

Tuesday, July 28, 2020 (at 10:05 o'clock A.M.).

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

Pledge of
allegiance.

Petitions.

Petitions severally were presented and referred as follows:

By Representatives Minicucci of North Andover and Nguyen of Andover, a petition (accompanied by bill, House, No. 4902) of Christina A. Minicucci and Bruce E. Tarr (by vote of the town) that the town of North Andover be authorized to amend the charter of said town relative to posting of town meeting warrants. To the committee on Election Laws.

North
Andover,—
warrants.

By the same members, a petition (accompanied by bill, House, No. 4903) of Christina A. Minicucci and Bruce E. Tarr (by vote of the town) that the town of North Andover be authorized to change the name of the board of selectmen to the select board. To the committee on Municipalities and Regional Government.

North
Andover,—
select board.

By the same members, a petition (accompanied by bill, House, No. 4904) of Christina A. Minicucci and Bruce E. Tarr (by vote of the town) that Richard Bruno, Daniel Smart and Michael Soltys shall be eligible for original appointment to the position of firefighter in the town of North Andover. To the committee on Public Service.

North
Andover,—
Richard Bruno,
Daniel Smart,
Michael Soltys.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Finn of West Springfield, a petition (subject to Joint Rule 12) of Michael J. Finn for legislation to further regulate the declaration of death by certain certified nurses.

Deaths,—
declarations.

By Messrs. Pignatelli of Lenox and Barrett of North Adams, a petition (subject to Joint Rule 12) of Smitty Pignatelli relative to establishing a COVID-19 nonprofit cultural organizations emergency relief fund.

COVID-19,—
nonprofit
relief fund.

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

Reports of Committees.

By Mr. Petrolati of Ludlow, for the committee on Steering, Policy and Scheduling, that the House Bill relative to 1 Water Street in Beverly (House, No. 4863), be scheduled for consideration by the House.

Beverly,—
land.

Under suspension of Rule 7A, on motion of Mr. Wong of Saugus, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently, under suspension of the rules, on motion of Mr. Parisella of Beverly, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

By Mr. Petrolati of Ludlow, for the committee on Steering, Policy and Scheduling, that the House Bill regarding a parcel of land in Holyoke (House, No. 4873) [Local Approval Received], be scheduled for consideration by the House.

Holyoke,—
land.

Under suspension of Rule 7A, on motion of Mr. Wong of Saugus, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently, under suspension of the rules, on motion of Mr. Vega of Holyoke, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time; and it was passed to be engrossed, its title having been changed to read: "An Act authorizing the city of Holyoke to convey a certain parcel of land". Sent to the Senate for concurrence.

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

Designating a certain bridge in the town of Harwich as the hidden wounds memorial bridge (House, No. 4761); and

Harwich,—
bridge.

Relative to the charter of the town of Plymouth (House, No. 4797) [Local Approval Received];

Plymouth,—
charter.

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

By Mr. Galvin of Canton, for the committee on Rules, that the following matters ought to pass:

House bills

Establishing a commission to study the offshore wind investment tax credit (House, No. 2487); and

Offshore
wind.

To study forest management practices (House, No. 4415); and

Forests.

The House Resolve providing for an investigation and study by a special commission relative to child suicide (House, No. 474).

Child
suicide.

Severally referred, under Rule 33, to the committee on Ways and Means.

By Mr. Parisella of Beverly, for the committee on Public Service, on a petition, a Bill authorizing Michael Cheung to purchase creditable service from the Barnstable County Retirement Board (House, No. 4815).

Michael
Cheung,—
retirement.

By the same member, for the same committee, on House, No. 4876, a Bill establishing a sick leave bank for Miguel Rivera, an employee of the Hampden County Jail (House, No. 4897).

Miguel
Rivera,—
sick leave.

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

Orders of the Day.

Senate bills

Relative to the transfer and sale of a certain parcel of land in the town of Tewksbury (Senate, No. 2384, amended); and

Third
reading
bills.

Authorizing the release of an agricultural preservation restriction of certain land in Plymouth (Senate, No. 2781, amended);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time, under the suspension of the rules, in each instance, on motion of Mr. Wong of Saugus; and they were passed to be engrossed, in concurrence.

Severally sent to the Senate for concurrence in amendments adopted by the House.

The House Bill establishing a sick leave bank for Carissa Sinclair, an employee of the Department of Mental Health (House, No. 4875), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time, under the suspension of the rules, on motion of Mr. Wong of Saugus; and it was passed to be engrossed. Sent to the Senate for concurrence.

Third
reading
bill.

At nine minutes after ten o'clock A.M. (Tuesday, July 28), on motion of Mr. Vieira of Falmouth (Mr. Donato of Medford being in the Chair), the House recessed until a half past ten o'clock; and at sixteen minutes after eleven o'clock A.M., the House was called to order with Mr. Donato in the Chair.

Recess.

The House Bill enabling partnerships for growth (House, No. 4879, amended), was considered.

Economic
development.

Pending the question on passing the bill, as amended, to be engrossed, Mr. Jones of North Reading moved to amend it by striking out section 76; and the amendment was adopted.

At the request of the same member, a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 157 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 237.

[See Yea and Nay No. 237 in Supplement.]

Therefore a quorum was present.

Mr. Hunt of Sandwich and other members of the House then moved to amend the bill by adding the following two sections:—

“SECTION 124. Section 321 of chapter 94 of the General Laws, as appearing in the 2016 Official Edition, is hereby amended by striking out the definitions of ‘Beverage’ and ‘Beverage container’ and inserting in place thereof the following two definitions:—

‘Beverage’, soda water or similar carbonated soft drinks, mineral water, alcoholic beverages sold in a miniature, and beer and other malt beverages, but shall not include alcoholic beverages other than beer and malt beverages as defined in chapter one hundred and thirty-eight, dairy products, natural fruit juices or wine.

‘Beverage container’, any sealable bottle, can, jar, or carton which is primarily composed of glass, metal, plastic or any combination of those materials and is produced for the purpose of containing a beverage, including a miniature. This definition shall not include containers made of biodegradable material.

SECTION 125. Said section 321 of said chapter 94 is hereby further amended by inserting after the definition of ‘Label’ the following definition:—

‘Miniature’, any sealable bottle, can, jar, or carton which is primarily composed of glass, metal, plastic, or any combination of those materials that has a capacity of not more than 100 milliliters and is produced for the purpose of containing an alcoholic beverage.

After remarks the amendment was rejected.

After remarks on the question on passing the bill, as amended, to be engrossed, Mr. Michlewitz of Boston moved to amend it by adding the following three sections:

“SECTION 3A. Section 66 of chapter 23A of the General Laws, as so appearing, is hereby amended by inserting after the words ‘Commission’ in lines 19 and 20, the following:— , 1 of whom shall be from the Southeastern Regional Planning and Economic Development District.

SECTION 3B. Chapter 23A of the General Laws, as so appearing, is hereby amended by inserting after section 66 the following new section:—

Section 66A. (a) There is hereby established within the executive office of housing and economic development an office of rural policy, which shall consult with the rural policy advisory commission established in section 66. The office shall not be under the control of the executive office and shall be an independent public entity not subject to the supervision and control of any other executive office, department, commission, board, bureau, agency, or political subdivision of the commonwealth. The mission of said office shall be to enhance the economic vitality of rural communities, defined as municipalities with a population density of less than 500 persons per square mile, and to advance the health and well-being of rural residents.

(b) The office shall serve as a research and policy clearinghouse for issues critical to the welfare and vitality of rural communities, including but not limited to, economic development, education, environment, health, housing, infrastructure, technology and transportation. In furtherance of that responsibility, the office shall work in coordination with and under the direction of the rural policy advisory commission.

(c) The powers of the office shall include, but not be limited to, the following: (i) to use such voluntary and uncompensated services of private individuals, agencies and organizations as may from time to time be offered and needed; (ii) to recommend policies and make recommendations to agencies and officers of the state and local subdivisions of government to effectuate and the purposes of this section; (iii) to select an executive director and to acquire adequate staff to perform its duties, subject to appropriation; (iv) to establish and maintain such offices as it may deem necessary, subject to appropriation; (v) to enact bylaws for its own governance; and (vi) to hold regular, public meetings and to hold fact-finding hearings and other public forums as deemed necessary.

SECTION 3C. Chapter 23A of the General Laws is hereby amended by adding the following section:—

Section 69. (a) The MOBD shall establish a micro business development center, in this section referred to as the center, which shall foster micro businesses in the commonwealth by providing resources, including information on available loans, grants and technical assistance. The center shall provide micro businesses with information and technical assistance related to aspects of micro business management, including but not limited to, (i) business plan development; (ii) technology development; (iii) lending assistance; (iv) market research support; and (v) procurement and contracting aid. For the purposes of this section the term ‘micro business’ shall mean a business: (i) with no more than 5 employees; (ii) located in a city or town with 75 per cent of residents living under the federal poverty level; and (iii) with no more than \$200,000 in annual revenue.

(b) The center shall advise the Massachusetts Growth Capital Corporation in the design, administration and disbursement of loans and grants to entrepreneurs in the commonwealth for low and moderate-income entrepreneurs who are forming, running or expanding microbusinesses in the commonwealth.

(c) The center may expend funds as may be appropriated therefor, accept federal funds, or private gifts and grants to assist in carrying out the purposes as set forth in this section.”;

By inserting after section 14 the following section:

“SECTION 14A. Section 23 of chapter 32 of the General Laws, as appearing in the 2018 Official Edition, is hereby amended by adding the following subdivision:—

(8)(a) It shall be the policy of the PRIM board to use minority investment managers to manage PRIT Fund assets, encompassing all asset classes, and to increase the racial, ethnic, and gender diversity of PRIT Fund investments to the greatest extent feasible, consistent with sound investment policy. The PRIM board and the executive director shall take affirmative steps to remove any barriers to the full participation of minority investment managers in investment opportunities. Such affirmative steps shall include, but not be limited to, consideration of whether current investment policy discourages the use of minority investment managers through quantitative or qualitative restrictions, including, but not limited to, number of years track record and minimum assets under management.

(b) It shall be the goal of the PRIM board that not less than 20 per cent of investment managers be minorities, females and persons with disabilities. It shall further be the goal of the PRIM board to utilize businesses owned by minorities, females and persons with disabilities for not less than 20 per cent of total contracts awarded pursuant to section 23B.

(c) Annually, not later than January 15 of each year, the PRIM board shall file with the house and senate committee on ways and means and with the joint committee on public service a report detailing its progress toward implementing the policies and goals outlined above. Such report shall include documentation related to all minority investment managers considered for investment, including documentation, where applicable, of the reasons for declining any such investment.”;

In section 47, in line 1366, by striking out the words “a majority” and inserting in place thereof the following: “55 per cent”;

By inserting after section 55 the following two sections:

“SECTION 55A. Paragraph (i) of subsection (b) of section 6J of said chapter 62, as so appearing, is hereby amended by striking out, in line 39, the figure ‘2022’ and inserting in place thereof the following figure:— 2027.

