
The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, OCTOBER 1, 2020.

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JOURNAL OF THE HOUSE.

Thursday, October 1, 2020.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mrs. Haddad of Somerset in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

At the request of the Chair (Mrs. Haddad), the members and employees joined with her in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Message from the Governor.

A message from His Excellency the Governor recommending legislation relative to making appropriations for the fiscal year 2020 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 5014), was filed in the office of the Clerk on Wednesday, September 30.

Supplemental
appropriations.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Ways and Means.

Change in Membership of a Committee of Conference.

The Speaker announced that Representative Cullinane of Boston had been relieved of duty (at his own request) from the committee of conference on the disagreeing votes of the two branches, with reference to the House amendments of the Senate Bill putting patients first (Senate, No. 2796, amended), and that Representative Mahoney of Worcester had been appointed to fill the vacancy.

Patient safety
conference
committee,—
change in
membership.

Resolutions.

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

Resolutions (filed by Mr. Biele of Boston) congratulating Charlie Titus on the occasion of his retirement as Vice Chancellor for the Division of Athletics and Recreation, Special Projects and Programs at the University of Massachusetts Boston; and

Charlie
Titus.

Resolutions (filed by Mr. D'Emilia of Bridgewater) recognizing October 23, 2020 as Aromatic L-Amino Acid Decarboxylase (AADC) Deficiency Day;

AADC
Deficiency Day.

Mr. Galvin of Canton, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mr. McMurtry of Dedham, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communications.

Communications

From the Cannabis Control Commission and the Attorney General's Office (see Section 74 of Chapter 55 of the Acts of 2017) submitting a joint report relative to the investigation and study of the advisability of establishing criminal penalties for violations;

Cannabis
Control
Commission.

From the Department of Elementary and Secondary Education (see item 7061-9611 of Chapter 41 of the Acts of 2019) submitting a report of the preliminary findings and recommendations relative to After-School and Out-of-School Time grants for the fiscal year 2020;

After and out-
of-school time
grants.

From the Department of Elementary and Secondary Education (see item 7061-9650 of Chapter 41 of the Acts of 2019) submitting the fiscal year 2020 Supporting Health Alliances Reinforcing Education (SHARE) Legislative Report;

Student
supports.

From the Department of Public Health (see Section 232 of Chapter 111 of the General Laws) submitting 2016 data statistics of suicides in the Commonwealth;

Suicide
statistics.

From the Executive Office of Health and Human Services (see Section 91 of Chapter 41 of the Acts of 2019) submitting the Nursing Facility Task Force Report relative to its findings and recommendations of skilled nursing facilities;

Skilled nursing
facilities.

From the Insurance Fraud Bureau (see Section 1(k) of Chapter 338 of the Acts of 1990, as most recently amended by Section 5 of Chapter 279 of the Acts of 2002) submitting a semi-annual report relative to referrals involving automobile insurance fraud, workers' compensation fraud and other insurance fraud [copies of said report were forwarded to the committees on Financial Services and Labor and Workforce Development];

Insurance
fraud.

From the Massachusetts Clean Energy Center (see Section 5 of Chapter 23J of the General Laws) submitting the 2019 industry report [copies of the communication were forwarded to the committees on Ways and Means, Economic Development and Emerging Technologies, and Telecommunications, Utilities and Energy as required by said law];

Clean
Energy
Center.

From the Massachusetts Convention Center Authority (see Section 40 of Chapter 190 of the Acts of 1982) submitting the 2019 final report of the Boston Convention and Exhibition Center Expansion;

Boston
Convention
Center.

From the Massachusetts Department of Transportation (see Section 66 of Chapter 228 of the Acts of 2018) submitting a report relative to study of the re-establishment of a bridge crossing of the Westfield River;

MassDOT,—
Westfield
River.

From the Massachusetts Development Finance Agency (MassDevelopment) (see Section 45C of Chapter 75 of the General Laws) submitting the first annual report of the Innovation Voucher Program Fund;

Innovation
Voucher
Program.

From Massachusetts Development Finance Agency (MassDevelopment) (see Section 71 of Chapter 141 of the Acts of 2003) submitting the Emerging Technology Fund Quarterly Report for the period of July 1, 2019 to September 30, 2019;

Emerging
Technology
Fund.

From the Massachusetts Life Sciences Center (see Section 15 of Chapter 23I of the General Laws) submitting the 2019 annual report [copies of said report were forwarded to the committees on Ways and Means and Economic Development and Emerging Technologies, as required by said law];

Life Sciences
Center.

