

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



WEDNESDAY, JUNE 13, 2018.

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JOURNAL OF THE HOUSE.

Wednesday, June 13, 2018.

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).

Prayer was offered by Father Rick Walsh of the Paulist Center of Boston, Chaplain of the House, as follows:

God, whose Grace brings new life to all living things, we pray today for the steadfast efforts of our elected officials and their staff in bringing about good and just legislation for the citizens of Massachusetts.

Prayer.

We give thanks to You God for our many smaller communities. We lift up the Berkshire County town of Otis which celebrates today its 1810 incorporation. It was formed out of the villages of Loudon and Bethlehem.

There is a marker in town to commemorate the passage of General Henry Knox and his troops who, during the winter of 1775 and 1776, travelled through Otis bringing the cannons from Ticonderoga, New York to Boston forcing the British to evacuate the city.

Today nearly 1,400 people make their home in this quiet town of natural beauty.

May God continue to bless our Commonwealth.

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.

Statement of Representative Carvalho of Boston.

A statement of Mr. Carvalho of Boston was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present in the House Chamber for a portion of today's sitting due to being on official business outside of the State House. Had I been present for Yea and Nay Nos. 370, 371 and 372, I would have voted, in each instance, in the affirmative. My missing of roll calls today is due entirely to the reason stated.

Statement of Mr. Carvalho of Boston.

Guests of the House.

During the session, the Chair (Mr. Donato of Medford), declared a brief recess and introduced, seated in the House Chamber, a group of students and their teachers from the Riverdale Elementary School in Dedham. They were the guests of Mr. McMurtry of Dedham.

Dedham,—
Riverdale
School.

Resolutions.

UNCORRECTED PROOF.

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

Resolutions (filed by Mr. Honan of Boston) congratulating Thomas W. Connolly on receiving the Eagle Award of the Boy Scouts of America;

Thomas
Connolly.

Resolutions (filed by Mr. Honan of Boston) congratulating Francis J. Doyle IV on receiving the Eagle Award of the Boy Scouts of America; and

Francis
Doyle.

Resolutions (filed by Mr. Honan of Boston) congratulating Brendan P. Sutliff on receiving the Eagle Award of the Boy Scouts of America;

Brendan
Sutliff.

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

Communications.

Communications

From the Department of Public Health (see Section 2 of Chapter 111 of the General Laws) submitting a report summarizing birth data and statistics for the calendar year 2016;

Birth data
statistics.

From the Massachusetts Gaming Commission (see Section 65 of Chapter 23K of the General Laws) submitting the 2017 Annual Gaming Audit [copy of said audit forwarded to the committee on Ways and Means, as required by statute];

Gaming
Commission,—
audit.

From the Public Employee Retirement Administration Commission (PERAC) submitting a report summarizing Massachusetts public retirement systems' investment and funding for the calendar year 2017; and

Retirement
systems,—
investment.

From the Senate of the State of Missouri, transmitting Senate concurrent Resolution No. 40, relating to an application to Congress for the calling of an Article V convention of states to propose an amendment to the United States Constitution regarding term limits for members of Congress [having been adopted by the Senate of the State of Missouri on April 9, 2018, and by the House of Representatives of the State of Missouri on May 17, 2018];

Missouri,—
Article V
Constitutional
Convention.

Severally were placed on file.

Reports.

A quarterly report of the Department of Public Health (under item 4513-1020 of Chapter 47 of the Acts of 2017) submitting the Early Intervention program report for the third quarter of fiscal year 2018; and

Early
Intervention.

Annual reports

Of the Massachusetts Property and Casualty Insurance Company Community Investment Initiative (under Section 3(e) of Chapter 259 of the Acts of 1998) for the fiscal year 2017;

Property and
casualty
insurance.

Of the Massachusetts Asian American Commission (under Section 68 of Chapter 3 of the General Laws) for the year 2017;

Asian
Americans.

Of the Massachusetts Commission on the Status of Women (under Section 66 of Chapter 3 of the General Laws) for fiscal year 2018; and

Status of
Women.

Of the Massachusetts Life Insurance Community Investment Initiative, LLC (under Section 2(e) of Chapter 259 of the Acts of 1998) for the fiscal year 2017;

Life insurance
investment.

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

By Representative Cutler of Duxbury and Senator deMacedo, a joint petition (accompanied by bill, House, No. 4607) of Josh S. Cutler and Viriato M. deMacedo (by vote of the town) that the town of Pembroke be authorized to establish a town manager form of government. To the committee on Municipalities and Regional Government.

Pembroke,—
town
manager.

By Mr. Hunt of Boston, a petition (accompanied by bill, House, No. 4608) of Daniel J. Hunt (with the approval of the mayor and city council) that the city of Boston Police Department be authorized to waive the maximum age requirement for police officers for Hugh Trong Ngo. To the committee on Public Service.

Boston,—
Hugh
Trong Ngo.

By Ms. Peake of Provincetown, a petition (accompanied by bill, House, No. 4609) of Sarah K. Peake and Julian Cyr (by vote of the town) that the town of Chatham be authorized to establish an additional excise tax on real property in said town to fund the other post-employment benefits liability trust fund of said town. To the committee on Revenue.

Chatham,—
property
taxes.

Severally sent to the Senate for concurrence.

Reports of Committees.

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

The Senate Bill requiring the inclusion of representatives of individuals who identify as gay, lesbian, bisexual, questioning or queer and as transgender on the advisory board to the Massachusetts Commission Against Discrimination (Senate, No. 1715); and

Commission
Against
Discrimination.

House bills

Establishing a sick leave bank for Jodi Cipriano, an employee of the Department of Developmental Services (House, No. 4554); and

Jodi Ciriano,—
sick leave.

Establishing a sick leave bank for Robert F. Dunphy Jr., an employee of the [sic] Executive Office of the Trial Court (House, No. 4583);

Robert
Dunphy,—
sick leave.

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

By Ms. Peisch of Wellesley, for the committee on Education, on House, Nos. 318 and 2852, an Order relative to authorizing the committee on Education to make an investigation and study of certain House documents concerning education (House, No. 4603).

Education,—
study.

By the same member, for the same committee, on House, No. 246, an Order relative to authorizing the committee on Education to make an investigation and study of a certain House document concerning education (House, No. 4604).

Id.

By Ms. Hogan of Stow, for the committee on Public Health, on House, No. 1194, an Order relative to authorizing the committee on Public Health to make an investigation and study of a certain House document concerning public health (House, No. 4600).

Public
health,—
study.

By the same member, for the same committee, on House, No. 1203, an Order relative to authorizing the committee on Public Health to make an investigation and

Id.

UNCORRECTED PROOF.

study of a certain House document concerning public health (House, No. 4601).

By the same member, for the same committee, on House, No. 4138, an Order relative to authorizing the committee on Public Health to make an investigation and study of a certain House document concerning public health (House, No. 4602).

Id.

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Subsequently, Mr. Galvin of Canton, for said committees, reported, in each instance, asking to be discharged from further consideration of the orders; and recommending that the same severally be referred to the House committee on Rules.

Under Rule 42, the reports severally were considered forthwith; and they were accepted.

By Mr. Roy of Franklin, for the committee on Health Care Financing, on House, Nos. 591, 596, 597, 601, 608, 610, 615, 617, 619, 620, 1218, 2074, 2215, 2217, 2219, 2434, 2459, 2460, 2480, 2983, 2985, 2986, 2987, 2988, 2990, 3223, 3241, 3248, 3582, 3829, 4332, 4333, 4355, 4362 and 4493, a Bill establishing the Honorable Peter V. Kocot Act to enhance access to high quality, affordable and transparent healthcare in the Commonwealth (House, No. 4605) [Cost: Greater than \$100,000.00]. Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Healthcare,—
access.

Subsequently, Mr. Galvin of Canton, for said committees, reported that the foregoing bill ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

Id.

