

**Tuesday, April 25, 2023 (at 11:03 o'clock A.M.).**

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

Pledge of  
allegiance.

*Silent Tribute.*

During the session the Chair (Ms. Hogan of Stow) declared a brief recess, and at the request of Mr. Saunders of Belchertown, the members, guests and employees stood in a moment of silent tribute in respect to the memory Helen P. Lemek of Ludlow. At 96 years of age, Helen passed away peacefully surrounded by her loving family on April 17, 2023. Helen was a lifelong resident of Ludlow where she served as Town Clerk for 24 years and belonged to many civic organizations.

Helen P.  
Lemek.

Sadly, she was predeceased by her husband Stanley, son Michael (Cathy), grandson Aaron Babinski, son-in-law Thomas Babinski and sister Irene Michonski.

Helen will be deeply missed by her daughter Elizabeth Babinski; her son Christopher and his wife Debbie Lemek. She was a cherished Babci to 10 grandchildren and 15 great grandchildren as well as many nieces, nephews and extended family and friends.

Helen Lemek will be fondly remembered as one of Ludlow's great civic leaders.

*Guests of the House.*

During the session, Mr. Markey of Dartmouth took the Chair, declared a brief recess and introduced Brian Baptiste, Head Coach of the University of Massachusetts Dartmouth basketball team and the winningest active coach in NCAA Division III men's basketball, Coach Baptiste then offered brief remarks on the program's accomplishments. He was the guest of Mr. Markey.

Brian  
Baptiste.

During the session, the Chair (Ms. Hogan of Stow) declared a brief recess and introduced Alex Capone, the godson of Ms. Ferrante of Gloucester. Alex was recently elected senator of his student council. He was accompanied by his grandmother, Sheila Capone-Wulfin. They were the guests of Ms. Ferrante.

Alex  
Capone.

*Petitions.*

Petitions (having been returned by the State Secretary, under the provision of Chapter 3 of the General Laws, with letters relative thereto) severally were referred, under Rule 24, as follows:

By Representative Jones of North Reading, a petition (accompanied by bill, House, No. 3808) of Bradley H. Jones, Jr., and Brendan P. Crighton for legislation to further regulate the Lynnfield Center Water District; and

Lynnfield  
Center Water  
District.

By Representative Madaro of Boston, a petition (accompanied by bill, House, No. 3809) of Adrian C. Madaro relative to modernizing the governance of port authority parks in the East Boston section of the city of Boston.

Port authority  
parks,—  
governance.

Severally to the committee on Environment and Natural Resources. Severally sent to the Senate for concurrence.

A joint petition (accompanied by bill, House, No. 3810) of Lindsay N. Sabadosa and Paul W. Mark relative to dissolving the Hampshire County Regional Housing Authority and incorporating its functions into the Northampton Housing Authority (having been returned by the State Secretary, under the provision of Chapter 3 of the General Laws, with memorandum relative thereto) was referred, under Rule 24, to the committee on Housing. Sent to the Senate for concurrence.

Hampshire  
County Regional  
Housing  
Authority.

Petitions severally were presented and referred as follows:

By Representative Barber of Somerville, a petition (subject to Joint Rule 12) of Christine P. Barber and Samantha Montaño for legislation to establish a protection and advocacy system for investigating abuse, neglect, and financial exploitation of persons with disabilities occurring and advocating for the civil and human rights of such persons.

Abuse  
protection,—  
persons with  
disabilities.

By Representative Mahoney of Worcester and Senator Kennedy, a joint petition (subject to Joint Rule 12) of John J. Mahoney and Robyn K. Kennedy for legislation to establish a sick leave bank for Michael Grant, an employee of the Department of Correction.

Michael  
Grant,—  
sick leave.

Severally, under Rule 24, to the committee on Rules.

#### *Papers from the Senate.*

A report of the committee on Telecommunications, Utilities and Energy, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 2177) of Rebecca L. Rausch and James B. Eldridge for legislation to advance water access equity through utility reporting requirements, and recommending that the same be referred to the committee on Environment and Natural Resources,— accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence.

Water  
access.

Petitions (having been filed in the office of the Clerk of the Senate prior to five o'clock P.M. on Friday, January 20, 2023) (having been transmitted the State Secretary by the Clerk of the Senate, under the provisions of Section 7 of Chapter 3 of the General Laws; and which had been returned by said secretary with memorandum relative thereto), were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 675) of Paul W. Mark, Susannah M. Whipps, Joanne M. Comerford, John J. Cronin and other members of the General Court for legislation to create a climate bank in Massachusetts. To the committee on Financial Services.

Climate  
bank.

Petition (accompanied by bill, Senate, No. 1489) of Joanne M. Comerford, Susannah M. Whipps and Colleen M. Garry for legislation to create a Municipal and Public Safety Building Authority. To the committee on Public Safety and Homeland Security.

Local, safety  
building  
authority.

#### *Report of Committees.*

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the joint petition (subject to Joint Rule 12) of Aaron L. Saunders and Joanne M. Comerford (by vote of the towns) that Joseph J. Cuneo be authorized to continue employment as fire chief of the towns of Wendell and New Salem, notwithstanding

New Salem  
and Wendell,—  
Joseph Cuneo.

the maximum age requirement. Under suspension of the rules, on motion of Mr. Cutler of Duxbury, the report was considered forthwith. Joint Rule 12 was suspended; and the joint petition (accompanied by bill) was referred to the committee on Public Service. Sent to the Senate for concurrence.

*Recess.*

At a sixteen minutes after eleven o'clock A.M. (Tuesday, April 25), on motion of Mr. Roy of Franklin (Mr. Donato of Medford being in the Chair), the House recessed until the hour of twelve o'clock noon; and at twenty-one minutes after twelve o'clock P.M. the House was called to order with Mr. Donato in the Chair.

Recess.

*Orders of the Day.*

The House Bill making appropriations for the fiscal year 2024 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. 3900, amended), was considered.

General  
Appropriation  
Bill.

Pending the question on passing the bill, as amended, to be engrossed, Mr. Michlewitz of Boston and other members of the House moved, under the provisions of the last sentence of the penultimate paragraph of Rule 20A, to amend it in section 2, in item 0330-0300, in line 31, by inserting after the word "litigants" the following: "; provided further, that not less than \$50,000 shall be expended for community outreach clinics and pro bono activities of the University of Massachusetts School of Law to provide direct legal assistance in the area of tenants' rights"; and in said item by striking out the figures: "312,830,200" and inserting in place thereof the figures: "312,880,200";

Consolidated  
amendments  
(public safety  
and judiciary).

In item 0332-0100 by striking out the figures: "85,955,959" and inserting in place thereof the figures: "86,135,959";

In item 0337-0002 by adding the following: "; provided, that not less than \$330,000 shall be expended for the Worcester county court-appointed special advocates program; provided further, that not less than \$136,000 shall be expended for the Franklin and Hampshire county court-appointed special advocates program; provided further, that not less than \$180,000 shall be expended for the Hampden county court-appointed special advocates program; provided further, that not less than \$167,000 shall be expended for the Essex county court-appointed special advocates program; provided further, that not less than \$288,000 shall be expended for the Boston court-appointed special advocates program; provided further, that not less than \$100,000 shall be expended for the Berkshire county court-appointed special advocates program; provided further, that not less than \$100,000 shall be expended for the Bristol county court-appointed special advocates program; provided further, that not less than \$100,000 shall be expended for the Massachusetts CASA Association; and provided further, that not less than \$50,000 shall be expended for a grant to One Can Help, Inc. for the purpose of providing assistance and resources for families in juvenile courts statewide"; and in said item by striking out the figures: "23,547,168" and inserting in place thereof the figures: "24,998,168";

In item 0339-1011, in line 19, by inserting after the word "incarceration" the following: "; provided further, that not less than \$100,000 shall be expended to the city of Everett for a second chance program, administered by the city's diversity,

equity and inclusion department, to enable the city to establish programs to help Everett residents recently released from state or county facilities to re-establish themselves in the community by mitigating the greatest risks of recidivism”; and in said item by striking out the figures: “14,111,078” and inserting in place thereof the figures: “14,211,078”;

In item 0340-0700 by striking out the figures: “13,620,863” and inserting in place thereof the figures: “13,808,852”;

By inserting after item 1599-0105 the following item:

“1599-0107 For a reserve for expenses associated with the implementation of a pilot program at the department of correction and county correctional facilities to treat persons suffering from serious mental illness with clinically-appropriate long-acting injectable medications; provided, that not later than March 11, 2024, the office shall submit a report to the house and senate committees on ways and means that shall include, but not be limited to: (i) the total number of individuals receiving treatment; (ii) the number of individuals requesting treatment who were not approved for said treatment; (iii) the reason for said denial of treatment; and (iv) initiatives in place to expand and improve access to medication-assisted treatment for incarcerated individuals within county correctional facilities ..... \$2,500,000”;