SECTION 55B. Said paragraph (i) of said subsection (b) of said section 6J of said chapter 62, as so appearing, is hereby further amended by striking out, in line 41, the figure ‘55,000,000’ and inserting in place thereof the following figure:— 65,000,000.”;

By inserting after section 57 the following two sections:

“SECTION 57A. Paragraph (i) of subsection (b) of section 38R of chapter 63, as so appearing, is hereby amended by striking out, in line 38, the figure ‘2022’ and inserting in place thereof the following figure:— 2027.

SECTION 57B. Said paragraph (i) of said subsection (b) of said section 38R of said chapter 63 is hereby further amended by striking out, in line 40, the figure ‘\$55,000,000’ and inserting in place thereof the following figure: \$65,000,000.”;

By inserting after section 62C (inserted by amendment) the following two sections:

“SECTION 62D. Section 3 of chapter 101 of the General Laws, as so appearing, is hereby amended by striking out the words ‘one year’, in line 23, and inserting in place thereof the following words:— 3 years.

SECTION 62E. Chapter 130 of the General Laws is hereby amended by adding the following section:—

Section 107. There shall be within the department of fish and game an office of renewable energy fishery impacts, which shall be under the supervision and control of the commissioner. The office of renewable energy fishery impacts shall: (i)

conduct and foster research concerning the impacts of offshore wind energy infrastructure on marine fisheries including effects of such installations and connections on the health and behavior of marine mammals; (ii) accept and review commentary from representatives of impacted fishing fleets and renewable energy operators or providers; and (iii) educate and inform citizens on matters related to offshore wind energy and associated impacts on marine life. The office of renewable energy fishery impacts shall advise all other branches of state and local government concerning the health and behavior of fisheries relative to the operation and management of offshore wind installations. The office of renewable energy fishery impacts shall maintain a liaison with federal and state agencies and other academic institutions.”;

By inserting after section 67 the following section:

“SECTION 67A. Chapter 159B of the General Laws, as so appearing, is hereby amended by inserting after section 15A the following section:—

Section 15B. Notwithstanding any general or special law or regulation to the contrary, any agricultural carrier by motor vehicle or common or contract carrier by motor vehicle, or any individual, partnership or corporation regularly and lawfully conducting a parcel delivery service or a general express or trucking business, or a business regularly and lawfully engaged in the business of leasing trucks for hire, with or without drivers, may, if authorized by a fleet permit issued by the department, transport or deliver the products sold at retail by licensees under sections 19B, 19C, or 19F of chapter 138 to the ultimate consumers of such products. There shall be an annual fee for such fleet permit of \$3,500. Such fleet permit shall cover any and all vehicles owned or hired, and operated, by such permittee. Persons operating a vehicle when engaged in such transportation or delivery shall be required to carry such permit or a photostatic copy thereof. Parcels transported or delivered under this section shall be clearly labeled with words that indicate that the package contains alcohol and that the signature of a person, age 21 years or older, is required for delivery. Receipts for delivery of such parcels shall contain a check box next to the recipient’s signature where the recipient shall certify that the recipient is not under 21 years of age and a check box where the delivery person shall certify that valid identification showing that the recipient is not under 21 years of age was presented by the recipient upon delivery.

A delivery company may use an electronic device to receive the signature of a person accepting delivery of a parcel under this section and to certify that the person has displayed a valid identification as so required. No such delivery shall exceed 108 liters.”;

In section 82, in line 2206, by striking out the words “‘Credibility table’ means the following table:” and inserting in place thereof the following:

“Credibility table” means the following table:

<i>Average Number of Life Years</i>			
<i>Credit Life</i>	<i>Credit Accident and Health</i>	<i>Incurred Claim Count</i>	<i>Credibility "Z" Factor</i>
7	1	1	.00
1,800	209	9	.25
2,400	279	12	.30
3,000	349	15	.35
3,600	419	18	.40
4,600	535	23	.45
5,600	651	28	.50
6,600	767	33	.55
7,600	884	38	.60
9,600	1,116	48	.65
11,600	1,349	58	.70
14,600	1,698	73	.75
17,600	2,047	88	.80
20,600	2,395	103	.85
25,600	2,977	128	.90
30,600	3,558	153	.95
40,600	4,651	200	1.00

By inserting after section 82A (inserted by amendment) the following three sections:

“SECTION 82B. Subsection (a) of section 168 of chapter 175 of the General Laws, as appearing in the 2018 Official Edition, is hereby amended by adding the following definitions:—

‘Personal vehicle sharing’, the authorized use of a vehicle by an individual other than the vehicle’s owner through a personal vehicle sharing program.

‘Personal vehicle sharing program’, a business platform that connects vehicle owners with drivers to enable the sharing of vehicles for financial consideration.

SECTION 82C. Said section 168 of said chapter 175, as so appearing, is hereby further amended by striking out, in lines 18 to 27, inclusive the words ‘(b) The commissioner may, upon the payment of the fee prescribed by section 14, issue to any suitable person aged 18 or older, a license to act as a special insurance broker to negotiate, continue or renew contracts of insurance against any of the hazards specified in section 47, except as specified in clause Fifteenth thereof, and except accident and health, workers’ compensation, compulsory motor vehicle liability, with the exception of motor vehicle policies for transportation network vehicles, and life insurance on property or interests in the commonwealth with an unauthorized company upon the following conditions:’ and inserting in place thereof the following words:— (b) The commissioner may, upon the payment of the fee prescribed by section 14, issue to any suitable person aged 18 or older, a license to act as a special insurance broker to negotiate, continue or renew contracts of insurance against any of the hazards specified in section 47, except as specified in clause Fifteenth thereof, and except accident and health, workers’ compensation, compulsory motor vehicle liability, with the exception of both motor vehicle policies for transportation network vehicles and any contracts that directly or indirectly provide insurance or other forms of protection, including without limitation, collision damage waivers, for vehicles and vehicle drivers engaged in personal vehicle sharing through a personal vehicle sharing program, and life insurance on property or interests in the commonwealth with an unauthorized company upon the following conditions:

SECTION 82D. Said section 168 of said chapter 175, as so appearing, is hereby further amended by striking out subsection (i) and inserting in place thereof the following 2 subsections:—

(i) Nothing in this section shall preclude a personal vehicle sharing program from procuring a contract of insurance for itself, vehicles, and vehicle drivers engaged in personal vehicle sharing, if the personal vehicle sharing program or the policyholder expressly acknowledges its understanding, that: (1) the company from which insurance is procured is not admitted to transact insurance in the commonwealth; and (2) in the event of the insolvency of the company, a loss shall not be paid by the Massachusetts Insurers Insolvency Fund under chapter 175D.

(j) The commissioner may promulgate regulations as necessary to implement this section.”;

By inserting after section 100 the following section:

“SECTION 101A. Section 226 of chapter 139 of the acts of 2012 is hereby amended by striking out the figure ‘2021’, inserted by section 15 of chapter 142 of the acts of 2019, and inserting in place thereof— 2023.”;

By inserting after section 108 following ten sections:

“SECTION 108A. (a) Notwithstanding chapter 62C of the General Laws or any other general or special law to the contrary, in order to address disruptions caused by the outbreak of the 2019 novel coronavirus, also known as COVID-19 and the effects of the governor’s March 10, 2020 declaration of a state of emergency, a vendor who has made any sale subject to the tax imposed on the sale of meals by chapters 64H and 64L of the General Laws from August 1, 2020 to December 31, 2020 may delay the filing of the returns and payment of taxes required pursuant to section 16 of said chapter 62C; provided, that if a vendor delays the filing of said return and payment of said taxes, the vendor shall file the return and make the payment of taxes required for the period of August 1, 2020 to October 31, 2020, on or before November 20, 2020 and for the period of November 1, 2020 to December 31, 2020, on or before January 20, 2021.

(b) If a vendor delays the filing of returns and payment of taxes pursuant to subsection (a), the commissioner of revenue shall waive: (i) any late-file or late-pay penalties imposed pursuant to section 33 of said chapter 62C; and (ii) any interest that accrues as a result of any late payments pursuant to section 32 of said chapter 62C.

(c) Nothing in this section shall be construed to waive any late-file, late-pay penalties or interest for a vendor who fails to file returns or make payment of taxes on or before the date set pursuant to subsection (a). Notwithstanding subsection (a), if a vendor fails to file returns and make payment of taxes on or before the date set pursuant to subsection (a), the payment shall accrue interest from the date the return was required to be filed pursuant to section 16 of said chapter 62C.

(d) The commissioner of revenue may promulgate guidance on the implementation of this section.

SECTION 108B. Notwithstanding any general or special law to the contrary, the executive office of education shall establish a financial literacy task force on financial literacy from kindergarten to grade 12 in schools. The task force shall consist of: the secretary of the executive office of education or a designee, who shall serve as chair; the commissioner of early education and care or a designee; the commissioner of the department of elementary and secondary education or a designee; the state treasurer or a designee; and 6 persons to be appointed by the secretary of education, 2 of whom shall be representatives from the Massachusetts Teachers Association, 1 of whom shall be a representative from the Massachusetts Bankers Association, Inc., 1 of whom shall be a representative from Massachusetts JumpStart Coalition for Personal Financial Literacy, Inc., and 1 of whom shall be a representative of the office of economic empowerment or a designee.

(b) The task force shall: (i) review current financial literacy standards in schools in the commonwealth; (ii) review the commonwealth's financial literacy activities and programs; (iii) develop a comprehensive strategic plan to improve outcomes for individuals with a risk of negative financial situations, including recommendations to: (1) promote research on financial education in kindergarten through grade 12; (2) improve the frequency and quality of financial education in public schools and charter schools; (3) improve public awareness and recognition of the importance of financial literacy; (4) improve financial education with a focus on low-income and minority communities; (5) advance the goals and objectives outlined by the state treasurer's 2015 financial literacy task force report; and (6) provide information on student loans and strategies for avoiding or reducing student debt; and (iv) monitor the implementation of the comprehensive strategic plan and make updates as necessary.

(c) The task force shall submit a report on the status of financial literacy in schools with recommendations, if any, to the governor and the clerks of the house of representatives and senate not later than December 31, 2021.

SECTION 108C. (a) In this section, unless the context clearly requires otherwise, 'outdoor table service' shall mean a service that is provided outside the restaurant building envelope, whether on a sidewalk, patio, deck, lawn, parking area or other outdoor space, which may include, but is not limited to, service that is provided under awnings or table umbrellas or other cover from the elements; provided, however, that at least 50 per cent of the perimeter of any covered dining space must remain open and unobstructed by any form of siding or barriers at all times.