By Ms. Cronin of Easton, for the committee on the Judiciary, on House, No. 4310, a Bill to enhance the background record check procedures of the Department of Early Education and Care (House, No. 4594). Read; and referred, under Rule 33, to the committee on Ways and Means.

Early education,—
background
checks.

Engrossed Bill.

The engrossed Bill ratifying the adoption of the charter of the town of Abington (see Senate bill printed in Senate, No. 2278) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted (more than two-thirds of the members having agreed to pass the same); and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

Recess.

At a quarter after eleven o'clock A.M., on motion of Mr. Barrows of Mansfield (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at eighteen minutes before two o'clock P.M. the House was called to order with Mr. Donato in the Chair.

Paper from the Senate.

Mr. Petrolati of Ludlow being in the Chair,—

A petition (accompanied by bill) of Harriette L. Chandler and James J. O'Day for legislation to authorize the commissioner of capital asset management and

West
Boylston,—

maintenance [sic] to modify and relocate an easement in the town of West Boylston, came from the Senate referred, under suspension of Joint Rule 12, to the committee on State Administration and Regulatory Oversight.

land.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2559) was referred, in concurrence, to the committee on State Administration and Regulatory Oversight.

Reports of Committees.

Mr. Donato of Medford being in the Chair,—

Mr. Galvin of Canton, for the committee on Rules, reported (under the provisions of House Rules 7B and 7C) an Order relative to special procedures for consideration of the House Bill establishing the Honorable Peter V. Kocot Act to enhance access to high quality, affordable and transparent health care in the Commonwealth (House, No. 4605) ought to be adopted (for order, see House, No. 4606).

Healthcare,—
procedures.

After remarks on the question on adoption of the order, the sense of the House was taken by yeas and nays at the request of Mr. Hill of Ipswich; and on the roll call 110 members voted in the affirmative and 36 in the negative.

Order
adopted—
yea and nay
No. 370.

[See Yea and Nay No. 370 in Supplement.]

Therefore the order (House, No. 4606) was adopted.

Prior to the noon recess, By Mr. Sánchez of Boston, for the committee on Ways and Means, that the Bill promoting climate change adaptation, environmental and natural resource protection, and investment in recreational assets and opportunity (House, No. 4438), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4599) [Bond Issue: General Obligation Bonds: \$2,955,833,000.00]. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment previously recommended by the committee on Bonding, Capital Expenditures and State Assets,— to amend the bill by substitution a bill with the same title (House, No. 4558),— and the amendment recommended by the committee on Ways and Means pending.

Environmental,—
bond bill.

Mr. Murphy of Weymouth, for the committee on Steering, Policy and Scheduling, then reported that the matter be scheduled for consideration by the House.

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

The amendment previously recommended by the committee on Bonding, Capital Expenditures and State Assets was rejected.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill (House, No. 4599) was ordered to a third reading.

Subsequently, the noon recess having terminated, under suspension of the rules, on motion of Mr. Sánchez 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.

After debate on the question on passing the bill to be engrossed, Mr. Cabral of New Bedford moved to amend it in section 2D, in item 6121-1315, in line 520, by inserting after the word “municipalities” the following: “; provided, that not less than 33 per cent of the grants awarded shall be issued to cities and towns with a median household income below the average of the commonwealth”. The

amendment was adopted.

Mr. Kulik of Worthington then moved to amend the bill in section 2, in item 2511-0122, in line 288, by inserting after the word “resources” the words “; provided further, that funds may be used to develop a statewide farmland plan”. The amendment was adopted.

Mr. Jones of North Reading and other members of the House then moved to amend the bill by inserting after section 9 the following two sections:

“SECTION 9A. Section 3 of chapter 25A of the General Laws, as appearing in the 2016 Official Edition is hereby amended by inserting after the first paragraph, the following definition:—

‘Adaptation projects’, public infrastructure projects designed to mitigate adjustments in natural or human systems in response to actual or expected climatic stimuli and associated impacts, including but not limited to changes in processes, practices, and built and natural structures to increase resiliency, moderate potential damages, or benefit from opportunities associated with climate change.

SECTION 9B. Section 11C of said chapter 25A, as so appearing, is hereby amended by adding the following subsection:— ‘(e) The division of capital asset management and maintenance may contract for the procurement of capital improvements for adaptation projects in the manner provided in subsections (a) and (c). A local governmental body may contract for the procurement of capital improvements for adaptation projects in the manner provided in subsections (b) and (c).’.”

The amendment was adopted.

Mr. Moran of Boston then moved to amend the bill by adding the following section:

“SECTION 81. Chapter 92 of the General Laws is hereby amended by inserting after section 34C the following section:—

Section 34D. Notwithstanding any general or special law or administrative bulletin to the contrary and pursuant to section 34, there is hereby established and set up on the books of the commonwealth a separate fund, to be known as the Christian A. Herter Park Trust Fund, which shall be used for the purposes of advancing recreational, educational and conservation interests, including, but not limited to, the construction and maintenance of facilities and infrastructure improvements for Christian A. Herter Park within the Charles River Reservation; and provided further, that not less than 50 percent of said trust be used for the Friends of Herter Park, Inc. a 501(c)3 non-profit organization. The trust shall receive, hold and expend all fees generated by permits, licenses and all other agreements not currently being directed to the General Fund relating to the use of the Herter Park land as authorized by the commission. The department shall not make expenditures from this fund so as to cause the fund to be deficient.”.

The amendment was adopted.

Representatives Straus of Mattapoisett, Peake of Provincetown and Markey of Dartmouth then moved to amend the bill by adding the following section:

“SECTION 82. Notwithstanding any general or special law to the contrary, the director of the division of marine fisheries, in consultation with the commissioner of the department of fish and game, shall, by June 14, 2019, conduct and publish a study of the current lobster fishery and provide a recommendation as to the advisability of enacting statutory and regulatory changes to allow the processing of lobster parts, other than lobster tails weighing 3 ounces or more, for sale in the commonwealth. The study shall include an economic and market analysis of potential impacts and benefits, assessment of potential state and federal law

enforcement issues associated with a change in legislation or regulations, an assessment on the impacts of such changes on inter-jurisdictional fisheries management and a review and analysis of the potential biological and population dynamics of the species known as *Homarus americanus* as a result of such changes.”.

The amendment was adopted.

Mr. Cutler of Duxbury then moved to amend the bill by adding the following section:

“SECTION 83. Chapter 123 of the Acts of 2006 is hereby amended in section 112 by striking the words ‘chapter 149’ in the second sentence and inserting in place thereof the words ‘chapter 30 and chapter 149’.”.

The amendment was adopted.

Mr. Hunt of Boston then moved to amend the bill by adding the following section:

“SECTION 84. Chapter 123 of the Acts of 2006 is hereby amended by adding into the second sentence of Section 112 the words ‘and chapter 30’ after the words ‘chapter 149’.”.

The amendment was adopted.

Ms. Provost of Somerville then moved to amend the bill in section 2C, in item 2800-7023, in line 509, by striking out the word “may” and inserting in place thereof the word “shall”; and the amendment was adopted.

Mr. Kulik of Worthington then moved to amend the bill by adding the following three sections:

“SECTION 85. Chapter 29 of the General Laws is hereby amended by inserted after section 2VVVV the following three section:—

Section 2WWWW. There shall be established and set up on the books of the commonwealth a separate fund to be known as the Mohawk Trail Woodlands Partnership Fund, hereafter referred to as the Mohawk Trail Woodlands Partnership Fund. The fund shall be administered by the Mohawk Trail Woodlands Partnership Board as established by the special act creating such board. There shall be credited into the fund revenues or other financing sources directed to the fund by appropriation, bond revenues or other monies authorized by the general court and specifically designated to be credited to that fund, any income derived from the investing of amounts credited to the fund and the monies from the repayment of loans from the fund, funds from public or private sources, including, but not limited to, gifts, federal or private grants, donations, rebates and settlements received by the commonwealth that are specifically designated to be credited to the fund and all other amounts credited or transferred into the fund from any other source. Amounts credited to said fund shall be held in an expendable trust and shall be used solely for implementing the purposes and administration of Mohawk Trail Woodland Partnership as set forth in the special act creating such partnership. Unexpended funds shall be allowed to carry over from year to year and be expended in subsequent years without appropriation. No expenditure from the fund shall cause it to be in deficiency.