In item 8000-0313 by adding the following: “; provided, that not less than \$15,000 shall be expended for public safety upgrades at Blackstone town hall; provided further, that not less than \$20,000 shall be expended for the purchase of additional camera system to monitor downtown in the city of Leominster; provided further, not less than \$10,000 shall be expended to Mission, Inc.; provided further, that not less than \$150,000 shall be expended to Portal to Hope to develop programs combatting domestic violence in Medford, Malden, Everett and Winthrop; provided further, that not less than \$30,000 shall be expended for public safety trainings at the Pembroke police and fire departments; provided further, that not less than \$15,000 shall be expended for automated external defibrillators at recreation programs and athletic fields in the town of Shrewsbury; provided further, that not less than \$25,000 shall be expended for the improvement of the intersection between route 140 and route 123 in the town of Norton; provided further, that not less than \$25,000 shall be expended for additional personal protective equipment for the Natick fire department; provided further, that not less than \$25,000 shall be expended for 911 compliance in the town of Ludlow; provided further, that not less than \$100,000 shall be expended for the Dismas House of Massachusetts, Inc. in Worcester; provided further, that not less than \$40,000 shall be expended for the city of Quincy’s mitigation fund for the state-owned intersection at Ricciuti drive and the I-93 southbound off-ramp for temporary traffic mitigation measures; provided further, that not less than \$25,000 shall be expended for town of Randolph’s police department to obtain a self-contained unit for use at community enhancement partnership events; provided further, that not less than \$18,000 shall be expended for the installation of an emergency access boat ramp for use by first responders at Sandy Neck Park beach in the town of Barnstable; provided further, that not less than \$20,000 shall be expended to the town of Georgetown for public safety facilities, information technology and oxygen replenishment system for firefighters; provided further, that not less than \$20,000 shall be expended to the city of Boston for the payroll costs of the Boston police department for dedicated patrols of the Fairmount housing development in the Hyde Park section of the city of Boston; provided further, that not less than \$20,000 shall

be expended for health wellness and heart exams for the Tewksbury police department; provided further, that not less than \$30,000 shall be expended for Cambridge HEART in the city of Cambridge; provided further, that not less than \$75,000 shall be expended for 20 sets of bunker gear shorts in the town of Saugus; provided further, that not less than \$15,000 shall be expended to the Plymouth police department for police boat electronics upgrades; provided further, that not less than \$75,000 shall be expended for fire department safety gear in the town of Dover; provided further, that not less than \$100,000 shall be expended to implement the recommendations of the city of Woburn's report from the Massachusetts Downtown Initiative Local Rapid Recovery program; provided further, that not less than \$25,000 shall be expended for public safety improvements in the town of Upton; provided further, that not less than \$25,000 shall be expended for public safety improvements in the town of Northbridge; provided further, that not less than \$25,000 shall be expended for public safety improvements in the town of Grafton; provided further, that not less than \$25,000 shall be expended for new lockers and office equipment for the Millbury police station; provided further, that not less than \$100,000 shall be expended for equipment for Braintree's fire department; provided further, that not less than \$125,000 shall be expended for the Braintree police department's family services unit; provided further, that not less than \$25,000 shall be expended for mobile data terminals with E-Ticket and police radio digital infrastructure conversion equipment for the Dracut police department; and provided further, that not less than \$50,000 shall be expended for services provided by the Tewksbury police department to the Tewksbury state hospital"; and in said item by striking out the figures: "100,000" and inserting in place thereof the figures: "1,253,000";

In item 8100-1001, in line 9, by inserting after the word "property" the following: "; provided further, that not less than \$1,170,000 shall be expended for the payroll costs of the state police directed patrols; provided further, that not less than \$30,000 shall be expended for Troop A to conduct mounted, directed patrols throughout Revere beach, the Lynn Fells and the Middlesex Fells reservation park, among other identified areas; provided further, that, subject to appropriation, communities receiving funds for directed patrols in fiscal year 2008 shall receive an equal disbursement of funds in proportion to the current appropriation in fiscal year 2024; provided further, that funds shall be expended for directed patrols at Constitution beach in East Boston; provided further, that not less than \$95,000 shall be expended for designated seasonal state police patrols in the Wollaston beach and Quincy Shore drive area and Furnace Brook parkway of Quincy from May 31 to September 1; provided further, that not less than \$35,000 shall be expended for the payroll costs of the state police to perform directed patrols and traffic enforcement functions on the Harry Truman parkway, Neponset Valley parkway and Dedham parkway in the Hyde Park section of the city of Boston; provided further, that not less than \$75,000 shall be expended to employ 2 full-time mental health crisis management counselors at the Barnstable police department; provided further, that not less than \$50,000 shall be expended for directed patrols in in the South Boston section of the city of Boston, including, but not limited to, Day boulevard, Carson beach, M street beach, Marine park, and Castle Island"; and in said item by striking out the figures: "348,999,010" and inserting in place thereof the figures: "350,454,010";

In item 8200-0200 by adding the following: "; and provided further, that not less than \$50,000 shall be provided to the town of Boylston as compensation for hosting a municipal police training academy"; and by striking out the figures: "17,394,005" and inserting in place thereof the figures: "17,444,005";

In item 8324-0050 by adding the following: “; provided, that not less than \$15,000 shall be expended for fire hydrant replacement and repair in the town of Millville; provided further, that not less than \$50,000 shall be expended for the purpose of 3 CPR apparatuses for Saugus fire department; provided further, not less than \$40,000 shall be expended for public safety equipment for the Billerica fire department; provided further, that not less than \$50,000 shall be expended for fire safety and equipment improvements at the Duxbury fire department; provided further, that not less than \$60,000 shall be expended for rescue training and cardiac screening programs at the Hanson fire department; provided further, that not less than \$100,000 shall be allocated for a municipal grant program administered by the fire marshal for firefighter cancer screenings, including advance blood testing and imaging; provided further, that not less than \$50,000 shall be expended for a new emergency vehicle for the fire chief in the town of Dunstable; provided further, that not less than \$25,000 shall be expended for demolition and site work related to the fire station project in the town of Southbridge; provided further, that not less than \$25,000 shall be expended for the procurement of CPR machines in the town of Boxford; provided further, that not less than \$100,000 shall be expended to the Everett fire department for a computer-aided dispatch program for the fire alarm dispatch center; provided further, that not less than \$21,000 shall be expended for digital radio pagers in the town of East Bridgewater; provided further, that not less than \$35,000 shall be expended for the purchase of a replacement fire hose for the Milford fire department; provided further, that not less than \$75,000 shall be expended for the Norfolk county regional fire and rescue dispatch center; provided further, that not less than \$25,000 shall be expended for improvements to the Whitman fire department; provided further, that not less than \$20,000 shall be expended for heart health and cancer screenings for members of the Tewksbury fire department; provided further, that not less than \$50,000 shall be expended for radio equipment for the town of Tewksbury fire department and additional equipment for Tewksbury fire and police departments; provided further, that not less than \$350,000 shall be expended for a self-contained breathing apparatus vehicle to ensure safety and efficiency in the Worcester fire department; provided further, that not less than \$150,000 shall be expended to the town of Stow for the development and installation of new firefighting cisterns; provided further, that not less than \$50,000 shall be expended for the procurement of multi-band portable communication radios at the Wenham fire department; provided further, that not less than \$50,000 shall be expended to Hilltown Community Ambulance Association, Inc., a nonprofit 501(c)(3) organization, for the purchase of equipment, including, but not limited to, LIFEPAK 15 V4+ monitor and defibrillators; provided further, that not less than \$25,000 shall be expended for the Spencer fire department; provided further, that not less than \$15,000 shall be expended for the New Braintree fire department; provided further, that not less than \$50,000 shall be expended for public safety equipment for the Berlin fire department; provided further, that not less than \$25,000 shall be expended for a fire rescue watercraft for the town of Sharon; provided further, that fire department training academies listed in item 8324-0000 of section 2 of chapter 182 of the acts of 2008 shall be allocated to each program in fiscal year 2024; provided further, that the amount allocated for hazardous material response teams in said item 8324-0000 of said section 2 of said chapter 182 shall be allocated to each program in fiscal year 2024; provided further, that in addition to the allocation listed in said item 8324-0000 of said section 2 of said chapter 182, the Boston fire department training academy shall be allocated an additional \$500,000; provided further, that not less than \$100,000 shall be expended for equipment for the Easton fire department; provided

further, that not less than \$50,000 shall be expended for turnout gear for the Auburn fire department; and provided further, that not less than \$50,000 shall be expended for necessary safety equipment and repair of facilities at the Dracut fire department”; and in said item by striking out the figures: “100,000” and inserting in place thereof the figures: “3,406,000”;

