
The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, OCTOBER 8, 2020.

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JOURNAL OF THE HOUSE.

Thursday, October 8, 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.

Resolutions.

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

Resolutions (filed by Mr. Cutler of Pembroke and other members of the House) recognizing October 7, 2020 as Energy Efficiency Day in the Commonwealth of Massachusetts;

Energy
Efficiency
Day.

Resolutions (filed by Mr. Cutler of Pembroke and other members of the House) imploring the President of the United States of America to designate a state funeral for the last surviving World War II Medal of Honor recipients;

World War II
Medal of
Honor.

Resolutions (filed by Representatives Decker of Cambridge, Garlick of Needham and Khan of Newton) congratulating Joan Mikula on the occasion of her retirement as Commissioner of Mental Health;

Joan
Mikula.

Resolutions (filed by Representatives Garlick of Needham, Garballey of Arlington and Rogers of Cambridge) commending Donna Kelly-Williams, registered nurse, direct care nurse and president of the Massachusetts Nurses Association, for her many years of service to the nurses of the Commonwealth;

Donna
Kelly-Williams.

Resolutions (filed by Mr. Markey of Dartmouth) commending Kate Fentress on her dedication to the towns of Dartmouth and Westport;

Kate
Fentress.

Resolutions (filed by Ms. Sabadosa of Northampton) congratulating Alfred L. Griggs on receiving the Governor's Award in the Humanities; and

Alfred
Griggs.

Resolutions (filed by Ms. Sullivan of Abington) congratulating Whitman Town Administrator Frank J. Lynam on the occasion of his retirement;

Frank
Lynam.

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. Wong of Saugus, 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 Barnstable County Registry of Deeds (see Section 2KKK of Chapter 29 of the General Laws) submitting its plan for expenditure for technological improvements from the County Registers Technological Fund [copies of the report

Barnstable
County,—
technology
fund.

were forwarded to the committees on Ways and Means and Post Audit and Oversight, as required by said law];

From the Commissioner of Banks (see Section 24(c) of Chapter 21 of the Acts of 2020) submitting a letter dated March 12, 2020 setting forth approval of the merger of the Depositors Insurance Fund and The Co-operative Central Bank and the amended by-laws of the Depositors Insurance Fund;

Commissioner of Banks.

From the Department of Correction (see Section 223 of Chapter 69 of the Acts of 2018) submitting a report of the Panel on Justice-Involved Women;

Incarcerated women.

From the Department of Elementary and Secondary Education (see Section 89(kk) of Chapter 71 of the General Laws) submitting the charter school data annual report for fiscal year 2020 (school year 2019-2020);

Charter schools,— data.

From the Department of Elementary and Secondary Education (see Section 1P of Chapter 69 of the General Laws) submitting the annual report of the Safe and Supportive Schools Commission [copies of said report were forwarded to the committee on Ways and Means and the committees on Education, Mental Health, Substance Use and Recovery, and Children, Families and Persons with Disabilities, as required by said law];

Safe and supportive schools.

From the Department of Elementary and Secondary Education (see item 7010-1202 of Chapter 41 of the Acts of 2019) submitting a report relative to the implementation of the Massachusetts Digital Literacy Now grant program to establish and promote digital literacy and computer science education in public schools;

Schools,— digital literacy.

From the Department of Elementary and Secondary Education (see item 7053-1925 of Chapter 68 of the Acts of 2018) submitting an annual report relative to the actions and outcomes from the School Breakfast Programs and the Summer Food Service Program in the 2017-2018 school year;

Schools,— food services.

From the Department of Elementary and Secondary Education (see item 7061-0010 of Chapter 142 of the Acts of 2019) submitting a report entitled: Increasing Student Access to Behavioral and Mental Health Services;

Students,— health services.

From the Department of Transitional Assistance (see Section 2 of Chapter 18 of the General Laws) submitting a report entitled: Report on Transitional Aid to Families with Dependent Children – Eligible Noncitizen Status Clients [copies of said report were forwarded to the committee on Ways and Means, and the committee on Children, Families and Persons with Disabilities, as required by said law];

DTA,— noncitizen status clients.

From the Department of Transitional Assistance (see Section 2 of Chapter 18 of the General Laws) submitting an annual report detailing the numbers of recipients exempt from the Electronic Benefit Transfer (EBT) card photo requirement and the reasons for such exemptions;

EBT cards.

From the Executive Office of Health and Human Services (see Section 15 of Chapter 118I of the General Laws) submitting the annual report of the Health Information Technology Council for the period January 2019 to December 2019;

Health information technology.

From the Massachusetts College of Art and Design (see Section 634 of Chapter 26 of the Acts of 2003) submitting its performance report for the fiscal year 2019;

College of Art and Design.