SECTION 86. To capitalize the Mohawk Trail Woodland Partnership Fund established in section 2WWWW of Chapter 29 of the General Laws and support the goals of the Mohawk Trail Woodland Partnership, the Partnership may receive funds from general appropriations, capital expenditure authorizations, grants or a combination of the three.

SECTION 87. (a) For the purposes of this section, the following terms shall, unless the context clearly requires otherwise, have the following meanings:—

‘Participating Communities’, municipalities within the Mohawk Trail Woodlands Partnership Eligibility Area that affirmatively vote to participate in the activities of the Mohawk Trail Woodlands Partnership as described in subsection (c).

‘Partnership’, a cooperative association among those entities and individuals working collaboratively to achieve the purposes described in subsection (b) in the Mohawk Trail Woodlands Partnership Area as described in subsection (c).

‘Permanently protected open space’, land permanently protected from development and includes state parks, state forests and state wildlife management areas, federally conserved land, land owned by conservation organizations for conservation purposes, town or city owned land under the jurisdiction of the town or city conservation commission for park or conservation use, and privately-owned farm and forestland protected through the Agricultural Preservation Restriction Program or a conservation restriction.

‘Sustainable forest management’, the carefully planned growing, management, monitoring, harvesting and regeneration of woodlands that conserves or promotes biological diversity, ecological functions, soil productivity, water and air quality, carbon sequestration and storage, and cultural resources and recreational use of the forest while also providing a continuous yield of a range of useable forest products. Sustainable forest management also considers the surrounding forest landscape.

(b) The purposes of the Mohawk Trail Woodlands Partnership are:

(1) to support and expand sustainable forest management to enhance public benefits, including but not limited to, outdoor recreation opportunities, air and water quality, watershed management, soil conservation, biological diversity, carbon sequestration and storage, fish and wildlife habitat, forest products and forestry related jobs and to increase the resiliency of forests to threats such as fire, ice, wind, insects, disease and invasive pests and plants;

(2) to increase forest land conservation through conservation restrictions that encourage and support sustainable forest management practices and intact forest ecosystems;

(3) to support and increase sustainable natural resource based economic development and employment;

(4) to support and provide comprehensive education and visitor information programs to increase public understanding of and appreciation for the ecological, recreational and economic benefits of forests;

(5) to support and promote the long term social and fiscal sustainability of the Participating Communities in the area; and

(6) to create a long-term partnership between towns and cities, regional and other organizations with a presence in the region, educational institutions, the executive office of energy and environmental affairs, and the United States Forest Service.

(c) (1) To achieve the purposes identified in subsection (b) there is hereby established the Mohawk Trail Woodlands Partnership Area, which shall consist of 2 separate boundaries: (i) the Mohawk Trail Woodlands Partnership Eligibility Area; and (ii) the Mohawk Trail Woodlands Partnership Activities Area.

(2) The Mohawk Trail Woodlands Partnership Eligibility Area shall be comprised of the lands defined by the municipal boundaries of Adams, Cheshire, Clarksburg, Florida, New Ashford, North Adams, Peru, Savoy, Williamstown and Windsor in Berkshire county, and Ashfield, Buckland, Charlemont, Colrain, Conway, Hawley, Heath, Leyden, Monroe, Rowe, and Shelburne in Franklin county.

(3) The Mohawk Trail Woodlands Partnership Activities Area shall consist of the land in those municipalities described in the Mohawk Trail Woodlands Partnership Eligibility Area that have taken an affirmative vote of a town meeting or board of selectmen in towns or city council or mayor in cities to participate in the activities of the Mohawk Trail Woodlands Partnership as specified in the Partnership Plan as defined in subsection (g).

(4) Municipalities within the Mohawk Trail Woodlands Partnership Eligibility Area shall have 2 years after the effective date of this act to affirmatively vote to participate in the activities of the Mohawk Trail Woodlands Partnership and become Participating Communities. Notwithstanding the preceding sentence, if a municipality within the Mohawk Trail Woodlands Partnership Eligibility Area does not vote affirmatively to participate in the activities of the Mohawk Trail Woodlands Partnership within 2 years after the effective date of this act, the municipality may affirmatively vote to become a Participating Community after 5 years have passed from the effective date of this act.

(5) The Mohawk Trail Woodlands Partnership Eligibility Area and the Mohawk Trail Woodlands Partnership Activities Area may be expanded 5 years after enactment of this legislation by a 2/3 vote of the entire partnership board, established pursuant to Subsection (e), and a majority vote of the partnership board members from the Participating Communities after the establishment of criteria for expansion by said partnership board. Criteria for expansion should include such factors as geographic proximity, forestry and natural resources, and financial capacity of the partnership.

(d) (1) Programs and activities of the Mohawk Trail Woodlands Partnership shall, to the extent possible, be conducted in partnership and collaboration between the units of federal, state and local government, including but not limited to the United States Forest Service, the commonwealth and its applicable subdivisions and others in accordance with the integrated partnership plan specified in subsection (g).

(2) Nothing in this section shall be construed to diminish, enlarge, or modify any right of the federal government, the commonwealth or any political subdivision thereof, to exercise civil and criminal jurisdiction or to carry out federal, state, or local laws, rules, and regulations within the lands and waters included in the Mohawk Trail Woodlands Partnership Eligibility Area.

(e) (1) After 11 municipalities within the Mohawk Trail Woodlands Partnership Eligibility Area, as defined in subsection (c)(2), affirmatively vote to become Participating Communities, there shall be established the Mohawk Trail Woodlands Partnership Board whose purpose shall be to coordinate the partnership activities of participating federal, state, and local authorities and the private sector in the development and implementation of the programs and activities identified in an integrated partnership plan for the Mohawk Trail Woodlands Partnership Activities Area.

(2) The partnership board shall be composed of the following members:

(A) One individual, appointed by the respective board of selectmen or mayor, from each of the Participating Communities.

(B) One individual, appointed by the Chief of the United States Forest Service, to represent the United States Forest Service, provided that Federal legislation is enacted that authorizes the participation of the United States Forest Service.

(C) One individual, appointed by the secretary of energy and environmental affairs, to represent the executive office of energy and environmental affairs.

(D) One individual, appointed by the executive director of the Franklin Regional Council of Governments to represent the Franklin Regional Council of

Governments.

(E) One individual, appointed by the executive director of the Berkshire Regional Planning Commission, to represent the Berkshire Regional Planning Commission.

(F) One individual, appointed by action of the board of directors of the Massachusetts Forest Alliance Limited, to represent the Massachusetts Forest Alliance Limited.

(G) One individual, appointed by action of the chair of the Massachusetts Chapter of the Yankee Division of the New England Society of American Foresters, to represent the Massachusetts Chapter of the Yankee Division of the New England Society of American Foresters.

(H) One individual, appointed by action of the board of directors of the Franklin Land Trust, Inc., to represent the Franklin Land Trust.

(I) One individual, appointed by action of the board of directors of the Berkshire Natural Resources Council, Inc., to represent the Berkshire Natural Resources Council.

(J) One individual, appointed by action of the board of directors of the Greater Shelburne Falls Area Business Association, Inc., to represent the Greater Shelburne Falls Area Business Association.

(K) One individual, appointed by action of the board of directors of Lever, Inc., to represent Lever, Inc.

(L) One individual, appointed by action of the board of directors of the Deerfield River Watershed Association, Inc., to represent the Deerfield River Watershed Association.

(M) One individual, appointed by action of the board of directors of the Hoosic River Watershed Association, Inc., to represent the Hoosic River Watershed Association.

(N) One individual whom shall be a University of Massachusetts at Amherst School of Public Health and Health Sciences faculty member specializing in public health, appointed by the chancellor of the University of Massachusetts at Amherst, or by the chancellor's designee.

