
The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, OCTOBER 29, 2020.

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JOURNAL OF THE HOUSE.

Thursday, October 29, 2020.

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

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.

Silent Prayer.

At the request of Representatives Mariano of Quincy, Chan of Quincy, Ayers of Quincy and Hunt of Boston, the members and employees stood in a moment of silent tribute in respect to the memory of Lawrence M. "Larry" Norton of Quincy.

Lawrence
Norton.

Larry was a loving husband, father, and grandfather who passed away suddenly on October 20, 2020 at the age of 76.

Born in Somerville, he then moved to Quincy where he resided for over 50 years. Larry was President of the Quincy Vietnam Combat Veterans Combined Armed Forces and was a 51 year member of the Cyril P. Morrissette American Legion Post # 294, as Past Commander. Larry was very active in the American Legion where he served in many capacities at the state and national levels. Larry was a proud Vietnam Combat Veteran serving with the United States Marines Corp where he was awarded many medals including the Purple Heart. A proud veteran, Larry was also Past Commander of the Quincy Veterans Council. He was well respected within the city of Quincy for his passion and selfless commitment to those who have served our nation.

He was the beloved husband of Ruth K. (Steen) Norton. Loving father of Pamela Norton and her boyfriend, Glenn Hermanson, Michael Norton and his wife, Julie all of Quincy, and Kevin Norton and his wife, Tara, of Braintree. Proud Pop to Mikey, Corbett, and Shea. Brother of Kathie Brandt of Chicago, Illinois, and the late Paul Norton, Eleanor Trites, Louise Buckley, Thomas Norton and his surviving wife, Joanne, of Somerville, and Ann Eleanor (Nancy) Debonis. Brother in law of Patricia Steen of Abington, Jacqueline Surratt of Colorado, the late Rev. Raymond Steen, OMI, the late Russell Leary and his surviving wife, Ann of Quincy, the late Joseph M. Steen and his surviving wife, Nancy of Wilmington. He is also survived by many nieces and nephews.

Communications.

Communications

From the Cannabis Control Commission (see Section 4 of Chapter 94G of the General Laws) providing an updated status on the filing of a report of the commission's activities relative to the adult-use marijuana program, which has been delayed pending approval of the commission at their next public meeting;

Adult-use
marijuana.

From the Cannabis Control Commission (see Section 4 of Chapter 94G of the General Laws) submitting a report on the commission’s activities regarding the adult-use marijuana program;	Id.
From the Department of Children and Families (see Section 7(e) of Chapter 18B of the General Laws) submitting an annual report for the fiscal year 2020;	Children and families.
From the Department of Children and Families (see item 4800-0015 of Chapter 41 of the Acts of 2019) submitting a report entitled “Foster Care Review Report FY2020”; and	Foster care.
From the Department of Correction (see Section 119A of Chapter 127 of the General Laws as added by Section 97 of Chapter 69 of the Acts of 2018) submitting the annual legislative report regarding medical parole;	Corrections,— medical parole.
From the Department of Early Education and Care (see Section 2IIIII of Chapter 29 of the General Laws, as amended by Section 8 of Chapter 124 of the Acts of 2020) submitting a report on the Early Education and Care Public-Private Trust Fund;	Early education and care fund.
From the Department of Mental Health (see Section 9 of Chapter 321 of the Acts of 2008) submitting the annual report of the Children’s Behavioral Health Advisory Council;	Children’s behavioral health.
From the Department of Public Health (see item 4513-1020 of Section 2 of Chapter 41 of the Acts of 2019) submitting the Early Intervention Program report for the third quarter of fiscal year 2020;	Early Intervention.
From the Department of Revenue (see Section 31 of Chapter 34 of the Acts of 2019) submitting a report of the Child Support Enforcement Division relative to the implementation of medical legislation providing health care coverage for children;	Child support enforcement.
From the Division of Insurance (see Section 4 of Chapter 124 of the Acts of 2019) submitting a report of the Provider Directory Task Force;	Insurance providers.
From the Executive Office of Labor and Workforce Development Workforce Training Fund Program (WTFP) (see Section 2RR of Chapter 29 of the General Laws) for the fiscal year 2020;	Workforce Training Fund Program.
From the Fall River District 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 communication were forwarded to the committees on Ways and Means and Post Audit and Oversight, as required by said law];	Fall River Registry of Deeds,— technology plan.
From the Health Equity Task Force (see Section 2 of Chapter 93 of the Acts of 2020) established to study and make recommendations to the General Court submitting the first interim report to address health disparities for underserved or underrepresented populations based on culture, race, ethnicity, language, disability, gender identity, sexual orientation or geographic location;	Health Equity Task Force.
From the Human Resources Division of the Executive Office for Administration and Finance (see Section 25 of Chapter 31 of the General Laws) submitting a listing of civil service fire chiefs series eligible lists that have been revoked by the Personnel Administrator as of May 1, 2020;	Civil service lists.
From the Massachusetts Capital Resource Company (see Section 12 of Chapter 816 of the Acts of 1977) submitting its annual report describing the formation and current status of said company [copy of said report was forwarded to the Speaker of the House];	Capital Resource Company.
From the Massachusetts Clean Energy Center (see Section 5 of Chapter 23J of the General Laws) stating that they were not able to complete work on the 2020 industry report and financial statement by the August 15 deadline, and that said report will be delayed [copies of the communication were forwarded to the committee on Ways and Means and the committees on Economic Development and Emerging	Clean Energy Center.