(b) Notwithstanding chapter 40A of the General Laws, or any special permit, variance or other approval thereunder, or any other general or special law to the contrary, a city or town may approve requests for the expansion of outdoor table service, including changing the description of a licensed premises, as described in section 108D; provided, however, prior to such approval, the chief executive officer of the city or town, as defined in clause Fifth B of section 7 of chapter 4 of the General Laws, as established by charter or special act, shall establish the process for approving such requests; provided further, that said process need not comply with the notice and publication provisions set forth in section 11 of said chapter 40A. Said approval may be exercised immediately upon filing of notice thereof with the city or town clerk, without complying with any otherwise applicable recording or certification requirements.

SECTION 108D. (a) As used in this section, the following words shall, unless the context clearly requires otherwise, have the following meanings:

'Commission', the alcohol beverages control commission, established in section 70 of chapter 10 of the General Laws.

'Local licensing authorities', as defined in section 1 of chapter 138 of the General Laws.

(b) Notwithstanding any general or special law to the contrary, in order to address disruptions caused by the outbreak of the 2019 novel coronavirus, also known as COVID-19 and the effects of the governor's March 10, 2020 declaration of a state of emergency, local licensing authorities in any city or town that vote to authorize the granting of licenses for the sale of alcoholic beverages for on-premises consumption may grant approval for a change in the description of a licensed premises for the purpose of permitting outdoor alcohol service as the local licensing authorities may deem reasonable and proper and issue an amended license to existing license holders for said purpose, without further review or approval by the commission.

(c) Upon approval of an amended license, the local licensing authorities shall forward notice of the amended license to the commission.

(d) The commission shall, within 10 days of the passage of this act, promulgate regulations consistent with this section and issue updated guidance to local licensing authorities.

(e) Nothing in this section shall prevent the commission from exercising its statutory or regulatory enforcement authority over any such amended license granted.

Section 108E. (a) As used in this section, the following words shall, unless the context clearly requires otherwise, have the following meanings:

‘Covered establishment’, a restaurant or other eating or drinking establishment offering same-day food or drink for sale in a single commercial transaction through any third-party delivery service platform, from 1 or more retail locations within the commonwealth.

‘COVID-19 emergency’, the state of emergency declared by the governor on March 10, 2020 in order to address the outbreak of the 2019 novel coronavirus, also known as COVID-19.

‘Customer’, an individual using a third-party delivery service platform to place an online order.

‘Online order’, an order for food or drinks placed by a customer through a third-party delivery service platform provided by a third-party delivery service company for pickup or delivery in the commonwealth.

‘Purchase price’, the menu price publicly offered on the third-party delivery service platform by a covered establishment. The purchase price shall not include any taxes, gratuities or other fees that may make up the total cost charged to the customer for an online order.

‘Third-party delivery service company’, a corporation, partnership, sole proprietorship or other entity qualified to do business in the commonwealth that is engaged in facilitating same-day delivery or pickup of food and beverages through a third-party delivery service platform for 20 or more separately owned and operated covered establishments.

‘Third-party delivery service platform’, any online enabled application, software, website or system offered or utilized by a third-party delivery service company to facilitate the sale of food and beverages prepared by, and the same-day delivery or same-day pickup of food and beverages from, covered establishments.

(b) Notwithstanding any general or special law to the contrary, no third-party delivery service company, from the effective date of this act and for a period of 45 days after the termination of the COVID-19 emergency, shall charge a covered establishment a delivery fee per online order for the use of its services and fees other than a delivery fee that totals more than 15 per cent of the purchase price of the online order.

(c) This section shall preempt, supersede or nullify any inconsistent, contrary or conflicting local law, ordinance, rule or regulation relating to third-party delivery service platforms and third-party delivery service companies fees, including with respect to any agreements with covered establishments using third-party delivery service companies.

(d) A violation of this section shall be an unfair and deceptive trade practice in violation of chapter 93A of the General Laws.

SECTION 108F. (a) There is hereby established a special legislative commission, pursuant to section 2A of chapter 4 of the General Laws, to study journalism in underserved communities in the commonwealth. The commission shall:

(i) conduct a comprehensive study relative to communities underserved by local

journalism in the commonwealth; (ii) review all aspects of local journalism including, but not limited to, the adequacy of press coverage of cities and towns, ratio of residents to media outlets, print and digital business models for media outlets, the impact of social media on local news, strategies to improve local news access, public policy solutions to improve the sustainability of local press business models and private and nonprofit solutions, and identifying career pathways and existing or potential professional development opportunities for aspiring journalists in the commonwealth.

(b) The commission shall consist of the following 23 members: the chairs of the joint committee on community development and small business, who shall serve as co-chairs; 1 member of the house of representatives appointed by the speaker; 1 member of the senate appointed by the senate president; 1 member who shall be a professor at the Northeastern School of Journalism; 1 member who shall be a member of the Boston Association of Black Journalists; 1 member who shall be a member of the National Association of Hispanic Journalists; 1 member who shall be a member of the Asian American Journalists Association of New England; 1 of who shall be a representative from the Massachusetts Newspaper Publishers Association; 11 members to be appointed by the chairs: 2 of whom shall be representatives of public colleges or universities of the commonwealth with either a journalism or communications program, 1 of whom shall be a representative of a private college or university of the commonwealth with either a journalism or communications program, and 8 of whom shall be currently employed or freelance journalists, editors or producers from independent community news outlets from across the commonwealth; provided, that the appointees shall represent communities underserved by professional news organizations, rural communities, immigrants communities, working-class communities and communities of color; 3 members to be appointed by the governor who shall be representatives of journalism unions or associations; provided, that the appointees shall be selected from the following unions and associations: (i) the NewsGuild – Communication Workers of America, (ii) the Screen Actors Guild-American Federation of Television and Radio Artists, (iii) the National Association of Broadcast Employees and Technicians – Communications Workers of America, (iv) the Association of Independents in Radio, (v) the Boston Chapter of the National Writers Union, (vi) the New England Newspaper and Press Association, or (vii) the New England Chapter of the Society of Professional Journalists. All appointments shall be made no later than 30 days following the effective date of this act.

(c) The commission shall hold public information sessions in order to promote the work of the commission and to solicit public comment pursuant to the work of the commission.

(d) The commission shall accept written and oral comment from the public beginning at the first meeting of the commission.

(e) The commission shall meet no less than 5 times to review, study and analyze existing literature, quantitative and qualitative data on the status of journalism in the commonwealth and review the oral and written public comments.

(f) No later than August 1, 2021, the commission shall submit its findings, along with recommendations for legislation, if any, to the clerks of the house of representatives and the senate and the joint committee of community development and small business.

(g) The special commission may make such interim reports as it considers appropriate.

SECTION 108G. There is hereby established a special commission pursuant to section 2A of chapter 4 of the General Laws to conduct an investigation and study regarding the needs of agriculture in the commonwealth in the 21st century, including the viability, efficiency, climate change resiliency, education, technical assistance and energy needs of farms and means of ensuring farms' ability to adapt to changing economic, climate and energy conditions.

The commission shall consist of 1 member who shall be appointed by the senate president, who shall serve as co-chair; 1 member who shall be appointed by the minority leader of the senate; 1 member who shall be appointed by the speaker of the house of representatives, who shall serve as co-chair; 1 member who shall be appointed by the minority leader of the house of representatives; the house and senate chairs of the joint committee on environment, natural resources and agriculture; the house and senate chairs of the joint committee on telecommunications, utilities and energy; the secretary of energy and environmental affairs or a designee; the secretary of housing and economic development or a designee; the commissioner of agricultural resources or a designee; a representative of the Massachusetts Farm Bureau Federation, Incorporated; a representative of the University of Massachusetts center for agriculture, food and the environment; a representative of the Massachusetts chapter of the Northeast Organic Farming Association; a representative of the Cape Cod Cranberry Growers' Association; and a representative of the Massachusetts Association of Dairy Farmers, Inc. Members shall not receive compensation for their services but may receive reimbursement for the reasonable expenses incurred in carrying out their responsibilities as members of the commission. The executive office of energy and environmental affairs and executive office of housing and economic development may furnish reasonable staff and other support for the work of the commission.

The commission shall review: (i) methods of supporting farms including development of tax incentives and credits for equipment related to farm-based renewable energy projects; (ii) effects of zoning ordinances and bylaws on farm-based renewable energy projects and means of reducing administrative and regulatory barriers to such projects; (iii) potential zoning exemptions of farm renewable energy systems; (iv) the feasibility of establishing an incentive program to facilitate the growth of non-solar renewable-energy distributed-generation projects on farms; (v) methods of encouraging the use of renewable energy resources on farms; (vi) development of potential grant programs in support of farms to develop farm-based renewable energy capabilities including wind harvesting, energy conserving refrigerated food storage pilot projects, methane capture and green combustion and solar and photovoltaic energy projects; (vii) feasibility of using farms as resiliency centers during power outages or extreme weather events by installing technology such as battery storage or microgrids; (viii) the effects of climate change and means by which farms may seek to adapt to climate change; (ix) methods of promoting and facilitating more prompt interconnection of energy projects owned or operated by agricultural producers; (x) the development of a single uniform application for use by owners of farms in the commonwealth for application to any and all grant and other assistance programs administered by the department of agricultural resources and consistent with federal grant and program application criteria; (xi) the benefits of designating an administrator or separate office within the department of agricultural resources to provide advice, technical assistance and other guidance to owners of farms who apply for grants and other programs; (xii) ways to support, expand and enhance opportunities for agricultural tourism; (xiii) the timing of grant applications to the department of agricultural resources and department responses with a view to

facilitating more efficient and timely use of grant funds; (xiv) administrative and regulatory barriers to and restrictions on farm owners placing renewable energy structures on farmland; (xv) means of addressing the need for education and technical assistance to farmers; and (xvi) any other matters the commission deems relevant to supporting the viability of farms in the commonwealth.

The commission shall file a report of its findings and recommendations, together with drafts of legislation necessary to carry those recommendations into effect, by filing the same with the clerks of the senate and the house of representatives, the chairs of the senate and house committees on ways and means, the senate and house chairs of the joint committee on environment, natural resources and agriculture, and the house and senate chairs of the joint committee on telecommunications, utilities and energy not later than June 30, 2021.