In item 8700-0001, in line 6, by inserting after the words “grades” the following: “; provided further, that not less than \$50,000 shall be expended to the 54th Massachusetts Volunteer Regiment and Massachusetts Army National Guard military funeral honors detachment for the purchase and maintenance of a caisson and other necessary support items required such as initial maintenance, shipping costs, uniform requirements and equestrian harnesses”; and in said item by striking out the figures: “12,530,030” and inserting in place thereof the figures: “12,580,030”;

In item 8800-0001, in line 3, by inserting after the word “authorities” the following: “; provided further, that not less than \$70,000 shall be expended for the purchase of a new incident command vehicle for the Chelmsford police department to respond to public safety events related to natural disasters, major crime scenes, missing persons, major accidents and large public gatherings”; and in said item by striking out the figures: “4,960,850” and inserting in place thereof the figures: “5,030,850”;

By inserting after section 8 the following section:

“SECTION 8A 1/2. Section 26 of chapter 23K, as appearing in the 2020 Official Edition, is hereby amended by inserting after the word ‘commission’, in line 37, the following:— ; provided, however, that the division of gaming liquor enforcement of the alcoholic beverages control commission, in consultation with the commission, shall, for violations of said chapter 138, enforce, regulate and control the distribution of alcoholic beverages to be drunk in a gaming establishment but not within a gaming area, including, but not limited to, restaurants and bars.”;

In section 23, in line 467, by inserting after the year: “2023” the words “; provided further, that the department of correction and sheriffs shall ensure adequate infrastructure for voice communication services”;

By inserting after section 24 the following four sections:

“SECTION 24A. Chapter 138 of the General Laws is hereby amended by inserting after section 12C the following section:

Section 12D. (a)(1) The licensing authority in a city or town that votes to authorize the granting of licenses for the sale of alcoholic beverages may grant temporary licenses for the sale of alcoholic beverages to be drunk on the premises to applicants that are nonprofit charitable corporations organized pursuant to chapter 180 and registered with the public charities division of the office of the attorney general.

(2) A temporary license shall describe the premises to which it applies and shall be granted only for the premises that are the principal place of business or headquarters of the applicant that is legally zoned to allow such sales or that are the premises of a licensee under section 12.

(3) A temporary license shall be valid for not more than 10 consecutive calendar days and a holder of any such temporary license shall be granted not more than 2 such licenses in a calendar year. A holder of a temporary license may conduct sales pursuant to paragraph (1) on any day and at any time permitted under said section 12.

(4) The license holder shall only sell alcoholic beverages pursuant to a temporary license issued under this subsection that have been donated at no charge to the license holder. Any alcoholic beverages donated to the license holder may be dispensed by the employees or agents of the donors of such beverages without compensation for

the dispensing services. All proceeds from such sales shall be used for the license holder's charitable purposes.

(5) The fee for the temporary license shall not exceed the minimum fee provided for holders of licenses to sell alcoholic beverages.

(6) The application procedures in section 15A shall not apply to temporary licenses under this subsection; provided, however, that such applications may be granted by the local licensing authority according to the local procedures for granting licenses under section 14.

(b)(1) The licensing authority in a city or town that votes to authorize the granting of licenses for the sale of alcoholic beverages may grant temporary licenses for the sale of alcoholic beverages to be drunk on the premises to joint applicants that consist of: (i) not less than 1 nonprofit charitable corporation organized under chapter 180 and registered with the public charities division of the office of the attorney general; and (ii) a licensee under section 12.

(2) A temporary license shall describe the premises to which it applies and shall be granted only for the premises of the joint applicant that is a licensee under said section 12.

(3) A temporary license shall be valid for not more than 10 consecutive calendar days and a holder of any such temporary license shall be granted not more than 2 such licenses in a calendar year. A holder of a temporary license under this subsection may conduct sales pursuant to paragraph (1) on any day and at any time permitted under said section 12.

(4) The license holder shall only sell alcoholic beverages pursuant to a temporary license issued under this subsection that have been donated at no charge to the license holders. Any alcoholic beverages donated to the license holder may be dispensed by the employees or agents of the donor of such beverages without compensation for the dispensing services. A majority of the proceeds from such sales shall be used for the charitable corporation license holder's charitable purposes.

(5) The fee for such temporary license shall not exceed the minimum fee provided for holders of licenses to sell alcoholic beverages at retail.

(6) The application procedures in section 15A shall not apply to temporary licenses under this subsection; provided, however, that such applications may be granted by the local licensing authority according to the local procedures for granting licenses under section 14.

SECTION 24B. Section 14 of said chapter 138, as appearing in the 2020 Official Edition, is hereby amended by striking out the second paragraph.

SECTION 24C. Said chapter 138 is hereby further amended by striking out section 14A and inserting in place thereof the following section:

Section 14A. (a)(1) The licensing authority in any city or town that votes to authorize the sale of alcoholic beverages may grant licenses for the sale of alcoholic beverages at auctions, not to be drunk on the premises, to an applicant that is licensed as an auctioneer pursuant to chapter 100 for not less than 10 years. Each license shall describe the premises to which it applies and shall be granted only for the premises that are: (i) the principal place of business or headquarters of the applicant that is legally zoned to allow such sales; or (ii) the premises of a licensee under section 12 or section 15. The fee for the license shall not exceed the minimum fee for holders of licenses under section 14. A holder of a license for the sale of alcoholic beverages at auctions, not to be drunk on the premises, may conduct any such auction on any day and at any time permitted under section 12. Applications shall be granted by the licensing authority according to the local procedure for granting licenses under said section 14.



(2) A licensee who holds a license under this section may provide, without charge, on-premises sample alcoholic beverage tasting for prospective customers if such beverage shall be available for sale at auction on those premises; provided, however, that no single serving of wine shall exceed 1 ounce, no single serving of malt beverages shall exceed 3 ounces and no single serving of distilled spirits shall exceed 1/4 of an ounce; and provided further, that the licensee shall control the dispensing of the alcoholic beverages.

(b)(1) The licensing authority in a city or town that votes to authorize the granting of licenses for the sale of alcoholic beverages may grant temporary licenses for the sale of alcoholic beverages at auction, not to be drunk on the premises, to applicants that are nonprofit charitable corporations organized under chapter 180 and registered with the public charities division of the office of the attorney general.

(2) A temporary license shall describe the premises to which the license applies and shall be granted only for premises that are: (i) the principal place of business or headquarters of the applicant that is legally zoned to allow such sales; (ii) a location owned or leased by the applicant from which the applicant regularly conducts business and that is legally zoned to allow such sales; or (iii) the premises of a licensee under section 12 or section 15.

(3) A temporary license shall be valid for not more than 10 consecutive calendar days and a holder of any such temporary license shall be granted not more than 5 such licenses in a calendar year. A holder of a temporary license under this subsection may sell alcoholic beverages at auctions on any day and at any time permitted under section 12.

(4) Any alcoholic beverages sold under this subsection shall be donated at no charge to the license holder and all proceeds from such sales shall be used for the license holder's charitable purposes.

(5) The fee for a temporary license under this subsection shall not exceed the minimum fee provided for holders of licenses to sell alcoholic beverages at retail.

(6) The application procedures in section 15A shall not apply to temporary licenses under this subsection; provided, however, that such applications may be granted by the local licensing authority according to the local procedures for the granting of licenses under section 14.

(c)(1) Notwithstanding any general or special law to the contrary, the licensing authority in a city or town that votes to authorize the granting of licenses for the sale of alcoholic beverages may grant temporary licenses for the sale of alcoholic beverages at auctions, not to be drunk on the premises, to applicants that are licensees under section 15.

(2) A temporary license shall describe the premises to which it applies. The licensing authority shall only grant a temporary license for premises that are: (i) the principal place of business or headquarters of the applicant and legally zoned to allow such sales; or (ii) the premises of a licensee under said section 15.

(3) A temporary license shall be valid for not more than 10 consecutive calendar days and a holder of a temporary license shall be granted not more than 2 temporary licenses in a calendar year. A holder of a temporary license under this subsection may sell alcoholic beverages at auction on any day and at any time permitted under said section 15.

(4) The fee for the temporary license shall not exceed the minimum fee for a license to sell alcoholic beverages at retail.

(5) The application procedures in section 15A shall not apply to temporary licenses under this subsection; provided, however, that such applications may be

granted by the local licensing authority according to the local procedures for granting licenses under section 14.

(d)(1) Notwithstanding any general or special law to the contrary, the licensing authority in a city or town that votes to authorize the granting of licenses for the sale of an alcoholic beverage may grant temporary licenses for the sale of alcoholic beverages at auction, not to be drunk on the premises, to joint applicants that consist of: (i) not less than 1 nonprofit charitable corporation organized under chapter 180 and registered with the public charities division of the office of the attorney general; and (ii) a licensee under section 12 or section 15.

