section 2QQQ of chapter 29 of the General Laws.

(c) The secretary of health and human services shall notify the house and senate committees on ways and means and the joint committee on health care financing of any federal approval received or denied pursuant to this section.

SECTION 88D. (a) Notwithstanding any general or special law to the contrary, in the event that the commonwealth does not receive initial federal approvals pursuant to section 88B that the secretary of health and human services determines necessary to implement this section, the secretary, in collaboration with the non-state-owned public hospital, shall develop and pursue alternative federal funding mechanisms, as necessary, to achieve the specified incremental federal funding pursuant to section 88B and shall seek all necessary federal approvals.

(b) The secretary of health and human services shall notify the house and senate committees on ways and means and the joint committee on health care financing of any federal approval received or denied pursuant to this section.”;

By inserting after section 102 the following section:

“SECTION 102A. Section 88B to 88D, inclusive, are hereby repealed.”;

In section 104, in line 1794, by inserting after the word “Sections” the following: “30A,”; and by inserting after the figures: “31” the following: “, 53”;

In section 105, in line 1797, by striking out the following: “, 53”;

By inserting after section 111 the following section:

“SECTION 111A. Section 102A shall take effect as of October 1, 2028.”.

After debate on the question on adoption of the consolidated amendments, the sense of the House was taken by yeas and nays, as required under the provisions of House Rule 33F, and on the roll call 157 members voted in the affirmative and 0 in the negative.

[See [Yea and Nay No. 91](#) in Supplement.]

Therefore the consolidated amendments (health and human services, and elder affairs) were adopted.

Recess.

At twenty-seven minutes before nine o'clock P.M. (Wednesday, April 24), on motion of Mr. Jones of North Reading (Ms. Hogan of Stow being in the Chair), the House recessed until the following day at eleven o'clock A.M.; and at that time, the House was called to order with Mr. Donato of Medford in the Chair.

Consolidated amendments adopted,—
yea and nay
No. 91.

Recess.