From the 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 October 1, 2019 to December 31, 2019;

Emerging Technology Fund.

From the Massachusetts Gaming Commission (see Section 70 of Chapter 23K of the General Laws) submitting a complete and detailed report of the commission's activities;

Gaming Commission.

From the Office of Medicaid of the Executive Office of Health and Human Services (see Section 99 of Chapter 41 of the Acts of 2019) submitting a report

Medicaid,— pharmacy

relative to methods for increasing transparency of pharmacy services provided by pharmacy benefit managers to Medicaid managed care organizations and Medicaid accountable care organizations;

services.

From the Office of Medicaid of the Executive Office of Health and Human Services (see Section 98 of Chapter 41 of the Acts of 2019) submitting a report relative to the potential cost savings for prescription medications by pursuing new purchasing approaches; and

Medicaid,—
drug
purchasing.

From the Office of the State Auditor (see item 0710-0200 of Chapter 41 of the Acts of 2019) submitting a quarterly report of the Bureau of Special Investigations from October 1, 2019 to December 31, 2019 [received via electronic mail on April 7, 2020];

Bureau of
Special
Investigations.

Severally were placed on file.

Annual, Quarterly and Monthly Reports.

Annual reports

Of the Cannabis Control Commission (under Section 18 of Chapter 94G of the General Laws) submitting its annual audit report [a copy was forwarded to the committee on Ways and Means, as required by said law];

Cannabis
Control
Commission.

Of the Commissioner of the Department of Mental Health (under Section 193 of Chapter 133 of the Acts of 2016) submitting the annual report of the Community Behavioral Health Promotion and Prevention Commission relative to the state of preventing substance abuse use disorder and promoting behavioral health in the Commonwealth;

Behavioral
health.

Of the Division of Administrative Law Appeals (under Section 4H of Chapter 7 of the General Laws, as most recently amended by Section 2 of Chapter 19 of the Acts of 2020) submitting an annual report of its performance and progress for the calendar year 2019;

Administrative
Law
Appeals.

Of the Division of Capital Asset Management and Maintenance (under Section 6 of Chapter 7C of the General Laws) submitting an annual report relative to its Supplier Diversity – Affirmative Marketing Program for Design and Construction report for the fiscal year 2019;

DCAMM,—
supplier
diversity.

Of the Massachusetts District Attorneys Association (under item 0340-2100 of Section 2 Chapter 41 of the Acts of 2019) detailing by district, the amount of case referrals by the Disabled Persons Protection Commission for fiscal year 2019;

District
attorneys,—
DPPC referrals.

Of the Multi-Agency Illegal Tobacco Task Force established (under Section 40(d) of Chapter 64C of the General Laws) submitting an annual report relative to the coordination of efforts to combat contraband tobacco distribution, including efforts to foster compliance with the law and conduct targeted investigations and enforcement actions against violators;

Multi-Agency
Illegal Tobacco
Task Force.

Of the Office of Performance Management and Innovation of the Massachusetts Department of Transportation (under Section 1 of Chapter 204 of the Acts of 2018) submitting the MBTA Commuter Rail Fare Study;

MBTA,—
commuter
rail fares.

Of the Restoration Center Commission (under Section 225 of Chapter 69 of the Acts of 2018) submitting a report on its year two activities, findings and recommendations to plan and implement a county restoration center program to divert persons suffering from mental illness or substance use disorder; and

Restoration
Center
Commission.

Of the Secretary of the Commonwealth (under Section 6A(e) of Chapter 66 of the General Laws) submitting an annual report relative to public records requests received by agencies in the calendar year 2019; and

Public
records.

A monthly report of the Department of Unemployment Assistance (under Section 14F of Chapter 151A of the General Laws) relative to the condition of the Commonwealth's Unemployment Insurance Trust Fund through January 2020; and

Unemployment
Trust Fund.

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 first quarter of 2020; Severally were placed on file.

Plymouth
County
Correctional
Facility.

Petitions.

Petitions severally were presented and referred as follows:

By Representative Muratore of Plymouth and Senator Moran, a joint petition (accompanied by bill, House, No. 5034) of Mathew J. Muratore, Susan L. Moran and others (by vote of the town) relative to the environmental affairs fund in the town of Plymouth; and

Plymouth,—
fund.

By Mr. Naughton of Clinton, a petition (accompanied by bill, House, No. 5035) of Harold P. Naughton, Jr. (by vote of the town) relative to the management of Fuller Field in the town of Clinton;

Clinton,—
Fuller Field.

Severally to the committee on Municipalities and Regional Government.
Severally sent to the Senate for concurrence.