SECTION 108H. Notwithstanding any general or special law to the contrary, there shall be established a special commission to investigate, study and make legislative recommendations on the participation of minority business enterprises and women business enterprises in public construction projects, including, but not limited to: (i) a review of the efficiency and adequacy of current laws and regulations designed to promote diversity; (ii) a review of employment data and recruitment strategies for public construction projects; and (iii) development of best practices for the promotion of diversity and application of such practices to public construction projects. The commission shall consist of 19 members, 1 of whom shall be appointed by the governor and who shall serve as co-chair; 1 of whom shall be appointed by the attorney general and who shall serve as co-chair; 2 of whom shall be members of the senate, 1 of whom shall be appointed by the president of the senate and 1 of whom shall be appointed by the minority leader of the senate; 2 of whom shall be members of the house of representatives, 1 of whom shall be appointed by the speaker of the house, and 1 of whom shall be appointed by the minority leader of the house of representatives; the commissioner of capital asset management and maintenance or a designee; the inspector general or a designee; the chairperson of the Massachusetts Municipal Association, Inc. or a designee; the president of the Massachusetts Building Trades Council or a designee; the president of the Associated General Contractors of Massachusetts, Inc. or a designee; the president of the Building Trades Employers Association of Boston and Eastern Massachusetts, Inc. or a designee; the president of Associated Subcontractors of Massachusetts, Inc. or a designee; the president of Construction Industries of Massachusetts, Inc. or a designee; the president of the Massachusetts AFL-CIO or a designee; 2 representatives of the Massachusetts Minority Contractors Association, Inc.; a representative of the Boston chapter of the National Association of Women and Construction; and a representative of the Policy Group on Tradeswomen's Issues. The commission shall file a report on the results of its study, together with its recommendations and any legislation necessary to carry such recommendations into effect, with the clerks of the house of representatives and the senate not later than December 31, 2020.

SECTION 108I. (a) There is hereby established a special commission to examine and make recommendations relative to the economic impact of early education and care programming in the commonwealth. The commission shall consist of 19 members: 1 of whom shall be the commissioner of the department of early education and care, or a designee, and 1 of whom shall be the secretary of housing and economic development, or a designee, who shall serve as co-chairs; 1 of whom shall be the secretary of education, or a designee; 1 of whom shall be a member of the house of representatives appointed by the speaker of the house of representatives; 1 of whom shall be a member of the senate appointed by the senate president; 1 of whom shall

be a member of the house of representatives appointed by the minority leader of the house of representatives; 1 of whom shall be a member of the senate appointed by the minority leader of the senate; 1 of whom shall be the executive director of the Massachusetts Association of Early Education and Care, or a designee; 1 of whom shall be the executive director of the Massachusetts Association of School Superintendents, Inc., or a designee; 1 of whom shall be a representative of the Massachusetts Afterschool Partnership, Inc.; 1 of whom shall be the executive director of the Massachusetts Business Roundtable, or a designee; 1 of whom shall be the executive director of the Black Economic Council of Massachusetts, Inc., or a designee; 1 of whom shall be the director of Strategies for Children, Inc. or a designee; 1 of whom shall be the president-elect of the Massachusetts Association for the Education of Young Children, Inc. or a designee; and 5 of whom shall be appointed by the governor, 1 of whom shall be an early educator in a community serving high percentages of low-income children, 1 of whom shall be a family child-care provider, 1 of whom shall be a private-pay early education and care provider and 2 of whom shall be employers or business leaders with proven records of supporting increased access to high quality early education and care programs and services.

(b) In appointing members of the commission, consideration shall be given to race, gender, socioeconomic and geographic diversity that is reflective of the early education and care workforce and the children and families it serves.

(c) The commission shall consider and report on: (i) the creation of statewide and regional hubs in order to foster, support and strengthen early education and care programming efforts and needs in partnership with public and private programs and local businesses; (ii) an overview and assessment of the current economic landscape of early education and care providers in the commonwealth; (iii) recommendations for providing targeted small business and economic development support for early education and care providers, including but not limited to technical support and loan programs; and (iv) recommendations on ways to strengthen public and private efforts and coordination in support of early education and care programming, including, but not limited to, establishing tax credits for businesses and employers interested in providing childcare benefits to employees.

(d) The chairs of the commission shall hold no fewer than 6 public meetings and ensure that the work of the commission incorporates feedback from the early education and care sector, and the families and employers the sector serves across the commonwealth. The special commission shall submit a report of its findings and recommendations by filing its report with the clerks of the house of representatives and the senate, the house and senate committees on ways and means, the joint committee on education and the joint committee on economic development and emerging technologies, not later than November 1, 2020.

(e) Not later than August 21, 2020, the department of early education and care in consultation with the secretary of housing and economic development shall submit a plan to the house and senate committees on ways and means, the joint committee on education and the joint committee on economic development and emerging technologies on how the department will provide ongoing support for early education and care programs in the commonwealth in order to ensure economic diversity during the commonwealth's recovery efforts in 2020, including continued efforts to stabilize those programs serving the commonwealth's most vulnerable children and families, including, but not limited to, those serving children and families with active cases at the department of children and families. The report shall include an analysis of the economic impact any changes to such reimbursement efforts is expected to have on

childcare providers and the region's local economy, including the recent economic impact on programs currently not supported by a state subsidy.

SECTION 108J. There is hereby established along state highway route 62 in the towns of Hudson, Berlin, Clinton, Sterling, Princeton, Stow and Maynard, a cultural highway, which shall ensure the preservation of the economic, cultural, historical, agricultural and scenic aspects unique to the route and its municipalities. The secretary of energy and environmental affairs shall establish the exact meets and bounds of the cultural highway and shall develop a program to protect the resources within the boundaries of the cultural highway. The program may include, but is not limited to, the implementation of conservation restrictions, preservation restrictions, agricultural preservation restrictions, watershed preservation restrictions and the establishment of historical districts.”;

In section 110, after the word “expenditures.”, by inserting after the first sentence the following sentence: “The report shall also include a breakdown of the demographic information, including, but not limited to, race, gender and age, using non-identifying information of the recipients of the grant program.”;

In section 111, in line 2455, by striking out the word “chair” and inserting in place thereof the words “executive director”;

By inserting after section 112D (inserted by amendment) the following three sections:

“SECTION 112E. Any approvals issued pursuant to section 108C shall automatically revert back to their status prior to the approval of the change for expansion of outdoor table service on November 30, 2020.

SECTION 112F. Amended licenses issued by local licensing authorities pursuant to section 108D shall automatically revert back to their status prior to the approval of the change in the description of a licensed premises on November 30, 2020.

SECTION 112G. Section 108A shall take effect on August 1, 2020.”; and

In section 120, in line 2489, by striking out the following: “and section 63”.

After remarks on the question on adoption 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 159 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 238 in Supplement.]

Therefore the consolidated amendments were adopted.

Consolidated
amendments
adopted,—
yea and nay
No. 238.

Papers from the Senate.

Petitions were referred, in concurrence, under suspension of Joint Rule 12, as follows:

Petition (accompanied by bill, Senate, No. 2849) of Bruce E. Tarr and Josh S. Cutler for legislation to establish a special commission to scope a state grant or low interest loan program for properties prone to flooding. To the committee on Environment, Natural Resources and Agriculture.

Properties,—
flooding.

Petition (accompanied by bill, Senate, No. 2850) of Nick Collins and Chynah Tyler for legislation relative to false reporting of an emergency. To the committee on the Judiciary.

Emergencies,—
false reporting.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of John Barrett, III and others relative to the expungement of racially restrictive covenants in recorded real property documents. To the committee on the Judiciary.

Property documents covenants.

Petition (accompanied by bill) of Carmine Lawrence Gentile for legislation to continue the Citizens Commission concerning a constitutional amendment to secure government of the people. To the committee on Veterans and Federal Affairs.

Citizens Commission,—continuation.

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

By Mr. Michlewitz of Boston, for the committee on Ways and Means, on House, No. 4869, a Bill making certain appropriations for fiscal year 2021 before final action on the General Appropriation Bill (House, No. 4905) [Total appropriation: \$16,530,000,000.00]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

State funds,—emergency expenditure.

Mr. Petrolati of Ludlow, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Michlewitz of Boston, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently, under further suspension of the rules, on motion of Mr. Speliotis of Danvers, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Bill providing for the terms of certain bond for transportation improvements to be issued by the Commonwealth (printed in House, No. 4845), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Transportation bonds.

Mr. Petrolati of Ludlow, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Michlewitz of Boston, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently, under further suspension of the rules, on motion of Mr. Speliotis of Danvers, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

At eleven minutes after one o'clock P.M. (Tuesday, July 28), on motion of Mrs. Haddad of Somerset (Mr. Donato of Medford being in the Chair), the House recessed until a quarter before two o'clock P.M.; and at two minutes before two o'clock the House was called to order with Mr. Donato in the Chair.

Recess.

Orders of the Day.

The House Bill authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land to the city of Newton (House, No. 4892), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time, under suspension of the rules, on motion of Mr. Speliotis of Danvers; and it was passed to be engrossed. Sent to the Senate for concurrence.

Newton,—
land.

The House Bill authorizing the city known as the town of Barnstable to grant an easement (House, No. 4839), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time, under suspension of the rules, on motion of Mr. Speliotis of Danvers.

Barnstable,—
land.

Pending the question on passing the bill to be engrossed, the same member moved to amend it by substitution of a bill with the same title (House, No. 4906), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

At nine minutes after two o'clock P.M., on motion of Mr. D'Emilia of Bridgewater (Mr. Donato of Medford being in the Chair), the House recessed until a quarter before three o'clock P.M.; and at seven minutes after three o'clock the House was called to order with Mr. Donato in the Chair.

Recess.

Emergency Measures.

The engrossed Bill regarding breakfast after the bell (see House, No. 4218, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Schools,—
breakfast.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 6 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was put upon its final passage.

After remarks on the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays, as required under Emergency Rule 2; and on the roll call 158 members voted in the affirmative and 0 in the negative.

Bill enacted,—
yea and nay
No. 239.

[See Yea and Nay No. 239 in Supplement.]

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

The engrossed Bill providing for the terms of certain bond [sic] for transportation improvements to be issued by the Commonwealth (see House bill printed in House, No. 4845), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Transportation
bond,—
terms.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 13 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted, under

Bill
enacted.

suspension of Emergency Rule 2(5), on motion of Mr. Michlewitz of Boston; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill making certain appropriations for fiscal year 2021 before final action on the General Appropriation Bill (see House, No. 4905), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

State funds,—
emergency
expenditure.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 13 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted, under suspension of Emergency Rule 2(5), on motion of Mr. Michlewitz of Boston; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

Orders of the Day.

The House Bill providing for a study of noise impacts from the confluence of Interstates 93 and 495 (House, No. 4893), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time, under the suspension of the rules, on motion of Mr. Moran of Lawrence; and it was passed to be engrossed. Sent to the Senate for concurrence.

Interstate
highways
93 and 495,—
noise.