Technologies, and Telecommunications, Utilities and Energy as required by said law];

From the Massachusetts Commission on the Status of Women (see Section 66 of Chapter 3 of the General Laws) for fiscal year 2020;

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 April 1, 2020 to June 30, 2020;

From the State Lottery Charitable Gaming Division (see Section 38 of Chapter 10 of the General Laws) for the calendar year 2019;

From the Massachusetts Technology Development Corporation (MassVentures) (see Section 6 of Chapter 40G of the General Laws) submitting the financial statements for fiscal year ended June 30, 2020;

From the Norfolk 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 communication were forwarded to the committee on Ways and Means and the committee on Post Audit and Oversight, as required by said law]; and

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 April 1, 2020 to June 30, 2020 [received via electronic mail on October 15, 2020];

Severally were placed on file.

Status of Women.

Emerging Technology Fund.

State Lottery.

MassVentures.

Norfolk County,— technology fund.

Bureau of Special Investigations.

Annual, Quarterly and Monthly Reports.

Annual reports

Of the Asian American Commission (under Section 68 of Chapter 3 of the General Laws) for the calendar year 2019;

Of the Berkshire 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 2020;

Of the Cape Ann Transportation 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 2020;

Of the Executive Office of Public Safety and Security (under Section 2 of Chapter 170 of the Acts of 2004) submitting the annual report examining data reported by Massachusetts law enforcement agencies with approved electronic control weapons training programs for calendar year 2018;

Of the Massachusetts Legal Assistance Corporation (under Section 10 of Chapter 221A of the General Laws) submitting an annual report for the fiscal year 2020;

Of the Massachusetts Port Authority (under item 6720-1340 of Section 2C of Chapter 219 of the Acts of 2016) submitting the annual report for fiscal year 2020 on improvements at the Paul W. Conley Terminal [copies of the report were forwarded to the committee on Bonding, Capital Expenditures and State Assets, as required by said law]; and

Of the Water Resources Commission (under Section 8C of Chapter 21 of the General Laws and 313 CMR 4.11(3)) relative to the approval of the town of North

Asian Americans.

Berkshire Regional Transit.

Cape Ann Transportation Authority.

Stun guns.

Legal Assistance Corporation.

MassPort,— Conley Terminal.

North Reading,— water.

Reading's request for an interbasin transfer to purchase water from the town of Andover;

Monthly reports

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 June 2020; and

Unemployment Trust Fund.

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 July 2020; and

Id.

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 second quarter of 2020;

Plymouth County Correctional Facility.

Severally were placed on file.

Paper from the Senate.

A Bill establishing a sick leave bank for Marshall Bickford, an employee of the Department of Unemployment Assistance (Senate, No. 2925) (on Senate, No. 2923), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Marshall Bickford,— sick leave.

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 Carole A. Fiola for legislation to establish a sick leave bank for Emily Teixeira, an employee of the Bristol County Sheriff's Office. Under suspension of the rules, on motion of Mr. Wong of Saugus, 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.