(O) One individual whom shall be a University of Massachusetts at Amherst faculty member specializing in ecosystem functions, carbon cycling in terrestrial systems and climate change as it relates to forests, appointed by the chancellor of the University of Massachusetts at Amherst, or by the chancellor's designee.

(P) Should the names of any entity of the aforementioned members change, the replacement entity shall be considered a member subject to the appointment of the appointing authority of that entity.

(Q) Should any of the entities of the aforementioned members cease to exist, the partnership board may, by majority vote, name a like entity to represent the interests of the original member entity represented.

(R) The partnership board may, by 2/3 vote, allow additional members to the partnership board, provided the mission of the additional member aligns with the purposes identified in subsection (b) and also provided that no additional members shall be allowed if the total number of members from those entities identified in clauses (B) through (Q), exceeds those identified in clause (A).

(3) (A) Members of the partnership board shall serve for terms of 3 years or until another representative is appointed from said appointing entity.

(B) Members may be re-appointed to serve for multiple terms.

(4) The partnership board shall elect 1 of its members as chairperson and 1 as vice chairperson. The term of office of the chairperson and vice chairperson shall be

3 years. The vice chairperson shall serve as chairperson in the absence of the chairperson.

(5) Any vacancy on the partnership board shall be filled in the same manner in which the original appointment was made.

(6) The partnership board shall meet no less than 2 times per year or at the call of the chairperson or a majority of its members. Meetings shall be open to the public.

(7) A majority of the partnership board members shall constitute a quorum. For the purposes of meeting quorum requirements, vacancies shall not be counted to determine a majority.

(8) Each member of the partnership board shall be entitled to 1 vote which shall be equal to every other member of the partnership board. All matters considered by the partnership board shall be decided by an affirmative vote of a minimum of a majority of the members present, except for those actions requiring a 2/3 vote as specified in this act.

(9) The partnership board shall:

(A) initiate the development and review of and approve the partnership plan as defined in subsection (g);

(B) oversee implementation of the partnership plan as defined in subsection (g);

(C) annually review and approve an annual budget that identifies the sources and uses of funds to implement the partnership plan. Said annual budget shall indicate funding levels for each of the purposes identified in subsection (b);

(D) designate a legally established entity to serve as the administrative agent for the Mohawk Trail Woodlands Partnership as set forth in subsection (f); and

(E) designate a legally established entity to serve as the fund manager for the Mohawk Trail Woodlands Partnership Fund.

(10) The partnership board shall establish an executive committee of the members of the partnership board. The executive committee shall consist of 5 members.

(A) The executive committee members shall consist of: 2 members appointed pursuant to clause (A) of paragraph (2) to be elected by the partnership board; 1 member from the United States Forest Service appointed pursuant to clause (B) of paragraph (2); 1 member from the executive office of energy and environmental affairs appointed pursuant to clause (C) of paragraph (2); and 1 member from the remaining members of the partnership board, appointed pursuant to clauses (D) to (P), inclusive, of paragraph (2), to be selected by the partnership board. The partnership board chair shall automatically be a member of the executive committee thereby filling the executive committee membership requirement for that membership slot, such that, if the partnership board chair is a member from a municipality appointed pursuant to clause (A) of paragraph (2), there shall only be 1 other member from a municipality appointed pursuant to said clause (A) of said paragraph (2) on the executive committee and such that if the partnership board chair is a member appointed pursuant to clauses (D) to (P) inclusive, of said paragraph (2) that member shall fulfill the executive committee membership requirement for members appointed pursuant to clauses (D) to (P), inclusive, of said paragraph (2).

(B) The executive committee shall provide direction to the administrative agent to conduct activities as described in subsection (f).

(C) The executive committee shall approve expenditures of the administrative agent as they relate to the implementation of the partnership plan.

(D) The executive committee shall approve the staff of the administrative agent working to implement the partnership plan.

(E) The executive committee shall provide regular reports to the partnership board.

(F) The executive committee may assume other responsibilities necessary to implement the partnership plan.

(11) The partnership board shall prepare and adopt, by a 2/3 vote, bylaws covering regular operating practices of the partnership board and the executive committee of the partnership board.

(f) (1) Within 1 year after the date of the establishment of the Mohawk Trail Woodlands Partnership Board and receipt of any federal or state appropriation, the Mohawk Trail Woodlands Partnership Board shall designate an existing or newly created non-profit entity to serve as the administrative agent for the Mohawk Trail Woodlands Partnership. Provided funding is available, the administrative agent shall, under the direction of the partnership board, implement the partnership plan. The Mohawk Trail Woodlands Partnership Board shall have the authority to designate a different entity as administrative agent by a 2/3 vote.

(2) The administrative agent shall, with the approval of the executive committee, be entitled to receive and expend funds from the Mohawk Trail Woodlands Partnership Fund, subject to the requirements set forth subsection (h) for the purposes of implementing the partnership plan.

(3) For the purposes of implementing the partnership plan described in subsection (g) and notwithstanding any other provision of law, the administrative agent of the partnership may seek and accept donations of funds, grants, revenue, property, or services from individuals, foundations, corporations, and other private and public entities for the purpose of carrying out the partnership plan.

(4) For purposes of implementing the partnership plan described in subsection (g), the administrative agent of the partnership may enter into cooperative agreements with the federal government, the commonwealth, any political subdivision thereof, or with any organization or person.

(5) The administrative agent of the partnership shall provide the partnership with such staff and technical assistance considered appropriate to enable the implementation of the partnership plan described in subsection (g). The administrative agent of the partnership may accept the services of personnel detailed from the United States Forest Service, including any branch or division of the United States Forest Service, the commonwealth, any political subdivision of the commonwealth, any entity represented on the partnership board or any other entity whose mission aligns with the purposes defined in subsection (b) , subject to the approval of the partnership board.

(6) The administrative agent of the partnership may obtain by purchase, rental, donation, or otherwise, such property, facilities, and services, including the acquisition of real property or interest in real property, as may be needed to implement the partnership plan.

(g) (1) Within 3 years after the establishment of the Mohawk Trail Woodlands Partnership Board and receipt of sufficient federal or state appropriations, the Mohawk Trail Woodlands Partnership shall develop a partnership plan for the Mohawk Trail Woodlands Partnership Activities Area to be implemented by the partnership.

(2) The partnership plan shall include but not be limited to each of the following:

(A) A resource assessment to include:

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(i) an assessment of natural resources, including forest resources, agricultural resources, water resources, important natural habitat areas, and rare and important species;

(ii) an identification of conserved lands, including permanently protected open space and temporarily conserved lands; and

(iii) an assessment of recreational resources, including trails and associated recreational support facilities.

(B) A socio-economic assessment of the participating municipalities, including population, income and employment;

(C) A fiscal assessment of the municipalities in the Mohawk Trail Woodlands Partnership Activities Area to include an assessment of municipal revenue, expenditures, services and taxes;

(D) An assessment of existing programs and activities and associated entities, offered in the Mohawk Trail Woodlands Partnership Activities Area including local, state, and federal governmental units, nonprofit organizations and private interests that align with the purposes defined in subsection (b);

(E) An identification of policies, programs and activities to achieve the purposes defined in subsection (b), including those to:

(i) support and expand sustainable forest management practices in the Mohawk Trail Woodlands Partnership Activities Area;

(ii) increase forest land conservation in the Mohawk Trail Woodlands Partnership Activities Area;

(iii) support and increase sustainable natural resource based economic development and employment, including natural resource-based tourism, in the Mohawk Trail Woodlands Partnership Activities Area;

(iv) support educational and visitor information related to the Mohawk Trail Woodlands Partnership Activities Area;

(v) support and promote the long term social and fiscal sustainability of the participating municipalities in the Mohawk Trail Woodlands Partnership Activities area;

(vi) support and promote forest resilience and carbon sequestration and storage in the Mohawk Trail Woodlands Partnership Activities Area; and

(vii) define, quantify and support forest ecosystems in the Mohawk Trail Woodlands Partnership Activities Area.