(2) A temporary license shall describe the premises to which it applies. The licensing authority shall only grant a temporary license for the premises of the joint applicant that is a licensee under section 12 or section 15.

(3) A temporary license shall be valid for not more than 10 consecutive calendar days and a holder of a temporary license shall be granted not more than 2 licenses in a calendar year. A holder of a temporary license under this subsection may sell alcoholic beverages at auctions on any day and at any time permitted under said section 12.

(4) A holder of a license under this subsection shall only sell alcoholic beverages that have been donated at no charge to the license holder. A majority of the proceeds from such sales shall be used for the charitable corporation license holder's charitable purposes.

(5) The fee for such temporary license shall not exceed the minimum fee for a license to sell alcoholic beverages at retail.

(6) The application procedures in section 15A shall not apply to temporary licenses under this subsection; provided, however, that such applications may be granted by the local licensing authority according to the local procedures for granting licenses under section 14.

SECTION 24D. Section 19F of said chapter 138, as so appearing, is hereby amended by striking out subsections (a) and (b) and inserting in place thereof the following 2 subsections:

(a) The commission may issue a direct wine shipper license pursuant to this section to any person, firm or corporation that holds a federal basic permit pursuant to the Federal Alcohol Administration Act, compiled in 27 U.S.C. § 201 et seq., and that holds a license in the commonwealth or any other state to manufacture and export wine.

(b) Under this section, a direct wine shipper licensee may make sales and delivery of wine directly to residents of the commonwealth who are 21 years of age or older, for personal use and not for resale; provided, however, that a direct wine shipper licensee shall only sell at retail to residents of the commonwealth any wine or wine product produced for or by the winery and sold under the winery's brand name."; and

By inserting after section 27D (inserted by Consolidated "B") the following three sections:

"SECTION 27E. (a) Chapter 211D of the General Laws is hereby amended by adding the following section:

Section 17. There shall be established and set up on the books of the commonwealth a separate fund known as the Children and Family Legal Representation Trust Fund, which shall be administered by the chief counsel of the committee for public counsel services. The fund shall be credited with: (i) revenue from appropriations or other money authorized by the general court and specifically designated to be credited to the fund; (ii) reimbursement funds from federal sources

for the legal representation of children and families by the committee for public counsel services, including, but not limited to, reimbursements pursuant to Title IV-E of the federal Social Security Act; and (iii) interest earned on such revenues and reimbursements in the fund. Amounts credited to the fund that are unexpended at the end of a fiscal year shall not revert to the General Fund.

(b) Money in the fund may be expended by the chief counsel, without further appropriation, for the purposes of: (i) providing pre-petition representation and diversion advocacy; (ii) increasing the availability and quality of representation statewide, especially in underrepresented communities; (iii) ensuring availability of education advocacy throughout the commonwealth; (iv) improving the quality of advocacy through increased training capacity and performance evaluations; (v) increasing multidisciplinary representation and the use of experts, parent partner programs and specialized advocacy and support units; and (vi) improving and modernizing agency data collection, data reporting and billing systems. The chief counsel may designate an administrator of the fund to implement approved activities consistent with this section.

(c) Annually, not later than November 1, the chief counsel shall file a report on the fund's activities with the clerks of the house of representatives and the senate, the house and senate committees on ways and means and the joint committee on the judiciary. The report shall include, but not be limited to: (i) the source and amount of funds received; (ii) the amounts distributed and the purpose of expenditures from the fund, including any grants provided to early education and care programs, philanthropic organizations or other stakeholder organizations; and (iii) anticipated revenue and expenditure projections for the next calendar year.

SECTION 27F . Section 3C of chapter 217 of the General Laws, as appearing in the 2020 Official Edition, is hereby amended by striking out, in line 1, the figure '11' and inserting in place thereof the following figure:— 19.

SECTION 27G. Section 10 of chapter 218 of the General Laws, as so appearing, is hereby amended by inserting after the word 'Plymouth', in line 130, the following:— ; district court of Peabody.”.

After debate on the question on adoption of the 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 (Ms. Hogan of Stow being in the Chair) 157 members voted in the affirmative and 1 in the negative.

**[See [Yea and Nay No. 20](#) in Supplement.]**

Therefore the consolidated amendments (public safety and judiciary) were adopted.

At twenty-five minutes after one o'clock P.M. (Tuesday, April 25), on motion of Ms. Garlick of Needham (Ms. Hogan of Stow being in the Chair), the House recessed until four o'clock; and at three minutes after four o'clock, the House was called to order with Ms. Hogan in the Chair.

Pending the question on passing the bill, as amended, to be engrossed, Mr. Michlewitz of Boston and other members of the House moved, under the provisions of the last sentence of the penultimate paragraph of Rule 20A, to amend it in section 2, in item 4510-0100, in line 6, by striking out the figures: “22,492,001” and inserting in place thereof the figures: “850,000”;

In item 4510-0110, in line 2, by striking out the figures: “3,112,958” and inserting in place thereof the figures: “350,000”; by adding the following: “; provided further, that not less than \$50,000 shall be expended for the Mattapan Community Health Center, Inc. for staff retention to sustain services and meet community needs; provided further, that not less than \$300,000 shall be expended for a federally

Consolidated amendments adopted,— yea and nay No. 20.

Recess.

Consolidated amendments (public health and mental health and disability services).

qualified community health center with a 24/7 satellite emergency facility licensed under 105 C.M.R. 130 to improve patient access to emergency services by renovating front door and reconstructing sidewalk access; provided further, that not less than \$100,000 shall be expended for the continuation of a comprehensive substance abuse and narcotic use reduction program at a federally qualified health center located in South Boston; provided further, that not less than \$250,000 shall be expended for NEW Health – Charlestown for the operation and maintenance treatment of substance use disorder; and provided further, that not less than \$200,000 shall be expended for the Public Health Institute of Western Massachusetts to support the 413Cares centralized database of community services in western Massachusetts”; and in said item by striking out the figures: “3,112,958” and inserting in place thereof the figures: “4,012,958”;

In item 4510-0710, in line 15, by inserting after the word “services” the following: “; provided further, that not less than \$75,000 shall be expended for the Medical OnSite Academy to address behavioral health needs of employees that work in the medical field, including, but not limited to, critical incident stress management, substance abuse, post-traumatic stress disorder, issues resulting from increased stress due to the COVID-19 pandemic, continued staffing shortages and workplace violence in the medical field”; and in said item by striking out the figures: “15,345,492” and inserting in place thereof the figures: “15,420,492”;

In item 4512-0200, in line 5, by inserting after the words “services” the following: “; provided further, that not less than \$20,000 shall be expended for To the Moon and Back, Inc. for services and programs to support families and children born opiate-dependent with neonatal abstinence syndrome; provided further, that not less than \$100,000 shall be expended for the police department in Lynn for the behavioral health unit; provided further, that not less than \$175,000 shall be expended for Self Esteem Boston Educational Institute Inc.’s direct service and provider training programs; provided further, that not less than \$200,000 shall be expended for the operation of The Dimock Center’s behavioral health continuum of care to provide comprehensive treatment for individuals suffering from substance use disorder and other behavioral health challenges, address workforce challenges and reduce barriers to care; provided further, that not less than \$100,000 shall be expended for the operation of The Gavin Foundation, Inc.’s behavioral health continuum of substance use care to provide comprehensive treatment for individuals suffering from substance use disorder and other behavioral health challenges; provided further, that not less than \$200,000 shall be expended for the Joseph Nee Collaborative Center for substance use disorder programming”; and in said item by striking out the figures: “208,154,157” and inserting in place thereof the figures: “208,949,157”;

In item 4512-0204, in line 4, by inserting after the word “overdose” the following: “; provided further, that not less than \$25,000 shall be expended for the Merrimack Valley Prevention and Substance Abuse Project, Inc. for resources, community outreach and programs in the Merrimack valley”; and in said item by striking out the figures: “1,140,480” and inserting in place thereof the figures: “1,165,480”;

In item 4512-0205 by adding the following: “; provided, that not less than \$50,000 shall be expended for office-based addiction and opioid treatment, a program of the Greater New Bedford Community Health Center, Inc.; provided further, that not less than \$100,000 shall be expended for continued capital improvements to the Cambridge Community Center and for the expansion of the community-based behavioral health program; provided further, that not less than \$75,000 be expended for the operation of Resources for Recovery Inc., formerly known as the Dennis