Emily Teixeira,— sick leave.

By Mr. Pignatelli of Lenox, for the committee on Environment, Natural Resources and Agriculture, on House, Nos. 735, 740, 819, 863 and 4004, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of certain House documents concerning local environmental matters (House, No. 5070).

Local environmental matters,— study.

By the same member, for the same committee, on House, Nos. 755, 770, 845, 3714 and 4146, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of certain House documents concerning animal welfare (House, No. 5071).

Animal welfare,— study.

By the same member, for the same committee, on House, Nos. 776, 818, 824, 828, 852 and 875, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and study of certain House documents concerning pesticide and toxic management (House, No. 5072) [Representative Ciccolo of Lexington dissenting].

Pesticide and toxic management,— study.

By the same member, for the same committee, on House, Nos. 749, 760, 766, 775, 778, 817, 841, 842, 874 and 891, an Order relative to authorizing the committee on Environment, Natural Resources and Agriculture to make an investigation and

Climate and environmental policy,— study.

study of certain House documents concerning climate and environmental policy (House, No. 5073).

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. Hay of Fitchburg, for the committee on Labor and Workforce Development, on House, No. 1617, a Bill requiring one fair wage (House, No. 5085). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Fair wage.

By Mr. Hay of Fitchburg, for the committee on Labor and Workforce Development, on House, Nos. 1605 and 1610, a Bill to prevent wage theft, promote employer accountability, and enhance public enforcement (House, No. 5086). Read; and referred, under Rule 33, to the committee on Ways and Means.

Employer
accountability.

By Mr. Hay of Fitchburg, for the committee on Labor and Workforce Development, on a petition, a Bill for unemployment rules for gig economy (House, No. 4746). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Gig economy,—
unemployment..

Emergency Measure.

The engrossed Bill authorizing the University of Massachusetts to convey a certain parcel of land and buildings to the city of Waltham (see House, No. 4927, 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.

Waltham,—
land.

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 2 to 0. Sent to the Senate for concurrence.

Engrossed Bill.

The engrossed Bill relative to the transfer and sale of a certain parcel of land in the town of Tewksbury (see Senate, No. 2384, amended) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

Orders of the Day.

The Senate amendments of the House Bill authorizing the commissioner of Capital Asset Management and Maintenance to convey an easement in certain land in the city of Peabody (House, No. 4219), reported by the committee on Bills in the Third Reading to be correctly drawn, were considered.

Peabody,—
land.

Pending the question on adoption of the amendments, in concurrence, Mr. Speliotis of Danvers moved that the House concur with the Senate in its amendments with further amendments in section 3, subsection (b) by striking out the last sentence (inserted by amendment by the Senate) and inserting in place thereof the following sentence:

“The compensation shall be deposited in the George L. Darey Inland Fisheries and Game Fund created by section 2C of chapter 131 of the General Laws.”; and in section 3 by striking out subsection (d) (inserted by amendment by the Senate) and inserting in place thereof the following subsection:

“(d) Notwithstanding sections 32 to 37 inclusive, of chapter 7C of the General Laws or any other general or special law to the contrary and as a further condition of the grant of easement authorized in this act, the commissioner of capital asset management and maintenance shall transfer to the department of fish and game 4 parcels located in the city of Peabody to be held in perpetuity for conservation purposes. The parcels were acquired for conservation purposes and are more particularly described: (1) in a deed recorded in the Southern Essex registry of deeds in book 6159, page 155 and containing 6.4 acres; (2) as parcel 3 in a deed recorded in the Southern Essex registry of deeds in book 6066, page 455 and containing 2.7 acres; (3) in a deed recorded in the Southern Essex registry of deeds in book 5935, page 65 and containing 9.37 acres; and (4) as parcel 2 in a deed recorded in the Southern Essex registry of deeds in book 6066, page 455 and containing 3.76 acres.”.

The further amendments were adopted.

The House then concurred with the Senate in its amendments, as amended. Sent to the Senate for concurrence in the further amendments.

The House Bill authorizing the town of Kingston to establish a special fund to process activity produced by non-town net metering (House, No. 4390), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Kingston,—
fund.

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. 5082), 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 nine minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.