The House Bill enabling partnerships for growth (House, No. 4879, amended), was considered.

Economic
development.

Pending the question on passing the bill, as amended, to be engrossed, Representatives Sullivan of Abington and DuBois of Brockton moved to amend it in section 2, in item 7002-8031, by adding the following: “; provided further, that not less than \$500,000 shall be expended for mitigation efforts to two adjoining industrial sites for future commercial development in the town of East Bridgewater”. The amendment was rejected.

Mr. Michlewitz of Boston and others then moved to amend the bill in section 2 by striking out item 7002-8028 and inserting in place thereof the following item:

“7002-8028 For the Massachusetts Growth Capital Corporation, established in section 2 of chapter 40W of the General Laws to provide, in consultation with the microbusiness development center within the Massachusetts office of business development, matching grants to low- and moderate-income entrepreneurs to acquire, expand, improve or lease a facility, to purchase or lease equipment or to meet other capital needs of a business with not more than 20 employees and annual revenues not exceeding \$2,500,000; provided, that preference shall be given to businesses located in low- or moderate-income areas or owned by women, veterans, minorities or immigrants; provided further, that funds may be expended for micro businesses with credible revenue losses due to the 2019 novel coronavirus pandemic; and provided further, that not less than \$10,000,000 shall be expended to minority-owned businesses.....\$20,000,000”,

In item 7002-8034, in line 136, by striking out the figures: “10,000,000” and inserting in place thereof the figures: “12,500,000”; and

By inserting adding the following item:

“7002-8036 For supports to local and statewide housing and economic development efforts, including relief measures to public and nonprofit entities significantly impacted by the 2019 novel coronavirus pandemic; provided, that not less than \$500,000 shall be expended to fund capital improvements related to health and safety standards for early childcare facilities at United South End Settlements in the city of Boston; provided further, that not less than \$500,000 shall be expended for the Natick Center Associates, Inc. for economic development in Natick center to assist in recovery from the combined effects of the 2019 fire and the 2019 novel coronavirus pandemic; provided further, that not less than \$150,000 shall be expended to the town of Millis for economic development; provided further, that not less than \$150,000 shall be expended for the Sherborn Business Association, Inc. for revenue lost due to the 2019 novel coronavirus pandemic; provided further, that not less than \$100,000 shall be expended to the Center for Arts in Natick, Inc. for revenue lost due to the 2019 novel coronavirus pandemic; provided further, that not less than \$300,000 shall be expended for the executive office of housing and economic development to contract with a non-profit, which has a proven model for engagement with no less than 5 years of experience establishing connections between innovative products and Massachusetts-based manufacturers and suppliers, to build-out programming that assists startups with preparing to scale manufacturing and sourcing their supply chains to manufacturers from all regions in the commonwealth; provided further, that not less than \$75,000 shall be expended to the South End Community Center of Springfield, Inc. community youth corps program in the city of Springfield; provided further, that not less than \$75,000 shall be expended to the town of Hudson for a pilot commuter shuttle service linking employees to the Southborough commuter rail which makes stops in employment hubs such as Boston, Worcester and Framingham; provided further, that not less than \$50,000 be expended to the disability commission of the city of Framingham; provided further, that not less than \$200,000 shall be expended for capital improvements to the Cabot theatre in the city of Beverly; provided further, that not less than \$500,000 shall be expended to Greenfield Community College for the development of a SIMS lab; provided further, that not less than \$500,000 shall be expended for the Stationery Factory, LLC in the town of Dalton for accessibility improvements; provided further, that not less than \$150,000 shall be expended to the community revitalization fund run by the Greater Northampton Chamber of Commerce, Inc., the Florence Civic and Business Assoc., Inc. and the Downtown Northampton Association to support losses by Northampton, Florence and Leeds small businesses due to the 2019 novel coronavirus pandemic; provided further, that not less than \$250,000 shall be expended to the town of Wakefield for building refurbishments for the Albion cultural exchange to ensure accessibility to second-floor artist lofts; provided further, that not less than \$100,000 shall be expended to the city of Melrose for reconstruction of the friends parking lot in the downtown commercial district to support transit-oriented housing development efforts; provided further, that not less than \$100,000 shall be expended for All Aces, Inc. in the city of Boston to provide equitable relief relative to impacts caused by the 2019 novel coronavirus pandemic; provided further, that not less than \$150,000 shall be expended for the New North Citizens Council, Inc. for youth and senior information technology data instruction programming; provided further, that not less than \$25,000 shall be expended for the New England Center for Arts and Technology, Inc. for career training in the restaurant industry; provided further, that not less than \$100,000 shall be expended for reimbursements for expenditures related to the 2019 novel coronavirus pandemic, including but not limited to personal protective

equipment, in the town of Ipswich; provided further, that not less than \$100,000 shall be expended for the Kingston Business Association, Inc. for revenue lost during the 2019 novel coronavirus pandemic; provided further, that not less than \$250,000 shall be expended for the historic restoration of the Governor Bellingham-Cary house in the city of Chelsea; provided further, that not less than \$200,000 shall be expended for capital improvements to the Charlestown Working Theater, Inc. in the Charlestown section of the city of Boston; provided further, that not less than \$100,000 shall be expended for the Homeless Prevention Council, Inc. in lower cape cod to support self-sufficiency and housing stability; provided further, that not less than \$150,000 shall be expended for the Cape Cod commission for the application and administration of early education funding and grants; provided further, that not less than \$100,000 shall be expended for Smart from the Start, Inc. in the city of Boston; provided further, that not less than \$150,000 shall be expended for economic development in the town of Pembroke; provided further, that not less than \$400,000 shall be expended for the New North Citizen Council, Inc. for a minority community down payment and closing costs assistance program; provided further, that not less than \$350,000 shall be expended for the Talking Information Center, Incorporated in the town of Marshfield to provide supports to radio reading services for visually impaired and otherwise disabled listeners across Massachusetts; provided further, that not less than \$50,000 shall be expended for funding to conduct a study to investigate opportunities in the opportunity zones in the city of Framingham; provided further, that not less than \$20,000 shall be expended for the Framingham History Center, Inc.; provided further, that not less than \$500,000 shall be expended for the blue economy initiative at the University of Massachusetts at Dartmouth for the flume tank for ocean technology research and development; provided further, that not less than \$100,000 shall be expended for infrastructure improvements and federal Americans with Disabilities Act-compliant upgrades to the bathhouse and boathouse at West beach located on West Rodney French boulevard in the city of New Bedford; provided further, that not less than \$350,000 shall be expended for infrastructure improvements, federal Americans with Disabilities Act-compliant upgrades, safety code compliance, and the rehabilitation and renovation of the historical building serving as the Cape Verdean veterans memorial hall in the city of New Bedford; provided further, that not less than \$25,000 shall be expended for the town of Dracut for investments in economic development; provided further, that not less than \$25,000 shall be expended for the town of Tyngsborough for investments in economic development; provided further, that not less than \$150,000 shall be expended for the Wayside Inn Foundation in the town of Sudbury; provided further, that not less than \$100,000 shall be expended for the city of Leominster to be used for a downtown storefront revitalization program; provided further, that not less than \$285,000 shall be expended for the study of improvements to and redevelopment of commercial districts in the town of Brookline; provided further, that not less than \$56,000 shall be expended for the Arlington Historical Society for maintenance, refurbishment, and replacement of critical assets at the Jason Russell house and the Smith museum cultural attractions; provided further, that not less than \$250,000 shall be expended for the town of Belmont for costs associated with designs for the community path to connect town centers; provided further, that not less than \$300,000 shall be expended for the planning, design, development, and construction of a recreational area at 40 to 48 Geneva avenue, inclusive, in the Grove Hall section in the city of Boston; provided further, that not less than \$100,000 shall be expended for capital improvements and construction-related costs toward the development of a health center to be operated by Harvard Street Neighborhood Health Center, Inc. on Blue Hill avenue in the city

of Boston; provided further, that not less than \$750,000 shall be expended for the Fitchburg State University theater block renovations; provided further, that not less than \$250,000 shall be expended for the New England Historic Genealogical Society for revenue lost during the 2019 novel coronavirus pandemic; provided further, that not less than \$250,000 shall be expended for costs related to a wastewater treatment facility in the town of Southborough; provided further, that not less than \$150,000 shall be expended for changes in gas line sizing to increase capacity in the town of Leicester; provided further, that not less than \$250,000 shall be expended for the Malden department of public works to aid the purchase of new equipment; provided further, that not less than \$50,000 shall be expended for the city of Malden to aid the purchase of new equipment for the Malden fire department; provided further, that not less than \$50,000 shall be expended for the city of Malden to aid the purchase of new safety equipment for the Malden police department; provided further, that not less than \$1,000,000 shall be expended for the city of Malden for repairs to public parking garages to continue to revitalize Malden center; provided further, that not less than \$250,000 shall be expended for the city of Malden for federal Americans with Disabilities Act-compliant upgrades to the Oak Grove community center; provided further, that not less than \$75,000 shall be expended for marketing materials for the promotion of a rural development district in the town of Leicester; provided further, that not less than \$100,000 shall be expended for the establishment of an advanced manufacturing innovation village in the village of Rochdale in the town of Leicester; provided further, that not less than \$1,000,000 shall be expended for the city of Newton for the rehabilitation of the Gath memorial pool; provided further, that not less than \$1,000,000 shall be expended for the towns of Burlington and Bedford for use by each municipality to prepare unleased, pre-permitted commercial space for use by the life science industry, including costs of planning and utilities; provided further, that the funds shall be split evenly unless otherwise agreed by the municipalities; provided further, that not less than \$100,000 shall be expended for the Worcester urban agenda food hub of the Worcester regional chamber of commerce to provide targeted, in-depth and hands-on support to diverse urban food entrepreneurs in the city of Worcester; provided further, that not less than \$1,000,000 shall be expended for the city of Newton for the construction of the Newton center for active living; provided further, that not less than \$30,000 shall be expended for the Care Center of Holyoke; provided further, that not less than \$100,000 shall be expended for the city of Pittsfield to use as a site readiness grant to support the preparation of properties on Technology drive in Pittsfield for commercial development and use; provided further, that not less than \$50,000 shall be expended to the town of Great Barrington for a feasibility study for the merger of the Great Barrington water district; provided further, that not less than \$100,000 shall be expended for land acquisition for senior housing in the town of Lenox; provided further, that not less than \$150,000 shall be expended for the Wayland housing authority; provided further, that not less than \$150,000 shall be expended for the Sudbury housing trust; provided further, that not less than \$50,000 shall be expended to the Berkshire regional planning commission for a regional overlay study of cell towers in Berkshire county; provided further, that not less than \$20,000 shall be expended to Berkshire Grown, Inc. for a feasibility study for a meat processing facility in Berkshire county; provided further, that not less than \$30,000 shall be expended to Girls Inc. of the Valley for partnering with Holyoke public schools to provide STEM training through its eureka program at the University of Massachusetts at Amherst; provided further, that not less than \$35,000 shall be expended for economic development in the town of Grafton; provided further, that not less than \$35,000 shall be expended for economic development in the