Messing Memorial Foundation, located in the Hyde Park section of Boston; provided further, that not less than \$40,000 shall be expended for Crossroads Family Housing, Inc. in East Boston to provide mental health, substance use and clinical recovery services for those impacted by family homelessness; provided further, that not less than \$2,000,000 shall be expended for RIZE Massachusetts Foundation, Inc. to assist in the work to end the opioid epidemic in the commonwealth; provided further, that not less than \$25,000 shall be expended for the Baystate Eastern Region Grant Program to prevent and treat addiction to opioids and related substances; provided further, that not less than \$250,000 shall be expended for Harbor Health Services, Inc. for a grant program to prevent and treat addiction to opioids and related substances; provided further, that not less than \$50,000 shall be expended for the city known as the town of Braintree for Braintree Community Partnership on Substance Abuse; and provided further, that not less than \$200,000 shall be expended for One Life at a Time, Inc., located in the city known as the town of Braintree, for the facilitation of access to sober living programs and job training services for people in recovery and associated operational costs”; and in said item by striking out the figures: “100,000” and inserting in place thereof the figures: “2,790,000”;

In item 4512-2022, in line 5, by inserting after the word “distribution” the following: “; provided further, that not less than \$50,000 shall be expended for the Randolph public health department for new vehicles”; and in said item by striking out the figures: “5,000,000” and inserting in place thereof the figures: “5,050,000”;

In item 4513-1005, in line 12, by inserting after the word “federally” the following: “; provided further, that not less than \$1,660,000 shall be allocated for Action for Boston Community Development, Inc. to continue services previously funded by Title X funding; provided further, that not less than \$1,000,000 shall be transferred to the Public University Health Center Sexual and Reproductive Health Preparation Fund established in section 47 of chapter 15A of the General Laws for the purpose of reimbursements to public universities for abortion medications”; and in said item by striking out the figures: “21,460,000” and inserting in place thereof the figures: “24,460,000”;

In item 4513-1020, in line 43, by striking out the figures: “17,800,000” and inserting in place thereof the figures: “12,000,000”;

In item 4513-1027 by striking out the figures: “400,000” and inserting in place thereof the figures: “800,000”;

In item 4513-1112, in line 17, by inserting after the word “database” the following: “; provided further, that not less than \$475,000 shall be expended for the Forsyth Institute’s Center for Children’s Oral Health to expand its ForsythKids programming focused on children and adolescents and explore the emerging association between oral health status and academic performance; provided further, that not less than \$25,000 shall be expended for the operation of VITfriends LLC located in the Hyde Park section of Boston; provided further, that not less than \$100,000 shall be expended for the operation of the Cranberry Health Research Center at the University of Massachusetts Dartmouth; provided further, that not less than \$1,000,000 shall be expended for the non-state, government public hospital system established pursuant to chapter 147 of the acts of 1996 for a grant toward critical facilities and equipment to expand access to dental services”, in line 21 by striking out the figures: “150,000” and inserting in place thereof the figures: “250,000”; and in said item by striking out the figures: “10,833,604” and inserting in place thereof the figures: “12,533,604”;

In item 4513-1136, in line 63, by inserting after the year: “2024” the following: “; provided further, that not less than \$50,000 shall be expended for the domestic

violence outreach program for the Cape Verdean Association of Brockton”; and in said item by striking out the figures: “71,211,757” and inserting in place thereof the figures: “71,261,757”;

In item 4513-2020, in line 27, by inserting after the word “workforce” the following: “; provided further, that not less than \$50,000 shall be expended for OUT MetroWest, Inc.’s LGBTQ+ programs”; and in said item by striking out the figures: “12,534,773” and inserting in place thereof the figures: “12,584,772”;

In item 4590-0250, in line 16, by inserting after the word “development” the following: “; provided further, that not less than \$50,000 shall be expended for the North Quabbin Community Coalition, Inc.; provided further, that not less than \$75,000 shall be expended for Amherst regional public schools to support on-site youth mental health services for Amherst regional high school students”; and in said item by striking out the figures: “18,573,733” and inserting in place thereof the figures: “18,698,733”;

In item 4590-0915, in line 7, by inserting after the following: “2B” the following: “; provided further, that not less than \$200,000 in retained revenue shall be expended for the Pappas Rehabilitation Hospital for Children summer program; provided further, that the Pappas Rehabilitation Hospital for Children shall maintain not less than 120 beds for clients in its inpatient setting to the extent feasible within the appropriation; provided further, that Tewksbury hospital shall maintain at least the same number of beds in fiscal year 2024 as was maintained in fiscal year 2023”; and in said item by striking out the figures: “193,917,936” and inserting in place thereof the figures: “194,117,936”;

In item 4590-1503, in line 7, by inserting after the word “program” the following: “; provided further, that not less than \$1,000,000 shall be expended for the non-state, government public hospital system established pursuant to chapter 147 of the acts of 1996 for a grant toward facilities and start-up expenditures for birth center and midwifery care”; and in said item by striking out the figures: “8,810,806” and inserting in place thereof the figures: “9,810,806”;

In item 4590-1507 by adding the following: “; provided, that not less than \$100,000 shall be expended for the Randolph community programs department in the town of Randolph for continuation of a full-time town social worker; provided further, that not less than \$2,000,000 shall be expended for the Massachusetts Alliance of Boys & Girls Clubs, Inc.; provided further, that not less than \$1,500,000 shall be expended for the Alliance of Massachusetts YMCAs, Inc., which shall be distributed between the alliance’s member organizations; provided further, that not less than \$50,000 shall be expended for The Center for Teen Empowerment, Inc.; provided further, that not less than \$250,000 shall be expended for the Big Sister Association of Greater Boston Inc.; provided further, that not less than \$600,000 shall be expended for the YWCA organizations, which shall be distributed equally between the Alliance of YWCAs member organizations; provided further, that not less than \$100,000 shall be expended for the Watertown Boys’ and Girls’ Club, Inc. for capital improvements; provided further, that not less than \$100,000 shall be expended for repairs for the Northern Berkshire YMCA complex located in the city of North Adams; provided further, that not less than \$20,000 shall be expended to expand programming opportunities at the Adams Community Youth Center in the town of Adams; provided further, that not less than \$15,000 shall be expended to expand afterschool programs at the Williamstown Youth Center, Inc.; provided further, that not less than \$60,000 shall be expended for the town of Milford to provide programs, services or renovations at the Milford Youth Center; provided further, that not less than \$75,000 shall be expended to assist in programming efforts for the Southcoast

LGBTQ Network, Inc. in New Bedford; provided further, that not less than \$50,000 shall be expended for capital improvements to the former state armory building in the city of North Adams for the benefit of the Northern Berkshire Youth Basketball program; provided further, that not less than \$200,000 shall be expended for the Big Brothers Big Sisters of Eastern Massachusetts, Inc. Mentor 2.0 program; provided further, that not less than \$25,000 shall be expended for Day Dreaming Organization Inc to support baseball programming and youth mentoring in the city of Lawrence; and provided further, that not less than \$50,000 shall be expended for the Sueños Basketball, Inc. summer league to support the recreational, social and health benefits the league provides to low-income youth in the city of Lawrence”; and in said item by striking out the figures: “2,550,000” and inserting in place thereof the figures: “7,745,000”;

In item 5042-5000, in line 14, by inserting after the word “care” the following: “; provided further, that not less than \$75,000 shall be expended for Shrewsbury Youth and Family Services, Inc. for mental health services in the commonwealth; provided further, that not less than \$75,000 shall be expended for the Massachusetts Association for Mental Health, Inc. and the BIRCh Center to continue the operation of the school-based behavioral health technical assistance center and for web-based promotion and prevention resources available to schools; provided further, that not less than \$50,000 shall be expended for YouthConnect to provide community-based mental health services to high-risk youth and their families residing in the East Boston community; provided further, that not less than \$200,000 shall be expended for The NAN Project to increase mental health awareness and suicide prevention; provided further, that not less than \$90,000 shall be expended for NoFIRES, Inc. for a juvenile firesetter intervention and prevention program”; and in said item by striking out the figures: “118,014,949” and inserting in place thereof the figures: “118,504,949”;

In item 5046-0000, in line 23, by inserting after the word “measured” the following: “; provided further, that not less than \$50,000 shall be expended for a grant to the Massachusetts Chapter of the National Association of Social Workers, Inc. to provide assistance in connecting consumers to licensed clinical social workers through the Therapy Matcher program”; and in said item by striking out the figures: “584,890,500” and inserting in place thereof the figures: “584,940,500”;