From the Massachusetts Rehabilitation Commission (see Section 79(h) of Chapter 6 of the General Laws) submitting its annual report for 2019;

Rehabilitation
Commission.

From the Office of Community Corrections of the Trial Court (see Section 5 of Chapter 211F of the General Laws) submitting the annual report of the Massachusetts Probation Service, Office of Community Corrections, including a statistical report on the utilization of community corrections centers;

Community
corrections
centers.

From the Office of the Comptroller (see Section 12(c) of Chapter 7A of the General Laws) submitting the Comprehensive Annual Financial Report for the fiscal year ended June 30, 2019; and

Annual financial report.

From the Office of the Essex County District Attorney (see Section 32 (e) of Chapter 12 of the General Laws) submitting a statistical report on juvenile justice and drug diversion activities in Essex County for 2019;

Essex County,— juvenile justice.

Severally were placed on file.

Annual and Quarterly Reports.

Annual reports

Of the Office of the Attorney General (under item 0810-0045 of Chapter 41 of the Acts of 2019) submitting the enforcement actions and violation trends within the construction industry of the Fair Labor Division;

Fair Labor Division.

Of the Department of Public Utilities (under Section 2 of Chapter 25 of the General Laws) submitting its annual report for the department's activities for calendar year 2019;

Public utilities.

Of the Division of Capital Asset Management and Maintenance (under Section 39 of Chapter 7C of the General Laws) submitting a listing of the Commonwealth's real property holdings and leased property for 2020;

Real and leased property.

Of the Greater Attleboro-Taunton Regional Transit Authority (under Section 8(g) of Chapter 161B of the General Laws) submitting financial statements, supplementary information, and a schedule of expenditures of federal awards and OMB uniform guidance auditors' reports for the fiscal year 2019;

Greater Attleboro-Taunton transit.

Of the Northwestern District Attorney's Office (under Section 99 of Chapter 272 of the General Laws) submitting a report relative to wiretaps for the calendar year 2019;

Northwestern District,— wiretaps.

Of the Pension Reserves Investment Management Board (under Section 6 of Chapter 232 of the Acts of 2010) relative to divestment from Iran restricted securities;

Iran,— divestment.

Of the Pension Reserves Investment Management Board (under Section 4 of Chapter 151 of the Acts of 2007) relative to divestment from Sudan restricted securities; and

Sudan,— divestment.

Of the Pension Reserves Investment Management Board (under Section 23 of Chapter 32 of the General Laws) relative to divestment from companies that derive certain revenues from the sale of tobacco products; and

Tobacco,— divestment.

A quarterly report of the Sheriff's Department of Plymouth County (under Section 84 of Chapter 69 of the Acts of 2018) submitting the aggregate data on the population of the Plymouth County Correctional Facility for the fourth quarter of 2019;

Plymouth County Correctional Facility.

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Naughton of Clinton, a petition (accompanied by bill, House, No. 5015) of Harold P. Naughton, Jr. (by vote of the town) that the town of Clinton be authorized to grant six additional licenses for the sale of all alcoholic beverages to be drunk on the premises. To the committee on Consumer Protection and Professional Licensure.

Clinton,— liquor licenses.

By the same member, a petition (accompanied by bill, House, No. 5016) of Harold P. Naughton, Jr. (by vote of the town) that the town of Clinton be authorized

Clinton,— select board.

to change the name of the board of selectmen in said town to the select board. To the committee on Municipalities and Regional Government.

By the same member, a petition (accompanied by bill, House, No. 5017) of Harold P. Naughton, Jr. (by vote of the town) that the town of Clinton be authorized to continue the employment of police chief Mark R. Laverdure. To the committee on Public Service.

Clinton,—
Mark
Laverdure.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Cusack of Braintree, a petition (subject to Joint Rule 12) of Mark J. Cusack and others for legislation to establish the Tri-Town Water District in the towns of Braintree, Holbrook and Randolph.

Tri-Town
Water District.

By Ms. Elugardo of Boston, a petition (subject to Joint Rule 12) of Nika C. Elugardo and others relative to an excise for climate change adaptation infrastructure and affordable housing investments.

Climate change
and housing,—
excise.

By Representative Haddad of Somerset and Senator Rodrigues, a joint petition (subject to Joint Rule 12) of Patricia A. Haddad, Michael J. Rodrigues and Steven S. Howitt relative to elections of the Swansea water district.

Swansea water
district,—
elections.