town of Northbridge; provided further, that not less than \$30,000 shall be expended for economic development in the town of Upton; provided further, that not less than \$1,000,000 shall be expended for the redevelopment of the downtown corridor in the town of Winchester; provided further, that not less than \$150,000 shall be expended for the construction and expansion of a deck and hospitality area at the clubhouse at D.W. Field golf course in the city of Brockton; provided further, that not less than \$1,000,000 shall be expended to the parks and recreation department of the city of Newton to be combined with partnering funds from the city to support the design, repair, renovation, improvement and construction of a modern facility at Crystal lake public beach to replace the old bathhouse, to support tourism and recreational needs of Crystal lake; provided further, that not less than \$500,000 shall be expended for the expansion of the Mary Cruise Kennedy Senior Center in the city of Brockton; provided further, that not less than \$100,000 shall be expended for the replacement and repair of roads within D.W. Field Park in the city of Brockton; provided further, that not less than \$500,000 shall be expended for maintenance, repairs and additions to the Brockton Cape Verdean Association building; provided further, that not less than \$1,000,000 shall be expended for the planning and development of a regional transit service in the town of Stoneham; provided further, that not less than \$180,000 shall be expended for the build out and staffing of the Brockton Innovation Center; provided further, that not less than \$100,000 shall be expended for life sciences planning and zoning in the city of Brockton; provided further, that not less than \$500,000 shall be expended for design funding for sewer, roadway and pedestrian infrastructure improvement in the Easton Industrial Park in the town of Easton; provided further, that not less than \$50,000 shall be expended for the revitalization, repair, and electrical upgrades of the Robert Goddard Rocket and Fountain area in Goddard park in the town of Auburn; provided further, that not less than \$250,000 shall be expended for free remote field trip experiences for Massachusetts schools by the Boston Museum of Science on the topics of science, technology, engineering and mathematics; provided further, that not less than \$200,000 shall be expended for the Brookline housing authority for the purpose of upgrading kitchens to all-electric appliances; provided further, that not less than \$250,000 shall be expended for, in consultation with the department of conservation and recreation, renovations and improvements to the historic Stone Building in Hemlock Gorge in Wellesley to establish a visitor center, including but not limited to: improvements to the interior and exterior of the building, the building's immediate surroundings and the development of a paved trail from the parking lot on Ellis street in Newton along Route 9 to the Stone building, connecting to the sidewalk along the south side of Route 9 in Wellesley; provided further, that not less than \$75,000 shall be expended for the Stoneham Historical Society, Inc. to increase remote access to enhance and provide remote programming; provided further, that not less than \$50,000 shall be expended for the renovation of the playground at the West Somerville Neighborhood school in the city of Somerville; provided further, that not less than \$75,000 shall be expended for the Winchester Historical Society, Inc. to increase remote access to enhance and provide remote programming; provided further, that not less than \$250,000 shall be expended to support the capital costs at the Colonel Floyd Apartments in the town of Brookline; provided further, that not less than \$10,000 shall be expended for the Massachusetts Alliance for Portuguese Speakers Framingham office; provided further, that not less than \$10,000 shall be expended for the Framingham public schools drama department; provided further, that not less than \$500,000 shall be expended for a laundry facility at the Bunker Hill housing development in the Charlestown section of Boston; provided further, that not less than

\$10,000 shall be expended for Downtown Framingham Inc.; provided further, that not less than \$10,000 shall be expended for Amazing Things Arts Center, Inc.; provided further, that not less than \$20,000 shall be expended for the Ashland Community Theatre; provided further, that not less than \$10,000 shall be expended for the city of Framingham for funding for professional and technical consultants in order to undertake a downtown parking study; provided further, that not less than \$20,000 shall be expended for the Ashland Historical Society; provided further, that not less than \$10,000 shall be expended for the Ashland housing authority; provided further, that not less than \$100,000 shall be expended for the Weymouth Teen Center Jobs program; provided further, that not less than \$50,000 shall be expended for the implementation of a parking management program in downtown Reading; provided further, that not less than \$50,000 shall be expended for the town of Scituate for economic development in the North Scituate business district; provided further, that not less than \$50,000 shall be expended for technology upgrades to the Willis Ave Community Center in the city of Medford; provided further, that not less than \$50,000 shall be expended for cultural and educational programs for the senior center and the Ventress Memorial Library of the town of Marshfield; provided further, that not less than \$15,000 shall be expended for the Hitchcock Center for the Environment, Inc. in Amherst for expenses related to virtual tours and educational programming; provided further, that not less than \$15,000 shall be expended for The Eric Carle Museum of Picture Book Art, Inc. in Amherst for expenses related to virtual tours and programming; provided further, that not less than \$15,000 shall be expended for the National Yiddish Book Center, Inc. in Amherst for expenses related to virtual tours and programming; provided further, that not less than \$20,000 shall be expended for the Amherst Cinema Center, Inc. for revenue lost during the 2019 novel coronavirus pandemic and needed modifications to ensure adherence to public health guidelines; provided further, that not less than \$40,000 shall be expended for the Taunton Council on Aging for the purchasing of supplies and hiring of qualified staff to increase program offerings to seniors in order to reduce social isolation and improve health and mental health in respond to the 2019 novel coronavirus pandemic; provided further, that not less than \$50,000 shall be expended for the Methuen Arlington Neighborhood, Inc. for workforce development training for young men and women; provided further, that not less than \$50,000 shall be expended for the Amherst Business Improvement District, Inc. to provide economic relief to restaurants in distress as a result of the 2019 novel coronavirus pandemic health or economic crisis in the town of Amherst; provided further, that not less than \$75,000 shall be expended for the Methuen Arlington Neighborhood District for façade and signage to promote local, small businesses; provided further, that not less than \$75,000 shall be expended for The Downtown Amherst Foundation, Inc. in its efforts to revitalize downtown Amherst; provided further, that not less than \$100,000 shall be expended for the city of Lawrence for the rehabilitation of the handball court located at the corner of Oxford street and Lowell street; provided further, that not less than \$125,000 shall be expended for the Methuen Arlington Neighborhood, Inc. community center in the city of Methuen for youth recreational programming; provided further, that not less than \$150,000 shall be expended for the city of Watertown for business assistance grants for store redesign, outside seating and other improvements to ensure safe business operations during the 2019 novel coronavirus pandemic; provided further, that not less than \$150,000 shall be expended for a public facilities planning study to result in new housing and economic development opportunities in the downtown of the city of Methuen; provided further, that not less than \$200,000 shall be expended to the town of Andover for upgrades to the Andover Senior Center; provided further, that not less

than \$250,000 shall be expended for strategic planning and pre-development expenditures resulting in a mixed-use and historic preservation project at the Searles Estate in the city of Methuen; provided further, that not less than \$250,000 shall be expended for the Amherst Municipal Affordable Housing Trust to be used to develop and secure affordable housing; provided further, that not less than \$250,000 shall be expended for the town of Amherst to use to develop climate resilience affordable multi-family units, upon receiving LEED Gold or LEED silver certification; provided further, that not less than \$300,000 shall be expended for the town of Littleton for costs associated with the expansion of commuter parking at the Littleton Massachusetts Bay Transportation Authority train station; provided further, that not less than \$500,000 shall be expended for the city of Lawrence for the construction of a footbridge along the Lawrence Rail Trail; provided further, that not less than \$450,000 shall be expended for a gateway identification, signage, wayfinding and beautification program for economic development districts in the city of Methuen; provided further, that not less than \$50,000 shall be expended for an economic development grant for downtown North Reading; provided further, that not less than \$150,000 be provided to the town of Braintree for economic development; provided further, that not less than \$250,000 shall be expended for Northeastern University for equipment and infrastructure at its Technology Research Center in Burlington; provided further, that not less than \$250,000 shall be expended for design, construction and making safety and other improvements to roadways and sidewalks, and to improve pedestrian and bicycle safety, including a crosswalk, at Soldiers Field road at William F. Smith Playground in the city of Boston; provided further, that not less than \$100,000 shall be expended for the Leo M. Birmingham Parkway Trust Fund which shall be used for the purposes of advancing recreational, educational, and conservation interests including, but not limited to, the maintenance of facilities and infrastructure improvements for the parcel of land; provided further, that not less than \$150,000 shall be expended for the town of Wilmington and its development committee for consultation services to develop, promote and retain small businesses within the town of Wilmington; provided further, that not less than 25,000 shall be expended for Roslindale Village main streets in the city of Boston for training and resources; provided further, that not less than \$1,500,000 shall be expended for Roca, Inc. to provide and administer a transitional employment program to at-risk, court involved young people and adults; provided further, that not less than \$1,000,000 shall be made available to the Dorchester Bay Economic Development Corporation, in matching grants for low-income housing developments in which at least 50 per cent of units are affordable; provided further, that not less than \$1,000,000 shall be made available to the Codman Square Neighborhood Development Corporation, in matching grants for low-income housing developments in which at least 50 per cent of units are affordable; provided further, that not less than \$300,000 shall be expended for the department of transitional assistance to establish a telephone hotline to provide residents of the commonwealth information and consultation on program benefits, program eligibility, application processes and intersectionality with other programs facilitated by agencies including, but not limited to, the executive office of housing and economic development, the executive office of labor and workforce development and the executive office of education; provided further, that not less than \$500,000 shall be expended to establish an online platform in order to conduct and provide services, communication and support for nonprofits, charitable organizations and other mission-oriented institutions impacted by the 2019 novel coronavirus pandemic; provided further, that not less than \$3,000,000 shall be expended for the New England Aquarium Corporation for costs associated with the preparation of