In item 5095-0015, in lines 19 to 23, inclusive, by striking out the following: “provided further, that the department shall maintain not less than 671 inpatient beds in its system in fiscal year 2024; provided further, that of said 671 beds, 45 beds shall be continuing care inpatient beds on the campus of Taunton state hospital” and inserting in place thereof the following: “provided further, that within the existing appropriation, the department may operate more beds at Taunton state hospital; provided further, that the department shall operate not less than 260 adult continuing care inpatient beds at the Worcester recovery center and hospital; provided further, that the department shall maintain not less than 75 men’s recovery from addiction program beds at Taunton state hospital; provided further, that the department shall maintain not less than 45 women’s recovery from addiction program beds at Taunton state hospital; provided further, that the department shall not take action in fiscal year 2024 to: (i) reduce the number of state-operated continuing care inpatient beds or other state operated programs at the Taunton state hospital campus, or (ii) relocate administrative hospital services associated with the operation of the hospital off campus; provided further, that the department shall not enter into new vendor-operated lease agreements or expand existing vendor-operated programs; provided further, that the department shall not enter into new interagency agreements or expand existing interagency agreements, programs or facilities until the department, in

conjunction with the division of capital asset management and maintenance, develops a comprehensive long-term use master plan for the campus, which shall be developed not later than March 1, 2024, with appropriate community input that is consistent with maintaining the publicly-provided mental health services that are currently delivered on-campus at Taunton state hospital; provided further, that the plan shall include maintenance of existing affiliations with institutions of higher education and possible future relationships with those institutions and others to maintain the sustainability of Taunton state hospital; provided further, that the plan shall be consistent with maintenance of the Taunton state hospital campus as a publicly-run mental health facility and shall not prohibit the inclusion of behavioral health programs or publicly-run pilot programs to meet the needs of individuals with mental health diagnoses, behavioral health diagnoses and those dual diagnosed on the campus as part of the comprehensive long-term use master plan; provided further, that the comprehensive long-term use master plan shall be submitted to the executive office for administration and finance, the executive office of health and human services, the joint committee on mental health, substance use and recovery and the house and senate committees on ways and means; provided further, that the department may authorize on the campus of Taunton state hospital, a behavioral health emergency department relief pilot program to accept medically-stable individuals with high acuity behavioral health and dual diagnoses from emergency departments in the southeast region; provided further, that medically-stable patients presenting in an emergency department with a high acuity behavioral health condition or who have a dual diagnosis shall be transferred to the pilot program if another appropriate setting cannot be located within 4 hours of admission to the emergency department; provided further, that the pilot program shall care for patients either for 14 days following admission or until an appropriate placement is found that meets the patient's needs, whichever is sooner; provided further, that the pilot program may be operated by the department and staffed by department registered nurses, psychiatrists and other staff as needed; provided further, that within the first 6 months following the authorization of the program by the department, in consultation with the department of public health, the National Alliance on Mental Illness, the Massachusetts Nurses Association and the Emergency Nurses Association shall establish a staffing plan and program protocols; provided further, that for the purposes of the pilot program, Taunton state hospital may accept patients classified under section 12 of chapter 123 of the General Laws; provided further, that the pilot program may be authorized to operate for not more than 2 years; provided further, that the department shall submit a report with the joint committee on mental health, substance use and recovery within 6 months after the conclusion date of the program; provided further, that the report shall evaluate the success of the program in decreasing emergency department overcrowding in the southeast region and the quality of care provided in the program; provided further, that the report may be drafted by an independent entity, utilizing data from the department and the local hospitals in the southeast region”;

In item 5911-1003, in line 14, by inserting after the word “Inc.” the following: “; provided further, that not less than \$50,000 shall be expended for the House of Possibilities, Inc. for respite services”; and in said item by striking out the figures: “91,022,294” and inserting in place thereof the figures: “91,222,294”;

In item 5920-2010 by adding the following: “; provided, that not less than \$25,000 shall be expended for Caring Health Center, Inc. in the city of Springfield to expand access to health programs and services”; and in said item by striking out the figures: “317,747,049” and inserting in place thereof the figures: “317,772,049”;



In item 5920-2025, in line 11, by inserting after the word “participation” the following: “; provided further, that not less than \$75,000 shall be expended for Community Access to the Arts, Inc. in the town of Great Barrington”; and in said item by striking out the figures: “240,080,258” and inserting in place thereof the figures: “240,155,258”;

In item 5920-3020, in line 8, by inserting after the word “individual” the following: “; provided further, that not less than \$25,000 shall be expended for the Latham Centers, Inc. for restoration of the kitchen facility”; and in said item by striking out the figures: “52,540,994” and inserting in place thereof the figures: “52,565,994”;

In item 5930-1000, in line 5, by striking out the word “intermittent” and inserting in place thereof the word “intermediate”;

By inserting after section 8 the following section:

“SECTION 8A 1/4. Chapter 17 of the General Laws is hereby amended by adding the following section:

Section 22. (a) As used in this section, the following words shall, unless the context clearly requires otherwise, have the following meanings:

‘Certified school’, a school certified by the department pursuant to subsection (c).

‘Certified training program’, a training program certified by the department pursuant to subsection (b).

‘Operation House Call’, a program developed by the Arc of Massachusetts that teaches health care professionals skills to enhance the treatment and care of persons with autism and other intellectual and developmental disabilities.

‘School’, an accredited institution of higher education that provides a course of study for students in: (i) health care, including, but not limited to, medical schools, nursing schools and dental schools; or (ii) other related fields, including, but not limited to, physician assistants, dietitians, nutritionists, physical therapists, dental hygienists, allied mental health and human services professionals.

‘Training program’, training for students that focuses on instruction and best practices for the treatment and care of patients with intellectual and developmental disabilities, including, but not limited to, autism spectrum disorders.

(b) The department, in consultation with the department of developmental services and the Arc of Massachusetts, shall establish standards for a certified training program for schools. A training program, to be certified by the department as a certified training program, shall meet the following standards and practices:

(i) be modeled on Operation House Call;

(ii) be offered by schools to participating students on a voluntary basis separate from the students’ required course of study; and

(iii) maintain recognized standards and practices that provide instruction to students that:

(A) uphold industry standards for instructing students pursuing a health care profession on best practices for the treatment and care for individuals with intellectual and developmental disabilities, including, but not limited to, autism spectrum disorders; and

(B) include not less than 6 hours of training consisting of didactic classroom instruction, experiential learning and online learning.

(c) The department shall certify that a school offers a certified training program, as described in subsection (b), upon receipt and review of documentation demonstrating that:

(i) the school has successfully delivered the training program to a sufficient number of participating students, as mutually agreed upon by the school and the provider of the training; and

(ii) the training program meets the minimum standards and practices pursuant to subsection (b).

(e) The director of the bureau of family health and nutrition shall periodically evaluate the integrity and efficacy of the training programs offered at schools seeking certification.

(f) The department shall prepare, publish, disseminate and annually update a list of certified schools. The list of certified schools shall be published in a location that is accessible to prospective students seeking to apply to attend a school in the health care field or related fields.”;

By inserting after section 12A (inserted by Consolidated “B”) the following section:

“SECTION 12B. Chapter 38 of the General Laws, as appearing in the 2020 Official Edition, is hereby amended by inserting after section 2A the following section:

Section 2B. In the case of the death of a child under the age of 2, the chief medical examiner shall review and approve: (i) the findings and report of the medical examiner performing the autopsy to determine the cause of death; and (ii) any change to the autopsy report.”;

By inserting after section 18 the following two sections:

“SECTION 18A. Chapter 111 of the General Laws is hereby amended by inserting after section 24N the following section:

Section 24O. (a) As used in this section, the following words shall, unless the context clearly requires otherwise, have the following meanings:

‘Maternal morbidity’, any health condition attributed to or aggravated by pregnancy that has negative health outcomes.

‘Maternal mortality’, the death of an individual, from any cause, during pregnancy or within 1 year of the end of the pregnancy, regardless of the duration and site of the pregnancy.

(b)(i) There shall be within the department a maternal mortality and morbidity review committee to review maternal mortality, study the incidence of pregnancy complications and maternal morbidity and make recommendations to improve maternal outcomes and eliminate preventable maternal deaths.

(ii) The committee shall access relevant records and reports pertaining to incidents of maternal mortality or near-death cases under its review. All relevant records and reports shall remain in the possession of committee staff and only de-identified information shall be presented or otherwise shared.

(c) The committee shall:

(i) conduct case reviews of maternal mortality and maternal morbidity in the commonwealth;

(ii) make recommendations to improve access to high-quality, evidence-based health care for pregnant individuals and infants in the commonwealth;

(iii) identify gaps in the provision of health care services for pregnant individuals who experience maternal mortality or maternal morbidity, including, but not limited to, disparities in access to: quality care; appropriate health care; transportation; and financial resources. The committee shall identify such gaps by analyzing the pregnant individuals’:

(1) race, ethnicity and age;

(2) geographic region of residence; and

- (3) socioeconomic status;
- (iv) review probable cause of death and identify contributing factors in cases reviewed pursuant to clause (i), to the extent possible;
- (v) determine, to the extent possible, whether the death or health condition presented in cases reviewed pursuant to clause (i) was preventable, and if so, what actions could have been taken to prevent the death or health condition; and
- (vi) make recommendations to prevent maternal mortality and maternal morbidity and to eliminate disparities in maternal health outcomes.