(F) A coordination and consistency component which details the ways in which programs, activities and policies of local, state, and federal governmental units, nonprofit organizations and private entities may best be coordinated to implement the partnership plan.

(G) A financial component, which details the costs and revenues of implementing the partnership plan, including, but not limited to:

(i) costs to implement each of the programs and activities identified in clause (E);

(ii) associated capital costs;

(iii) associated operational costs, including costs of the administrative agent as defined in subsection (f);

(iv) any anticipated extraordinary or continuing costs;

(v) details of the sources of revenue, including, but not limited to appropriations from state and federal departments and agencies, investment or interest income, including receipts from the Mohawk Trail Woodlands Partnership Fund, grants, donations, loans, loan repayments, receipts from the private sector, receipts from any income-producing venture undertaken by the partnership, and

other sources of revenue;

(vi) a 5 year timetable of projected revenues and expenditures; and

(vii) an identification of the projected revenue, including amounts and projected earnings from the Mohawk Trail Woodlands Partnership Fund, to ensure the purposes of this section are sustained in perpetuity.

(3) In developing the partnership plan, the partnership shall:

(A) consult with appropriate officials of any local government or federal or state agency;

(B) consult with interested conservation, business, professional, and citizen organizations; and

(C) conduct open meetings advertised to the public in the Participating Communities for the purposes of providing interested persons with the opportunity to comment on items contained in the partnership plan.

(4) The partnership board shall have authority to approve or disapprove the partnership plan.

(5) The partnership board shall review the partnership plan, no less than annually. The partnership plan shall be updated no less than every 10 years except that the partnership board may by majority vote request the entire partnership plan or sections of the partnership plan be updated at any time.

(h) (1) For the purposes of carrying out this section, the Mohawk Trail Woodlands Partnership Fund, may accept and receive receipts and donations of funds from:

(i) any public or private source, including but not limited to gifts, grants, property, supplies, revenue, or services from individuals, foundations, corporations, and other private or public entities, including the commonwealth and agencies of the federal government;

(ii) federal appropriations if authorized by companion federal law, federal reimbursements and grant-in-aid; and

(iii) interest and investment income earned from the Mohawk Trail Woodlands Partnership Fund.

(2) Receipts into the Mohawk Trail Woodlands Partnership Fund may be invested to generate income which may be utilized for any purpose consistent with the purposes of this act. Preference for investments of the Mohawk Trail Woodlands Partnership Fund shall be given to those that advance the purposes set forth in subsection (b).

(3) Funds from the Mohawk Trail Woodlands Partnership Fund shall be used as defined in the Partnership Plan, as updated or amended and may include establishment of or support for the following:

(i) An Investment Trust Fund, hereafter referred to as the Investment Trust Fund, to maintain the long term sustainability of the Mohawk Trail Woodlands Partnership. A sufficient amount of funding shall be invested and maintained in the Investment Trust Fund, as stated in the bylaws, to ensure the purposes of this section and the activities of the partnership are sustained in perpetuity.

(ii) A multi-purpose center, known as the 'Mohawk Trail Forest Center' to provide tourism services, technical assistance to forestry and tourism businesses and forest landowners, technical assistance on implementing sustainable forest management practices, technical assistance with selling carbon credits from private and municipal forests credits, research and development, marketing, public education and space for the Administrative Agent as described in subsection (f);

(iii) One or more demonstration and research forests including those to be established through agreement with the United States Forest Service or the

executive office of energy and environmental affairs and its agencies, or both the United States Forest Service or the executive office of energy and environmental affairs, on an appropriate parcel of private, municipal or state land to be used to research and demonstrate exemplary sustainable forest management practices to other landowners and the public via tours, publications and other educational tools;

(iv) Forest land conservation via permanent conservation restrictions pursuant to sections 31, 32 and 33 of chapter 184 of the general laws to be held by a municipality or a qualified non-profit conservation land trust with a presence in the region or the commonwealth and associated restriction monitoring according to a model conservation restriction contained in the partnership plan provided that boards of selectmen, in the case of a town, or the mayor, in the case of a city, in participating municipalities where more than 40 per cent of the total land area of the municipality is permanently protected open space must approve the purchase of a permanent conservation restriction for any land receiving funds from the Mohawk Trail Woodlands Partnership Fund;

(v) Revolving Loan Fund program to support natural resource and forest dependent businesses, provided that any related forest management must use sustainable forest management practices;

(vi) Forest Viability Program with grants provided to forest based businesses or landowners in exchange for temporary conservation restrictions on land development, provided that any related forest management must use sustainable forest management practices;

(vii) Municipal Cooperative Agreements that provide annual grants to participating municipalities to support municipal services or operations related to the purposes of the partnership as defined in subsection (b);

(viii) Forest management plans that incorporate sustainable forest management practices, and other planning assistance, for landowners;

(ix) Natural resource based recreation and tourism including promotion; and

(x) Reimbursement of costs incurred by the administrative agent, as defined in subsection (f), for activities related to the partnership.

(4) A qualified fund manager shall be selected by the partnership board to manage the Investment Trust Fund, identified in section (h)(3)(i), according to appropriate standards to achieve a rate of return consistent with the safety of the fund and with a preference for local and regional investments that advance the purposes of the partnership set forth in subsection (b). Said fund manager shall prepare an annual report to the partnership board on said Investment Trust Fund.

(5) There shall be an independent audit prepared annually for the Mohawk Trail Woodlands Partnership Fund and associated Investment Trust Fund.

(6) Should the Mohawk Trail Woodlands Partnership cease to exist, the Mohawk Trail Woodlands Partnership Fund and associated Investment Trust Fund shall be dissolved and assets dispersed according to applicable state and federal law.

(i) No funds may be appropriated through this legislation for the United States Government and its agency, the United States Forest Service to hold a fee interest in any real property in the Mohawk Trail Woodlands Partnership Activities Area.

(ii) No funding received or expended by the partnership shall be used for the construction or operation of a wood pellet or biomass manufacturing facility.”.

The amendment was adopted.

Mr. Petrolati of Ludlow being in the Chair,—

After remarks on passing the bill, as amended, to be engrossed, Mr. Sánchez of Boston and other members of the House then moved to amend it in section 2

In item 2000-7072 by adding the following: “; provided further, that not less

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than \$1,000,000 shall be expended to the Sporting, Safety, Conservation, and Education Fund of Falmouth, Inc. for the design, permitting, and restoration of the Child's River and Farley Bog in the towns of Falmouth and Mashpee; provided further, that not less than \$200,000 shall be expended for Mount Grace Land Conservation Trust to be used for continued preservation and protection of land by North Quabbin Regional Landscape Partnership; provided further, that not less than \$1,000,000 shall be expended for renovations and repairs to the Nashua River Embankment in the city of Leominster; provided further, that no less than \$50,000 shall be expended to promote environmental initiatives in the Roxbury neighborhood of Boston; provided further, that not less than \$300,000 shall be expended for green initiatives in the town of Orange to be managed by the Town's Green Community Committee; provided further, that not less than \$1,500,000 shall be expended for demolition of the existing building and for the design, engineering and permitting of an upgraded drainage system for the parcel and its tributaries known as 10 Lowell Street in the city of Peabody; provided further, that not less than \$50,000 shall be expended for repair of the Margin Street Rotary Garden in Lawrence; provided further, that not less than \$100,000 shall be expended for a community garden network in Lawrence; provided further, that not less than \$25,000 shall be expended for improvements to Turkey Hill Pond in the town of Rutland; provided further, that not less than \$25,000 shall be expended for improvements to Demond Hill Pond in the town of Rutland; provided further, that not less than \$1,800,000 shall be expended for the procurement and installation of a high-efficiency irrigation system to promote water conservation at the Gannon Municipal Golf Course in the city of Lynn; provided, further, that not less than \$500,000 shall be expended for the maintenance and improvements, including the design and construction of recreational fields, pedestrian and bike paths, and landscape and aesthetic improvements to the M. Joseph Manning Community Park in the town of Milton; provided further, that not less than \$300,000 shall be expended for improvements to mitigate storm surge damage and reduce siltation to the Freemans Pond culvert in the town of Brewster; provided further, that not less than \$280,000 shall be expended for recreational improvements for Brooklawn Park in the city of New Bedford; provided further, that not less than \$1,000,000 shall be expended to Magazine Beach in Cambridge for costs associated with improvements and restoration; provided further, that not less than \$1,000,000 shall be expended to Commissioner's Landing in Boston for costs associated with improvements and restoration; provided further, that not less than \$200,000 shall be expended for improvements around the Flax pond in the city of Lynn; provided further, that not less than \$2,000,000 shall be expended for the dredging and conservation of Salisbury Pond at Institute Park in the city of Worcester; provided further, that not less than \$5,000,000 shall be expended to the Charlesgate Park in Boston for costs associated with design, improvements and restoration; provided further, that not less than \$1,000,000 shall be expended on construction and restoration of East Chop Drive in Oak Bluffs; provided further, that not less than \$925,000 shall be expended to the town of Falmouth to design, engineer, and permit upgraded drainage systems for the region of Woods Hole surrounded by Millfield Street, Gardiner Road, and School Street; provided further, that not less than \$450,000 shall be expended for improvements to the Bradford Rail Trail in the city of Haverhill; provided further, that not less than \$500,000 shall be expended for the maintenance and improvement of Newton Pond in the town of Boylston; provided further, that not less than \$500,000 shall be expended for improvements to Ipswich River Park located in the town of North Reading; provided further, that not less than \$1,000,000 shall be