plans, studies and specifications, repairs, construction, renovations, improvements, maintenance, asset management and demolition and other capital improvements including those necessary for the operation of facilities operated by the New England Aquarium Corporation on Central Wharf in the city of Boston; provided further, that not less than \$750,000 shall be expended for capital improvements to the 'Z' building at the Dimock Center in the city of Boston to provide additional clinical stabilization services; provided further, that not less than \$2,000,000 shall be expended for grants to be made available for seafood processing facilities for the purposes of mechanical or technological upgrades necessary to: (i) combat the effects of the 2019 novel coronavirus pandemic on supply chains, processing, distribution and sale of seafood products; (ii) limit the transmission of the 2019 novel coronavirus among the workforce; and (iii) undertake any further compliance measures in response to executive orders issued related to the declaration of the state of emergency beginning as of March 10, 2020; provided further, that not less than \$250,000 shall be expended for the department of housing and community development to distribute as grants to any provider of temporary housing assistance, which shall include but not be limited to, a family shelter, a shelter for adults, a hotel used for emergency shelter, an emergency apartment, a domestic violence shelter, a runaway and homeless youth shelter or a safe house for refugees, to provide disposable menstrual products, including but not limited to, sanitary napkins, tampons and panty liners at no cost to menstruating individuals; provided further, that such products shall be available in a convenient manner that does not stigmatize any persons seeking such products; provided further, that not less than \$100,000 shall be expended for the Canton housing authority for the renovation, reconstruction and improvement of existing housing units under the authority's control; provided further, that not less than \$1,000,000 shall be expended for the Massachusetts Food Trust Program established by section 65 of chapter 23A of the General Laws; provided further, that not less than \$500,000 shall be expended for the office of travel and tourism to expand and promote agriculture tourism in the aquaculture and cranberry industries; provided further, that not less than \$2,000,000 shall be expended for the New North Citizen's Council, Inc. in Springfield for programming at the Barbara Rivera Community Center, including youth programs, HIV outreach, family support, disabled and the community welcome center, to help individuals from housing and food bank programs; provided further, that not less than \$150,000 shall be expended for the town of Tewksbury and its development committee for consultation services to develop, promote and retain small businesses within the town of Tewksbury; provided further, that not less than \$300,000 shall be expended for Taunton public schools for the adoption of a new English language arts program to provide online access for students and families to address equity and learning gaps; provided further, that no less than \$25,000 shall be expended for Mission Hill Main Streets, Inc. in the city of Boston for training and resources; provided further, that not less than \$1,000,000 shall be expended for the town of Arlington for the redesign of the Arlington Heights Commercial Corridor; provided further, that not less than \$500,000 shall be expended for the town of Arlington for improvements to Arlington center and Whittemore park; provided further, that not less than \$500,000 shall be expended for the town of Arlington for the Arlington workforce training program; provided further, that not less than \$400,000 shall be expended for the town of Randolph to be used for business district revitalization efforts; provided further, that not less than \$25,000 shall be expended to JP Centre and South Main Streets in the city of Boston for training and resources; provided further, that not less than \$5,000,000 shall be expended for the relocation of Springfield Technical Community College's Allied Health Service Programs in

Building 20 across Federal street to Building 103B at Springfield Technology Park, operated by Springfield Technical Community College's Assistance Corporation, an eligible public entity, as established by section 125 of chapter 273 of the acts of 1994, to address infrastructure inadequacies in Building 20 and allow for the sustainability of important healthcare programs that contribute to the regional workforce; provided further, that not less than \$350,000 shall be expended for Commonwealth Kitchen, Inc. for the purpose of developing an economic development recovery plan including regional market based strategies to address food access and security in gateway municipalities, as defined in section 3A of chapter 23A of the General Laws, and Boston, including but not limited to, assessing infrastructure and food chain gaps; provided further, that not less than \$400,000 shall be expended to the town of Milton to be used for overlay district revitalization efforts; provided further, that not less than \$250,000 shall be expended to create a pilot Sibling Cities Youth Work Initiative program for the design, planning, and implementation of a tri-community jobs creation and training effort wherein the city of Boston, city of Haverhill and town of Lexington shall collaborate on a pilot in pairing and matching employers with underprivileged youth and young adults; provided further, that not less than \$25,000 shall be expended to Three Square Main Streets JP in the city of Boston for training and resources; provided further, that no less than \$200,000 shall be expended for the town of Clinton for parking solutions for older housing stock in the downtown area; provided further, that not less than \$25,000 shall be expended for the Allston Village Main Streets, Inc. for the beautification of the Allston and Brighton business district; provided further, that not less than \$100,000 shall be expended for The Megan House Foundation, Inc. in conjunction with The Bridge Club of Greater Lowell to be expended for the purpose of the Career Success in Sobriety program; provided further, that not less than \$50,000 shall be expended for local economic development in the town of Holliston; provided further, that not less than \$200,000 shall be expended to the Clinton housing authority for Presentation Apartments to improve building quality; provided further, that not less than \$300,000 shall be expended for the town of Lancaster to be used for the creation of a new well system to help alleviate town water shortage; provided further, that not less than \$750,000 shall be expended to CitySpace Easthampton for the renovation of Old Town Hall; provided further, that not less than \$1,000,000 shall be expended for the MassChallenge technology incubator; provided further, that not less than \$1,000,000 shall be expended for the city of Revere for investments in economic development; provided further, that not less than \$1,000,000 shall be expended for town of Winthrop for investments in economic development; provided further, that not less than \$1,000,000 shall be expended for infrastructure improvements to parks and open space in the city of Medford; provided further, that not less than \$1,000,000 shall be expended for parking improvements and economic development opportunities for Medford square in the city of Medford; provided further, that not less than \$1,000,000 shall be expended for parking improvements and economic development opportunities for West Medford square in the city of Medford; provided further, that not less than \$250,000 shall be expended for the West Medford Community Center in the city of Medford; provided further, that not less than \$1,500,000 shall be expended for capital improvements for the Needham housing authority; provided further, that not less than \$4,000,000 shall be expended for the Shaw Wharf Pier in the city of Boston; provided further, that such funds shall be disbursed upon a match of not less than \$1 in private contributions for every \$1 in state grant funding; provided further, that not less than \$100,000 shall be expended for infrastructure including public sewer improvements towards the construction of the Power Mill Place affordable housing development in

the town of Acton; provided further, that not less than \$100,000 shall be expended for infrastructure improvements for economic development at Depot square in the town of Ayer; and provided further, that not less than \$250,000 shall be expended for the Island Housing Trust on the island of Martha's Vineyard for wastewater remediation in housing development.....\$62,976,000”;

In section 2A, in line 164, by inserting after the heading: “TREASURER AND RECEIVER GENERAL” the following:

“Lottery Commission

0640-0100 For costs associated with information technology projects at the state lottery commission.....\$15,000,000”;

In item 0640-0303, in line 182, by striking out the words “and local museums” and inserting in place thereof the words “, local museums, local performing arts organizations, local performance venues, and other arts and cultural nonprofit organizations”; and by striking out the figures: “5,000,000” and inserting in place thereof the figures: “6,000,000”; and

By inserting after item 7004-0065 the following item:

“7004-0066 For a gateway city housing pilot program to support the construction of shovel-ready market-rate housing opportunities in gateway municipalities, as defined in section 3A of chapter 23A, by providing funding in an amount up 150 per cent of the maximum Housing Development Incentive Program tax credit under chapter 40V of the General Laws; provided, that awards to projects shall be based on the following criteria: (1) communities that have satisfied the 10 per cent affordable housing stock requirements under chapter 40B of the General Laws; (2) non-profit developers; (3) new construction or market rate apartment rentals or homeownership; (4) projects that are ready to commence construction within 6 months of approval; and (5) projects that are located in a zoning area that permits high density housing such as a TDI district, waterfront, or zoning overlay district such as those permitted under chapter 40R of the General Laws; and provided further, that a developer’s fee under the program would be deferred by 33 per cent with positive net cash flow from the development to be split with the commonwealth on an equal basis after payment of any first mortgage permanent financing.....\$5,000,000”;

By inserting after section 4 the following section:

“SECTION 4A. Said chapter 23G is hereby further amended by adding the following section:—

Section 47. (a) There shall be established within the agency a maritime piers repair and rehabilitation program to advance the public purpose of ensuring the physical integrity and safety of piers and other maritime infrastructure that is essential to the continued viability of (i) maritime industries; (ii) water-dependent uses, as defined in section 1 of chapter 91; and (iii) other commercial and industrial uses that contribute to the economic vitality of a designated port area. The agency, in consultation with the secretary of housing and economic development, shall design and implement the program. The agency may coordinate with other agencies, community development organizations and instrumentalities of the commonwealth to effectuate this section.

(b) The program shall be eligible to receive funds as appropriated by the general court, the board, federal grants and programs, and transfers, grants and donations from

state agencies, foundations and private parties. Such funds shall be held in a separate account or accounts segregated from other funds. Money in or received for the fund may be deposited with and invested by an institution designated by the executive office and paid as the agency shall direct. A return on an investment received by the fund shall be deposited and held for the use and benefit of the fund. The agency may make payments from a deposit account for use under this section.

(c) The agency shall use the fund to make grants, loans or a combination thereof for the reconstruction, repair, renovation or rehabilitation of existing commercial and marine industrial infrastructure and public or private maritime transportation infrastructure. Eligible recipients of such financial assistance shall include public entities, community development corporations, non-profit and for-profit corporations and other private business entities. In making a loan or grant, the agency shall consider: (i) the impacts on future economic growth, commercial and industrial development and wastewater and wastewater pre-treatment within the designated port area and on the commercial fishing industry; (ii) the attendant economic benefits to the commonwealth; and (iii) the benefits to the commonwealth's transportation system including the benefits derived from enhancing intermodal connections from the seaports to road, rail and air facilities. Funding shall be awarded on a competitive basis in accordance with guidelines developed by the agency.

(d) The agency shall be reimbursed from the fund for all reasonable and necessary direct costs and expenses incurred in any fiscal year associated with its administration, management and operation of the fund, including reasonable staff time and out-of-pocket expenses and the reasonable and approved administrative costs.

(e) The agency shall submit an annual report to the clerks of the house of representatives and the senate who shall forward the report to the house and senate committees on ways and means and the joint committee on economic development and emerging technologies not later than December 31. The report shall include a current assessment of the progress of each project funded through the program.”;

In section 7, in lines 336 and 337, by striking out the paragraph contained in those lines and inserting in place thereof the following paragraph:

“‘Category 2 license’, a license issued by the commission that permits the operation of sports wagering in person at a race track as defined in section 1 of chapter 128A or at a facility that was licensed to conduct a racing meeting as defined in said section 1 of said chapter 128A during calendar year 2020 and conducts pari-mutuel wagering in accordance with applicable laws.”;

In line 373 by inserting after the following: “128A” the following: “or held a license to conduct a racing meeting as defined in section 1 of chapter 128A during calendar year 2020 and conducts pari-mutuel wagering in accordance with applicable laws”, in line 479 by inserting after the following: “128A” the following: “or to any person who held a license to conduct a racing meeting, as so defined, during the calendar year 2020 and conducts pari-mutuel wagering in accordance with applicable laws”;

In section 11, in line 889, by striking out the word “populations” and inserting in place thereof the following: “populations; provided, further, preference shall be given to eligible grant recipients providing opportunities for individuals who meet at least 2 of the following: (i) is under 30 years of age; (ii) is a victim of violence; (iii) is over 18 years of age and does not have a high school diploma; (iv) has been convicted of a felony; (v) has been unemployed or has had a family income below 250 per cent of the federal poverty level for not less than 6 months; or (vi) lives in a

census tract where over 20 per cent of the populations fall below the federal poverty line”;

By inserting after section 103 the following section:

“SECTION 103A. Item 7002-8014 of section 2A of chapter 219 of the acts of 2016 is hereby amended by adding the following words:— ; and provided further, that funds in this item shall be made available until June 30, 2025.”;

By inserting after section 104 the following section:

“SECTION 104A. Item 7008-1116 of section 2 of chapter 154 of the acts of 2018, as amended by section 26 of chapter 142 of the acts of 2019, is hereby further amended by striking out the words “provided further, that not less than \$150,000 shall be expended for the construction of bathroom facilities at Frasca field in Tewksbury and such funds shall be made available until June 30, 2020” and inserting in place thereof the following words:— provided further, that not less than \$150,000 shall be expended for the construction of bathroom facilities, sidewalks, parking lots and other pedestrian upgrades at the Livingston street recreational field in Tewksbury and such funds shall be available until June 30, 2021.”;

In section 107, in line 2322, by striking out the figures: “247,000,000” and inserting in place thereof the figures: “317,476,000”; and

In section 108, in line 2334, by striking the figures: “125,000,000” and inserting in place thereof the figures: “146,000,000”.