(d)(1) The committee shall maintain all information, documents and records in possession of the committee as confidential and not subject to subpoena or discovery in any civil or criminal proceeding; provided, however, that information, documents and records otherwise available from other sources shall not be exempt from subpoena or discovery solely because such information, documents and records were presented to or reviewed by the committee.

(2) A physician, hospital or pharmacy providing the committee access to medical records pursuant to this section shall not be liable for civil damages or be subject to any criminal or disciplinary action for good faith efforts in providing such records.

(3) Information, records, reports, statements, notes, memoranda or other data collected pursuant to this section shall not be otherwise admissible as evidence in any action before a court or any other tribunal, board or agency. Such information, records, reports, statements, notes, memoranda or other data shall not be exhibited and their contents shall not be disclosed in any way, in whole or in part, by any officer or representative of the department or any other person, except as may be necessary to further the review of the committee and as may be allowed by this section. No person participating in such review shall disclose, in any manner, the information so obtained except in conformity with review of the committee.

(4) All proceedings and activities of the committee and records obtained, created or maintained pursuant to this section including records of interviews, written reports and statements procured by the department or any other person, agency or organization acting jointly or under contract with the department in connection with this section shall be confidential.

(5) Members of the committee and staff members of the committee shall not be subject to questioning in any civil or criminal proceeding regarding ongoing or completed reviews of the committee; provided, however, that nothing in this section shall be construed to prevent a member of the committee from testifying to information obtained independently of the proceedings of the committee or which is public information.

(d)(1) The committee shall consist of the following members: the commissioner, or their designee, who shall serve as chair; a representative of the department of public health; a representative of the Perinatal-Neonatal Quality Improvement Network of Massachusetts; the chief medical examiner, or their designee; the chair of the Massachusetts chapter of the American College of Obstetrics and Gynecology, or their designee; the chair of the Massachusetts chapter of the American College of Nurse Midwives, or their designee; the chair of the Massachusetts chapter of the Association of Women's Health, Obstetric and Neonatal Nurses, or their designee; and the commissioner shall appoint the following members: a medical professional with obstetric and neonatal nursing training; a medical professional with training in cardiology; a medical professional with training in pathology; a medical professional with expertise in substance use prevention and treatment; a psychology, social work or other mental health professional; a representative from academia in a relevant field; a medical professional with formal anesthesiology training; a medical professional

with maternal fetal medicine or perinatology training; a medical professional with psychiatric training; a medical professional with family medicine training; the director of a federally funded-Healthy Start program, or their designee; 2 individuals who practice as doulas; 2 community or family members who have been directly affected by a maternal death; a member of a community-based organization; a representative from the department of children and families; and a law enforcement officer.

(2) Each member, other than the commissioner, shall serve for a term of 3 years and until their successor is appointed. Nothing in this section shall prohibit the commissioner from appointing a committee member to serve additional terms. The committee shall convene as deemed necessary by the department. The commissioner shall, to the extent feasible, appoint members representing the racial, ethnic and geographic diversity of the commonwealth and shall prioritize appointing members from communities and groups most impacted by maternal mortality and maternal morbidity.

(e) Not later than December 31 of each even-numbered year, the committee shall submit to the clerks of the house of representatives and the senate, the house and senate committees on ways and means and the joint committee on public health a report including, but not limited to:

(i) a description of the incidents of maternal mortality and severe maternal morbidity reviewed during the immediately preceding 24 months, provided in a manner that shall not allow for the identification of any person;

(ii) a summary of the disparities identified and reviewed;

(iii) recommendations to reduce maternal mortality and severe maternal morbidity in the commonwealth; and

(iv) recommendations for any legislation or other changes to policy to reduce maternal mortality and severe maternal morbidity or otherwise improve the delivery of health care in the commonwealth.

SECTION 18B. Section 72W of said chapter 111, as appearing in the 2020 Official Edition, is hereby amended by striking out the last paragraph and inserting in place thereof the following 2 paragraphs:

A nurses' aide who receives their training and works in a facility whose resident population is predominantly non-English speaking shall be offered the option to take the nurses' aide certification exam in a language other than English, including, but not limited to, Spanish and Chinese; provided, however, that the department shall determine which languages the exam shall be offered in.

The department shall make such rules and regulations as may be necessary to carry out this section.”; and

By inserting after section 47 the following section:

“SECTION 47A. Section 18B shall take effect on October 1, 2024.”.

After debate on the question on adoption of the 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 158 members voted in the affirmative and 0 in the negative.

**[See [Yea and Nay No. 21](#) in Supplement.]**

Therefore the consolidated amendments (public health and mental health and disability services) were adopted.

At twenty-twenty-eight minutes before six o'clock P.M. (Tuesday, April 25), on motion of Mr. Moran of Boston (Ms. Hogan of Stow being in the Chair), the House recessed until half past seven o'clock; and at twenty-three minutes after eight o'clock, the House was called to order with Ms. Hogan in the Chair.

Consolidated amendments adopted,— yea and nay No. 21.

Recess.

Pending the question on passing the bill, as amended, to be engrossed, Mr. Michlewitz of Boston and other members of the House moved, under the provisions of the last sentence of the penultimate paragraph of Rule 20A, to amend it in section 2, in item in item 0411-1000 by striking out the figures: “6,101,602” and inserting in place thereof the figures: “6,173,602”;

In item 0521-0000, in line 4, by inserting after the word “education” the following: “; provided further, that not less than \$25,000 shall be expended for updated cameras and audio and visual equipment for the Wayland town meeting”; and in said item by striking out the figures: “18,667,404” and inserting in place thereof the figures: “18,692,404”;

In item 0610-0051, in line 6, by striking out the figures: “248,000” and inserting in place thereof the figures: “350,000”; and by striking out the figures: “248,000” and inserting in place thereof the figures: “350,000”;

In item 0610-0060 by striking out the figures: “248,780” and inserting in place thereof the figures: “348,780”;

In item 0810-1205 by adding the following: “; provided further, that not less than \$75,000 shall be expended for the New Bedford police department to support the greater New Bedford opioid task force; and provided further, that not less than \$50,000 shall be expended for the SAFE Coalition Incorporated to provide support, education, treatment options and coping mechanisms for those affected by substance use disorder in the city known as the town of Franklin”; and in said item by striking out the figures: “2,306,595” and inserting in place thereof the figures: “2,431,595”;

In item 0910-0300 by striking out the figures: “594,932” and inserting in place thereof the figures: “844,932”;

In item 0950-0080 by striking out the figures: “356,053” and inserting in place thereof the figures: “582,753”;

In item 1070-0840 by striking out the figures: “16,312,004” and inserting in place thereof the figures: “17,412,004”;

In item 1070-0842 by striking out the figures: “3,451,738” and inserting in place thereof the figures: “3,684,738”;

By inserting after item 1100-1700 the following item:  
“1100-2200 For the state infrastructure implementation coordinator and the operation of the federal funds and infrastructure development office ..... \$1,997,515”;

In section 2E, in item 1595-6368, by adding the following: “; provided, that not less than \$40,000 shall be expended for emergency roadway repairs in Bridgewater; provided further, that not less than \$30,000 shall be expended for emergency roadway repairs in Raynham; provided further, that not less than \$100,000 shall be expended for redesigning and installation of new steps, adding lights and installing an emergency safety alert system for the bridge in Boston on Norfolk street between the intersections of Corbet street and Willowood street; provided further, that not less than \$20,000 shall be expended for the Berkshire Flyer in Pittsfield to create ‘last mile’ transportation solutions; provided further, that not less than \$100,000 shall be expended for the survey, redesign and reconstruction of route 38 in Tewksbury; provided further, that not less than \$50,000 shall be expended for elderly and commuter services linking to the MBTA in the town of Maynard; provided further, that not less than \$50,000 shall be expended for the MetroWest regional transit authority for the continuation of the CatchConnect service pilot in Hudson; provided further, that not less than \$100,000 shall be expended for the development and engineering of a second means of egress for the Florence Sawyer school building complex in the town of Bolton; provided further, that not less than \$50,000 shall be

expended for the Bristol-Plymouth regional vocational high school for the renovation of its vehicle entrance; provided further, that not less than \$20,000 shall be expended for improvements to the transportation infrastructure of the Vinal square section of the town of Chelmsford; provided further, that not less than \$100,000 shall be expended for the repair or replacement of culverts in the town of Boxford; provided further, that not less than \$25,000 shall be expended for a parking and multimodal transportation study for the city of Newburyport; provided further, that not less than \$250,000 shall be expended for road and sidewalk repair and improvements on Elliott street in the city of Beverly; and provided further, that not less than \$100,000 shall be expended for the purchase of electric bicycles as part of the BlueBikes share infrastructure program in the city of Boston”; and in said item by striking out the figures: “478,865,840” and inserting in place thereof the figures: “479,900,840”;

In section 2F, in item 1596-2406, in line 1, by inserting after the word “improvements” the words “at regional transit authorities”;

By inserting after section 3 the following two sections:

“SECTION 3A. Section 3 of chapter 6 of the General Laws, as appearing in the 2020 Official Edition, is hereby amended by striking out the figures: ‘36,025’, in line 2, and inserting in place thereof the figures: ‘45,025’.