Representatives Kane of Shrewsbury and Garlick of Needham presented a petition (subject to Joint Rule 12) of Hannah Kane, Denise C. Garlick and others relative to improvements to the local and regional public health systems to address disparities in the delivery of public health services; and the same was referred, under Rule 24, to the committee on Rules.

Local and
regional
public health,—
disparities.

Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending that Joint Rule 12 be suspended. Under suspension of the rules, on motion of Ms. Gifford of Wareham, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Health. Sent to the Senate for concurrence.

Papers from the Senate.

A Bill relative to the charter of the town of Winchendon (Senate, No. 2249) (on a petition) [Local Approval Received], passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A to the committee on Steering, Policy and Scheduling.

Winchendon,—
charter.

A petition (accompanied by bill, Senate, No. 2919) of Anne M. Gobi and Donald R. Berthiaume, Jr. (by vote of the town) for legislation to provide for the renaming of the board of selectmen to select board in the town of Hubbardston, was referred, in concurrence, to the committee on Municipalities and Regional Government.

Hubbardston,—
select
board.

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 petition of Jeffrey N. Roy for legislation to establish a sick leave bank for William

William
Manning,—
sick leave.

Manning, an employee of the Department of Correction. Under suspension of the rules, on motion of Mrs. Gifford of Wareham, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service. Sent to the Senate for concurrence.

By Mr. Petrolati of Ludlow, for the committee on Steering, Policy and Scheduling, that the House Bill establishing a sick leave bank for Marshall Johnson, an employee of the Department of Conservation and Recreation (House, No. 5019), be scheduled for consideration by the House.

Marshall Johnson,—
sick leave.

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

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

By Ms. Ferrante of Gloucester, for the committee on Economic Development and Emerging Technologies, on House, Nos. 382, 385 and 4070, an Order relative to authorizing the committee on Economic Development and Emerging Technologies to make an investigation and study of certain House documents concerning technology, entrepreneurship and wagering (House, No. 5032).

Technology,
entrepreneurship
and wagering,—
study.

By Ms. Peisch of Wellesley, for the committee on Education, on House, Nos. 445 and 495, an Order relative to authorizing the committee on Education to make an investigation and study of certain House documents concerning educational transportation (House, No. 5025).

Educational
transportation,—
study.

By Mr. Roy of Franklin, for the committee on Higher Education, on House, Nos. 4729 and 4730, an Order relative to authorizing the committee on Higher Education to make an investigation and study of certain House documents concerning higher education institutions (House, No. 5026).

Higher
education
institutions,—
study.

By Mr. Cusack of Braintree, for the committee on Revenue, on House, Nos. 4361 and 4480, an Order relative to authorizing the committee on Revenue to make an investigation and study of certain House documents concerning certain transportation excise taxes and further defining horticultural land tax assessments (House, No. 5027).

Revenue,—
study.

By Mr. Golden of Lowell, for the committee on Telecommunications, Utilities and Energy, on House, Nos. 2818, 2823 and 3668, an Order relative to authorizing the committee on Telecommunications, Utilities and Energy to make an investigation and study of certain House documents concerning competitive electric suppliers (House, No. 5033).

Competitive
electric
suppliers,—
study.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on House, Nos. 3083 and 3672, an Order relative to authorizing the committee on Transportation to make an investigation and study of certain House documents concerning motorcycle interlocking ignitions and autonomous vehicle technology (House, No. 5028) [Representatives Howitt of Seekonk and Orrall of Lakeville dissenting].

Vehicle
technology,—
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. Galvin of Canton, for the committee on Rules, that the Bill relative to a 5G technology task force (House, No. 383), ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

5G technology,—
study.

Engrossed Bills.

The engrossed Bill establishing an economic development special revenue account for the town of Ashland (see House, No. 3953, amended) (which originated in the House) (which had been returned by His Excellency the Governor with recommendation of amendment), having been certified by the Clerk to be rightly and truly prepare for final passage, was passed to be re-enacted, in its amended form; and it was signed by the acting Speaker and sent to the Senate.

Bill
re-enacted.

The engrossed Bill authorizing the town of Webster to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 4993) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

Orders of the Day.

The Senate Bill establishing a sick leave bank for William Marzilli, an employee of the Military Division of the Executive Branch of the Commonwealth (Senate, No. 2742, amended), 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, in concurrence.

Third
reading
bill.

The House Bill authorizing James S. Armentrout to purchase creditable service from the Barnstable County Retirement Board (House, No. 2383), 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.

Id.

Order.

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

Next
sitting.

At nine minutes after eleven o'clock A.M., on motion of Ms. Gifford of Wareham (Mrs. Haddad of Somerset being in the Chair), the House adjourned, to meet the following Tuesday at eleven o'clock A.M., in an Informal Session.