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expended for renovations and repairs to the Nashua River Embankment in the town of Clinton; provided further, that not less than \$500,000 shall be expended for the construction, renovation, improvement, maintenance and handicapped accessibility of Friendship Park Playground and Roberts Field in the town of Chelmsford; provided further, that not less than \$1,500,000 shall be expended for dredging, safety and environmental improvements to Winter Pond in the town of Winchester; provided further, that not less than \$1,000,000 shall be expended for improvements to the Crystal Spring Trail, the Tedford Trail and the Cross Path and for upgrading traffic control and other improvements in the Greenwood Park area of the Middlesex Fells Reservation; provided further, that not less than \$330,000 shall be expended for improvements to East Beach at East Rodney French Boulevard in the city of New Bedford; and provided further, that not less than \$50,000 shall be expended for a study by the department of energy resources on the feasibility, administration, grid-resiliency benefits, peak-shaving benefits, and economic impact of a mobile battery storage systems”;

In item 2000-7073, in line 93, by inserting after the word “Revere” the following: “; provided further, that not less than \$1,000,000 shall be expended to the town of Duxbury for costs associated with coastal infrastructure improvements; provided further, that not less than \$200,000 shall be expended to the city of Salem for costs associated with coastal remediation and resiliency and seawall repair; provided further, that not less than \$150,000 shall be expended for seawall restorations at Apponagansett Park in the town of Dartmouth; provided further, that not less than \$660,000 shall be expended per year for the Massachusetts Bays National Estuary Program for the purposes of implementing a comprehensive plan for coastal habitat protection and restoration related to coastal resilience; provided further that not less than \$1,000,000 shall be expended to the city known as the town of Weymouth for costs associated with coastal infrastructure improvements, beach nourishment and natural solutions at George Lane Beach and Wessagusset Beach; provided further, that not less than \$50,000 shall be expended to the city of Methuen for a stormwater management plan for the city of Methuen; provided further, that not less than \$500,000 shall be expended to purchase a Vactor for the purposes of cleaning drains and culverts in the town of Saugus; provided further, that not less than \$1,000,000 shall be expended for shoreline and park restoration at Blessing of the Bay park in the city of Somerville; provided further, that not less than \$75,000 shall be expended for salt-tolerant plantings in East Boston waterfront parks in the city of Boston; provided further, that not less than \$1,000,000 shall be expended for repair of the Fisherman beach boat house, beach pier, outfall and launching ramp in the town of Swampscott; provided further, that not less than \$50,000 shall be expended for the purpose of the restoration of dunes and sediment containment at Blish Point in the town of Barnstable”;

In item 2000-7074, in line 113, by inserting after the word “plan” the following: “; provided further, that not less than \$1,000,000 shall be expended for renovations and repairs to the Allen Pond Dam in the Town of Walpole; provided further, that not less than \$1,000,000 shall be expended for renovations and repairs to the Colburn Dam in the City of Leominster; provided further, that not less than \$1,000,000 shall be expended for improvements to the Armory Street section of Van Horn dam in the city of Springfield; provided further, that not less than \$1,000,000 shall be expended for renovations and repairs to the Tileston and Hollingsworth Dam located in the Hyde Park section of the city of Boston; provided further, that not less than \$200,000 shall be expended for repairs to the Williamsville Pond Dam in the town of Hubbardston; provided further, that not less

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than \$400,000 shall be expended for the engineering and construction costs for the restoration of the Herring Run retaining walls in the town of Brewster; provided further, that not less than \$1,000,000 shall be expended for renovations and repairs to the Reservoir Pond Dam, located on Pleasant Street in the town of Canton”;

In item 2000-7075, in line 137, by inserting after the word “purposes” the following: “; provided further, that not less than \$1,000,000 shall be expended for the acquisition of an old rail bed for the extension of the Bruce Freeman Trail into Framingham”;

In item 2200-7022, in line 183, by inserting after the word “eradication” the following: “; provided further that not less than \$1,000,000 shall be expended for water quality treatment and natural resource area improvements and enhancements in the town of Medway; provided further, that not less than \$150,000 shall be expended for weed eradication on Lake Singletary in the towns of Sutton and Millbury; provided further, that not less than \$100,000 shall be expended for the removal of the pump house at the Lower Mill Pond in the city of Easthampton; provided further, that for municipalities in the Buzzards Bay embayment, not less than \$2,000,000 shall be expended for wastewater treatment upgrades or resiliency enhancements to associated lagoon treatment systems; provided further, that no less than \$500,000 shall be expended for the design and construction of the Southeastern Massachusetts Bioreserve Education and Discovery Center; provided further that not less than \$500,000 be expended for the restoration of the Miles River which runs through the Towns of Hamilton, Ipswich, Wenham and the City of Beverly; provided further that not less \$775,000 be expended for the replacement of the Town Wharf Sewer Pumping Station in the Town of Ipswich; provided further that not less than \$480,000 be expended for improvements to culverts along Topsfield Road in the Town of Wenham; provided further that not less than \$250,000 be expended for environmental abatement of soil contamination and asbestos removal at the Town Hall in the Town of Topsfield; provided further, that not less than \$1,000,000 shall be expended for planning and engineering costs related to the DHY Clean Waters Community Partnership, an inter-municipal partnership between the towns of Dennis, Harwich, and Yarmouth, toward the reduction of nitrogen and improvement of water quality in the Bass River watershed and associated waterways; provided further, that not less than \$1,000,000 shall be expended for the Long Pond Water Quality and Invasive Weed Management project, located in the towns of Freetown and Lakeville, for support of an integrated, early detection and rapid response system for invasive species and completion of a strategic management plan for invasive species; provided further, that not less than \$1,000,000 shall be expended for storm surge protection, drainage and sewer infrastructure upgrades and stormwater retention in the city of Newburyport; provided further, that not less than \$2,000,000 shall be expended for the purposes of evaluating the efficacy of adaptive management measures to reduce nitrogen pollution of coastal waterways undertaken pursuant to an approved area-wide water quality plan, to fund the Center for Coastal Studies to monitor and report on the water quality of areas subject to said study and to support further assessment and water quality modeling to further refine said study; provided further, that not less than \$1,000,000 shall be expended for the planning, design, construction, and any other associated costs for drainage improvements along Route 9 adjacent to Boulder Brook and Morses Pond in the town of Wellesley; provided further, that not less than \$2,000,000 shall be expended for drinking water treatment in the town of Holliston; provided further, that not less than \$125,000 shall be expended to reduce the risk of wetland contamination from the Flint Road Landfill in the town of