After remarks on the question on adoption 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 139 members voted in the affirmative and 19 in the negative.

[See Yea and Nay No. 240 in Supplement.]

[Ms. Whipps of Athol answered “Present” in response to her name]

Therefore the consolidated 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 Ms. Ferrante of Gloucester; and on the roll call 156 members voted in the affirmative and 3 in the negative.

[See Yea and Nay No. 241 in Supplement.]

Therefore the bill (House, No. 4887, published as amended) was passed to be engrossed. Sent to the Senate for concurrence.

The Senate Bill putting patients first (Senate, No. 2796, amended) (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time, under suspension of the rules, on motion of Mr. Mariano of Quincy.

After debate on the question on passing the bill, as amended, to be engrossed, in concurrence, Ms. Higgins of Leominster moved to amend it in section 36, in line 747, by inserting after the figures: “34,” the figures: “38”; and

By adding the following section:

“SECTION 38. Section 25 of Chapter 118E of the General Laws, as appearing in the 2010 Official Edition, is hereby amended in subsection (5) by striking the second paragraph and inserting in place thereof the following paragraph:—

In any case where the monthly income of an applicant or recipient is in excess of the exemptions allowed, the applicant or recipient, if otherwise eligible for Medicaid under this chapter, shall be liable to pay to the provider of medical care or service an amount which shall be equal to the excess income for a period of six consecutive months, which includes the period when such service was provided; provided, however that in such cases where the individual’s gross income is greater than 300% of the federal Supplemental Security Income level but less than the average monthly cost of nursing home care as calculated by the division and the

Consolidated
amendments
adopted,—
yea and nay
No. 240.

Bill engrossed,—
yea and nay
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individual is participating in a Home and Community Based Waiver, under 42 USC 1396a(10)(a)(ii)(VI) or a PACE Program, under 42 USC 1396u-4 or 42 USC 1395eee, the division shall charge a premium, equal to the difference between the individual's gross income and 300% of the federal Supplemental Security Income level, on a monthly basis. The division shall apply for any federal waivers necessary to implement this provision.”.

The amendments were adopted.

Mrs. Kane of Shrewsbury and other members of the House then moved to amend the bill by adding the following section:

“SECTION 39. Chapter 111 of the General Laws, as appearing in the 2018 Official Edition, is hereby amended by adding the following section:—

Section 238. (a) As used in this section, the following words shall have the following meanings:

‘Cancer clinical trials’, research studies that test new cancer treatments on people, including but not limited to, medications, chemotherapies, stem cell therapies, and other treatments.

‘Inducement’, paying a person money, including a lump sum or salary payment, to participate in a cancer clinical trial.

‘Subject’, a person who participates in a cancer clinical trial.

‘Travel and ancillary costs’, any reasonable costs incurred by a person in connection with their participation in a cancer clinical trial, including but not limited to travel and lodging expenses.

(b) (i) Reimbursement of a subject's travel and ancillary costs shall not be deemed an inducement or as exerting undue influence to participate in a cancer clinical trial.

(ii) The informed consent process should inform potential subjects if:

(A) Reimbursement for travel and ancillary costs is available to subjects based on financial need;

(B) Reimbursement of travel and ancillary costs is provided to eliminate financial barriers to enrollment in order to retain subjects in the clinical trial; and

(C) Family, friends, or chaperones that attend the cancer clinical trial treatments to support the subject are eligible for reimbursement of their reasonable travel and ancillary expenses.

(c) Governmental entities, study sponsors, public and private foundations, corporations, and individuals may offer financial support to cover travel and ancillary costs through their support of third party nonprofit corporations and public charities that seek to increase enrollment, retention, and minority participation in cancer clinical trials.

(d) Reimbursement plans to cover travel and ancillary costs must be reviewed and approved by the Institutional Review Board (IRB) or Independent Ethics Committee (IEC) reviewing on behalf of a health care facility in conjunction with the review of the proposed cancer clinical trial. The nature of the support for travel and ancillary costs and general guidelines on financial eligibility must be disclosed to subjects. The reimbursement process must conform to state and federal laws and guidance.”.

The amendment was adopted.

Ms. Peake of Provincetown and other members of the House then moved to amend the bill in section 34 by adding the following four paragraphs:

“(b) Coverage shall also provide for medically necessary outpatient testing, which shall include testing for asymptomatic individuals under circumstances to be

defined by guidelines established by the secretary of health and human services, hereinafter ‘the secretary’.

The secretary shall promulgate guidelines for COVID-19 testing of asymptomatic individuals that work in industries with increased exposure to SARS-CoV-2, the virus that causes COVID-19, which shall include but not be limited to the health care, restaurant, retail, and hospitality industries. The secretary may consider the availability of tests and statewide testing capacity when issuing guidelines under this section.

For the purposes of this subsection, the term ‘COVID-19 testing’ shall mean polymerase chain reaction and antigen tests approved to diagnose SARS-CoV-2, the virus that causes COVID-19.

The secretary shall issue guidelines in accordance with this section within 30 days of the effective date of this act.”.

The amendment was adopted.

Ms. Peake and other members of the House then moved to amend the bill in section 7, in line 95 and also in line 99, by inserting after the word “order”, in each instance, the words “and interpret”;

In section 18, in line 157 and also in line 168, by inserting after the words “and order”, in each instance, the words “and interpret”; and in line 182 by inserting after the word “board” the words “of nursing”.

The amendments were rejected.

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

“SECTION 40. Chapter 111 of the General Laws is hereby amended by adding the following section:

Section 238. Notwithstanding any general or special law to the contrary, there shall be established Advisory Council on pediatric autoimmune neuropsychiatric disorder associated with streptococcal infections (PANDAS) and pediatric acute neuropsychiatric syndrome (PANS) within the Department of Public Health. Said advisory council shall advise the Commissioner of Public Health on research, diagnosis, treatment, and education relating to the disorder and syndrome.

Said advisory council shall be comprised of the following members, who shall be appointed by the Commissioner of Public Health within 60 days after the effective date of this act. Advisory Council Members shall serve a term of 3 years;

One physician specialized in infectious diseases, licensed and practicing in the state with experience treating persons with pediatric autoimmune neuropsychiatric disorder associated with streptococcal infections and pediatric acute neuropsychiatric syndrome and the use of intravenous immunoglobulin. One pediatrician licensed and practicing in the state who has experience treating persons with pediatric autoimmune neuropsychiatric disorder associated with streptococcal infection pediatric acute neuropsychiatric syndrome. One child psychiatric practitioner with experience treating persons with pediatric autoimmune neuropsychiatric disorder associated with streptococcal infections and pediatric acute neuropsychiatric syndrome. Two health care provider/medical specialist licensed and practicing in the state who have experience in treating persons with pediatric autoimmune neuropsychiatric disorder associated with streptococcal infections and pediatric acute neuropsychiatric syndrome. One medical researcher with experience conducting research concerning pediatric autoimmune neuropsychiatric disorder associated with streptococcal infections, pediatric acute neuropsychiatric syndrome, obsessive-compulsive disorder, tic disorder, and other neuro-inflammatory disorders. One representative of a Massachusetts non-profit PANDAS/PANS Advocacy Organization. One

representative of a professional organization in the state for school nurses. Two parents with a child who has been diagnosed with pediatric autoimmune neuropsychiatric disorder associated with streptococcal infections or pediatric acute neuropsychiatric syndrome. One social worker licensed and practicing in this state who has experience working persons & families impacted by pediatric autoimmune neuropsychiatric disorder associated with streptococcal infections and pediatric acute neuropsychiatric syndrome. One Special Educator Administrator who has experience working persons & families impacted by pediatric autoimmune neuropsychiatric disorder associated with streptococcal infections and pediatric acute neuropsychiatric syndrome. and three additional members as appointed by the Commissioner.

The Commissioner of Public Health, or his or her designee, shall be an ex-officio, nonvoting member. Any member of the advisory council appointed under this Section may be a member of the General Court. Members shall receive no compensation for their services.

The Commissioner of Public Health shall schedule the first meeting of the advisory council, which shall be held not later than 90 days after the effective date of this act. A majority of the council members shall constitute a quorum. A majority vote of a quorum shall be required for any official action of the advisory council. The advisory council shall meet upon the call of the chairperson or upon the request of a majority of council members.

The advisory council shall issue a report to the General Court annually with recommendations concerning: practice guidelines for the diagnosis and treatment of the disorder and syndrome; development of screening protocol; mechanisms to increase clinical awareness and education regarding the disorder and syndrome among physicians, including pediatricians, school-based health centers, and providers of mental health services; outreach to educators and parents to increase awareness of the disorder and syndrome; and development of a network of volunteer experts on the diagnosis and treatment of the disorder and syndrome.

The advisory council may request from all state agencies such information and assistance as the council may require.

The advisory council may accept and solicit funds, including any gifts, donations, grants or bequests or any federal funds, for any of the purposes of this section. Such funds shall be deposited in a separate account with the state treasurer, be received by said treasurer on behalf of the commonwealth, and be expended by the advisory council in accordance with council bylaws and state and federal law.”.

The amendment was adopted.

Recess.

At ten minutes after ten o'clock P.M. (Tuesday, July 28), on motion of Mr. Jones of North Reading (Mr. Donato of Medford being in the Chair), the House recessed until the following day at eleven o'clock A.M.; and at that time, the House was called to order with Mr. Donato of Medford in the Chair.

Recess.