By Mr. Zlotnik of Gardner, a petition (subject to Joint Rule 12) of Jonathan D. Zlotnik, Susannah M. Whipps and Anne M. Gobi for legislation to establish a sick leave bank for Debra Hill, an employee of the Department of Mental Health.

Debra Hill,—
sick leave.

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

Papers from the Senate.

A message from His Excellency the Governor recommending legislation relative to establishing the Massachusetts Medal of Fidelity (Senate, No. 2916), was referred, in concurrence, to the committee on Veterans and Federal Affairs.

Medal of
Fidelity.

The following order, having been approved by the committees on Rules of the two branches, acting concurrently, came from the Senate with the endorsement that it had been adopted by said branch, as follows:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Public Health be granted until October 17, 2020, within which time to make its final report on current Senate document numbered 2871, relative to plasma donation legislation.

Public Health
committee,—
extension
of time for
reporting.

Under suspension of the rules, on motion of Mr. Frost of Auburn, the order (Senate, No. 2902, amended) was considered forthwith; and it was adopted, in concurrence.

Reports of Committees.

By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on House, No. 147, an Order relative to authorizing the committee on Children, Families and Persons with Disabilities to make an investigation and study of a certain House document concerning foster children (House, No. 5000).

Foster
children,—
study.

By Mr. Honan of Boston, for the committee on Housing, on House, No. 1257, an Order relative to authorizing the committee on Housing to make an investigation and study of a certain House document concerning public housing (House, No. 5001) [Representative DeCoste of Norwell dissenting].

Public
housing,—
study.

By Mr. Hay of Fitchburg, for the committee on Labor and Workforce Development, on Senate, No. 2347, an Order relative to authorizing the committee on Labor and Workforce Development to make an investigation and study of a certain Senate document concerning agricultural and farm work (House, No. 5002).

Agricultural and farm work,— study.

By the same member, for the same committee, on House, No. 1683, an Order relative to authorizing the committee on Labor and Workforce Development to make an investigation and study of a certain House document concerning paid family leave (House, No. 5003).

Paid family leave,— study.

By Mr. Parisella of Beverly, for the committee on Public Service, on House, No. 4796, an Order relative to authorizing the committee on Public Service to make an investigation and study of a certain House document concerning creditable service (House, No. 5004).

Creditable service,— study.

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

Subsequently, Mr. Galvin of Canton, for said committees, reported, in each instance, asking to be discharged from further consideration of the orders; and recommending that the same severally be referred to the House committee on Rules. Under Rule 42, the reports severally were considered forthwith; and they were accepted.

By Mr. Honan of Boston, for the committee on Housing, on House, No. 4878, a Bill to guarantee housing stability during the COVID-19 emergency and recovery (House, No. 5018) [Representatives DeCoste of Norwell and Crocker of Barnstable dissenting]. Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

COVID-19,— housing.

Emergency Measure.

The engrossed Bill establishing a sick leave bank for Brian Bailey, an employee of the Department of Developmental Services (see House, No. 4971), 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.

Brian Bailey,— sick leave.

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 5 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; and it was signed by the acting Speaker and sent to the Senate.

Bill enacted.

Engrossed Bills.

Engrossed bills
Amending the charter of the city of Greenfield (see House, No. 4329);
Establishing the Littleton Common Smart Sewer District in the town of Littleton (see House, No. 4865); and
Exempting certain affordable housing in the Brighton section of the city of Boston from public procurement laws (see House, No. 4915);
(Which severally originated in the House);

Bills enacted.

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

The House Bill establishing a sick leave bank for Felix Cruz, an employee of the Department of Youth Services (House, No. 4977), 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.

Third reading bill.

The House Bill authorizing the town of Dedham to grant one additional license for the sale of beer and wine to be drunk on the premises (House, No. 4140), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Dedham,— liquor license.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by substitution of a bill with the same title (House, No. 5023), which was read.

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

The House Bill authorizing the town of Dedham to grant additional licenses for the sale of all alcoholic beverages to be drunk on premises at Legacy Place (House, No. 4455), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Dedham,— liquor licenses.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by substitution of a bill with the same title (House, No. 5024), which was read.

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

Order.

On motion of Mr. DeLeo of Winthrop,—
Ordered, That when the House adjourns today, it adjourn to meet on Monday next at eleven o'clock A.M.

Next sitting.

At seventeen minutes after eleven o'clock A.M., on motion of Mr. Frost of Auburn (Mrs. Haddad of Somerset being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.