Charlton”;

In item 2200-7024 by adding the following: “; provided, that not less than \$400,000 shall be expended to repair town-owned property at Lead Mills in the town of Marblehead to prevent erosion of a landfill cap”;

In item 2200-7016, in line 194, by inserting after the word “Plan” the following: “; provided, that not less than \$1,000,000 shall be expended for the removal of hazardous materials and drainage improvements to the old Dalton High School site in the town of Dalton; and”;

In item 2300-7019, in line 231, by inserting after the word “Lee” the following: “; provided further, that not less than \$250,000 shall be expended for the demolition of the boat ramp at Lakeside Avenue on Lake Char-gogg-a-gogg-man-chaugg-a-gogg-chau-bun-a-gung-a-maugg in the town of Webster, and for the conversion of the property and parking area into a public recreational park”;

In item 2300-7022 by adding the following: “provided further, that not less than \$30,000 shall be expended for drainage improvements needed to protect the Goldthwait Reservation Salt Marsh in the town of Marblehead”;

In item 2500-7021, in line 279, by inserting after the word “commonwealth” the following: “; provided further, that no less than \$50,000 shall be expended for the development and support of Farmer’s Markets; provided further, that not less than \$1,000,000 shall be expended for the establishment of a Massachusetts center for clean energy innovation at the University of Massachusetts at Lowell to provide a platform for evaluating technologies, bolstering new companies and fostering cutting-edge research; provided further, that not less than \$1,000,000 shall be expended for the establishment of an energy storage innovation institute at the Massachusetts Clean Energy Center to promote energy storage innovation in the commonwealth; provided further, that not less than \$500,000 shall be expended for research and pre-commercialization activities to develop electrolyte and separator materials that have the potential to dramatically reduce the cost of liquid flow batteries; provided that \$500,000 shall be expended for projects at the Institute for Applied Life Sciences at the University of Massachusetts Amherst”;

In item 2511-0122 by adding the word “; and provided further, that funds may be used to develop a statewide farmland plan”;

In item 2000-7079 by adding the following: “; provided further, that not less than \$200,000 shall be expended to delead and repaint the bridge on Cliff Road over the railroad tracks in the town of Wellesley; provided further, that not less than \$2,500,000 shall be expended for abatement, demolition and restoration of the Strathmore property on the Connecticut River in the town of Montague”;

In item 2800-7020 by adding the following: “; provided further that not less than \$1,000,000 shall be expended for the protection and maintenance of the Herring Run to Whitman’s Pond, located in the city known as the town of Weymouth”;

In item 2800-7014, in line 334, by inserting after the word “plan” the following: “; provided further, that not less than \$1,000,000 shall be expended to the town of Pembroke for costs associated with dredging; provided further, that not less than \$2,000,000 shall be expended to the city of Beverly for costs associated with dredging of the Bass River; provided further, that not less than \$798,000 shall be expended to the city of Melrose for costs associated with dredging First Pond in Melrose; provided further, than not less than \$500,000 shall be expended for the dredging of the Back River in the area of the Weymouth Back River boat launch facility; provided further, that not less than \$1,000,000 shall be expended for the

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purpose of dredging Indian Lake in Worcester; provided further, that not less than \$1,000,000 shall be expended for improvements to the Sword Street culverts in the town of Auburn; provided further, that not less than \$100,000 shall be expended to the city of Haverhill in partnership with the Greater Haverhill Foundation for costs related to removing an impediment in the Rocks Village area of the Merrimack River; provided further, that not less than \$2,000,000 shall be expended for the dredging of Squantum and Wollaston Yacht Club emergency boat access in Wollaston Beach in the city of Quincy; provided further, that not less than \$400,000 shall be expended to reconstruct the boat launch ramp at Pontoosuc Lake”;

In item 2800-7025, in line 349, by inserting after the word “access” the following: “; provided further, that not less than \$5,000,000 shall be expended to purchase and install a fourth pump at the Amelia Earhart Dam in the city of Somerville;”;

In item 2840-7025 by adding the following: “; provided further, that not less than \$2,300,000 shall be expended for the construction of the outdoor center, campgrounds, recreational trail system and event parking area at the Greylock Glen in the town of Adams; provided further, that not less than \$1,000,000 shall be expended for the design and construction of improvements to the Southern New England Trunkline Trail in the city known as the town of Franklin; provided further, that not less than \$1,000,000 shall be expended for repairing the membrane of the Gerena tunnel; provided further, that not less than \$750,000 shall be expended for Phase II of the Riverfront Park project in Watertown; provided further, that not less than \$1,200,000 shall be expended for rehabilitation of landscape, pathways, lighting, and vegetation, and restoration of the brick and limestone walls in Lowell Memorial Park in Cambridge; provided further, that not less than \$25,000 shall be expended for repairing the Cronin Playground retaining wall; provided further, that not less than \$1,000,000 shall be expended for the engineering of a shared-use-path along Service Road in the town of Sandwich; provided further, that not less than \$400,000 shall be expended for rehabilitation of playgrounds in the town of Sudbury; provided further, that not less than \$400,000 shall be expended for rehabilitation of playgrounds in the town of Wayland; provided further, that \$500,000 shall be expended for resilience-based projects at Martin’s Park in the city of Boston; provided further, that not less than \$100,000 shall be expended for improvements to Moore State Park in the town of Paxton; provided further, that not less than \$500,000 shall be expended for pond dredging and safety improvements for recreation activities at Highland Park in the city of Greenfield; provided further, that not less than \$1,000,000 shall be expended for improvements, including dredging, landscaping, waterway access, public docks and ramps, parking areas, restrooms, and boardwalk access to Hutchinson Field, to the Milton Landing Waterfront in the town of Milton; provided further, that not less than \$700,000 shall be expended to study and implement the raising of certain athletic assets in the Langone Puopolo Park in city of Boston; provided further, that not less than \$500,000 shall be expended for the design and construction of a visitors and education center for the Freetown State Forest, located in the town of Freetown; provided further, that not less than \$1,000,000 shall be expended for the rehabilitation and improvement of Whitney Pond Dam in the town of Winchendon; provided further, that not less than \$900,000 shall be expended for the development of Omelia Park in the City of Gardner; provided further, that not less than \$100,000 shall be expended for the development of the William J. Bresnahan Scouting and Community Center Inc. in the town of Ashburnham; provided further, that not less than \$1,000,000 shall be expended for repairs, maintenance and improvements of

the Leo J. Martin Memorial Golf Course in the town of Weston; provided further, that not less than \$250,000 shall be expended to install lights at the baseball fields located at Aaron Krock Memorial Park in Worcester; provided further, that not less than \$1,000,000 shall be expended for the purpose of making improvements to Goodale Park in the town of West Boylston; provided further, that not less than \$30,000 shall be expended for the relocation of the skate park in the town of Auburn; provided further, that not less than \$1,000,000 shall be expended for design and construction of swimming and recreational facilities in the vicinity of North Point Park in the city of Cambridge and the city of Boston; provided further, that not less than \$1,000,000 shall be expended for the maintenance and improvement to the Town Beach in the town of Sterling; provided further, that not less than \$100,000 shall be expended for improvements to Memorial Park in the town of Reading; provided further, that not less than \$275,000 shall be expended for improvements to Washington Park in the town of Reading; provided further, that not less than \$150,000 shall be expended for improvements at Hunt Park in the town of Reading; provided further, that not less than \$500,000 shall be expended for the design and construction of a new veterans park in the city of Lowell; provided further, that not less than \$175,000 shall be expended for improvements at Symonds Way in the town of Reading; provided further, that not less than \$1,500,000 shall be expended for the cleanup and stabilization of the historic property located at 12 North Main Street in the town of Westford; provided further, that not less than \$250,000 shall be expended for improvements at Sturges Park in the town of Reading; provided further, that not less than \$1,000,000 shall be expended for the public restroom facility at Salisbury Beach in the town of Salisbury; provided further, that not less than \$400,000 shall be expended for renovation of the tot lot, passive areas, and athletic field at the Crawford Street Playground in the city of Boston; provided further, that not less than \$1,000,000 shall be expended for repairs and improvements to Foss Park in the city of Somerville; provided further, that not less than \$1,000,000 shall be expended for Mill Brook Bank Stabilization in the town of Arlington; provided further, that not less than \$300,000 shall be expended for planning and construction of a recreational area at 40-48 Geneva Avenue in the Grove Hall section of Boston; provided further, that not less than \$1,000,000 shall be expended for Mill Brook Culvert and Outfall Repair and Improvement in the town of Arlington; provided further, that not less than \$2,000,000 shall be expended to reopen the historic Blackstone Canal Park in Worcester”;