SECTION 3B. Chapter 6A of the General Laws is hereby amended by adding the following section:

Section 109. (a) For the purposes of this section, the following words shall, unless the context clearly requires otherwise, have the following meanings:

‘Government agency’, any state agency, quasi-state agency, sub-division of a state agency, or board, commission or entity created by the commonwealth.

‘Personal identifying information’, information: (i) that directly identifies an individual, including name, address, social security number or other identifying number or code; (ii) by which an agency intends to identify specific individuals in conjunction with other data elements, which shall include indirect identification that may compile an identity, such as a combination of gender, race, birth date, geographic indicator and other descriptors; or (iii) that permits the physical or online contacting of a specific individual.

(b) Every government agency that collects demographic data as to the race or ethnicity of residents of the commonwealth shall use separate collection and tabulations for the following:

(i) each major Asian group, as reported by the United States Census Bureau, including, but not limited to, Chinese, Japanese, Filipino, Korean, Vietnamese, Asian Indian, Laotian, Cambodian, Bangladeshi, Hmong, Indonesian, Malaysian, Pakistani, Sri Lankan, Taiwanese, Nepalese, Burmese, Tibetan and Thai;

(ii) each major Pacific Islander group, as reported by the United States Census Bureau, including, but not limited to, Native Hawaiian, Guamanian, Samoan, Fijian and Tongan;

(iii) each other Asian or Pacific Islander group not listed in clause (i) or (ii);

(iv) each major Black or African American group, as reported by the United States Census Bureau, including, but not limited to, African American, Jamaican, Haitian, Nigerian, Ethiopian, Cape Verdean and Somali;

(v) each major Latino group, as reported by the United States Census Bureau, including, but not limited to, Mexican, Puerto Rican, Cuban, Salvadoran, Dominican and Colombian; and

(vi) each major white or Caucasian group, as reported by the United States Census Bureau, including, but not limited to, German, Irish, English, Italian, Polish, Portuguese and French.

(c) Each government agency shall allow an individual to choose more than 1 group, write in their own group or choose the aggregate category. No government agency shall fill out racial or ethnic information unless directed by the individual.

(d) Except for personal identifying information, which shall be deemed confidential, each government agency shall make the data available to the public in accordance with state and federal law. Data may be maintained in paper, electronic or other media form. To prevent identification of individuals, the data may be aggregated into categories at a state, county, city, census tract or zip code level to facilitate comparisons, identify disparities and to be included in studies and reports. This subsection shall not be construed to prevent any other government agency from posting data collected on the agency's website in a manner prescribed in this section.

(e)(1) The secretary of administration and finance shall establish regulations and guidelines on the collection of demographic data, which shall include, but not be limited to: (i) a standardized form for information collection; (ii) expanding the categories of race and ethnicity; (iii) a standardized format for agencies to make data publicly available and to update said data on an annual basis; (iv) a method to ensure that no personal identifying information is publicly released; (v) a standardized written disclosure to the individual completing the form that information collection is voluntary; (vi) procedures to ensure that nonparticipation in information collection shall have no impact on an individual's eligibility for state services; and (vii) an annual review of the cost impact and success of collecting information.

(2) Annually, there shall be not less than 1 public hearing on the implementation of or changes in the regulations and guidelines.

(3) Annually, not later than August 1, the secretary of administration and finance shall file a report on the progress of data collection to the clerks of the house of representatives and senate and the joint committee on state administration and regulatory oversight.

(f) All data collected by government agencies shall be subject to state and federal privacy laws, including, but not limited to, Title 13 of the United States Code and section 2 of chapter 93H.”;

By inserting after section 12 the following two sections:

“SECTION 12 1/4. Section 23 of said chapter 32, as so appearing, is hereby amended by inserting, in line 202, after the word ‘governor’, the following words:- from a list of 3 candidates nominated by the executive board of the Massachusetts Association of Contributory Retirement Systems, Inc. and who shall be a member of the state employees’ retirement system, the teachers’ retirement system or any other retirement system that is vested in the PRIT Fund.

SECTION 12 1/2. Section 91 of said chapter 32, as so appearing, is hereby amended by inserting after the word ‘office’, in line 21, the following words:- , for services as executive director of the municipal police training committee pursuant to section 116 of chapter 6.”;

By inserting after section 12B (inserted by Consolidated “D”) the following section:

“SECTION 12C. Chapter 44 of the General Laws is hereby amended by striking out section 54 and inserting in place thereof the following section:

Section 54. (a) Trust funds, including cemetery perpetual care funds, unless otherwise provided or directed by the donor of the funds, shall be deposited in: a trust company, co-operative bank or savings bank, if the trust company or bank is organized or exists under the laws of the commonwealth or any other state or may transact business in the commonwealth and has its main office or a branch office in the commonwealth; a national bank, federal savings bank or federal savings and loan

association, if the bank or association may transact business and has its main office or a branch office in the commonwealth; provided, however, that a state-chartered or federally-chartered bank shall be insured by the Federal Deposit Insurance Corporation or its successor or invested by cities and towns in participation units in a combined investment fund under section 38A of chapter 29 or in bonds or notes which are legal investments for savings banks. Cities and towns having such funds in the custody of the treasurer in an aggregate amount in excess of \$250,000 may also invest such funds in securities, other than mortgages or collateral loans, which are legal for the investment of funds of savings banks under the laws of the commonwealth; provided, that not more than 15 per cent of any such trust funds shall be invested in bank stocks and insurance company stocks, nor shall more than 1 1/2 per cent of such funds be invested in the stock of any 1 bank or insurance company.

(b)(1) A city, town or district that accepts this subsection in the manner provided in section 4 of chapter 4 may manage trust funds held in the custody of the treasurer of the city, town or district as a combined investment pool and may invest said funds in accordance with chapter 203C and not in accordance with subsection (a). If any provision of this subsection conflicts with the terms of a bequest, trust or other instrument that expresses the clear intent of the donor, then such funds may be managed and invested only in accordance with the terms of such bequest, trust or other instrument.

(2) Paragraph (1) shall only apply to trust funds and shall not apply to any other money held or controlled by a city, town or district or to any money held or controlled by any other municipal authority, commission or other such entity or fund which is authorized to invest its funds pursuant to this section.

(c) Municipal trust funds subject to this section invested in a chartered, insured financial institution shall only be deposited in accordance with subsection (a).

(d) This section shall not apply to the city of Boston.”;

By inserting after section 29 the following section:

“SECTION 29A. Section 2 of chapter 444 of the acts of 2022 is hereby amended by striking out subsection (b).”;

By inserting after section 34B (inserted by Consolidated “B”) the following section:

“SECTION 34C. Notwithstanding any general or special law to the contrary, pursuant and subject to subsection (d) of section 9 of chapter 372 of the acts of 1984, as amended, the Massachusetts Water Resources Authority may convey to the city of Quincy for park, recreation or open space purposes a certain parcel of land owned by the Massachusetts Water Resources Authority in the city of Quincy, consisting of approximately 79,448 square feet or 1.8239 acres. The parcel of land, generally located on Cleverly court, is described in a deed recorded in the Norfolk county registry of deeds as parcel 12 in book 7803 at page 211, and is more particularly shown as Lot 2 on a plan of land entitled ‘Plan of Land in Quincy, Massachusetts’ prepared for Massachusetts Water Resources Authority dated September 30, 2004 and March 23, 2005, as revised, prepared by Bryant Associates, Inc. and signed by Gary John Hamilton, registered professional land surveyor, and on file with the Massachusetts Water Resources Authority. The conveyance in this section shall be subject to the terms and conditions of the Conveyance Agreement dated May 20, 2022, by and between the Massachusetts Water Resources Authority and the city of Quincy.”; and

By inserting after section 45 the following two sections:

“SECTION 45A. Not later than January 1, 2024, the secretary of administration and finance shall promulgate regulations for the implementation of section 3B.



SECTION 45B. Section 3B shall take effect on January 1, 2025.”.

After remarks on the question on adoption of the 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. 22](#) in Supplement.]**

Therefore the consolidated amendments (constitutional officers and state administration and transportation) were adopted.

Consolidated  
amendments  
adopted,—  
yea and nay  
No. 22.

*Recess.*

At twenty-two minutes before nine o'clock P.M. (Tuesday, April 25), on motion of Ms. Peake of Provincetown (Ms. Hogan of Stow being in the Chair), the House recessed until the following day at twelve o'clock noon; and at that time, the House was called to order with Mr. Garballey of Arlington in the Chair.

Recess.