In item 2890-7034, in line 398, by inserting after the word “Boston” the following: “; provided further, that not less than \$150,000 be expended for construction of the multi-use recreational Southern New England Trunkline Trail in the towns of Douglas and Uxbridge; provided further, that not less than \$100,000 shall be granted to the Towns of Dudley and Webster for improvements to the Quinnebaug Rail Trail; provided, further, that \$1,000,000 shall be expended for the feasibility, design, and permitting of the Bourne Rail Trail Shared-Use Path along the Massachusetts Department of Transportation Rail Line Right-of-Way from the existing Shining Sea Bike Path in North Falmouth to the Cape Cod Canal in the town of Bourne; provided further, that not less than \$500,000 shall be expended for improvements to pedestrian and vehicle access, including safety improvements, to the Burma Trail in the town of Milton; provided further, that not less than \$500,000 shall be expended for the survey, design and permitting of the Merrimack River Trail; provided further, that not less than \$500,000 shall be expended for flood and drainage improvements surrounding the Skyline Trail in the town of Hinsdale; provided further, that not less than \$1,000,000 shall be expended on the Upper

Charles bike trail in Ashland; provided further, that not less than \$15,000 shall be expended to the town of Millis to replace existing water booster pump station; provided further, that not less than \$2,000,000 shall be expended for the design, acquisition and construction of multipurpose trails in the town of Natick; provided further, that not less than \$50,000 shall be expended for signage and other design efforts along the Weston portion of the Massachusetts Central Rail Trail; provided further, that not less than \$2,000,000 shall be expended on a trail in the City of Framingham dedicated to the memory of former Representative Chris Walsh; provided further, that funds may be used for planning, design, and construction of the trail and any related structures and infrastructure; provided further, that not less than \$400,000 shall be expended for the repair of the Sacarrappa Road Bridge, Bridge No. 0-06-053, in the town of Oxford”;

In section 2A, in item 2000-7081 by adding the following: “; and provided further, that not less than \$5,000,000 shall be expended for the establishment and initial funding of the UMass Fleet Electrification Grant Program to provide monies and technical assistance to universities in the University of Massachusetts system for the purpose of implementing innovative transportation planning and fleet electrification projects”;

In item 8000-2007 by adding the following: “; and provided, that not less than \$500,000 shall be expended to fund a regional hazard mitigation initiative for the towns of Cohasset, Hingham, Hull, and Scituate, which shall include, but not be limited to, coordinating a prioritized regional hazard mitigation plan to improve collective hazard planning, increasing public safety, and streamlining emergency response”;

In section 2C, in item 2000-7077, in line 478, by inserting after the word “projects” the following: “; provided further, that not less than \$1,000,000 shall be expended for the redevelopment of Green Leaf Park including the master plan which coincides with state and municipal resiliency plans including installation of traffic control signals and other related safety improvements, at the Parker street vehicle entrance to Green leaf Park in the city of Springfield; provided further, that not less than \$1,500,000 shall be expended to improve Forest Park and Blunt Park roadways and to repair Forest Park erosion damage in the city of Springfield; provided further, that not less than \$1,000,000 shall be expended to reopen the access road in Blunt Park between Roosevelt Avenue and Tapley Street in the city of Springfield; provided further, that not less than \$2,000,000 shall be expended to the town of West Springfield for phase II improvements to Mittineague Park”;

In item 2000-7078, in line 497, by inserting after the word “affairs” the following: “; provided further, that not less than \$750,000 shall be expended to build or upgrade the woodland trails system in Forest Park, Blunt Park and Van Horn Park; provided further, that not less than \$35,000 shall be expended for parking lot access improvements on Route 47 for the River to Range Trail in the Town of South Hadley; provided further, that not less than \$500,000 shall be expended for the completion of the feasibility study for the Wakefield-Lynnfield Rail Trail in the town of Wakefield and in the town of Lynnfield; provided further, that not less than \$250,000 shall be expended for the completion of a bridge on the Grand Trunk Trail in the town of Brimfield and the connection of the Brimfield trail system with the Sturbridge trail system;”;

In item 2800-7023 by adding the following: “; provided further, that no less than \$50,000 shall be expended for the efforts to restore the trees being in the Fenway community of the Emerald necklace; and provided further, that not less than \$300,000 shall be expended to update the tree inventory system in the city of

Springfield”; and

In section 2D, in item 6121-1315, in line 520, by inserting after the word “municipalities” the following: “; provided, that not less than \$3,000,000 shall be expended for the reconstruction of Turnpike Street in the Town of Stoughton to combat roadway settlement caused by of a vast depth of decomposing subsurface material; provided further, that not less than \$2,000,000 shall be expended to elevate Main Street in the Charlestown neighborhood in the city of Boston; provided further, that not less than \$166,000 shall be expended to repair damage to the Ferry Lane Parking Lot in the town of Marblehead caused by undermining from winter storms”.

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 143 members voted in the affirmative and 3 in the negative.

Consolidated amendments adopted,—
yea and nay
No. 371.

[See Yea and Nay No. 371 in Supplement.]

Therefore the consolidated amendments were adopted.

Mr. Sánchez of Boston then moved to amend the bill in section 2, in item 2000-7072, in line 79, by striking out the figures: “165,000,000” and inserting in place thereof the figures: “190,000,000”;

In item 2000-7073, line 92 by inserting after the word “plan” the following: “; \$130,000 for an emergency operations center in the town of Wareham to assist with climate response and resiliency”, and in said item by striking out the figures: “60,000,000” and inserting in place thereof the figures: “66,000,000”;

In item 2000-7022 by striking out the figures: “95,000,000” and inserting in place thereof the figures: “109,000,000”;

In item 2500-7021 by striking out the figures: “50,000,000” and inserting in place thereof the figures: “54,000,000”;

In item 2000-7079 by striking the figures: “2,500,000” (inserted by amendment) and inserting in place thereof the figures: “5,000,000”;

In item 2800-7014 by striking out the figures: “21,000,000” and inserting in place thereof the figures: “33,000,000”;

In section 3, in line 539, by striking out the figures: “1,513,500,000” and inserting in place thereof the figures: “1,574,500,000”;

In section 7, in line 581, by striking out the figures: “1,047,000,000” and inserting in place thereof the figures: “233,500,000”;

In section 76, in lines 1249 and 1250, by inserting after item “6720-1335” the following: “; 7100-3022”.

The amendments were adopted.

On the question on passing the bill, as amended, to be engrossed, the sense of the House was taken by yeas and nays, at the request of Mr. Sánchez of Boston; and on the roll call 143 members voted in the affirmative and 3 in the negative.

Bill passed to be engrossed,—
yea and nay
No. 372.

[See Yea and Nay No. 372 in Supplement.]

Therefore the bill (House, No. 4613, published as amended) was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Mr. DeLeo of Winthrop,—

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

Next sitting.

Mr. Barrows of Mansfield then moved that the House adjourn; and the motion prevailed. Accordingly, without proceeding to consideration of the matters in the Orders of the Day, at twenty-four minutes after seven o'clock P.M. (Mr. Petrolati of Ludlow being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.